

**CONFERENCE SUBSTITUTE AMENDMENT 1,  
TO 2007 SENATE BILL 40**

1     **AN ACT; relating to:** state finances and appropriations, constituting the  
2           executive budget act of the 2007 legislature.

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

3           **SECTION 1b.** 5.05 (5s) (c) of the statutes, as affected by 2007 Wisconsin Act 1,  
4     is amended to read:

5           5.05 **(5s)** (c) The board shall provide information from investigation and  
6     hearing records that pertains to the location of individuals and assets of individuals  
7     as requested under s. 49.22 (2m) by the department of workforce development  
8     children and families or by a county child support agency under s. 59.53 (5).

9           **SECTION 1m.** 6.47 (1) (ag) of the statutes is amended to read:

10          6.47 **(1)** (ag) “Domestic abuse victim service provider” means an organization  
11     that is certified by the department of health and family services children and families

1 as eligible to receive grants under s. ~~46.95~~ 49.165 (2) and whose name is included on  
2 the list provided by the board under s. 7.08 (10).

3 **SECTION 2.** 7.08 (10) of the statutes is amended to read:

4 **7.08 (10)** DOMESTIC ABUSE AND SEXUAL ASSAULT SERVICE PROVIDERS. Provide to  
5 each municipal clerk, on a continuous basis, the names and addresses of  
6 organizations that are certified under s. ~~46.95~~ 49.165 (4) or 165.93 (4) to provide  
7 services to victims of domestic abuse or sexual assault.

8 **SECTION 3d.** 10.53 (title) of the statutes is amended to read:

9 **10.53** (title) ~~Revisor~~ **Legislative reference bureau to correct listings.**

10 **SECTION 3h.** 10.53 (1g) of the statutes is amended to read:

11 10.53 **(1g)** In preparing each edition of the statutes for publication the ~~revisor~~  
12 legislative reference bureau shall, if the ~~revisor~~ bureau finds that a conflict exists  
13 between the listings in ss. 10.62 to 10.82 and the substantive statutes to which those  
14 sections refer, correct the listing in this subchapter to properly reflect the intent of  
15 the substantive statute or of the act of the legislature on which the substantive  
16 statute is based.

17 **SECTION 3p.** 10.53 (1r) of the statutes is amended to read:

18 10.53 **(1r)** For any correction made by the ~~revisor~~ legislative reference bureau  
19 under the authority of this section, the ~~revisor~~ bureau shall prepare a note explaining  
20 the correction that shall be printed with the affected listing in this subchapter.

21 **SECTION 3t.** 10.53 (2) and (3) of the statutes are amended to read:

22 10.53 **(2)** If the ~~revisor~~ legislative reference bureau makes any correction under  
23 the authority of this section, the ~~revisor~~ bureau shall incorporate the change in a  
24 ~~revisor's~~ correction bill to be submitted to the legislature at its next regularly  
25 scheduled meeting.

1           **(3)** Whenever a new act of the legislature requires a position or person to give  
2 an election notice or to perform a specific action in connection with any election, but  
3 such act fails to create an appropriate paragraph for inclusion within the listings in  
4 this subchapter, the ~~revisor~~ legislative reference bureau shall create and print the  
5 appropriate paragraph in compliance with this section.

6           **SECTION 3w.** 13.094 of the statutes is repealed.

7           **SECTION 5.** 13.101 (6) (a) of the statutes is amended to read:

8           13.101 **(6)** (a) As an emergency measure necessitated by decreased state  
9 revenues and to prevent the necessity for a state tax on general property, the  
10 committee may reduce any appropriation made to any board, commission,  
11 department, or the University of Wisconsin System, or to any other state agency or  
12 activity, by such amount as it deems feasible, not exceeding 25% of the  
13 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and  
14 (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af),  
15 (aq), (ar), and (au), 20.435 (6) (a) and (7) (da), and ~~20.445 (3)~~ 20.437 (2) (a) and (dz)  
16 or for forestry purposes under s. 20.370 (1), or any other moneys distributed to any  
17 county, city, village, town, or school district. Appropriations of receipts and of a sum  
18 sufficient shall for the purposes of this section be regarded as equivalent to the  
19 amounts expended under such appropriations in the prior fiscal year which ended  
20 June 30. All functions of said state agencies shall be continued in an efficient  
21 manner, but because of the uncertainties of the existing situation no public funds  
22 should be expended or obligations incurred unless there shall be adequate revenues  
23 to meet the expenditures therefor. For such reason the committee may make  
24 reductions of such appropriations as in its judgment will secure sound financial

1 operations of the administration for said state agencies and at the same time  
2 interfere least with their services and activities.

3 **SECTION 7b.** 13.172 (1) of the statutes is amended to read:

4 13.172 (1) In this section, “agency” means an office, department, agency,  
5 institution of higher education, association, society, or other body in state  
6 government created or authorized to be created by the constitution or any law, that  
7 is entitled to expend moneys appropriated by law, including the legislature and the  
8 courts, and any authority created in subch. II of ch. 114 or subch. III of ch. 149 or in  
9 ch. 231, 233, ~~or 234,~~ or 279.

10 **SECTION 9.** 13.48 (14) (a) of the statutes is amended to read:

11 13.48 (14) (a) In this subsection, “agency” has the meaning given for “state  
12 agency” in s. 20.001 (1), except that during the period prior to July 1, 2007, and the  
13 period beginning on the effective date of this paragraph .... [revisor inserts date], and  
14 ending on June 30, 2009, the term does not include the Board of Regents of the  
15 University of Wisconsin System.

16 **SECTION 9c.** 13.48 (31) (a) of the statutes is amended to read:

17 13.48 (31) (a) The legislature finds and determines that it is in the public  
18 interest to promote the public health and welfare and to provide for economic  
19 development in this state by ensuring a fundamental and expanding capacity to  
20 conduct biomedical research and to create new technologies; by training students in  
21 the substance and methodology of biomedical research; and by providing scientific  
22 support to individuals and organizations in this state who are engaged in biomedical  
23 research and technological innovation. It is therefore the public policy of this state  
24 to assist the Medical College of Wisconsin, Inc., in the construction of and installation

1 of equipment at facilities that will be used for biomedical research and the creation  
2 of new technologies.

3 **SECTION 9e.** 13.48 (31) (b) of the statutes is amended to read:

4 13.48 (31) (b) On or after July 1, 2003, the building commission may authorize  
5 up to \$25,000,000 \$35,000,000 of general fund supported borrowing to aid in the  
6 construction of and installation of equipment at a biomedical research and  
7 technology incubator at the Medical College of Wisconsin, Inc. The state funding  
8 commitment for the construction of and installation of equipment at the incubator  
9 shall be in the form of a ~~construction~~ grant to the Medical College of Wisconsin, Inc.  
10 Before the building commission may award the ~~construction~~ grant under this  
11 paragraph, the Medical College of Wisconsin, Inc., must certify to the building  
12 commission that the total funding commitments of the state and nonstate sources  
13 will pay for the construction cost of and the cost of installation of equipment at the  
14 incubator.

15 **SECTION 9h.** 13.48 (31) (c) (intro.) of the statutes is amended to read:

16 13.48 (31) (c) (intro.) If the building commission awards a ~~construction~~ grant  
17 to the Medical College of Wisconsin, Inc., under this subsection, the Medical College  
18 of Wisconsin, Inc., shall provide the state with an option to purchase the biomedical  
19 research and technology incubator under the following conditions:

20 **SECTION 9n.** 13.48 (31) (d) of the statutes is amended to read:

21 13.48 (31) (d) If the state does not exercise the option to purchase the  
22 biomedical research and technology incubator under par. (c), and if the incubator is  
23 sold to any 3rd party, any agreement to sell the incubator shall provide that the state  
24 has the right to receive an amount equal to the ~~construction~~ grants awarded to the  
25 Medical College of Wisconsin, Inc., under this subsection from the net proceeds of any

1 such sale after any mortgage on the incubator has been satisfied and all other  
2 secured debts have been paid. This right shall be paramount to the right of the  
3 Medical College of Wisconsin, Inc., to the proceeds upon such sale.

4 **SECTION 9nb.** 13.48 (32r) of the statutes is repealed.

5 **SECTION 9nd.** 13.48 (36) of the statutes is created to read:

6 **13.48 (36) HMONG CULTURAL CENTERS.** (a) The legislature finds and determines  
7 that a significant number of Hmong people are citizens of this state, that the Hmong  
8 people have a proud heritage that needs to be recognized and preserved, and that the  
9 Hmong people have experienced difficulties assimilating in this state. The  
10 legislature finds that supporting the Hmong people in their efforts to recognize their  
11 heritage and to realize the full advantages of citizenship in this state is a statewide  
12 responsibility of statewide dimension. Because it will better ensure that the heritage  
13 of the Hmong people is preserved and will better enable the Hmong people to realize  
14 the full advantages of citizenship in this state, the legislature finds that it will have  
15 a direct and immediate effect on a matter of statewide concern for the state to  
16 facilitate the purchase or construction and operation of Hmong cultural centers.

17 (b) 1. The building commission may authorize up to \$2,000,000 in general fund  
18 supported borrowing to make a grant to an organization designated by the secretary  
19 of administration that represents the cultural interests of Hmong people for  
20 purchase or construction of a Hmong cultural center in Dane County. Before  
21 approving any state funding commitment for the purchase or construction of the  
22 center and before awarding the grant, the building commission shall determine that  
23 the organization has secured additional funding commitments of at least \$2,500,000  
24 from nonstate revenue sources for purchase or construction of the center. Before  
25 awarding the grant, the organization shall submit to the building commission and

1 the commission shall review and approve an initial budget and business plan for the  
2 operation of the center that is acceptable to the commission. As a condition of  
3 receiving the grant, the organization must enter into an agreement with the  
4 secretary guaranteeing that the center will be operated to serve the nonsectarian  
5 cultural interests of the Hmong people.

6 2. If, for any reason, the facility that is purchased or constructed with funds  
7 from the grant under subd. 1. is not used as a Hmong cultural center in Dane County,  
8 or the center is not operated to serve the nonsectarian cultural interests of the  
9 Hmong people, the state shall retain an ownership interest in the facility equal to the  
10 amount of the state's grant.

11 (c) 1. The building commission may authorize up to \$250,000 in general fund  
12 supported borrowing to make a grant to an organization designated by the secretary  
13 of administration that represents the cultural interests of Hmong people for  
14 purchase or construction of a Hmong cultural center in La Crosse County. Before  
15 awarding the grant, the organization shall submit to the building commission and  
16 the commission shall review and approve an initial budget and business plan for the  
17 operation of the center that is acceptable to the commission. As a condition of  
18 receiving the grant, the organization must enter into an agreement with the  
19 secretary guaranteeing that the center will be operated to serve the nonsectarian  
20 cultural interests of the Hmong people.

21 2. If, for any reason, the facility that is purchased or constructed with funds  
22 from the grant under subd. 1. is not used as a Hmong cultural center in La Crosse  
23 County, or the center is not operated to serve the nonsectarian cultural interests of  
24 the Hmong people, the state shall retain an ownership interest in the facility equal  
25 to the amount of the state's grant.

1           **SECTION 9nf.** 13.48 (36p) of the statutes is created to read:

2           **13.48 (36p) BOND HEALTH CENTER.** (a) The legislature finds and determines  
3 that improving the health of the citizens of this state and increasing access to health  
4 care in this state is a statewide responsibility of statewide dimension. In addition,  
5 the legislature finds and determines that the Bond Health Center in the city of  
6 Oconto plays a vital role in improving the health of the citizens of this state and is  
7 a quality health care facility. The legislature, therefore, finds and determines that  
8 assisting the Bond Health Center in the city of Oconto in expanding a health care  
9 facility will have a direct and immediate effect on this state responsibility of  
10 statewide dimension.

11           (b) The building commission may authorize up to \$1,000,000 in general fund  
12 supported borrowing to make a grant to the Bond Health Center in the city of Oconto  
13 for construction costs related to hospital expansion. Before approving any state  
14 funding commitment for construction costs relating to the hospital expansion and  
15 before awarding the grant, the building commission shall determine that the Bond  
16 Health Center has secured all necessary additional funding commitments from  
17 nonstate revenue sources for the expansion.

18           (c) If, for any reason, the facility that is expanded with funds from the grant  
19 under par. (b) is not used as a hospital, the state shall retain an ownership interest  
20 in the facility equal to the amount of the state's grant.

21           **SECTION 9nx.** 13.48 (38) of the statutes is created to read:

22           **13.48 (38) CIVIL WAR EXHIBIT AT THE KENOSHA PUBLIC MUSEUMS.** (a) The  
23 legislature finds and determines that the Civil War was an event of unequalled  
24 importance in the historical development of the United States; that Wisconsin  
25 citizens fought bravely and valiantly in assisting the Union to achieve victory in the



1 Civil War; and that the study of the Civil War will deepen our understanding and  
2 appreciation of the history of the United States and of Wisconsin. It is therefore in  
3 the public interest, and it is the public policy of this state, to assist the Kenosha  
4 Public Museums in the construction of facilities that will be used for a Civil War  
5 exhibit.

6 (b) The building commission may authorize up to \$500,000 in general fund  
7 supported borrowing to aid in the construction of a Civil War exhibit as part of the  
8 Kenosha Public Museums in the city of Kenosha. The state funding commitment  
9 shall be in the form of a grant to the Kenosha Public Museums. Before approving any  
10 such state funding commitment and before awarding the construction grant, the  
11 building commission shall determine that the Kenosha Public Museums has secured  
12 additional funding at least equal to \$2,000,000 from nonstate donations for the  
13 purpose of constructing a Civil War exhibit.

14 (c) If the building commission authorizes a grant to the Kenosha Public  
15 Museums under par. (b) and if, for any reason, the facility that is constructed with  
16 funds from the grant is not used as a Civil War exhibit, the state shall retain an  
17 ownership interest in the facility equal to the amount of the state's grant.

18 **SECTION 9og.** 13.489 (5) (b) of the statutes is amended to read:

19 13.489 (5) (b) All project information included in any report required under ~~this~~  
20 ~~subsection~~ par. (a) shall be reported on both a cumulative basis from the inception  
21 of the project and on an updated basis for the period since the department's last  
22 report under this subsection.

23 **SECTION 9oh.** 13.489 (5) (c) of the statutes is created to read:

24 13.489 (5) (c) With the report submitted under par. (a), by February 1 of each  
25 year, the department of transportation shall include a current project schedule for

1 all projects enumerated under s. 84.013 (3) or approved under s. 84.013 (6), showing  
2 the annual funding required until completion for each project.

3 **SECTION 9p.** 13.53 (2) (intro.) of the statutes is amended to read:

4 13.53 (2) RESPONSIBILITIES. (intro.) The joint legislative audit committee shall  
5 have advisory responsibilities for the legislative audit bureau. The committee's  
6 responsibility is subject to general supervision of the joint committee on legislative  
7 organization. If the joint committee on information policy and technology is not  
8 organized, the joint legislative audit committee shall assume the responsibilities  
9 assigned to the joint committee on information policy and technology under ss. 13.58  
10 (5) (b) 5. and 6., 16.971 (2) (Lg), 16.973 (10) to (16), and 36.59. The joint legislative  
11 audit committee may:

12 **SECTION 9q.** 13.55 (1) (a) 1. (intro.) of the statutes is amended to read:

13 13.55 (1) (a) 1. (intro.) There is created a ~~9-member~~ an 8-member commission  
14 on uniform state laws to advise the legislature with regard to uniform laws and  
15 model laws. Except as provided under par. (b), the commission shall consist of all of  
16 the following:

17 **SECTION 9r.** 13.55 (1) (a) 1. c. of the statutes is repealed.

18 **SECTION 9rg.** 13.58 (5) (b) 5. of the statutes is created to read:

19 13.58 (5) (b) 5. Review any executive branch information technology project  
20 identified in a report submitted to the committee by the department of  
21 administration under s. 16.973 (15) to determine whether the project should be  
22 continued or implemented. The committee may forward any recommendations  
23 regarding the project to the governor and to the legislature under s. 13.172 (2).

24 **SECTION 9rk.** 13.58 (5) (b) 6. of the statutes is created to read:

1           13.58 (5) (b) 6. Review any University of Wisconsin System, institution, or  
2 college campus information technology project identified in a report submitted to the  
3 committee by the Board of Regents under s. 36.59 (7) to determine whether the  
4 project should be continued or implemented. The committee may forward any  
5 recommendations regarding the project to the governor and to the legislature under  
6 s. 13.172 (2).

7           **SECTION 10b.** 13.62 (2) of the statutes is amended to read:

8           13.62 (2) “Agency” means any board, commission, department, office, society,  
9 institution of higher education, council, or committee in the state government, or any  
10 authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch. 231, 232, 233,  
11 234, ~~or 237,~~ or 279, except that the term does not include a council or committee of  
12 the legislature.

13           **SECTION 11.** 13.63 (1) (am) of the statutes is amended to read:

14           13.63 (1) (am) If an individual who applies for a license under this section does  
15 not have a social security number, the individual, as a condition of obtaining that  
16 license, shall submit a statement made or subscribed under oath or affirmation to the  
17 board that the individual does not have a social security number. The form of the  
18 statement shall be prescribed by the department of ~~workforce development~~ children  
19 and families. A license issued in reliance upon a false statement submitted under  
20 this paragraph is invalid.

21           **SECTION 12.** 13.63 (1) (b) of the statutes is amended to read:

22           13.63 (1) (b) Except as provided under par. (am), the board shall not issue a  
23 license to an applicant who does not provide his or her social security number. The  
24 board shall not issue a license to an applicant or shall revoke any license issued to  
25 a lobbyist if the department of revenue certifies to the board that the applicant or

1 lobbyist is liable for delinquent taxes under s. 73.0301. The board shall refuse to  
2 issue a license or shall suspend any existing license for failure of an applicant or  
3 licensee to pay court–ordered payments of child or family support, maintenance,  
4 birth expenses, medical expenses or other expenses related to the support of a child  
5 or former spouse or failure of an applicant or licensee to comply, after appropriate  
6 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
7 ~~development~~ children and families or a county child support agency under s. 59.53  
8 (5) and related to paternity or child support proceedings, as provided in a  
9 memorandum of understanding entered into under s. 49.857. No application may  
10 be disapproved by the board except an application for a license by a person who is  
11 ineligible for licensure under this subsection or s. 13.69 (4) or an application by a  
12 lobbyist whose license has been revoked under this subsection or s. 13.69 (7) and only  
13 for the period of such ineligibility or revocation.

14 **SECTION 13.** 13.64 (2) of the statutes is amended to read:

15 13.64 (2) The registration shall expire on December 31 of each even–numbered  
16 year. Except as provided in sub. (2m), the board shall refuse to accept a registration  
17 statement filed by an individual who does not provide his or her social security  
18 number. The board shall refuse to accept a registration statement filed by an  
19 individual or shall suspend any existing registration of an individual for failure of  
20 the individual or registrant to pay court–ordered payments of child or family  
21 support, maintenance, birth expenses, medical expenses or other expenses related  
22 to the support of a child or former spouse or failure of the individual or registrant to  
23 comply, after appropriate notice, with a subpoena or warrant issued by the  
24 department of ~~workforce–development~~ children and families or a county child  
25 support agency under s. 59.53 (5) and related to paternity or child support

1 proceeding, as provided in a memorandum of understanding entered into under s.  
2 49.857. If all lobbying by or on behalf of the principal which is not exempt under s.  
3 13.621 ceases, the board shall terminate the principal's registration and any  
4 authorizations under s. 13.65 as of the day after the principal files a statement of  
5 cessation and expense statements under s. 13.68 for the period covering all dates on  
6 which the principal was registered. Refusal to accept a registration statement or  
7 suspension of an existing registration pursuant to a memorandum of understanding  
8 under s. 49.857 is not subject to review under ch. 227.

9 **SECTION 14.** 13.64 (2m) of the statutes is amended to read:

10 13.64 (2m) If an individual who applies for registration under this section does  
11 not have a social security number, the individual, as a condition of obtaining  
12 registration, shall submit a statement made or subscribed under oath or affirmation  
13 to the board that the individual does not have a social security number. The form of  
14 the statement shall be prescribed by the department of ~~workforce development~~  
15 children and families. A registration accepted in reliance upon a false statement  
16 submitted under this subsection is invalid.

17 **SECTION 14d.** 13.83 (1) (c) 1. of the statutes is amended to read:

18 13.83 (1) (c) 1. Consider decisions and opinions referred to it by the ~~revisor of~~  
19 ~~statutes~~ legislative reference bureau under s. ~~13.93 (2) (d)~~ 13.92 (2) (j) to determine  
20 whether revisions are needed in the statutes or session laws.

21 **SECTION 14h.** 13.83 (1) (c) 2. of the statutes is amended to read:

22 13.83 (1) (c) 2. Consider bills referred to it by the ~~revisor of statutes~~ legislative  
23 reference bureau under s. ~~13.93 (2) (j)~~ 13.92 (2) (L).

24 **SECTION 14p.** 13.83 (1) (c) 3. of the statutes is amended to read:

1           13.83 (1) (c) 3. Consider bills referred to it by the ~~revisor of statutes~~ legislative  
2 reference bureau under s. ~~13.93 (1) and (2) (c)~~ 13.92 (1) (bm) and (2) (i).

3           **SECTION 14t.** 13.83 (1) (g) 3. of the statutes is amended to read:

4           13.83 (1) (g) 3. Supply the ~~revisor of statutes~~ legislative reference bureau with  
5 the texts of and information relating to the parties to interstate agreements to which  
6 this state is a party.

7           **SECTION 15.** 13.83 (3) (f) (intro.) of the statutes is amended to read:

8           13.83 (3) (f) (intro.) The special committee shall be assisted by a technical  
9 advisory committee composed of ~~7~~ 8 members representing the following:

10          **SECTION 16.** 13.83 (3) (f) 2m. of the statutes is created to read:

11          13.83 (3) (f) 2m. The department of children and families.

12          **SECTION 17.** 13.83 (4) (a) 9. of the statutes is repealed.

13          **SECTION 17a.** 13.83 (4) (am) of the statutes is created to read:

14          13.83 (4) (am) The special committee shall advise the department of children  
15 and families regarding the administration of the programs administered by that  
16 department.

17          **SECTION 17be.** 13.90 (1) (intro.) of the statutes is amended to read:

18          13.90 (1) (intro.) The joint committee on legislative organization shall be the  
19 policy-making board for the legislative reference bureau, ~~the revisor of statutes~~  
20 ~~bureau~~, the legislative fiscal bureau, the legislative audit bureau and the legislative  
21 technology services bureau. The committee shall:

22          **SECTION 17br.** 13.90 (1m) (a) of the statutes is amended to read:

23          13.90 (1m) (a) In this subsection, “legislative service agency” means the  
24 legislative council staff, the legislative audit bureau, the legislative fiscal bureau,

1 the legislative reference bureau, ~~the revisor of statutes bureau~~ and the legislative  
2 technology services bureau.

3 **SECTION 17dr.** 13.92 (1) (b) 5. of the statutes is amended to read:

4 13.92 (1) (b) 5. ~~In cooperation with the revisor of statutes, prepare~~ Prepare a  
5 biennial list of numerical cross-references in the statutes to other parts of the  
6 statutes.

7 **SECTION 17fe.** 13.92 (2) (g) of the statutes is repealed.

8 **SECTION 17fh.** 13.92 (3) of the statutes is renumbered 13.92 (3) (a).

9 **SECTION 17fm.** 13.92 (3) (b) of the statutes is created to read:

10 13.92 (3) (b) Notwithstanding s. 230.08 (2) (fc), those employees holding  
11 positions in the classified service at the revisor of statutes bureau on the effective  
12 date of this paragraph .... [revisor inserts date], who have achieved permanent status  
13 in class before that date, if they become employed by the legislative reference bureau  
14 under 2007 Wisconsin Act .... (this act), section 9130 (1f) (d) 1. or 2., shall retain, while  
15 serving in the unclassified service at the legislative reference bureau, those  
16 protections afforded employees in the classified service under ss. 230.34 (1) (a) and  
17 230.44 (1) (c) relating to demotion, suspension, discharge, layoff, or reduction in base  
18 pay. Each such employee shall also have reinstatement privileges to the classified  
19 service as provided under s. 230.31 (1) and any other reinstatement privileges or  
20 restoration rights provided under an applicable collective bargaining agreement  
21 under subch. V of ch. 111 covering the employee on the effective date of this  
22 paragraph .... [revisor inserts date].

23 **SECTION 17fr.** 13.93 (intro.) of the statutes is repealed.

24 **SECTION 17he.** 13.93 (1) of the statutes is renumbered 13.92 (1) (bm), and 13.92  
25 (1) (bm) (intro.), 2. and 13. (intro.), as renumbered, are amended to read:

1           13.92 (1) (bm) ~~Duties of the bureau~~ Revision of statutes. (intro.) The ~~revisor~~  
2 of statutes legislative reference bureau shall prepare copy for the biennial Wisconsin  
3 statutes, and for this purpose it:

4           2. May renumber any chapter or section of the statutes for the purpose of  
5 revision, and shall change reference numbers to agree with any renumbered chapter  
6 or section. Where the term “preceding section” or similar expressions are used in the  
7 statutes the ~~revisor of statutes~~ bureau may change the same by inserting the proper  
8 section or chapter reference.

9           13. (intro.) Shall, whenever any statute is affected by any act of the legislature,  
10 and may, at the ~~revisor’s~~ bureau’s discretion, ensure that the statutory language does  
11 not discriminate on the basis of sex by making the following corrections, which shall  
12 have no substantive effect:

13           **SECTION 17hr.** 13.93 (1m) of the statutes is repealed.

14           **SECTION 17je.** 13.93 (2) (intro.) of the statutes is repealed.

15           **SECTION 17jr.** 13.93 (2) (a) of the statutes is repealed.

16           **SECTION 17Le.** 13.93 (2) (b) of the statutes is repealed.

17           **SECTION 17Lr.** 13.93 (2) (c) of the statutes is renumbered 13.92 (2) (i) and  
18 amended to read:

19           13.92 (2) (i) Serve as editor of the biennial Wisconsin statutes. In preparing  
20 each edition, if 2 or more acts of a legislative session affect the same statutory unit  
21 without taking cognizance of the effect thereon of the other acts and if the ~~revisor~~  
22 chief finds that there is no mutual inconsistency in the changes made by each such  
23 act, the ~~revisor~~ chief shall incorporate the changes made by each act into the text of  
24 the statutory unit and document the incorporation in a note to the section. For each  
25 such incorporation, the ~~revisor~~ chief shall include in a correction bill a provision



1 formally validating the incorporation. Section 990.07 is not affected by printing  
2 decisions made by the ~~reviser~~ chief under this paragraph.

3 **SECTION 17ne.** 13.93 (2) (d) of the statutes is renumbered 13.92 (2) (j).

4 **SECTION 17nr.** 13.93 (2) (e) of the statutes is renumbered 13.92 (2) (jm) and  
5 amended to read:

6 13.92 (2) (jm) Attend all scheduled meetings and serve as the nonvoting  
7 secretary of the committee for review of administrative rules under s. 13.56. The  
8 chief of the legislative reference bureau may designate an employee to perform the  
9 duties under this paragraph.

10 **SECTION 17pe.** 13.93 (2) (f) of the statutes is repealed.

11 **SECTION 17pr.** 13.93 (2) (g) of the statutes is repealed.

12 **SECTION 17re.** 13.93 (2) (h) of the statutes is renumbered 13.92 (2) (k).

13 **SECTION 17rr.** 13.93 (2) (i) of the statutes is repealed.

14 **SECTION 17te.** 13.93 (2) (j) of the statutes is renumbered 13.92 (2) (L) and  
15 amended to read:

16 13.92 (2) (L) In cooperation with the law revision committee, systematically  
17 examine and identify for revision by the legislature the statutes and session laws to  
18 eliminate defects, anachronisms, conflicts, ambiguities, and unconstitutional or  
19 obsolete provisions. The ~~reviser~~ chief shall prepare and, at each session of the  
20 legislature, present to the law revision committee bills that eliminate identified  
21 defects, anachronisms, conflicts, ambiguities, and unconstitutional or obsolete  
22 provisions. These bills may include minor substantive changes in the statutes and  
23 session laws necessary to accomplish the purposes of this paragraph. The ~~reviser~~  
24 chief may resubmit to the law revision committee in subsequent sessions of the  
25 legislature any bill prepared under this paragraph that was not enacted.

1           **SECTION 17tr.** 13.93 (2) (k) of the statutes is repealed.

2           **SECTION 17ve.** 13.93 (2m) of the statutes is renumbered 13.92 (4), and 13.92  
3 (4) (title), (a), (b) (intro.), (c), (d), (e) and (f), as renumbered, are amended to read:

4           13.92 (4) (title) ~~DUTIES OF REVISOR AND BUREAU;~~ WISCONSIN ADMINISTRATIVE CODE.

5           (a) ~~The revisor of statutes bureau~~ legislative reference bureau shall prepare copy for  
6 publication in the Wisconsin administrative code.

7           (b) (intro.) ~~The revisor of statutes bureau~~ legislative reference bureau may do  
8 any of the following:

9           (c) ~~The revisor of statutes bureau~~ legislative reference bureau may insert in the  
10 Wisconsin administrative code a note explaining any change made under par. (b).

11           (d) Sections 227.114, 227.116, 227.135 and 227.14 to 227.24 do not apply to any  
12 change made by the ~~revisor of statutes bureau~~ legislative reference bureau under  
13 par. (b).

14           (e) ~~The revisor of statutes bureau~~ legislative reference bureau shall prepare  
15 and keep on file a record of each change made under par. (b).

16           (f) ~~The revisor of statutes bureau~~ legislative reference bureau shall notify the  
17 agency involved of each change made under par. (b).

18           **SECTION 17vr.** 13.93 (3) (intro.) of the statutes is renumbered 13.92 (2m)  
19 (intro.) and amended to read:

20           13.92 (2m) PRINTING COSTS. (intro.) Payments for the following costs shall be  
21 administered by the ~~revisor of statutes~~ legislative reference bureau:

22           **SECTION 17we.** 13.93 (3) (a) of the statutes is renumbered 13.92 (2m) (a).

23           **SECTION 17wr.** 13.93 (3) (b) of the statutes is renumbered 13.92 (2m) (b).

24           **SECTION 17xe.** 13.93 (3) (c) of the statutes is renumbered 13.92 (2m) (c).

25           **SECTION 17xr.** 13.93 (3) (d) of the statutes is renumbered 13.92 (2m) (d).

1           **SECTION 18.** 13.94 (4) (a) 1. of the statutes is amended to read:

2           13.94 (4) (a) 1. Every state department, board, examining board, affiliated  
3           credentialing board, commission, independent agency, council or office in the  
4           executive branch of state government; all bodies created by the legislature in the  
5           legislative or judicial branch of state government; any public body corporate and  
6           politic created by the legislature including specifically the Fox River Navigational  
7           System Authority, the Lower Fox River Remediation Authority, and the Wisconsin  
8           Aerospace Authority, a professional baseball park district, a local professional  
9           football stadium district, a local cultural arts district and a family long-term care  
10          district under s. 46.2895; every Wisconsin works agency under subch. III of ch. 49;  
11          every provider of medical assistance under subch. IV of ch. 49; technical college  
12          district boards; development zones designated under s. 560.71; every county  
13          department under s. 51.42 or 51.437; every nonprofit corporation or cooperative or  
14          unincorporated cooperative association to which moneys are specifically  
15          appropriated by state law; and every corporation, institution, association or other  
16          organization which receives more than 50% of its annual budget from appropriations  
17          made by state law, including subgrantee or subcontractor recipients of such funds.

18          **SECTION 19.** 13.94 (4) (b) of the statutes is amended to read:

19          13.94 (4) (b) In performing audits of family long-term care districts under s.  
20          46.2895, Wisconsin works agencies under subch. III of ch. 49, providers of medical  
21          assistance under subch. IV of ch. 49, corporations, institutions, associations, or other  
22          organizations, and their subgrantees or subcontractors, the legislative audit bureau  
23          shall audit only the records and operations of such providers and organizations  
24          which pertain to the receipt, disbursement or other handling of appropriations made  
25          by state law.

1           **SECTION 20b.** 13.95 (intro.) of the statutes is amended to read:

2           **13.95 Legislative fiscal bureau.** (intro.) There is created a bureau to be  
3 known as the “Legislative Fiscal Bureau” headed by a director. The fiscal bureau  
4 shall be strictly nonpartisan and shall at all times observe the confidential nature  
5 of the research requests received by it; however, with the prior approval of the  
6 requester in each instance, the bureau may duplicate the results of its research for  
7 distribution. Subject to s. 230.35 (4) (a) and (f), the director or the director’s  
8 designated employees shall at all times, with or without notice, have access to all  
9 state agencies, the University of Wisconsin Hospitals and Clinics Authority, the  
10 Wisconsin Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority,  
11 the Lower Fox River Remediation Authority, and the Fox River Navigational System  
12 Authority, and to any books, records, or other documents maintained by such  
13 agencies or authorities and relating to their expenditures, revenues, operations, and  
14 structure.

15           **SECTION 21.** 14.18 of the statutes is amended to read:

16           **14.18 Assistance from department of ~~workforce development~~ children**  
17 **and families.** The governor may enter into a cooperative arrangement with the  
18 department of ~~workforce development~~ children and families under which the  
19 department assists the governor in providing temporary assistance for needy  
20 families under 42 USC 601 et. seq.

21           **SECTION 22.** 14.83 of the statutes is amended to read:

22           **14.83 Interstate insurance receivership commission.** There is created an  
23 interstate insurance receivership commission as specified in s. 601.59 (3). The  
24 member of the commission representing this state shall be the commissioner of  
25 insurance or his or her designated representative. The commission member shall

1 serve without compensation but shall be reimbursed from the appropriation under  
2 s. 20.145 (1) (g) 1. for actual and necessary expenses incurred in the performance of  
3 his or her duties. The commission has the powers and duties granted and imposed  
4 under s. 601.59.

5 **SECTION 23.** 14.90 (3) of the statutes is repealed.

6 **SECTION 24.** 15.01 (2) of the statutes is amended to read:

7 15.01 (2) “Commission” means a 3–member governing body in charge of a  
8 department or independent agency or of a division or other subunit within a  
9 department, except for the Wisconsin waterways commission which shall consist of  
10 5 members and the parole commission which shall consist of 8 members. A Wisconsin  
11 group created for participation in a continuing interstate body, or the interstate body  
12 itself, shall be known as a “commission”, but is not a commission for purposes of s.  
13 15.06. The parole commission created under s. 15.145 (1) shall be known as a  
14 “commission”, but is not a commission for purposes of s. 15.06. ~~The sentencing~~  
15 ~~commission created under s. 15.105 (27) shall be known as a “commission” but is not~~  
16 ~~a commission for purposes of s. 15.06 (1) to (4m), (7), and (9).~~

17 **SECTION 25.** 15.01 (6) of the statutes is amended to read:

18 15.01 (6) “Division,” “bureau,” “section” and “unit” means the subunits of a  
19 department or an independent agency, whether specifically created by law or created  
20 by the head of the department or the independent agency for the more economic and  
21 efficient administration and operation of the programs assigned to the department  
22 or independent agency. The office of justice assistance in the department of  
23 administration, the office of energy independence in the department of  
24 administration, the office of the Wisconsin Covenant Scholars Program in the  
25 department of administration, and the office of credit unions in the department of

1 financial institutions have the meaning of “division” under this subsection. The  
2 office of the long-term care ombudsman under the board on aging and long-term  
3 care and the office of educational accountability in the department of public  
4 instruction have the meaning of “bureau” under this subsection.

5 **SECTION 26.** 15.02 (3) (c) 1. of the statutes is amended to read:

6 15.02 (3) (c) 1. The principal subunit of the department is the “division”. Each  
7 division shall be headed by an “administrator”. The office of justice assistance in the  
8 department of administration, the office of the Wisconsin Covenant Scholars  
9 Program in the department of administration, and the office of credit unions in the  
10 department of financial institutions have the meaning of “division” and the executive  
11 staff director of the office of justice assistance in the department of administration,  
12 the director of the office of the Wisconsin Covenant Scholars Program in the  
13 department of administration, and the director of credit unions have the meaning of  
14 “administrator” under this subdivision.

15 **SECTION 28e.** 15.07 (1) (a) 5m. of the statutes is created to read:

16 15.07 (1) (a) 5m. Members of the University of Wisconsin Hospitals and Clinics  
17 Board appointed under s. 15.96 (1) (ag) shall be appointed as provided in that section.

18 **SECTION 28m.** 15.07 (1) (a) 6. of the statutes is amended to read:

19 15.07 (1) (a) 6. Members of the University of Wisconsin Hospitals and Clinics  
20 Board appointed under s. 15.96 ~~(8)~~ (1) (h) shall be appointed by the governor without  
21 senate confirmation.

22 **SECTION 30.** 15.07 (2) (n) of the statutes is created to read:

23 15.07 (2) (n) The member appointed under s. 15.345 (6) (a) shall serve as  
24 chairperson of the managed forest land board.

25 **SECTION 30c.** 15.07 (4) of the statutes is amended to read:

1           15.07 (4) QUORUM. A majority of the membership of a board constitutes a  
2 quorum to do business and, unless a more restrictive provision is adopted by the  
3 board, a majority of a quorum may act in any matter within the jurisdiction of the  
4 board. This subsection does not apply to actions of the University of Wisconsin  
5 Hospitals and Clinics Board, the ethics board, or the school district boundary appeal  
6 board as provided in ss. 15.96 (2), 19.47 (4) and 117.05 (2) (a).

7           **SECTION 30g.** 15.07 (4) of the statutes, as affected by 2007 Wisconsin Act 1 and  
8 2007 Wisconsin Act .... (this act), is repealed and recreated to read:

9           15.07 (4) QUORUM. A majority of the membership of a board constitutes a  
10 quorum to do business and, unless a more restrictive provision is adopted by the  
11 board, a majority of a quorum may act in any matter within the jurisdiction of the  
12 board. This subsection does not apply to actions of the government accountability  
13 board, the University of Wisconsin Hospitals and Clinics Board, or the school district  
14 boundary appeal board as provided in ss. 5.05 (1e), 15.96 (2), and 117.05 (2) (a).

15           **SECTION 35.** 15.105 (27) of the statutes is repealed.

16           **SECTION 35m.** 15.105 (30) of the statutes is created to read:

17           15.105 (30) OFFICE OF ENERGY INDEPENDENCE. There is created an office of  
18 energy independence in the department of administration. The office shall be  
19 headed by an executive director and shall have staff sufficient to carry out the duties  
20 under s. 16.956.

21           **SECTION 35p.** 15.105 (31) of the statutes is created to read:

22           15.105 (31) OFFICE OF THE WISCONSIN COVENANT SCHOLARS PROGRAM. There is  
23 created an office of the Wisconsin Covenant Scholars Program in the department of  
24 administration. The director of the office shall be appointed by the secretary of  
25 administration.

1           **SECTION 37e.** 15.155 (1) (a) 6. of the statutes is amended to read:

2           15.155 (1) (a) 6. Six other members ~~appointed~~ nominated by the governor, and  
3 with the advice and consent of the senate appointed, for 2–year terms.

4           **SECTION 37f.** 15.155 (1) (a) 7. of the statutes is created to read:

5           15.155 (1) (a) 7. One member appointed by the speaker of the assembly.

6           **SECTION 37g.** 15.155 (1) (a) 8. of the statutes is created to read:

7           15.155 (1) (a) 8. One member appointed by the senate majority leader.

8           **SECTION 38.** 15.155 (5) of the statutes is amended to read:

9           15.155 (5) SMALL BUSINESS REGULATORY REVIEW BOARD. There is created a small  
10 business regulatory review board, attached – to the department of commerce under s.  
11 15.03. The board shall consist of a representative of the department of  
12 administration; a representative of the department of agriculture, trade and  
13 consumer protection; a representative of the department of children and families; a  
14 representative of the department of commerce; a representative of the department  
15 of health and family services; a representative of the department of natural  
16 resources; a representative of the department of regulation and licensing; a  
17 representative of the department of revenue; a representative of the department of  
18 workforce development; 6 representatives of small businesses, as defined in s.  
19 227.114 (1), who shall be appointed for 3–year terms; and the chairpersons of one  
20 senate and one assembly committee concerned with small businesses, appointed as  
21 are members of standing committees. The representatives of the departments shall  
22 be selected by the secretary of that department.

23           **SECTION 39.** 15.195 (4) (intro.) of the statutes is renumbered 15.205 (4) (intro.)  
24 and amended to read:



1           15.205 (4) CHILD ABUSE AND NEGLECT PREVENTION BOARD. (intro.) There is  
2           created a child abuse and neglect prevention board which is attached to the  
3           department of ~~health and family services~~ children and families under s. 15.03. The  
4           board shall consist of 20 members as follows:

5           **SECTION 40.** 15.195 (4) (a) of the statutes is renumbered 15.205 (4) (a).

6           **SECTION 41.** 15.195 (4) (b) of the statutes is renumbered 15.205 (4) (b).

7           **SECTION 42.** 15.195 (4) (c) of the statutes is renumbered 15.205 (4) (c).

8           **SECTION 43.** 15.195 (4) (d) of the statutes is renumbered 15.205 (4) (d).

9           **SECTION 44.** 15.195 (4) (dg) of the statutes is renumbered 15.205 (4) (dg).

10          **SECTION 45.** 15.195 (4) (dr) of the statutes is renumbered 15.205 (4) (dr) and  
11          amended to read:

12          15.205 (4) (dr) The secretary of ~~workforce development~~ children and families  
13          or his or her designee.

14          **SECTION 46.** 15.195 (4) (e) of the statutes is renumbered 15.205 (4) (e).

15          **SECTION 47.** 15.195 (4) (em) of the statutes is renumbered 15.205 (4) (em).

16          **SECTION 48.** 15.195 (4) (f) of the statutes is renumbered 15.205 (4) (f).

17          **SECTION 49.** 15.195 (4) (fm) of the statutes is renumbered 15.205 (4) (fm).

18          **SECTION 50.** 15.195 (4) (g) of the statutes is renumbered 15.205 (4) (g).

19          **SECTION 52b.** 15.197 (11n) of the statutes is renumbered 15.105 (8), and 15.105  
20          (8) (title), (ag), (am) (intro.), (bm) and (cm) 1., as renumbered, are amended to read:

21          15.105 (8) (title) ~~COUNCIL ON~~ BOARD FOR PEOPLE WITH DEVELOPMENTAL  
22          DISABILITIES. (ag) There is created a ~~council on~~ board for people with developmental  
23          disabilities, attached to the department of ~~health and family services~~ administration  
24          under s. 15.03.

1 (am) (intro.) Subject to par. (cm), the ~~council~~ board shall consist of the following  
2 state residents, appointed for staggered 4–year terms, who shall be representative  
3 of all geographic areas of the state and reflect the state’s diversity with respect to race  
4 and ethnicity:

5 (bm) A member specified in par. (am) 1. or 3. shall recuse himself or herself from  
6 any discussion by the ~~council~~ board of grants or contracts for which the member’s  
7 department, agency, program, or group is a grantee, contractor, or applicant and may  
8 not vote on a matter that would provide direct financial benefit to the member or  
9 otherwise give the appearance of a conflict of interest.

10 (cm) 1. At least 60% of the membership of the ~~council~~ board shall be individuals  
11 specified under par. (am) 2. who are not managing employees, as defined under 42  
12 USC 1320a–5 (b), of an entity, or employees of a state agency, that receives federal  
13 funds for the developmentally disabled or uses the funds to provide services to  
14 persons with developmental disabilities. Of those individuals, one–third shall be  
15 individuals specified under par. (am) 2. a., one–third shall be individuals specified  
16 under par. (am) 2. b. or c., and one–third shall be individuals specified under par. (am)  
17 2. a., b., or c.

18 **SECTION 53.** 15.197 (16) of the statutes is renumbered 15.207 (16) and amended  
19 to read:

20 15.207 **(16)** COUNCIL ON DOMESTIC ABUSE. There is created in the department  
21 of ~~health and family services~~ children and families a council on domestic abuse. The  
22 council shall consist of 13 members appointed for staggered 3–year terms. Of those  
23 13 members, 9 shall be nominated by the governor and appointed with the advice and  
24 consent of the senate, and one each shall be designated by the speaker of the  
25 assembly, the senate majority leader and the minority leader in each house of the

1 legislature and appointed by the governor. Persons appointed shall have a  
2 recognized interest in and knowledge of the problems and treatment of victims of  
3 domestic abuse.

4 **SECTION 54.** 15.197 (24) (a) (intro.) of the statutes is renumbered 15.207 (24)  
5 (a) (intro.) and amended to read:

6 15.207 (24) (a) (intro.) There is created a Milwaukee child welfare partnership  
7 council, attached to the department of ~~health and family services~~ children and  
8 families under s. 15.03. The council shall consist of the following members:

9 **SECTION 55.** 15.197 (24) (a) 1. of the statutes is renumbered 15.207 (24) (a) 1.

10 **SECTION 56.** 15.197 (24) (a) 2. of the statutes is renumbered 15.207 (24) (a) 2.

11 **SECTION 57.** 15.197 (24) (a) 3. of the statutes is renumbered 15.207 (24) (a) 3.

12 **SECTION 58.** 15.197 (24) (a) 4. of the statutes is renumbered 15.207 (24) (a) 4.

13 **SECTION 59.** 15.197 (24) (a) 5. of the statutes is renumbered 15.207 (24) (a) 5.

14 **SECTION 60.** 15.197 (24) (a) 6. of the statutes is renumbered 15.207 (24) (a) 6.

15 **SECTION 61.** 15.197 (24) (a) 7. of the statutes is renumbered 15.207 (24) (a) 7.

16 **SECTION 62.** 15.197 (24) (b) of the statutes is renumbered 15.207 (24) (b).

17 **SECTION 63.** 15.197 (24) (c) of the statutes is renumbered 15.207 (24) (c).

18 **SECTION 64.** 15.197 (24) (d) of the statutes is renumbered 15.207 (24) (d) and  
19 amended to read:

20 15.207 (24) (d) If the department of ~~workforce development~~ children and  
21 families establishes more than one geographical area in Milwaukee County under  
22 s. 49.143 (6), the children's services networks established in Milwaukee County  
23 under s. 49.143 (2) (b), in nominating members under par. (a) 7., shall nominate  
24 residents of different geographical areas established under s. 49.143 (6) and, when  
25 the term of a member appointed under par. (a) 7. ends or if a vacancy occurs in the

1 membership of the council under par. (a) 7., those children's services networks shall  
2 nominate a resident of a different geographical area established under s. 49.143 (6)  
3 from the geographical area of the member who is being replaced according to a  
4 rotating order of succession determined by the children's services networks.

5 **SECTION 65.** 15.20 of the statutes is created to read:

6 **15.20 Department of children and families; creation.** There is created a  
7 department of children and families under the direction and supervision of the  
8 secretary of children and families.

9 **SECTION 66.** 15.205 (title) of the statutes is created to read:

10 **15.205 (title) Same; attached boards.**

11 **SECTION 67.** 15.207 (title) of the statutes is created to read:

12 **15.207 (title) Same; councils.**

13 **SECTION 68.** 15.345 (6) of the statutes is created to read:

14 **15.345 (6) MANAGED FOREST LAND BOARD.** There is created in the department of  
15 natural resources a managed forest land board consisting of the chief state forester  
16 or his or her designee and the following members appointed for 3-year terms:

17 (a) One member appointed from a list of 5 nominees submitted by the Wisconsin  
18 Counties Association.

19 (b) One member appointed from a list of 5 nominees submitted by the Wisconsin  
20 Towns Association.

21 (c) One member appointed from a list of 5 nominees submitted by an association  
22 that represents the interests of counties that have county forests within their  
23 boundaries.

24 (d) One member appointed from a list of 5 nominees submitted by the council  
25 on forestry.

1           **SECTION 68k.** 15.96 (title) of the statutes is amended to read:

2           **15.96** (title) **University of Wisconsin Hospitals and Clinics Board;**  
3 **creation.**

4           **SECTION 68L.** 15.96 of the statutes is renumbered 15.96 (1), and 15.96 (1) (a)  
5 and (am), as renumbered, are amended to read.

6           15.96 **(1)** (a) Three members nominated by the governor, and with the advice  
7 and consent of the senate appointed, for ~~3–year~~ 5–year terms.

8           (am) Each cochairperson of the joint committee on finance or a member of the  
9 committee legislature designated by that cochairperson.

10          **SECTION 68m.** 15.96 (1) (ag) of the statutes is created to read:

11          15.96 **(1)** (ag) Three members nominated by the board and appointed by the  
12 governor, with the advice and consent of the senate, for 5–year terms.

13          **SECTION 68n.** 15.96 (2) of the statutes is created to read:

14          15.96 **(2)** Eight voting members of the University of Wisconsin Hospitals and  
15 Clinics Board constitute a quorum for the purpose of conducting the business and  
16 exercising the powers of the board, notwithstanding the existence of a vacancy.

17          **SECTION 69b.** 16.002 (2) of the statutes is amended to read:

18          16.002 **(2)** “Departments” means constitutional offices, departments, and  
19 independent agencies and includes all societies, associations, and other agencies of  
20 state government for which appropriations are made by law, but not including  
21 authorities created in subch. II of ch. 114 or subch. III of ch. 149 and in chs. 231, 232,  
22 233, 234, 235, ~~and 237,~~ and 279.

23          **SECTION 70b.** 16.004 (4) of the statutes is amended to read:

24          16.004 **(4)** FREEDOM OF ACCESS. The secretary and such employees of the  
25 department as the secretary designates may enter into the offices of state agencies

1 and authorities created under subch. II of ch. 114 or subch. III of ch. 149 and under  
2 chs. 231, 233, 234, and 237, and 279, and may examine their books and accounts and  
3 any other matter that in the secretary’s judgment should be examined and may  
4 interrogate the agency’s employees publicly or privately relative thereto.

5 **SECTION 71b.** 16.004 (5) of the statutes is amended to read:

6 **16.004 (5)** AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and  
7 authorities created under subch. II of ch. 114 or subch. III of ch. 149 and under chs.  
8 231, 233, 234, and 237, and 279, and their officers and employees, shall cooperate  
9 with the secretary and shall comply with every request of the secretary relating to  
10 his or her functions.

11 **SECTION 71p.** 16.004 (12) (a) of the statutes is amended to read:

12 **16.004 (12) (a)** In this subsection, “state agency” means an association,  
13 authority, board, department, commission, independent agency, institution, office,  
14 society, or other body in state government created or authorized to be created by the  
15 constitution or any law, including the legislature, the office of the governor, and the  
16 courts, but excluding the University of Wisconsin Hospitals and Clinics Authority,  
17 the Wisconsin Aerospace Authority, the Health Insurance Risk–Sharing Plan  
18 Authority, the Lower Fox River Remediation Authority, and the Fox River  
19 Navigational System Authority.

20 **SECTION 74.** 16.009 (2) (p) (intro.) of the statutes is amended to read:

21 **16.009 (2) (p) (intro.)** Contract Employ staff within the classified service or  
22 contract with one or more organizations to provide advocacy services to potential or  
23 actual recipients of the family care benefit, as defined in s. 46.2805 (4), or their  
24 families or guardians. The board and contract organizations under this paragraph  
25 shall assist these persons in protecting their rights under all applicable federal

1 statutes and regulations and state statutes and rules. An organization with which  
2 the board contracts for these services may not be a provider, nor an affiliate of a  
3 provider, of long-term care services, a resource center under s. 46.283 or a care  
4 management organization under s. 46.284. For potential or actual recipients of the  
5 family care benefit, advocacy services required under this paragraph shall include  
6 all of the following:

7 **SECTION 76b.** 16.045 (1) (a) of the statutes is amended to read:

8 16.045 (1) (a) “Agency” means an office, department, independent agency,  
9 institution of higher education, association, society, or other body in state  
10 government created or authorized to be created by the constitution or any law, that  
11 is entitled to expend moneys appropriated by law, including the legislature and the  
12 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
13 ch. 149 or in ch. 231, 232, 233, 234, 235, ~~or 237,~~ or 279.

14 **SECTION 76m.** 16.15 (1) (ab) of the statutes is amended to read:

15 16.15 (1) (ab) “Authority” has the meaning given under s. 16.70 (2), but  
16 excludes the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox  
17 River Remediation Authority, and the Health Insurance Risk-Sharing Plan  
18 Authority.

19 **SECTION 76r.** 16.19 of the statutes is created to read:

20 **16.19 Civil legal services for the indigent.** Annually, the department shall  
21 pay the amount appropriated under s. 20.505 (1) (e) to the Wisconsin Trust Account  
22 Foundation, Inc., to provide civil legal services to indigent persons. The Wisconsin  
23 Trust Account Foundation, Inc., shall distribute the amount received as grants to  
24 programs that provide civil legal services to indigent persons, and those programs

1 may use the grant funds to match other federal and private grants. The grants may  
2 be used only for the purposes for which the funding was provided.

3 **SECTION 77.** 16.22 (4) of the statutes is created to read:

4 16.22 (4) STATE FUNDING. The department shall annually determine the  
5 amount of funding for administrative support of the board that is required for this  
6 state to qualify for federal financial assistance to be provided to the board. The  
7 department shall apportion that amount equally among the departments of  
8 administration, health and family services, public instruction, and workforce  
9 development and shall assess those entities for the necessary funding. The  
10 department shall credit the moneys received to the appropriation account under s.  
11 20.505 (4) (kb).

12 **SECTION 78.** 16.257 of the statutes is created to read:

13 **16.257 Postsecondary education promotion.** For the purpose of  
14 promoting attendance at nonprofit postsecondary institutions in this state, the  
15 department shall do all of the following:

16 (1) Serve as the state's liaison agency between the higher educational aids  
17 board, the department of public instruction, the University of Wisconsin System, the  
18 technical college system, and other public and private organizations that are  
19 interested in promoting postsecondary education in this state.

20 (2) (a) Contract with The Wisconsin Covenant Foundation, Inc., if the secretary  
21 determines it appropriate, to pay The Wisconsin Covenant Foundation, Inc., an  
22 amount not to exceed the amount appropriated under s. 20.505 (4) (bm), to establish  
23 and implement a campaign to promote attendance at nonprofit postsecondary  
24 educational institutions in this state. Funds may be expended to carry out the  
25 contract only as provided in pars. (b) and (c).



1           (b) No funds appropriated under s. 20.505 (4) (bm) may be expended until the  
2           The Wisconsin Covenant Foundation, Inc., submits to the secretary a report setting  
3           forth the amount of private contributions received by The Wisconsin Covenant  
4           Foundation, Inc., since the date on which The Wisconsin Covenant Foundation, Inc.,  
5           last submitted a report under this paragraph. After receiving the report, the  
6           secretary may approve the expenditure of funds up to the amount set forth in the  
7           report. Total funds expended in any fiscal year may not exceed the amounts in the  
8           schedule under s. 20.505 (4) (bm).

9           (c) The Wisconsin Covenant Foundation, Inc., shall expend funds appropriated  
10          under s. 20.505 (4) (bm) in adherence with the uniform travel schedule amounts  
11          approved under s. 20.916 (8). The Wisconsin Covenant Foundation, Inc., may not  
12          expend funds appropriated under s. 20.505 (4) (bm) on entertainment, foreign travel,  
13          payments to persons not providing goods or services to The Wisconsin Covenant  
14          Foundation, Inc., or for other purposes prohibited by contract between The  
15          Wisconsin Covenant Foundation, Inc., and the department.

16          **(3)** Coordinate the postsecondary education promotional activities of the  
17          department, the persons specified in sub. (1), and The Wisconsin Covenant  
18          Foundation, Inc., and prevent duplication of effort in conducting those activities.

19          **(5)** On or before July 1, 2009, and every July 1 thereafter, submit to the chief  
20          clerk of each house of the legislature, for distribution to the appropriate standing  
21          committees under s. 13.172 (3), a report on the postsecondary education promotional  
22          activities conducted by The Wisconsin Covenant Foundation, Inc., using funds  
23          provided under s. 20.505 (4) (bm).

24          **SECTION 79m.** 16.40 (24) of the statutes is created to read:

1           **16.40 (24)** AIDS FOR CERTAIN LOCAL PURCHASES AND PROJECTS. Provide funding  
2 from the appropriation under s. 20.855 (4) (fs) on a one–time basis in the 2007–08  
3 fiscal year for the purposes specified in 2007 Wisconsin Act .... (this act), section 9155  
4 (5a).

5           **SECTION 79n.** 16.40 (24) of the statutes, as created by 2007 Wisconsin Act ....  
6 (this act), is repealed.

7           **SECTION 80b.** 16.41 (4) of the statutes is amended to read:

8           **16.41 (4)** In this section, “authority” means a body created under subch. II of  
9 ch. 114 or subch. III of ch. 149 or under ch. 231, 233, 234, ~~or 237,~~ or 279.

10          **SECTION 81b.** 16.417 (1) (b) of the statutes is amended to read:

11          **16.417 (1) (b)** “Authority” means a body created under subch. II of ch. 114 or  
12 ch. 231, 232, 233, 234, 235, ~~or 237,~~ or 279.

13          **SECTION 85b.** 16.47 (1) of the statutes is amended to read:

14          **16.47 (1)** Except as provided in s. 16.529 (2) and subject to s. 25.40 (3) (c), the  
15 executive budget bill or bills shall incorporate the governor’s recommendations for  
16 appropriations for the succeeding biennium. The appropriation method shown in the  
17 bill or bills shall in no way affect the amount of detail or manner of presentation  
18 which may be requested by the joint committee on finance. Appropriation requests  
19 may be divided into 3 allotments: personal services, other operating expenses and  
20 capital outlay or such other meaningful classifications as may be approved by the  
21 joint committee on finance.

22          **SECTION 85c.** 16.50 (1) (a) of the statutes is amended to read:

23          **16.50 (1) (a)** Each department except the legislature and the courts shall  
24 prepare and submit to the secretary an estimate of the amount of money which it  
25 proposes to expend, encumber or distribute under any appropriation in ch. 20. The

1 department of administration shall prepare and submit estimates for expenditures  
2 from appropriations under ss. 20.855, 20.865, 20.866 and 20.867. The secretary may  
3 waive the submission of estimates of other than administrative expenditures from  
4 such funds as he or she determines, but the secretary shall not waive submission of  
5 estimates for the appropriations under s. 20.285 (1) (im) and (n) nor for expenditure  
6 of any amount designated as a refund of an expenditure under s. 20.001 (5).  
7 Estimates shall be prepared in such form, at such times and for such time periods  
8 as the secretary requires. Revised Except as provided in par. (c), revised and  
9 supplemental estimates may be presented at any time under rules promulgated by  
10 the secretary.

11 **SECTION 85e.** 16.50 (1) (c) of the statutes is created to read:

12 16.50 (1) (c) 1. The department may not approve any revised or supplemental  
13 estimate submitted by the department of transportation under par. (a) for any  
14 appropriation of federal funds under s. 20.395 unless the department of  
15 transportation has submitted a request to revise or supplement the estimate to the  
16 joint committee on finance and the request is approved under subd. 2. or the  
17 department of transportation has submitted a plan including the revised or  
18 supplemental estimate to the joint committee on finance under s. 84.03 (2) (b) 1. and  
19 the plan is approved under s. 84.03 (2) (c).

20 2. If the department of transportation submits a request under subd. 1. and the  
21 cochairpersons of the joint committee on finance do not notify the department of  
22 transportation within 14 working days after the date of the submittal that the  
23 committee has scheduled a meeting for the purpose of reviewing the request, the  
24 request is approved. If, within 14 working days after the date of the submittal, the  
25 cochairpersons of the committee notify the department of transportation that the

1 committee has scheduled a meeting for the purpose of reviewing the request, the  
2 department of administration may not revise or supplement any estimate specified  
3 in the request until it is approved by the committee, as submitted or as modified.

4 **SECTION 85f.** 16.50 (6) of the statutes is amended to read:

5 16.50 (6) PROPORTIONAL SPENDING. If the secretary determines that  
6 expenditures of general purpose or segregated fund revenues are utilized to match  
7 revenues received under s. 16.54 or 20.001 (2) (b) for the purposes of combined  
8 program expenditure, the secretary may require that disbursements of the general  
9 purpose revenue and corresponding segregated revenue be in direct proportion to the  
10 amount of program revenue or corresponding segregated revenue which is available  
11 or appropriated in ch. 20 or as condition of a grant or contract. If Subject to sub. (1)  
12 (c), if the secretary makes such a determination, the agency shall incorporate the  
13 necessary adjustments into the expenditure plans provided for in sub. (1).

14 **SECTION 86b.** 16.52 (7) of the statutes is amended to read:

15 16.52 (7) PETTY CASH ACCOUNT. Petty cash account. With the approval of the  
16 secretary, each agency that is authorized to maintain a contingent fund under s.  
17 20.920 may establish a petty cash account from its contingent fund. The procedure  
18 for operation and maintenance of petty cash accounts and the character of  
19 expenditures therefrom shall be prescribed by the secretary. In this subsection,  
20 “agency” means an office, department, independent agency, institution of higher  
21 education, association, society, or other body in state government created or  
22 authorized to be created by the constitution or any law, that is entitled to expend  
23 moneys appropriated by law, including the legislature and the courts, but not  
24 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
25 231, 233, 234, ~~or 237,~~ or 279.

1           **SECTION 86d.** 16.527 (2) (a) of the statutes is renumbered 16.527 (2) (am).

2           **SECTION 86h.** 16.527 (2) (ad) of the statutes is created to read:

3           16.527 **(2)** (ad) “Aggregate expected debt service and net exchange payments”  
4 means the sum of the following:

5           1. The aggregate net payments expected to be made and received under a  
6 specified interest exchange agreement under sub. (4) (e).

7           2. The aggregate debt service expected to be made on obligations related to that  
8 agreement.

9           3. The aggregate net payments expected to be made and received under all  
10 other interest exchange agreements under sub. (4) (e) relating to those obligations  
11 that are in force at the time of executing the agreement.

12           **SECTION 87.** 16.527 (4) (e) of the statutes is amended to read:

13           16.527 **(4)** (e) ~~At~~ Subject to pars. (h) and (i), at the time of, or in anticipation  
14 of, contracting for the appropriation obligations and at any time thereafter so long  
15 as the appropriation obligations are outstanding, the department may enter into  
16 agreements and ancillary arrangements relating to the appropriation obligations,  
17 including trust indentures, liquidity facilities, remarketing or dealer agreements,  
18 letter of credit agreements, insurance policies, guaranty agreements,  
19 reimbursement agreements, indexing agreements, or interest exchange  
20 agreements. Any payments made or received pursuant to any such agreement or  
21 ancillary arrangement shall be made from or deposited as provided in the agreement  
22 or ancillary arrangement. The determination of the department included in an  
23 interest exchange agreement that such agreement relates to an appropriation  
24 obligation shall be conclusive.

25           **SECTION 88.** 16.527 (4) (h) of the statutes is created to read:

1           16.527 (4) (h) 1. Subject to subd. 2., the terms and conditions of an interest  
2 exchange agreement under par. (e) shall not be structured so that, as of the trade date  
3 of the agreement, both of the following are reasonably expected to occur:

4           a. The aggregate expected debt service and net exchange payments relating to  
5 the agreement during the fiscal year in which the trade date occurs will be less than  
6 the aggregate expected debt service and net exchange payments relating to the  
7 agreement that would be payable during that fiscal year if the agreement is not  
8 executed.

9           b. The aggregate expected debt service and net exchange payments relating to  
10 the agreement in subsequent fiscal years will be greater than the aggregate expected  
11 debt service and net exchange payments relating to the agreement that would be  
12 payable in those fiscal years if the agreement is not executed.

13           2. Subd. 1. shall not apply if either of the follow occurs:

14           a. The department receives a determination by the independent financial  
15 consulting firm that the terms and conditions of the agreement reflect payments by  
16 the state that represent on–market rates as of the trade date for the particular type  
17 of agreement.

18           b. The department provides written notice to the joint committee on finance of  
19 its intention to enter into an agreement that is reasonably expected to satisfy subd.  
20 1., and the joint committee on finance either approves or disapproves, in writing, the  
21 department’s entering into the agreement within 14 days of receiving the written  
22 notice from the commission.

23           3. This paragraph shall not limit the liability of the state under an agreement  
24 if actual contracted net exchange payments in any fiscal year exceed original  
25 expectations.

1           **SECTION 88d.** 16.527 (4) (i) of the statutes is created to read:

2           16.527 (4) (i) With respect to any interest exchange agreement or agreements  
3 specified in par. (e), all of the following shall apply:

4           1. The department shall contract with an independent financial consulting  
5 firm to determine if the terms and conditions of the agreement reflect a fair market  
6 value, as of the proposed date of the execution of the agreement.

7           2. The interest exchange agreement must identify by maturity, bond issue, or  
8 bond purpose the obligation to which the agreement is related. The determination  
9 of the department included in an interest exchange agreement that such agreement  
10 relates to an obligation shall be conclusive.

11           3. The resolution authorizing the department to enter into any interest  
12 exchange agreement shall require that the terms and conditions of the agreement  
13 reflect a fair market value as of the date of execution of the agreement, as reflected  
14 by the determination of the independent financial consulting firm under subd. 1.,  
15 and shall establish guidelines for any such agreement, including the following:

16           a. The conditions under which the department may enter into the agreements.

17           b. The form and content of the agreements.

18           c. The aspects of risk exposure associated with the agreements.

19           d. The standards and procedures for counterparty selection.

20           e. The standards for the procurement of, and the setting aside of reserves, if  
21 any, in connection with, the agreements.

22           f. The provisions, if any, for collateralization or other requirements for securing  
23 any counterparty's obligations under the agreements.

24           g. A system for financial monitoring and periodic assessment of the  
25 agreements.

1           **SECTION 88h.** 16.527 (4) (j) of the statutes is created to read:

2           16.527 **(4)** (j) Semiannually, during any year in which the state is a party to an  
3 agreement entered into pursuant to par. (e), the department shall submit a report  
4 to the cochairpersons of the joint committee on finance listing all such agreements.  
5 The report shall include all of the following:

6           1. A description of each agreement, including a summary of its terms and  
7 conditions, rates, maturity, and the estimated market value of each agreement.

8           2. An accounting of amounts that were required to be paid and received on each  
9 agreement.

10          3. Any credit enhancement, liquidity facility, or reserves, including an  
11 accounting of the costs and expenses incurred by the state.

12          4. A description of the counterparty to each agreement.

13          5. A description of the counterparty risk, the termination risk, and other risks  
14 associated with each agreement.

15           **SECTION 89b.** 16.528 (1) (a) of the statutes is amended to read:

16           16.528 **(1)** (a) “Agency” means an office, department, independent agency,  
17 institution of higher education, association, society, or other body in state  
18 government created or authorized to be created by the constitution or any law, that  
19 is entitled to expend moneys appropriated by law, including the legislature and the  
20 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
21 ch. 149 or in ch. 231, 233, 234, ~~or 237,~~ or 279.

22           **SECTION 90b.** 16.53 (2) of the statutes is amended to read:

23           16.53 **(2)** IMPROPER INVOICES. If an agency receives an improperly completed  
24 invoice, the agency shall notify the sender of the invoice within 10 working days after  
25 it receives the invoice of the reason it is improperly completed. In this subsection,



1 “agency” means an office, department, independent agency, institution of higher  
2 education, association, society, or other body in state government created or  
3 authorized to be created by the constitution or any law, that is entitled to expend  
4 moneys appropriated by law, including the legislature and the courts, but not  
5 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
6 231, 233, 234, ~~or 237, or 279.~~

7 **SECTION 91.** 16.53 (10) (a) of the statutes is amended to read:

8 16.53 (10) (a) If an emergency arises which requires the department to draw  
9 vouchers for payments which will be in excess of available moneys in any state fund,  
10 the secretary, after notifying the joint committee on finance under par. (b), may  
11 prorate and establish priority schedules for all payments within each fund, including  
12 those payments for which a specific payment date is provided by statute, except as  
13 otherwise provided in this paragraph. The secretary shall draw all vouchers  
14 according to the preference provided in this paragraph. All direct or indirect  
15 payments of principal or interest on state bonds and notes issued under subch. I of  
16 ch. 18 and payments due, if any, under an agreement or ancillary arrangement  
17 entered into under s. 18.06 (8) (a) relating to any public debt contracted under  
18 subchs. I and IV of ch. 18 have first priority. All direct or indirect payments of  
19 principal or interest on state notes issued under subch. III of ch. 18 have 2nd priority.  
20 No payment having a 1st or 2nd priority may be prorated or reduced under this  
21 subsection. All state employee payrolls have 3rd priority. The secretary shall draw  
22 all remaining vouchers according to a priority determined by the secretary. The  
23 secretary shall maintain records of all claims prorated under this subsection.

24 **SECTION 92b.** 16.54 (9) (a) 1. of the statutes is amended to read:

1           16.54 **(9)** (a) 1. “Agency” means an office, department, independent agency,  
2 institution of higher education, association, society or other body in state  
3 government created or authorized to be created by the constitution or any law, which  
4 is entitled to expend moneys appropriated by law, including the legislature and the  
5 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
6 ch. 149 or in ch. 231, 233, 234, ~~or 237,~~ or 279.

7           **SECTION 95.** 16.54 (12) (b) of the statutes is amended to read:

8           16.54 **(12)** (b) The department of ~~workforce development~~ children and families  
9 may not expend or encumber any moneys received under ~~s. 20.445~~ credited to the  
10 appropriation account under s. 20.437 (2) (mm) or (3) (mm) unless the department  
11 of ~~workforce development~~ children and families submits a plan for the expenditure  
12 of the moneys to the department of administration and the department of  
13 administration approves the plan.

14           **SECTION 98.** 16.54 (12) (d) of the statutes is amended to read:

15           16.54 **(12)** (d) At the end of each fiscal year, the department of administration  
16 shall determine the amount of moneys that remain in the appropriation accounts  
17 under ss. 20.435 (8) (mm) and ~~20.445~~ 20.437 (2) (mm) and (3) (mm) that have not been  
18 approved for encumbrance or expenditure by the department pursuant to a plan  
19 submitted under par. (a) or (b) and shall require that such moneys be lapsed to the  
20 general fund. The department shall notify the cochairpersons of the joint committee  
21 on finance, in writing, of the department’s action under this paragraph.

22           **SECTION 100b.** 16.70 (2) of the statutes is amended to read:

23           16.70 **(2)** “Authority” means a body created under subch. II of ch. 114 or subch.  
24 III of ch. 149 or under ch. 231, 232, 233, 234, 235, ~~or 237,~~ or 279.

25           **SECTION 101d.** 16.71 (1m) of the statutes is amended to read:

1           **16.71 (1m)** The department shall not delegate to any executive branch agency,  
2 other than the board of regents of the University of Wisconsin System, the authority  
3 to enter into any contract for materials, supplies, equipment, or contractual services  
4 relating to information technology or telecommunications prior to review and  
5 approval of the contract by the department. No executive branch agency, other than  
6 the board of regents of the University of Wisconsin System, may enter into any such  
7 contract without review and approval of the contract by the department. Any  
8 executive branch agency that enters into a contract relating to information  
9 technology under this section shall comply with the requirements of s. 16.973 (13).  
10 Any delegation to the board of regents of the University of Wisconsin System is  
11 subject to the limitations prescribed in s. 36.11 (49).

12           **SECTION 101k.** 16.72 (2) (e) (intro.) of the statutes is amended to read:

13           **16.72 (2) (e) (intro.)** In writing the specifications under this subsection, the  
14 department and any other designated purchasing agent under s. 16.71 (1) shall  
15 incorporate requirements for the purchase of products made from recycled materials  
16 and recovered materials if their use is technically and economically feasible. Each  
17 authority other than the University of Wisconsin Hospitals and Clinics Authority,  
18 the Lower Fox River Remediation Authority, and the Health Insurance  
19 Risk-Sharing Plan Authority, in writing specifications for purchasing by the  
20 authority, shall incorporate requirements for the purchase of products made from  
21 recycled materials and recovered materials if their use is technically and  
22 economically feasible. The specifications shall include requirements for the  
23 purchase of the following materials:

24           **SECTION 101L.** 16.72 (2) (f) of the statutes is amended to read:

1           16.72 (2) (f) In writing specifications under this subsection, the department,  
2 any other designated purchasing agent under s. 16.71 (1), and each authority other  
3 than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox  
4 River Remediation Authority, and the Health Insurance Risk-Sharing Plan  
5 Authority shall incorporate requirements relating to the recyclability and ultimate  
6 disposition of products and, wherever possible, shall write the specifications so as to  
7 minimize the amount of solid waste generated by the state, consistent with the  
8 priorities established under s. 287.05 (12). All specifications under this subsection  
9 shall discourage the purchase of single-use, disposable products and require,  
10 whenever practical, the purchase of multiple-use, durable products.

11           **SECTION 102.** 16.75 (1) (a) 1. of the statutes, as affected by 2005 Wisconsin Act  
12 141, is amended to read:

13           16.75 (1) (a) 1. All orders awarded or contracts made by the department for all  
14 materials, supplies, equipment, and contractual services to be provided to any  
15 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),  
16 (6), (7), (8), (9), (10e), and (10m) and ss. 16.73 (4) (a), 16.751, 16.754, 16.964 (8), 50.05  
17 (7) (f), 153.05 (2m) (a), and 287.15 (7), and ~~301.265~~, shall be awarded to the lowest  
18 responsible bidder, taking into consideration life cycle cost estimates under sub.  
19 (1m), when appropriate, the location of the agency, the quantities of the articles to  
20 be supplied, their conformity with the specifications, and the purposes for which they  
21 are required and the date of delivery.

22           **SECTION 102e.** 16.75 (1m) of the statutes is amended to read:

23           16.75 (1m) The department shall award each order or contract for materials,  
24 supplies or equipment on the basis of life cycle cost estimates, whenever such action  
25 is appropriate. Each authority other than the University of Wisconsin Hospitals and

1 Clinics Authority ~~and, the Lower Fox River Remediation Authority,~~ the Wisconsin  
2 Aerospace Authority, and the Health Insurance Risk–Sharing Plan Authority shall  
3 award each order or contract for materials, supplies or equipment on the basis of life  
4 cycle cost estimates, whenever such action is appropriate. The terms, conditions and  
5 evaluation criteria to be applied shall be incorporated in the solicitation of bids or  
6 proposals. The life cycle cost formula may include, but is not limited to, the  
7 applicable costs of energy efficiency, acquisition and conversion, money,  
8 transportation, warehousing and distribution, training, operation and maintenance  
9 and disposition or resale. The department shall prepare documents containing  
10 technical guidance for the development and use of life cycle cost estimates, and shall  
11 make the documents available to local governmental units.

12 **SECTION 103.** 16.75 (6) (bm) of the statutes is amended to read:

13 16.75 **(6)** (bm) If the secretary determines that it is in the best interest of this  
14 state to do so, he or she may waive any requirement under subs. (1) to (5) and ss.  
15 16.705 and 16.72 (2) (e) and (f) and (5) with respect to any contract entered into by  
16 the department of ~~workforce development~~ children and families under s. 49.143, if  
17 the department of ~~workforce development~~ children and families presents the  
18 secretary with a process for the procurement of contracts under s. 49.143 and the  
19 secretary approves the process.

20 **SECTION 103g.** 16.75 (8) of the statutes is amended to read:

21 16.75 **(8)** (a) 1. The department, any other designated purchasing agent under  
22 s. 16.71 (1), any agency making purchases under s. 16.74, and each authority other  
23 than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox  
24 River Remediation Authority, and the Health Insurance Risk–Sharing Plan  
25 Authority shall, to the extent practicable, make purchasing selections using

1 specifications developed under s. 16.72 (2) (e) to maximize the purchase of materials  
2 utilizing recycled materials and recovered materials.

3 2. Each agency and authority other than the University of Wisconsin Hospitals  
4 and Clinics Authority, the Lower Fox River Remediation Authority, and the Health  
5 Insurance Risk–Sharing Plan Authority shall ensure that the average recycled or  
6 recovered content of all paper purchased by the agency or authority measured as a  
7 proportion, by weight, of the fiber content of paper products purchased in a fiscal  
8 year, is not less than 40% of all purchased paper.

9 **SECTION 103h.** 16.75 (9) of the statutes is amended to read:

10 16.75 (9) The department, any other designated purchasing agent under s.  
11 16.71 (1), any agency making purchases under s. 16.74, and any authority other than  
12 the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River  
13 Remediation Authority, and the Health Insurance Risk–Sharing Plan Authority  
14 shall, to the extent practicable, make purchasing selections using specifications  
15 prepared under s. 16.72 (2) (f).

16 **SECTION 104b.** 16.765 (1) of the statutes is amended to read:

17 16.765 (1) Contracting agencies, the University of Wisconsin Hospitals and  
18 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
19 Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority, the Lower  
20 Fox River Remediation Authority, and the Bradley Center Sports and  
21 Entertainment Corporation shall include in all contracts executed by them a  
22 provision obligating the contractor not to discriminate against any employee or  
23 applicant for employment because of age, race, religion, color, handicap, sex, physical  
24 condition, developmental disability as defined in s. 51.01 (5), sexual orientation as  
25 defined in s. 111.32 (13m), or national origin and, except with respect to sexual

1 orientation, obligating the contractor to take affirmative action to ensure equal  
2 employment opportunities.

3 **SECTION 105b.** 16.765 (2) of the statutes is amended to read:

4 16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and  
5 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
6 Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority, the Lower  
7 Fox River Remediation Authority, and the Bradley Center Sports and  
8 Entertainment Corporation shall include the following provision in every contract  
9 executed by them: “In connection with the performance of work under this contract,  
10 the contractor agrees not to discriminate against any employee or applicant for  
11 employment because of age, race, religion, color, handicap, sex, physical condition,  
12 developmental disability as defined in s. 51.01 (5), sexual orientation or national  
13 origin. This provision shall include, but not be limited to, the following: employment,  
14 upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or  
15 termination; rates of pay or other forms of compensation; and selection for training,  
16 including apprenticeship. Except with respect to sexual orientation, the contractor  
17 further agrees to take affirmative action to ensure equal employment opportunities.  
18 The contractor agrees to post in conspicuous places, available for employees and  
19 applicants for employment, notices to be provided by the contracting officer setting  
20 forth the provisions of the nondiscrimination clause”.

21 **SECTION 106b.** 16.765 (4) of the statutes is amended to read:

22 16.765 (4) Contracting agencies, the University of Wisconsin Hospitals and  
23 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
24 Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority, the Lower  
25 Fox River Remediation Authority, and the Bradley Center Sports and

1 Entertainment Corporation shall take appropriate action to revise the standard  
2 government contract forms under this section.

3 **SECTION 107b.** 16.765 (5) of the statutes is amended to read:

4 16.765 (5) The head of each contracting agency and the boards of directors of  
5 the University of Wisconsin Hospitals and Clinics Authority, the Fox River  
6 Navigational System Authority, the Wisconsin Aerospace Authority, the Health  
7 Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation  
8 Authority, and the Bradley Center Sports and Entertainment Corporation shall be  
9 primarily responsible for obtaining compliance by any contractor with the  
10 nondiscrimination and affirmative action provisions prescribed by this section,  
11 according to procedures recommended by the department. The department shall  
12 make recommendations to the contracting agencies and the boards of directors of the  
13 University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational  
14 System Authority, the Wisconsin Aerospace Authority, the Health Insurance  
15 Risk-Sharing Plan Authority, the Lower Fox River Remediation Authority, and the  
16 Bradley Center Sports and Entertainment Corporation for improving and making  
17 more effective the nondiscrimination and affirmative action provisions of contracts.  
18 The department shall promulgate such rules as may be necessary for the  
19 performance of its functions under this section.

20 **SECTION 108b.** 16.765 (6) of the statutes is amended to read:

21 16.765 (6) The department may receive complaints of alleged violations of the  
22 nondiscrimination provisions of such contracts. The department shall investigate  
23 and determine whether a violation of this section has occurred. The department may  
24 delegate this authority to the contracting agency, the University of Wisconsin  
25 Hospitals and Clinics Authority, the Fox River Navigational System Authority, the



1 Wisconsin Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority,  
2 the Lower Fox River Remediation Authority, or the Bradley Center Sports and  
3 Entertainment Corporation for processing in accordance with the department’s  
4 procedures.

5 **SECTION 109b.** 16.765 (7) (intro.) of the statutes is amended to read:

6 16.765 (7) (intro.) When a violation of this section has been determined by the  
7 department, the contracting agency, the University of Wisconsin Hospitals and  
8 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
9 Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority, the Lower  
10 Fox River Remediation Authority, or the Bradley Center Sports and Entertainment  
11 Corporation, the contracting agency, the University of Wisconsin Hospitals and  
12 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
13 Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority, the Lower  
14 Fox River Remediation Authority, or the Bradley Center Sports and Entertainment  
15 Corporation shall:

16 **SECTION 110b.** 16.765 (7) (d) of the statutes is amended to read:

17 16.765 (7) (d) Direct the violating party to take immediate steps to prevent  
18 further violations of this section and to report its corrective action to the contracting  
19 agency, the University of Wisconsin Hospitals and Clinics Authority, the Fox River  
20 Navigational System Authority, the Wisconsin Aerospace Authority, the Health  
21 Insurance Risk–Sharing Plan Authority, the Lower Fox River Remediation  
22 Authority, or the Bradley Center Sports and Entertainment Corporation.

23 **SECTION 111b.** 16.765 (8) of the statutes is amended to read:

24 16.765 (8) If further violations of this section are committed during the term  
25 of the contract, the contracting agency, the Fox River Navigational System Authority,

1 the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan  
2 Authority, the Lower Fox River Remediation Authority, or the Bradley Center Sports  
3 and Entertainment Corporation may permit the violating party to complete the  
4 contract, after complying with this section, but thereafter the contracting agency, the  
5 Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the  
6 Health Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation  
7 Authority, or the Bradley Center Sports and Entertainment Corporation shall  
8 request the department to place the name of the party on the ineligible list for state  
9 contracts, or the contracting agency, the Fox River Navigational System Authority,  
10 the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan  
11 Authority, the Lower Fox River Remediation Authority, or the Bradley Center Sports  
12 and Entertainment Corporation may terminate the contract without liability for the  
13 uncompleted portion or any materials or services purchased or paid for by the  
14 contracting party for use in completing the contract.

15 **SECTION 112g.** 16.847 (2) of the statutes is created to read:

16 16.847 (2) ENERGY CONSERVATION CONSTRUCTION PROJECTS. (a) The department  
17 may provide funding to agencies, as defined in s. 16.70 (1e), for energy conservation  
18 construction projects at state facilities under the jurisdiction of the agencies to  
19 enhance the energy efficiency of the facilities. The department shall prescribe  
20 standards for evaluation of proposed projects and allocation of available moneys for  
21 those projects under this subsection.

22 (b) The department shall measure and verify each energy conservation  
23 construction project funded under this subsection in accordance with the  
24 performance measurement and verification guidelines adopted by the federal  
25 Energy Management Program.

1 (c) The department shall, to the extent feasible, use the procedures under s.  
2 16.858 to carry out energy conservation construction projects funded under this  
3 subsection. In any contract entered into by the department under s. 16.858 that is  
4 funded under this subsection, the contract shall set forth the minimum savings in  
5 energy usage that will be realized by the state from construction of the project and  
6 the contractor shall guarantee that the savings will be realized.

7 **SECTION 112r.** 16.847 (3) of the statutes is created to read:

8 16.847 (3) ASSESSMENTS. The department may annually assess any agency that  
9 receives funding under sub. (2) in an amount determined by the department not  
10 exceeding the agency's proportionate share of debt service costs incurred under s.  
11 20.505 (5) (kd) or the savings in the agency's energy costs generated, whichever is  
12 greater, as a result of an energy conservation construction project that was funded  
13 by the department under sub. (2). The department shall credit all revenues received  
14 under this subsection to the appropriation account under s. 20.505 (5) (kd).

15 **SECTION 113.** 16.848 (2) (gc), (gg), (gn), (gr), (gt) and (gw) of the statutes are  
16 created to read:

17 16.848 (2) (gc) Subsection (1) does not apply to property that is subject to sale  
18 by the department of military affairs under s. 21.19 (3) or 21.42 (3).

19 (gg) Subsection (1) does not apply to property that is conveyed by the  
20 department of corrections under s. 301.25.

21 (gn) Subsection (1) does not apply to property that is subject to sale by the state  
22 under 20.909 (2).

23 (gr) Subsection (1) does not apply to land that is sold or traded by the Kickapoo  
24 reserve management board under s. 41.41 (7).

1 (gt) Subsection (1) does not apply to property that is donated by the department  
2 of transportation under s. 84.09 (5r).

3 (gw) Subsection (1) does not apply to the sale of property by the department of  
4 health and family services under s. 51.06 (6).

5 **SECTION 114.** 16.848 (4) of the statutes is amended to read:

6 16.848 (4) Except as provided in s. 13.48 (14) (e), if there is any outstanding  
7 public debt used to finance the acquisition, construction, or improvement of any  
8 property that is sold under sub. (1), the department shall deposit a sufficient amount  
9 of the net proceeds from the sale of the property in the bond security and redemption  
10 fund under s. 18.09 to repay the principal and pay the interest on the debt, and any  
11 premium due upon refunding any of the debt. If the property was acquired,  
12 constructed, or improved with federal financial assistance, the department shall pay  
13 to the federal government any of the net proceeds required by federal law. If the  
14 property was acquired by gift or grant or acquired with gift or grant funds, the  
15 department shall adhere to any restriction governing use of the proceeds. Except as  
16 required under ~~sub. (5m)~~ and ss. 13.48 (14) (e), 20.395 (9) (qd), and 51.06 (6), if there  
17 is no such debt outstanding, there are no moneys payable to the federal government,  
18 and there is no restriction governing use of the proceeds, and if the net proceeds  
19 exceed the amount required to be deposited, paid, or used for another purpose under  
20 this subsection, the department shall deposit the net proceeds or remaining net  
21 proceeds in the general fund.

22 **SECTION 115b.** 16.85 (2) of the statutes is amended to read:

23 16.85 (2) To furnish engineering, architectural, project management, and other  
24 building construction services whenever requisitions therefor are presented to the  
25 department by any agency. The department may deposit moneys received from the

1 provision of these services in the account under s. 20.505 (1) (kc) or in the general  
2 fund as general purpose revenue — earned. In this subsection, “agency” means an  
3 office, department, independent agency, institution of higher education, association,  
4 society, or other body in state government created or authorized to be created by the  
5 constitution or any law, which is entitled to expend moneys appropriated by law,  
6 including the legislature and the courts, but not including an authority created in  
7 subch. II of ch. 114 or subch. III of ch. 149 or in ch. 231, 233, 234, ~~or 237~~, or 279.

8 **SECTION 116b.** 16.865 (8) of the statutes is amended to read:

9 16.865 **(8)** Annually in each fiscal year, allocate as a charge to each agency a  
10 proportionate share of the estimated costs attributable to programs administered by  
11 the agency to be paid from the appropriation under s. 20.505 (2) (k). The department  
12 may charge premiums to agencies to finance costs under this subsection and pay the  
13 costs from the appropriation on an actual basis. The department shall deposit all  
14 collections under this subsection in the appropriation account under s. 20.505 (2) (k).  
15 Costs assessed under this subsection may include judgments, investigative and  
16 adjustment fees, data processing and staff support costs, program administration  
17 costs, litigation costs, and the cost of insurance contracts under sub. (5). In this  
18 subsection, “agency” means an office, department, independent agency, institution  
19 of higher education, association, society, or other body in state government created  
20 or authorized to be created by the constitution or any law, that is entitled to expend  
21 moneys appropriated by law, including the legislature and the courts, but not  
22 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
23 231, 232, 233, 234, 235, ~~or 237~~, or 279.

24 **SECTION 117m.** 16.956 of the statutes is created to read:

25 **16.956 Office of energy independence. (1)** In this section:

1 (a) “Biodevelopment” means research and development relating to the use of  
2 renewable resources for electricity, energy, and heating and transportation fuels.

3 (b) “Bioindustry” means the manufacture, production, and trade of renewable  
4 resources used for electricity, energy, and heating and transportation fuels.

5 (c) “Office” means the office of energy independence.

6 **(2)** The office shall work on initiatives that have the following goals:

7 (a) Advancing Wisconsin’s vision for energy independence by generating at  
8 least 25 percent of power, and at least 25 percent of transportation fuels, used in this  
9 state from renewable resources by 2025.

10 (b) Capturing in–state at least 10 percent of the national emerging bioindustry  
11 and renewable energy markets by 2030.

12 (c) Ensuring that Wisconsin is a national leader in groundbreaking research  
13 that will make alternative energies more affordable and create well–paying jobs in  
14 this state.

15 **(3)** The office shall do all of the following:

16 (a) Ensure and facilitate the implementation of the initiatives specified in sub.  
17 (2) and identify barriers to the implementation of such initiatives.

18 (b) Serve as a single point of contact to assist businesses, local units of  
19 government, and nongovernmental organizations that are pursuing  
20 biodevelopment, energy efficiency, and energy independence.

21 (c) Develop energy independence policy options for consideration by the  
22 governor and state agencies.

23 (d) Identify federal funding opportunities and facilitate applications for federal  
24 funding by private, and state and local governmental, entities.

1 (e) Perform duties necessary to maintain federal energy funding and any  
2 designations required for such funding.

3 **SECTION 118.** 16.957 (3) of the statutes, as affected by 2005 Wisconsin Act 141,  
4 is amended to read:

5 16.957 (3) The department shall, on the basis of competitive bids, contract with  
6 community action agencies described in s. ~~46.30~~ 49.265 (2) (a) 1., nonstock, nonprofit  
7 corporations organized under ch. 181, or local units of government to provide services  
8 under the programs established under sub. (2) (a).

9 **SECTION 123.** 16.964 (12) (c) 10. of the statutes is amended to read:

10 16.964 (12) (c) 10. The program is developed with input from, and implemented  
11 in collaboration with, one or more circuit court judges, the district attorney, the state  
12 public defender, local law enforcement officials, county agencies responsible for  
13 providing social services, including services relating to alcohol and other drug  
14 addiction, child welfare, mental health, and the Wisconsin Works program, the  
15 departments of corrections, children and families, and health and family services,  
16 private social services agencies, and substance abuse treatment providers.

17 **SECTION 124.** 16.964 (12) (e) 1. of the statutes is amended to read:

18 16.964 (12) (e) 1. A county that receives a grant under this subsection shall  
19 create an oversight committee to advise the county in administering and evaluating  
20 its program. Each committee shall consist of a circuit court judge, the district  
21 attorney or his or her designee, the state public defender or his or her designee, a local  
22 law enforcement official, a representative of the county, a representative of each  
23 other county agency responsible for providing social services, including services  
24 relating to child welfare, mental health, and the Wisconsin Works program,  
25 representatives of the departments of corrections, children and families, and health

1 and family services, a representative from private social services agencies, a  
2 representative of substance abuse treatment providers, and other members to be  
3 determined by the county.

4 **SECTION 125g.** 16.964 (14) of the statutes is created to read:

5 16.964 (14) Beginning in fiscal year 2008–09, from the appropriation under s.  
6 20.505 (6) (f), the office shall in each fiscal year provide \$20,000 to each of the  
7 following child advocacy centers for education, training, medical advice, and quality  
8 assurance activities:

9 (a) Care House in Rock County.

10 (b) Child Protection Center in Milwaukee County.

11 (c) Safe Harbor in Dane County.

12 (d) Kenosha Child Advocacy Center in Kenosha County.

13 (e) Fox Valley Child Advocacy Center in Winnebago County.

14 (f) Stepping Stones in La Crosse County.

15 (g) CARE Center in Waukesha County.

16 (h) Child Advocacy Center of Northeastern Wisconsin in Marathon County.

17 (i) Chippewa County Child Advocacy Center in Chippewa County.

18 (j) A child advocacy center in Brown County.

19 (k) A child advocacy center in Racine County.

20 (L) A child advocacy center in Walworth County.

21 **SECTION 128c.** 16.971 (2) (cf) of the statutes is created to read:

22 16.971 (2) (cf) Implement, operate, maintain, and upgrade an integrated  
23 business information system capable of providing information technology services to  
24 all agencies in the areas of accounting, auditing, payroll and other financial services;  
25 procurement; human resources; and other administrative processes. The



1 department may provide information technology services under this subsection to  
2 any executive branch agency under s. 16.70 (4). The department may also provide  
3 information technology services to any local governmental unit under this  
4 subsection.

5 **SECTION 128d.** 16.971 (2) (Lg) of the statutes is created to read:

6 16.971 (2) (Lg) 1. Develop, in consultation with each executive branch agency,  
7 other than the Board of Regents of the University of Wisconsin System, and adopt  
8 the following written policies for information technology development projects  
9 included in the strategic plan required of each executive branch agency under par.  
10 (L) and that either exceed \$1,000,000 or that are vital to the functions of the executive  
11 branch agency:

12 a. A standardized reporting format.

13 b. A requirement that both proposed and ongoing information technology  
14 development projects be included.

15 2. The department shall submit for review by the joint legislative audit  
16 committee and for approval by the joint committee on information policy and  
17 technology any proposed policies required under subd. 1. and any proposed revisions  
18 to the policies.

19 **SECTION 128m.** 16.971 (6) of the statutes is amended to read:

20 16.971 (6) Notwithstanding sub. (2), the ~~revisor of statutes~~ legislative  
21 reference bureau shall approve the specifications for preparation and schedule for  
22 delivery of computer databases containing the Wisconsin statutes.

23 **SECTION 128t.** 16.973 (10) to (14) of the statutes are created to read:

24 16.973 (10) In consultation with the legislative audit bureau and the joint  
25 legislative audit committee, promulgate administrative rules applicable to each

1 executive branch agency, other than the Board of Regents of the University of  
2 Wisconsin System, pertaining to large, high–risk information technology projects  
3 that shall include:

4 (a) A definition of and methodology for identifying large, high–risk information  
5 technology projects.

6 (b) Standardized, quantifiable project performance measures for evaluating  
7 large, high–risk information technology projects.

8 (c) Policies and procedures for routine monitoring of large, high–risk  
9 information technology projects.

10 (d) A formal process for modifying information technology project specifications  
11 when necessary to address changes in program requirements.

12 (e) Requirements for reporting changes in estimates of cost or completion date  
13 to the department and the joint committee on information policy and technology.

14 (f) Methods for discontinuing projects or modifying projects that are failing to  
15 meet performance measures in such a way to correct the performance problems.

16 (g) Policies and procedures for the use of master leases under s. 16.76 (4) to  
17 finance new large, high–risk information technology system costs and maintain  
18 current large, high–risk information technology systems.

19 (h) A standardized progress point in the execution of large, high–risk  
20 information technology projects at which time the estimated costs and date of  
21 completion of the project is reported to the department and the joint committee on  
22 information policy and technology.

23 **(11)** Promulgate administrative rules applicable to each executive branch  
24 agency, other than the Board of Regents of the University of Wisconsin System,

1       pertaining to the use of commercially available information technology products,  
2       which shall include all of the following:

3           (a) A requirement that each executive branch agency review commercially  
4       available information technology products prior to initiating work on a customized  
5       information technology development project to determine whether any commercially  
6       available product could meet the information technology needs of the agency.

7           (b) Procedures and criteria to determine when a commercially available  
8       information technology product must be used and when an executive branch agency  
9       may consider the modification or creation of a customized information technology  
10      product.

11          (c) A requirement that each executive branch agency submit for approval by  
12      the department and prior to initiating work on a customized information technology  
13      product a justification for the modification or creation by the agency of a customized  
14      information technology product.

15          **(12)** (a) In this subsection, “master lease” has the meaning given under s. 16.76  
16      (4).

17          (b) Annually, no later than October 1, submit to the governor and the members  
18      of the joint committee on information policy and technology a report documenting the  
19      use by each executive branch agency, other than the Board of Regents of the  
20      University of Wisconsin System, of master leases to fund information technology  
21      projects in the previous fiscal year. The report shall contain all of the following  
22      information:

23           1. The total amount paid under master leases towards information technology  
24      projects in the previous fiscal year.

1           2. The master lease payment amounts approved to be applied to information  
2 technology projects in future years.

3           3. The total amount paid by each executive branch agency on each information  
4 technology project for which debt is outstanding, as compared to the total financing  
5 amount originally approved for that information technology project.

6           4. A summary of repayments made towards any master lease in the previous  
7 fiscal year.

8           **(13)** (a) Except as provided in par. (b), include in each contract with a vendor  
9 of information technology that involves a large, high-risk information technology  
10 project under sub. (10) or that has a projected cost greater than \$1,000,000, and  
11 require each executive branch agency authorized under s. 16.71 (1m) to enter into  
12 a contract for materials, supplies, equipment, or contractual services relating to  
13 information technology to include in each contract with a vendor of information  
14 technology that involves a large, high-risk information technology project under  
15 sub. (10) or that has a projected cost greater than \$1,000,000 a stipulation requiring  
16 the vendor to submit to the department for approval any order or amendment that  
17 would change the scope of the contract and have the effect of increasing the contract  
18 price. The stipulation shall authorize the department to review the original contract  
19 and the order or amendment to determine all of the following and, if necessary, to  
20 negotiate with the vendor regarding any change to the original contract price:

21           1. Whether the work proposed in the order or amendment is within the scope  
22 of the original contract.

23           2. Whether the work proposed in the order or amendment is necessary.

1 (b) The department or an executive branch agency may exclude from a contract  
2 described in par. (a) the stipulation required under par. (a) if all of the following  
3 conditions are satisfied:

4 1. Including such a stipulation would negatively impact contract negotiations  
5 or significantly reduce the number of bidders on the contract.

6 2. If the exclusion is sought by an executive branch agency, that agency submits  
7 to the department a plain-language explanation of the reasons the stipulation was  
8 excluded and the alternative provisions the executive branch agency will include in  
9 the contract to ensure that the contract will be completed on time and within the  
10 contract budget.

11 3. If the exclusion is sought by the department, the department prepares a  
12 plain-language explanation of the reasons the stipulation was excluded and the  
13 alternative provisions the department will include in the contract to ensure that the  
14 contract will be completed on time and within the contract budget.

15 4. The department submits for approval by the joint committee on information  
16 policy and technology any explanation and alternative contract provisions required  
17 under subd. 2. or 3. If, within 14 working days after the date that the department  
18 submits any explanation and alternative contract provisions required under this  
19 subdivision, the joint committee on information policy and technology does not  
20 contact the department, the explanation and alternative contract provisions shall be  
21 deemed approved.

22 **(14)** (a) Require each executive branch agency, other than the Board of Regents  
23 of the University of Wisconsin system, that has entered into an open-ended contract  
24 for the development of information technology to submit to the department quarterly  
25 reports documenting the amount expended on the information technology

1 development project. In this subsection, “open-ended contract” means a contract for  
2 information technology that includes one or both of the following:

3 1. Stipulations that provide that the contract vendor will deliver information  
4 technology products or services but that do not specify a maximum payment amount.

5 2. Stipulations that provide that the contract vendor shall be paid an hourly  
6 wage but that do not set a maximum limit on the number of hours required to  
7 complete the information technology project.

8 (b) Compile and annually submit to the joint committee on information  
9 technology the reports required under par. (a).

10 **SECTION 128u.** 16.973 (15) of the statutes is created to read:

11 16.973 (15) Post on its Internet site and periodically revise as necessary all of  
12 the following pertaining to information technology services and projects provided,  
13 managed, or supervised by the department:

14 (a) The total anticipated cost of each information technology service or project.

15 (b) The total amount that will be assessed by the department for the  
16 information technology service or project.

17 (c) Whether a flat rate or fee-for-service billing method will be utilized by the  
18 department for the information technology service or project and the amount that  
19 will be assessed to any agency, any authority, any unit of the federal government, any  
20 local governmental unit, or any entity in the private sector that receives information  
21 technology services or enters into an information technology project with the  
22 department using that billing method.

23 **SECTION 128v.** 16.973 (16) of the statutes is created to read:

24 16.973 (16) No later than March 1 and September 1 of each year, submit to the  
25 joint committee on information policy and technology a report that documents for

1 each executive branch agency information technology project with an actual or  
2 projected cost greater than \$1,000,000 or that the department of administration has  
3 identified as a large, high–risk information technology project under sub. (10) (a) all  
4 of the following:

5 (a) Original and updated project cost projections.

6 (b) Original and updated completion dates for the project and any stage of the  
7 project.

8 (c) An explanation for any variation between the original and updated costs and  
9 completion dates under pars. (a) and (b).

10 (d) A copy of any contract entered into by the department for the project and  
11 not provided in a previous report.

12 (e) All sources of funding for the project.

13 (f) The amount of any funding provided for the project through a master lease  
14 under s. 16.76 (4).

15 (g) Information about the status of the project, including any portion of the  
16 project that has been completed.

17 (h) Any other information about the project, or related information technology  
18 projects, requested by the joint committee on information policy and technology.

19 **SECTION 128w.** 16.974 (2) of the statutes is amended to read:

20 16.974 (2) Subject to s. 16.972 (2) (b), enter into and enforce an agreement with  
21 any agency, any authority, any unit of the federal government, any local  
22 governmental unit, or any entity in the private sector to provide services authorized  
23 to be provided by the department to that agency, authority, unit, or entity at a cost  
24 specified in the agreement. Assessments and charges for information technology

1 projects may not exceed 110 percent of the amount appropriated for the project or the  
2 estimated costs of the project, whichever is less.

3 **SECTION 129.** 16.997 (6) of the statutes is repealed.

4 **SECTION 131.** 17.13 (intro.) of the statutes is amended to read:

5 **17.13 Removal of village, town, town sanitary district, school district,**  
6 **and technical college and family care district officers.** (intro.) Officers of  
7 towns, town sanitary districts, villages, school districts, and technical college  
8 districts ~~and family care districts~~ may be removed as follows:

9 **SECTION 132.** 17.13 (4) of the statutes is repealed.

10 **SECTION 133.** 17.15 (5) of the statutes is amended to read:

11 17.15 (5) ~~FAMILY~~ LONG-TERM CARE DISTRICT. Any member of a family long-term  
12 care district governing board appointed under s. 46.2895 (3) (a) ~~2~~ may be removed  
13 by the appointing authority for cause.

14 **SECTION 134.** 17.27 (3m) of the statutes is amended to read:

15 17.27 (3m) ~~FAMILY~~ LONG-TERM CARE DISTRICT BOARD. If a vacancy occurs in the  
16 position of any appointed member of a family long-term care district board, the  
17 appointing authority shall appoint to serve for the residue of the unexpired term a  
18 person who meets the applicable requirements under s. 46.2895 (3) (b).

19 **SECTION 135.** 18.01 (1) of the statutes is renumbered 18.01 (1m).

20 **SECTION 136.** 18.01 (1e) of the statutes is created to read:

21 18.01 (1e) “Aggregate expected debt service and net exchange payments”  
22 means the sum of the following:

23 (a) The aggregate net payments expected to be made and received under a  
24 specified interest exchange agreement under s. 18.06 (8) (a).



1 (b) The aggregate debt service expected to be made on bonds related to that  
2 agreement.

3 (c) The aggregate net payments expected to be made and received under all  
4 other interest exchange agreements under s. 18.06 (8) (a) relating to those bonds that  
5 are in force at the time of executing the agreement.

6 **SECTION 137.** 18.01 (4) (intro.) of the statutes is amended to read:

7 18.01 (4) (intro.) “Public debt” or “debt” means every voluntary, unconditional  
8 undertaking by the state, other than an operating note ~~or an interest exchange~~  
9 ~~agreement~~, to repay a sum certain:

10 **SECTION 138.** 18.06 (8) (a) of the statutes is renumbered 18.06 (8) (a) (intro.)  
11 and amended to read:

12 18.06 (8) (a) (intro.) The Subject to pars. (am) and (ar), at the time of, or in  
13 anticipation of, contracting public debt and at any time thereafter while the public  
14 debt is outstanding, the commission may enter into agreements and ancillary  
15 arrangements ~~for~~ relating to the public debt, including liquidity facilities,  
16 remarketing or dealer agreements, letter of credit agreements, insurance policies,  
17 guaranty agreements, reimbursement agreements, indexing agreements, or interest  
18 exchange agreements. The commission shall determine all of the following, if  
19 applicable, with respect to any such agreement or ancillary arrangement:

20 **SECTION 139.** 18.06 (8) (a) 1. of the statutes is created to read:

21 18.06 (8) (a) 1. For any payment to be received with respect to the agreement  
22 or ancillary arrangement, whether the payment will be deposited into the bond  
23 security and redemption fund or the capital improvement fund.

24 **SECTION 140.** 18.06 (8) (a) 2. of the statutes is created to read:

1           18.06 **(8)** (a) 2. For any payment to be made with respect to the agreement or  
2 ancillary arrangement, whether the payment will be made from the bond security  
3 and redemption fund or the capital improvement fund and the timing of any transfer  
4 of funds.

5           **SECTION 141.** 18.06 (8) (am) of the statutes is created to read:

6           18.06 **(8)** (am) With respect to any interest exchange agreement or agreements  
7 specified in par. (a), all of the following shall apply:

8           1. The commission shall contract with an independent financial consulting firm  
9 to determine if the terms and conditions of the agreement reflect a fair market value,  
10 as of the proposed date of the execution of the agreement.

11           2. The interest exchange agreement must identify by maturity, bond issue, or  
12 bond purpose the debt or obligation to which the agreement is related. The  
13 determination of the commission included in an interest exchange agreement that  
14 such agreement relates to a debt or obligation shall be conclusive.

15           3. The resolution authorizing the commission to enter into any interest  
16 exchange agreement shall require that the terms and conditions of the agreement  
17 reflect a fair market value as of the date of execution of the agreement, as reflected  
18 by the determination of the independent financial consulting firm under subd. 1.,  
19 and shall establish guidelines for any such agreement, including the following:

- 20           a. The conditions under which the commission may enter into the agreements.  
21           b. The form and content of the agreements.  
22           c. The aspects of risk exposure associated with the agreements.  
23           d. The standards and procedures for counterparty selection.  
24           e. The standards for the procurement of, and the setting aside of reserves, if  
25 any, in connection with, the agreements.

1 f. The provisions, if any, for collateralization or other requirements for securing  
2 any counterparty's obligations under the agreements.

3 g. A system for financial monitoring and periodic assessment of the  
4 agreements.

5 **SECTION 142.** 18.06 (8) (ar) of the statutes is created to read:

6 18.06 (8) (ar) 1. Subject to subd. 2., the terms and conditions of an interest  
7 exchange agreement under par. (a) shall not be structured so that, as of the trade date  
8 of the agreement, both of the following are reasonably expected to occur:

9 a. The aggregate expected debt service and net exchange payments relating to  
10 the agreement during the fiscal year in which the trade date occurs will be less than  
11 the aggregate expected debt service and net exchange payments relating to the  
12 agreement that would be payable during that fiscal year if the agreement is not  
13 executed.

14 b. The aggregate expected debt service and net exchange payments relating to  
15 the agreement in subsequent fiscal years will be greater than the aggregate expected  
16 debt service and net exchange payments relating to the agreement that would be  
17 payable in those fiscal years if the agreement is not executed.

18 2. Subd. 1. shall not apply if either of the follow occurs:

19 a. The commission receives a determination by the independent financial  
20 consulting firm under par. (am) 1. that the terms and conditions of the agreement  
21 reflect payments by the state that represent on-market rates as of the trade date for  
22 the particular type of agreement.

23 b. The commission provides written notice to the joint committee on finance of  
24 its intention to enter into an agreement that is reasonably expected to satisfy subd.  
25 1., and the joint committee on finance either approves or disapproves, in writing, the

1 commission's entering into the agreement within 14 days of receiving the written  
2 notice from the commission.

3 3. This paragraph shall not limit the liability of the state under an agreement  
4 if actual contracted net exchange payments in any fiscal year are less than or exceed  
5 original expectations.

6 **SECTION 143.** 18.06 (8) (b) of the statutes is amended to read:

7 18.06 **(8)** (b) The commission may delegate to other persons the authority and  
8 responsibility to take actions necessary and appropriate to implement agreements  
9 and ancillary arrangements under ~~par.~~ pars. (a) and (am).

10 **SECTION 144.** 18.06 (8) (d) of the statutes is created to read:

11 18.06 **(8)** (d) Semiannually, during any year in which the state is a party to an  
12 agreement entered into pursuant to par. (a) (intro.), the department of  
13 administration shall submit a report to the commission and to the cochairpersons of  
14 the joint committee on finance listing all such agreements. The report shall include  
15 all of the following:

16 1. A description of each agreement, including a summary of its terms and  
17 conditions, rates, maturity, and the estimated market value of each agreement.

18 2. An accounting of amounts that were required to be paid and received on each  
19 agreement.

20 3. Any credit enhancement, liquidity facility, or reserves, including an  
21 accounting of the costs and expenses incurred by the state.

22 4. A description of the counterparty to each agreement.

23 5. A description of the counterparty risk, the termination risk, and other risks  
24 associated with each agreement.

1           **SECTION 145.** 18.08 (1) (a) of the statutes is renumbered 18.08 (1) (a) (intro.)  
2 and amended to read:

3           18.08 (1) (a) (intro.) All moneys resulting from the contracting of public debt  
4 or any payment to be received with respect to any agreement or ancillary  
5 arrangement entered into under s. 18.06 (8) (a) with respect to any such public debt  
6 shall be credited to a separate and distinct fund, established in the state treasury,  
7 designated as the capital improvement fund, except that ~~such~~:

8           1. Such moneys which represent ~~premium and~~ accrued interest on bonds or  
9 notes issued, or are for purposes of funding or refunding bonds pursuant to s. 18.06  
10 (5), shall be credited to one or more of the sinking funds of the bond security and  
11 redemption fund or to the state building trust fund.

12           **SECTION 146.** 18.08 (1) (a) 2. of the statutes is created to read:

13           18.08 (1) (a) 2. Any such moneys that represent premium or any payments  
14 received pursuant to any agreement or ancillary arrangement entered into under s.  
15 18.06 (8) (a) with respect to any such public debt may be credited to one or more of  
16 the sinking funds of the bond security and redemption fund or to the capital  
17 improvement fund, as determined by the commission.

18           **SECTION 147.** 18.08 (2) of the statutes is amended to read:

19           18.08 (2) The capital improvement fund may be expended, pursuant to  
20 appropriations, only for the purposes and in the amounts for which the public debts  
21 have been contracted, for the payment of principal and interest on loans or on notes,  
22 for the payment due, if any, under an agreement or ancillary arrangement entered  
23 into under s. 18.06 (8) (a) with respect to any such public debt, for the purposes  
24 identified under s. 20.867 (2) (v) and (4) (q), and for expenses incurred in contracting  
25 public debt.

1           **SECTION 148.** 18.08 (4) of the statutes is amended to read:

2           18.08 (4) If at any time it appears that there will not be on hand in the capital  
3 improvement fund sufficient moneys for the payment of principal and interest on  
4 loans or on notes or for the payment due, if any, under an agreement or ancillary  
5 arrangement that has been entered into under s. 18.06 (8) (a) with respect to any  
6 public debt and that has been determined to be payable from the capital  
7 improvement fund under s. 18.06 (8) (a) 2., the department of administration shall  
8 transfer to such fund, out of the appropriation made pursuant to s. 20.866, a sum  
9 sufficient which, together with any available money on hand in such fund, is  
10 sufficient to make such payment.

11           **SECTION 149.** 18.09 (2) of the statutes is amended to read:

12           18.09 (2) Each sinking fund shall be expended, and all moneys from time to  
13 time on hand therein are irrevocably appropriated, in sums sufficient, only for the  
14 payment of principal and interest on the bonds giving rise to it and, premium, if any,  
15 due upon refunding redemption of any such bonds, and payment due, if any, under  
16 an agreement or ancillary arrangement that has been entered into under s. 18.06 (8)  
17 (a) with respect to any such bonds and that has been determined to be payable from  
18 the bond security and redemption fund under s. 18.06 (8) (a) 2.

19           **SECTION 150m.** 18.52 (1c) of the statutes is created to read:

20           18.52 (1c) “Aggregate expected debt service and net exchange payments”  
21 means the sum of the following:

22           (a) The aggregate net payments expected to be made and received under a  
23 specified interest exchange agreement under s. 18.55 (6) (a).

24           (b) The aggregate debt service expected to be made on obligations related to  
25 that agreement.

1 (c) The aggregate net payments expected to be made and received under all  
2 other interest exchange agreements under s. 18.55 (6) (a) relating to those  
3 obligations that are in force at the time of executing the agreement.

4 **SECTION 151.** 18.55 (6) (a) of the statutes is amended to read:

5 18.55 (6) (a) ~~At~~ Subject to pars. (d) and (e), at the time of, or in anticipation of,  
6 contracting revenue obligations and at any time thereafter while the revenue  
7 obligations are outstanding, the commission may enter into agreements and  
8 ancillary arrangements relating to the revenue obligations, including trust  
9 indentures, liquidity facilities, remarketing or dealer agreements, letter of credit  
10 agreements, insurance policies, guaranty agreements, reimbursement agreements,  
11 indexing agreements, or interest exchange agreements. Any payment made or  
12 received pursuant to any such agreements or ancillary arrangements shall be made  
13 from or deposited into a fund relating to the relevant revenue obligation, as  
14 determined by the commission. The determination of the commission included in an  
15 interest exchange agreement that such an agreement relates to a revenue obligation  
16 shall be conclusive.

17 **SECTION 151c.** 18.55 (6) (d) of the statutes is created to read:

18 18.55 (6) (d) With respect to any interest exchange agreement or agreements  
19 specified in par. (a), all of the following shall apply:

20 1. The commission shall contract with an independent financial consulting firm  
21 to determine if the terms and conditions of the agreement reflect a fair market value,  
22 as of the proposed date of the execution of the agreement.

23 2. The interest exchange agreement must identify by maturity, bond issue, or  
24 bond purpose the obligation to which the agreement is related. The determination

1 of the commission included in an interest exchange agreement that such agreement  
2 relates to an obligation shall be conclusive.

3 3. The resolution authorizing the commission to enter into any interest  
4 exchange agreement shall require that the terms and conditions of the agreement  
5 reflect a fair market value as of the date of execution of the agreement, as reflected  
6 by the determination of the independent financial consulting firm under subd. 1.,  
7 and shall establish guidelines for any such agreement, including the following:

8 a. The conditions under which the commission may enter into the agreements.

9 b. The form and content of the agreements.

10 c. The aspects of risk exposure associated with the agreements.

11 d. The standards and procedures for counterparty selection.

12 e. The standards for the procurement of, and the setting aside of reserves, if  
13 any, in connection with, the agreements.

14 f. The provisions, if any, for collateralization or other requirements for securing  
15 any counterparty's obligations under the agreements.

16 g. A system for financial monitoring and periodic assessment of the  
17 agreements.

18 **SECTION 151h.** 18.55 (6) (e) of the statutes is created to read:

19 18.55 **(6)** (e) 1. Subject to subd. 2., the terms and conditions of an interest  
20 exchange agreement under par. (a) shall not be structured so that, as of the trade date  
21 of the agreement, both of the following are reasonably expected to occur:

22 a. The aggregate expected debt service and net exchange payments relating to  
23 the agreement during the fiscal year in which the trade date occurs will be less than  
24 the aggregate expected debt service and net exchange payments relating to the



1 agreement that would be payable during that fiscal year if the agreement is not  
2 executed.

3 b. The aggregate expected debt service and net exchange payments relating to  
4 the agreement in subsequent fiscal years will be greater than the aggregate expected  
5 debt service and net exchange payments relating to the agreement that would be  
6 payable in those fiscal years if the agreement is not executed.

7 2. Subdivision 1. shall not apply if either of the follow occurs:

8 a. The commission receives a determination by the independent financial  
9 consulting firm under par. (d) 1. that the terms and conditions of the agreement  
10 reflect payments by the state that represent on–market rates as of the trade date for  
11 the particular type of agreement.

12 b. The commission provides written notice to the joint committee on finance of  
13 its intention to enter into an agreement that is reasonably expected to satisfy subd.  
14 1., and the joint committee on finance either approves or disapproves, in writing, the  
15 commission’s entering into the agreement within 14 days of receiving the written  
16 notice from the commission.

17 3. This paragraph shall not limit the liability of the state under an agreement  
18 if actual contracted net exchange payments in any fiscal year are less than or exceed  
19 original expectations.

20 **SECTION 151p.** 18.55 (6) (f) of the statutes is created to read:

21 18.55 (6) (f) Semiannually, during any year in which the state is a party to an  
22 agreement entered into pursuant to par. (a), the department of administration shall  
23 submit a report to the commission and to the cochairpersons of the joint committee  
24 on finance listing all such agreements. The report shall include all of the following:

1           1. A description of each agreement, including a summary of its terms and  
2 conditions, rates, maturity, and the estimated market value of each agreement.

3           2. An accounting of amounts that were required to be paid and received on each  
4 agreement.

5           3. Any credit enhancement, liquidity facility, or reserves, including an  
6 accounting of the costs and expenses incurred by the state.

7           4. A description of the counterparty to each agreement.

8           5. A description of the counterparty risk, the termination risk, and other risks  
9 associated with each agreement.

10          **SECTION 151s.** 18.71 (1) of the statutes is renumbered 18.71 (1m).

11          **SECTION 151v.** 18.71 (1d) of the statutes is created to read:

12          **18.71 (1d)** “Aggregate expected debt service and net exchange payments”  
13 means the sum of the following:

14           (a) The aggregate net payments expected to be made and received under a  
15 specified interest exchange agreement under s. 18.73 (5) (a).

16           (b) The aggregate debt service expected to be made on notes related to that  
17 agreement.

18           (c) The aggregate net payments expected to be made and received under all  
19 other interest exchange agreements under s. 18.73 (5) (a) relating to those notes that  
20 are in force at the time of executing the agreement.

21          **SECTION 152.** 18.73 (5) of the statutes is created to read:

22          **18.73 (5)** AGREEMENTS AND ARRANGEMENTS; DELEGATION; USE OF OPERATING NOTES.

23           (a) Subject to pars. (d) and (e), at the time of, or in anticipation of, contracting  
24 operating notes and at any time thereafter while the operating notes are  
25 outstanding, the commission may enter into agreements and ancillary

1 arrangements relating to the operating notes, including liquidity facilities,  
2 remarketing or dealer agreements, letter of credit agreements, insurance policies,  
3 guaranty agreements, reimbursement agreements, indexing agreements, or interest  
4 exchange agreements. Any payment received pursuant to any such agreements or  
5 ancillary arrangements shall be deposited in, and any payments made pursuant to  
6 any such agreements or ancillary arrangements will be made from, the general fund  
7 or the operating note redemption fund, as determined by the commission. The  
8 determination of the commission included in an interest exchange agreement that  
9 such an agreement relates to an operating note shall be conclusive.

10 (b) The commission may delegate to other persons the authority and  
11 responsibility to take actions necessary and appropriate to implement agreements  
12 and ancillary arrangements under par. (a).

13 (c) Any operating notes may include operating notes contracted to fund  
14 interest, accrued or to accrue, on the operating notes.

15 (d) With respect to any interest exchange agreement or agreements specified  
16 in par. (a), all of the following shall apply:

17 1. The commission shall contract with an independent financial consulting firm  
18 to determine if the terms and conditions of the agreement reflect a fair market value,  
19 as of the proposed date of the execution of the agreement.

20 2. The interest exchange agreement must identify the note to which the  
21 agreement is related. The determination of the commission included in an interest  
22 exchange agreement that such agreement relates to a note shall be conclusive.

23 3. The resolution authorizing the commission to enter into any interest  
24 exchange agreement shall require that the terms and conditions of the agreement  
25 reflect a fair market value as of the date of execution of the agreement, as reflected

1 by the determination of the independent financial consulting firm under subd. 1.,  
2 and shall establish guidelines for any such agreement, including the following:

3 a. The conditions under which the commission may enter into the agreements.

4 b. The form and content of the agreements.

5 c. The aspects of risk exposure associated with the agreements.

6 d. The standards and procedures for counterparty selection.

7 e. The standards for the procurement of, and the setting aside of reserves, if  
8 any, in connection with, the agreements.

9 f. The provisions, if any, for collateralization or other requirements for securing  
10 any counterparty's obligations under the agreements.

11 g. A system for financial monitoring and periodic assessment of the  
12 agreements.

13 (e) 1. Subject to subd. 2., the terms and conditions of an interest exchange  
14 agreement under par. (a) shall not be structured so that, as of the trade date of the  
15 agreement, the aggregate expected debt service and net exchange payments relating  
16 to the agreement during the fiscal year in which the trade date occurs will be less  
17 than the aggregate expected debt service and net exchange payments relating to the  
18 agreement that would be payable during that fiscal year if the agreement is not  
19 executed.

20 2. Subdivision 1. shall not apply if either of the follow occurs:

21 a. The commission receives a determination by the independent financial  
22 consulting firm under par. (d) 1. that the terms and conditions of the agreement  
23 reflect payments by the state that represent on-market rates as of the trade date for  
24 the particular type of agreement.

1           b. The commission provides written notice to the joint committee on finance of  
2 its intention to enter into an agreement that is reasonably expected to satisfy subd.  
3 1., and the joint committee on finance either approves or disapproves, in writing, the  
4 commission's entering into the agreement within 14 days of receiving the written  
5 notice from the commission.

6           3. This paragraph shall not limit the liability of the state under an agreement  
7 if actual contracted net exchange payments in any fiscal year are less than or exceed  
8 original expectations.

9           (f) Semiannually, during any year in which the state is a party to an agreement  
10 entered into pursuant to par. (a), the department of administration shall submit a  
11 report to the commission and to the cochairpersons of the joint committee on finance  
12 listing all such agreements. The report shall include all of the following:

13           1. A description of each agreement, including a summary of its terms and  
14 conditions, rates, maturity, and the estimated market value of each agreement.

15           2. An accounting of amounts that were required to be paid and received on each  
16 agreement.

17           3. Any credit enhancement, liquidity facility, or reserves, including an  
18 accounting of the costs and expenses incurred by the state.

19           4. A description of the counterparty to each agreement.

20           5. A description of the counterparty risk, the termination risk, and other risks  
21 associated with each agreement.

22           **SECTION 153.** 18.74 of the statutes is amended to read:

23           **18.74 Application of operating note proceeds.** All moneys resulting from  
24 the contracting of operating notes or any payment to be received under an agreement  
25 or ancillary arrangement entered into under s. 18.73 (5) with respect to any such

1 operating notes shall be credited to the general fund, except that moneys which  
2 represent premium and accrued interest on operating notes, or moneys for purposes  
3 of funding or refunding operating notes pursuant to s. 18.72 (1) shall be credited to  
4 the operating note redemption fund.

5 **SECTION 154.** 18.75 (2) of the statutes is amended to read:

6 18.75 (2) The operating note redemption fund shall be expended and all  
7 moneys from time to time on hand therein are irrevocably appropriated, in sums  
8 sufficient, only for the payment of principal and interest on operating notes giving  
9 rise to it and premium, if any, due upon refunding or early redemption of such  
10 operating notes, and for the payment due, if any, under an agreement or ancillary  
11 arrangement entered into under s. 18.73 (5) with respect to such operating notes.

12 **SECTION 155.** 18.75 (4) of the statutes is amended to read:

13 18.75 (4) There shall be transferred, under s. 20.855 (1) (a), a sum sufficient  
14 for the payment of the principal, interest and premium due, if any, ~~on the~~ and for the  
15 payment due, if any, under an agreement or ancillary arrangement entered into  
16 pursuant to s. 18.73 (5) with respect to operating notes giving rise to it as the same  
17 falls due. Such transfers shall be so timed that there is at all times on hand in the  
18 fund an amount not less than the amount to be paid out of it during the ensuing 30  
19 days or such other period if so provided for in the authorizing resolution. The  
20 commission may pledge the deposit of additional amounts at periodic intervals and  
21 the secretary of the department may impound moneys of the general fund, including  
22 moneys temporarily reallocated from other funds under s. 20.002 (11), in accordance  
23 with the pledge of revenues in the authorizing resolution, and all such  
24 impoundments are deemed to be payments for purposes of s. 16.53 (10), but no such  
25 impoundment may be made until the amounts to be paid into the bond security and

1 redemption fund under s. 18.09 during the ensuing 30 days have been deposited in  
2 the bond security and redemption fund.

3 **SECTION 156.** 19.32 (1) of the statutes is amended to read:

4 19.32 (1) “Authority” means any of the following having custody of a record: a  
5 state or local office, elected official, agency, board, commission, committee, council,  
6 department or public body corporate and politic created by constitution, law,  
7 ordinance, rule or order; a governmental or quasi-governmental corporation except  
8 for the Bradley center sports and entertainment corporation; a local exposition  
9 district under subch. II of ch. 229; a ~~family~~ long-term care district under s. 46.2895;  
10 any court of law; the assembly or senate; a nonprofit corporation which receives more  
11 than 50% of its funds from a county or a municipality, as defined in s. 59.001 (3), and  
12 which provides services related to public health or safety to the county or  
13 municipality; ~~a nonprofit corporation operating the Olympic ice training center~~  
14 ~~under s. 42.11 (3);~~ or a formally constituted subunit of any of the foregoing.

15 **SECTION 157.** 19.42 (10) (p) of the statutes is repealed.

16 **SECTION 158e.** 19.42 (10) (r) of the statutes is created to read:

17 19.42 (10) (r) The employees and members of the board of directors of the Lower  
18 Fox River Remediation Authority.

19 **SECTION 159.** 19.42 (13) (o) of the statutes is repealed.

20 **SECTION 161.** 19.55 (2) (b) of the statutes is amended to read:

21 19.55 (2) (b) Records obtained or prepared by the board in connection with an  
22 investigation, except that the board shall permit inspection of records that are made  
23 public in the course of a hearing by the board to determine if a violation of this  
24 subchapter or subch. III of ch. 13 has occurred. Whenever the board refers such  
25 investigation and hearing records to a district attorney or to the attorney general,

1 they may be made public in the course of a prosecution initiated under this  
2 subchapter. The board shall also provide information from investigation and hearing  
3 records that pertains to the location of individuals and assets of individuals as  
4 requested under s. 49.22 (2m) by the department of ~~workforce development~~ children  
5 and families or by a county child support agency under s. 59.53 (5).

6 **SECTION 162.** 19.55 (2) (d) of the statutes is amended to read:

7 19.55 (2) (d) Records of the social security number of any individual who files  
8 an application for licensure as a lobbyist under s. 13.63 or who registers as a principal  
9 under s. 13.64, except to the department of ~~workforce development~~ children and  
10 families for purposes of administration of s. 49.22 or to the department of revenue  
11 for purposes of administration of s. 73.0301.

12 **SECTION 162h.** 19.62 (8) of the statutes is amended to read:

13 19.62 (8) “State authority” means an authority that is a state elected official,  
14 agency, board, commission, committee, council, department or public body corporate  
15 and politic created by constitution, statute, rule or order; a state governmental or  
16 quasi-governmental corporation; the supreme court or court of appeals; or the  
17 assembly or senate; ~~or a nonprofit corporation operating the Olympic Ice Training~~  
18 ~~Center under s. 42.11 (3).~~

19 **SECTION 163.** 19.82 (1) of the statutes is amended to read:

20 19.82 (1) “Governmental body” means a state or local agency, board,  
21 commission, committee, council, department or public body corporate and politic  
22 created by constitution, statute, ordinance, rule or order; a governmental or  
23 quasi-governmental corporation except for the Bradley center sports and  
24 entertainment corporation; a local exposition district under subch. II of ch. 229; a  
25 family long-term care district under s. 46.2895; ~~a nonprofit corporation operating~~



1 ~~the Olympic ice training center under s. 42.11 (3); or a formally constituted subunit~~  
2 ~~of any of the foregoing, but excludes any such body or committee or subunit of such~~  
3 ~~body which is formed for or meeting for the purpose of collective bargaining under~~  
4 ~~subch. I, IV or V of ch. 111.~~

5 **SECTION 163p.** 19.84 (5) of the statutes is amended to read:

6 19.84 (5) Departments and their subunits in any University of Wisconsin  
7 System institution or campus ~~and a nonprofit corporation operating the Olympic Ice~~  
8 ~~Training Center under s. 42.11 (3)~~ are exempt from the requirements of subs. (1) to  
9 (4) but shall provide meeting notice which is reasonably likely to apprise interested  
10 persons, and news media who have filed written requests for such notice.

11 **SECTION 163v.** 19.85 (1) (j) of the statutes is repealed.

12 **SECTION 165.** 19.86 of the statutes is amended to read:

13 **19.86 Notice of collective bargaining negotiations.** Notwithstanding s.  
14 19.82 (1), where notice has been given by either party to a collective bargaining  
15 agreement under subch. I, IV or V of ch. 111 to reopen such agreement at its  
16 expiration date, the employer shall give notice of such contract reopening as provided  
17 in s. 19.84 (1) (b). If the employer is not a governmental body, notice shall be given  
18 by the employer's chief officer or such person's designee. ~~This section does not apply~~  
19 ~~to a nonprofit corporation operating the Olympic Ice Training Center under s. 42.11~~  
20 ~~(3).~~

21 **SECTION 166.** 20.001 (2) (e) of the statutes is amended to read:

22 20.001 (2) (e) *Federal revenues.* "Federal revenues" consist of moneys received  
23 from the federal government, except that under s. ~~20.445 (3)~~ 20.437 (2) (md) "federal  
24 revenues" also include moneys treated as refunds of expenditures, and under s.  
25 ~~20.445 (3)~~ 20.437 (2) (me) "federal revenues" consist only of moneys treated as

1 received from the federal government. Federal revenues may be deposited as  
2 program revenues in the general fund or as segregated revenues in a segregated  
3 fund. In either case they are indicated in s. 20.005 by the addition of “-F” after the  
4 abbreviation assigned under pars. (b) and (d).

5 **SECTION 167.** 20.001 (5) of the statutes is amended to read:

6 **20.001 (5) REFUNDS OF EXPENDITURES.** Any amount not otherwise appropriated  
7 under this chapter that is received by a state agency as a result of an adjustment  
8 made to a previously recorded expenditure from a sum certain appropriation to that  
9 agency due to activities that are of a temporary nature or activities that could not be  
10 anticipated during budget development and which serves to reduce or eliminate the  
11 previously recorded expenditure in the same fiscal year in which the previously  
12 recorded expenditure was made, except as provided in s. ~~20.445 (3)~~ 20.437 (2) (md),  
13 may, upon request of the agency, be designated by the secretary of administration as  
14 a refund of an expenditure. Except as otherwise provided in this subsection, the  
15 secretary of administration may designate an amount received by a state agency as  
16 a refund of an expenditure only if the agency submits to the secretary a written  
17 explanation of the circumstances under which the amount was received that  
18 includes a specific reference in a statutory or nonstatutory law to a function of the  
19 agency under which the amount was received and the appropriation from which the  
20 previously recorded expenditure was made. A refund of an expenditure shall be  
21 deposited by the receiving state agency in the appropriation account from which the  
22 previously recorded expenditure was made. Except as otherwise provided in this  
23 subsection, a state agency which proposes to make an expenditure from moneys  
24 designated as a refund of an expenditure shall submit to the secretary of  
25 administration a written explanation of the purpose of the expenditure, including a

1 specific reference in a statutory or nonstatutory law to a function of the agency under  
2 which the expenditure is to be made and the appropriation from which the  
3 expenditure is to be made. After submission and approval of an estimate of the  
4 amount proposed to be expended under s. 16.50 (2), a state agency may expend the  
5 moneys received from the refund of the expenditure. The secretary of administration  
6 may waive submission of any explanation required by this subsection for categories  
7 of refunds of expenditures or proposed refunds of expenditures.

8 **SECTION 167e.** 20.003 (2) of the statutes is amended to read:

9 20.003 (2) ~~REVISOR'S~~ LEGISLATIVE REFERENCE BUREAU AUTHORITY. All  
10 appropriations made by the legislature shall be listed in this chapter. The ~~revisor of~~  
11 ~~statutes~~ legislative reference bureau shall assign numbers in this chapter to any  
12 appropriation not so numbered and if appropriation laws are enacted which are not  
13 numbered to correspond with the numbering system of this chapter as outlined in  
14 sub. (3), the ~~revisor of statutes~~ legislative reference bureau shall renumber such laws  
15 accordingly.

16 **SECTION 168.** 20.003 (4) (fm) of the statutes is repealed.

17 **SECTION 169.** 20.003 (4) (fr) of the statutes is repealed.

18 **SECTION 172.** 20.003 (4) (fw) of the statutes is created to read:

19 20.003 (4) (fw) For fiscal year 2009–10, \$65,000,000.

20 **SECTION 173.** 20.003 (4) (fx) of the statutes is created to read:

21 20.003 (4) (fx) For fiscal year 2010–11, \$65,000,000.

22 **SECTION 174.** 20.003 (4) (g) of the statutes is amended to read:

23 20.003 (4) (g) For fiscal year ~~2009–10~~ 2011–12 and each fiscal year thereafter,  
24 2%.

25 **SECTION 174e.** 20.004 (2) of the statutes is amended to read:

1           20.004 (2) Immediately following the final adjournment of the legislature, or  
2 at convenient intervals prior thereto, the department of administration shall amend  
3 the schedule and summaries set forth in s. 20.005 to include all fiscal acts of the  
4 legislature, and submit the composite amended schedule and summaries to the joint  
5 committee on finance for approval. When approved, the department of  
6 administration shall then submit the schedule and summaries to the ~~revisor of~~  
7 ~~statutes who~~ legislative reference bureau, which shall print the revised schedules  
8 and summaries of all state funds in the ensuing issue of the statutes as part of s.  
9 20.005 and in lieu of the schedules and summaries printed in the preceding issue of  
10 the statutes. If any conflict exists between ss. 20.115 to 20.875 and s. 20.005, ss.  
11 20.115 to 20.875 shall control and s. 20.005 shall be changed to correspond with ss.  
12 20.115 to 20.875. All appropriations are to be rounded to the nearest \$100 and if any  
13 appropriation is made which is not so rounded the department of administration,  
14 when preparing the composite amended schedule and summaries, shall show the  
15 appropriation increased to the next \$100.

16           **SECTION 175.** 20.005 (1) of the statutes is repealed and recreated to read:

17           20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for  
18 the state of Wisconsin for all funds beginning on July 1, 2007, and ending on June  
19 30, 2009, is summarized as follows: [See Figure 20.005 (1) following]

20  
21 **Figure: 20.005 (1)**  
22

**GENERAL FUND SUMMARY**

	<b>2007-08</b>	<b>2008-09</b>
<b>Opening Balance, July 1</b>	\$ 66,288,000	\$ 68,145,300

	<b>2007–08</b>	<b>2008–09</b>
<b>Revenues</b>		
Taxes	\$13,101,075,000	\$13,627,200,000
Departmental Revenues		
Tribal Gaming	96,731,600	46,250,700
Other	<u>428,177,700</u>	<u>434,968,800</u>
<b>Total Available</b>	<b>\$13,692,272,300</b>	<b>\$14,176,564,800</b>
 <b>Appropriations and Reserves</b>		
Gross Appropriations	\$13,823,804,300	\$14,211,905,100
Compensation Reserves	62,759,600	156,617,900
Less Lapses	<u>-262,436,900</u>	<u>-262,022,300</u>
<b>Total Expenditures</b>	<b>\$13,624,127,000</b>	<b>\$14,106,500,700</b>
 <b>Balances</b>		
Gross Balance	\$ 68,145,300	\$ 70,064,100
Less Required Statutory Balance	<u>-65,000,000</u>	<u>-65,000,000</u>
<b>Net Balance, June 30</b>	<b>\$ 3,145,300</b>	<b>\$ 5,064,100</b>

**SUMMARY OF APPROPRIATIONS — ALL FUNDS**

	<b>2007–08</b>	<b>2008–09</b>
General Purpose Revenue	\$13,823,804,300	\$14,211,905,100
Federal Revenue	7,060,363,000	7,284,707,600
Program	6,239,071,300	6,457,183,500
Segregated	821,291,700	827,524,100
Program Revenue	4,023,587,800	4,138,901,400
Nonservice	3,237,944,400	3,345,914,300
Service	785,643,400	792,987,100
Segregated Revenue	3,052,886,200	3,179,051,900

	<b>2007–08</b>	<b>2008–09</b>
State nonservice	2,742,681,200	2,866,165,500
Local	106,167,600	107,191,700
Service	204,037,400	205,694,700
<b>GRAND TOTAL</b>	<b>\$ 27,960,641,300</b>	<b>\$ 28,814,566,000</b>

### SUMMARY OF COMPENSATION RESERVES — ALL FUNDS

General Purpose Revenue	\$ 62,759,600	\$ 156,617,900
Federal Revenue	33,197,700	83,008,100
Program Revenue	18,516,700	46,425,100
Segregated Revenue	<u>16,723,500</u>	<u>41,975,700</u>
<b>TOTAL</b>	<b>\$ 131,197,500</b>	<b>\$ 328,026,800</b>

### LOTTERY FUND SUMMARY

	<b>2007–08</b>	<b>2008–09</b>
<b>Gross Revenue</b>		
Ticket Sales	\$ 504,690,200	\$ 511,890,200
Miscellaneous Revenue	<u>96,600</u>	<u>96,600</u>
	\$ 504,786,800	\$ 511,986,800
<b>Expenses</b>		
Prizes	\$ 293,145,200	\$ 297,798,500
Administrative Expenses	<u>71,304,100</u>	<u>72,458,300</u>
	\$ 364,449,300	\$ 370,256,800
<b>Net Proceeds</b>	<b>\$ 140,337,500</b>	<b>\$ 141,730,000</b>

	<b>2007–08</b>	<b>2008–09</b>
<b>Total Available for Property Tax Relief</b>		
Opening Balance	\$ 9,796,700	\$ 10,095,700
Net Proceeds	140,337,500	141,730,000
Interest Earnings	3,668,500	3,668,500
Gaming–related Revenue	<u>333,100</u>	<u>333,100</u>
	\$ 154,135,800	\$ 155,827,300
<b>Property Tax Relief</b>	\$ 144,040,100	\$ 145,587,600
<b>Gross Closing Balance</b>	\$ 10,095,700	\$ 10,239,700
<b>Reserve</b>	\$ <u>10,095,700</u>	\$ <u>10,239,700</u>
<b>Net Closing Balance</b>	\$ –0–	\$ –0–

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**SECTION 176.** 20.005 (2) of the statutes is repealed and recreated to read:

20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b) following]

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**Figure: 20.005 (2) (a)**

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**SUMMARY OF BONDING AUTHORITY MODIFICATIONS  
2007–09 FISCAL BIENNIUM**

<b>Source and Purpose</b>	<b>Amount</b>
<b>GENERAL OBLIGATIONS</b>	
Administration	
Energy conservation projects; capital improvement fund	\$ 30,000,000
School educational technology infrastructure financial assistance	–18,288,700

<b>Source and Purpose</b>	<b>Amount</b>
Public library educational technology infrastructure financial assistance	–31,000
<b>Agriculture, Trade and Consumer Protection</b>	
Soil and water	7,000,000
<b>Building Commission</b>	
Other public purposes	125,000,000
Housing state departments and agencies	69,264,500
Hmong cultural centers	2,250,000
Civil War exhibit at the Kenosha Public Museums	500,000
Bond Health Center	1,000,000
Racine County; Discovery Place Meuseum	–1,000,000
<b>Corrections</b>	
Correctional facilities	10,256,500
<b>Educational Communications Board</b>	
Educational communications facilities	1,123,400
<b>Environmental Improvement Fund</b>	
Clean water fund program	59,900,000
Safe drinking water loan program	6,090,000
<b>Health and Family Services</b>	
Mental health and secure treatment facilities	45,056,000
<b>Historical Society</b>	
Historic records	3,250,000
<b>Medical College of Wisconsin, Inc.</b>	
Biomedical research and technology incubator	10,000,000



<b>Source and Purpose</b>	<b>Amount</b>
<b>Military Affairs</b>	
Armories and military facilities	5,308,600
<b>Natural Resources</b>	
Contaminated sediment removal	17,000,000
Environmental repair	3,000,000
Nonpoint source	7,000,000
Nonpoint source grants	5,000,000
Urban nonpoint source cost-sharing	6,000,000
Stewardship 2000 program	850,000,000
Segregated fund supported facilities	18,199,600
Environmental segregated fund supported facilities	2,849,800
<b>State Fair Park Board</b>	
Self-amortizing facilities	–3,800,000
<b>Transportation</b>	
Harbor improvements	12,700,000
Marquette interchange and I-94 north-south corridor reconstruction projects	90,200,000
Rail acquisitions and improvements	22,000,000
Rail passenger route development	32,000,000
<b>University of Wisconsin</b>	
Academic facilities	208,565,000
Self-amortizing facilities	335,751,100
<b>Veterans Affairs</b>	
Self-amortizing mortgage loans	85,000,000
Self-amortizing facilities	<u>3,139,000</u>
<b>TOTAL General Obligation Bonds</b>	<b>\$ 2,051,283,800</b>

<b>Source and Purpose</b>	<b>Amount</b>
<b>REVENUE OBLIGATIONS</b>	
Commerce	
Petroleum storage remedial action	\$ -49,076,000
Environmental Improvement Fund	
Clean water fund	368,145,000
Transportation	
Major highway projects, transportation facilities	383,963,100
<b>TOTAL Revenue Obligation Bonds</b>	<b>\$ 703,032,100</b>
<b>GRAND TOTAL</b>	<b>\$ 2,754,315,900</b>

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**Figure: 20.005 (2) (b)**

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**GENERAL OBLIGATION AND  
BUILDING CORPORATION DEBT SERVICE  
FISCAL YEARS 2007–08 AND 2008–09**

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
<b><i>20.115 Agriculture, trade and consumer protection, department of</i></b>			
(2) (d) Principal repayment and interest	GPR	\$ 12,000	\$ 11,700
(7) (b) Principal repayment and interest, conservation reserve enhancement	GPR	510,300	693,700
(7) (f) Principal repayment and interest; soil and water	GPR	1,738,900	2,354,600
<b><i>20.190 State fair park board</i></b>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	985,200	983,300
(1) (d) Principal repayment and interest	GPR	1,507,000	1,477,600

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
<b><i>20.225 Educational communications board</i></b>			
(1) (c) Principal repayment and interest	GPR	2,477,700	2,574,000
<b><i>20.245 Historical society</i></b>			
(1) (e) Principal repayment, interest, and rebates	GPR	2,031,600	2,716,600
<b><i>20.250 Medical College of Wisconsin</i></b>			
(1) (c) Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	1,807,000	2,021,800
(1) (e) Principal repayment and interest	GPR	169,400	167,100
<b><i>20.255 Public instruction, department of</i></b>			
(1) (d) Principal repayment and interest	GPR	1,133,400	1,096,100
<b><i>20.285 University of Wisconsin System</i></b>			
(1) (d) Principal repayment and interest	GPR	134,407,000	137,570,900
(1) (db) Self-amortizing facilities principal and interest	GPR	–0–	–0–
<b><i>20.320 Environmental improvement program</i></b>			
(1) (c) Principal repayment and interest – clean water fund program	GPR	42,127,000	46,675,500
(2) (c) Principal repayment and interest – safe drinking water loan program	GPR	2,765,800	3,015,000
<b><i>20.370 Natural resources, department of</i></b>			
(7) (aa) Resource acquisition and development – principal repayment and interest	GPR	42,021,100	47,527,600
(7) (ac) Principal repayment and interest – recreational boating bonds	GPR	–0–	–0–

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
(7) (ca) Principal repayment and interest – nonpoint source grants	GPR	6,654,400	7,068,700
(7) (cb) Principal repayment and interest – pollution abatement bonds	GPR	46,284,400	44,667,900
(7) (cc) Principal repayment and interest – combined sewer overflow; pollution abatement bonds	GPR	15,275,200	14,380,300
(7) (cd) Principal repayment and interest – municipal clean drinking water grants	GPR	867,500	871,600
(7) (ce) Principal repayment and interest – nonpoint source	GPR	261,500	324,100
(7) (cf) Principal repayment and interest – urban nonpoint source cost-sharing	GPR	1,531,000	1,875,200
(7) (ea) Administrative facilities – principal repayment and interest	GPR	817,000	824,200
<b><i>20.395 Transportation, department of</i></b>			
(6) (af) Principal repayment and interest, local roads for job preservation program and major highway and rehabilitation projects, state funds	GPR	85,490,700	90,414,400
<b><i>20.410 Corrections, department of</i></b>			
(1) (e) Principal repayment and interest	GPR	74,592,500	73,637,000
(3) (e) Principal repayment and interest	GPR	4,877,500	4,900,400
<b><i>20.435 Health and family services, department of</i></b>			
(2) (ee) Principal repayment and interest	GPR	13,756,000	13,592,200
(6) (e) Principal repayment and interest	GPR	68,400	66,500

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
<b><i>20.465 Military affairs, department of</i></b>			
(1) (d) Principal repayment and interest	GPR	4,173,400	4,265,700
<b><i>20.485 Veterans affairs, department of</i></b>			
(1) (f) Principal repayment and interest	GPR	1,547,500	1,536,400
<b><i>20.505 Administration, department of</i></b>			
(4) (es) Principal, interest, and rebates; general purpose revenue – schools	GPR	4,478,400	4,475,700
(4) (et) Principal, interest, and rebates; general purpose revenue – public library boards	GPR	19,900	19,900
(5) (c) Principal repayment and interest; Black Point Estate	GPR	113,400	127,700
<b><i>20.855 Miscellaneous appropriations</i></b>			
(8) (a) Dental clinic and education facility; principal repayment, interest and rebates	GPR	997,800	992,800
<b><i>20.867 Building commission</i></b>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	–0–	–0–
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	10,778,800	10,522,900
(3) (a) Principal repayment and interest	GPR	23,345,800	36,124,000
(3) (b) Principal repayment and interest	GPR	1,423,200	1,478,800
(3) (bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	112,800	116,300
(3) (bp) Principal repayment, interest and rebates	GPR	–0–	30,000

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
(3) (bq) Principal repayment, interest and rebates	GPR	772,100	806,300
(3) (br) Principal repayment, interest and rebates	GPR	86,100	84,400
(3) (bu) Principal repayment, interest and rebates; Civil War exhibit at the Kenosha Public Museums	GPR	–0–	–0–
(3) (bv) Principal repayment, interest, and rebates; Bond Health Center	GPR	–0–	–0–
<b>TOTAL General Purpose Revenue Debt Service</b>		<b>\$532,018,700</b>	<b>\$562,118,900</b>

**20.190 State Fair Park Board**

(1) (i) State fair capital expenses	PR	\$ 3,707,200	\$ 3,865,100
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**20.225 Educational communications board**

(1) (i) Program revenue facilities; principal repayment, interest, and rebates	PR	13,100	13,300
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**20.245 Historical society**

(1) (j) Self-amortizing facilities; principal repayment, interest, and rebates	PR	103,500	96,600
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**20.285 University of Wisconsin System**

(1) (jq) Steam and chilled-water plant; principal repayment, interest, and rebates; nonstate entities	PR	877,400	880,700
(1) (kd) Principal repayment, interest and rebates	PR–S	65,019,700	72,716,800
(1) (km) Aquaculture demonstration facility; principal repayment and interest	PR–S	261,700	260,100
(1) (ko) Steam and chilled-water plant; principal repayment, interest and rebates	PR	4,971,600	4,990,400

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
<b><i>20.370 Natural resources, department of</i></b>			
(7) (ag) Land acquisition – principal repayment and interest	PR	–0–	–0–
(7) (cg) Principal repayment and interest – nonpoint repayments	PR	–0–	–0–
<b><i>20.410 Corrections, department of</i></b>			
(1) (ko) Prison industries principal repayment, interest and rebates	PR–S	117,600	386,500
<b><i>20.485 Veterans affairs, department of</i></b>			
(1) (go) Self–amortizing housing facilities; principal repayment and interest	PR	1,578,800	2,522,600
<b><i>20.505 Administration, department of</i></b>			
(4) (ha) Principal, interest, and rebates; program revenue – schools	PR	1,255,100	1,260,200
(4) (hb) Principal, interest, and rebates; program revenue – public library boards	PR	11,500	11,500
(5) (g) Principal repayment, interest and rebates; parking	PR–S	1,796,400	1,796,000
(5) (kc) Principal repayment, interest and rebates	PR–S	18,624,100	18,137,300
(5) (kd) Energy conservation construction projects; principal repayment, interest and rebates	PR–S	–0–	–0–
<b><i>20.867 Building commission</i></b>			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	–0–	–0–
(3) (h) Principal repayment, interest and rebates	PR	–0–	–0–
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	2007–08	2008–09
<b>TOTAL Program Revenue Debt Service</b>		\$ 98,337,700	\$106,937,100

***20.115 Agriculture, trade and consumer protection, department of***

(7) (s) Principal repayment and interest; soil and water, environmental fund	SEG	\$ 847,700	\$ 847,700
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***20.320 Environmental improvement program***

(1) (t) Principal repayment and interest – clean water fund program bonds	SEG	6,000,000	6,000,000
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***20.370 Natural resources, department of***

(7) (aq) Resource acquisition and development – principal repayment and interest	SEG	233,800	153,300
(7) (ar) Dam repair and removal – principal repayment and interest	SEG	508,600	523,200
(7) (at) Recreation development – principal repayment and interest	SEG	–0–	–0–
(7) (au) State forest acquisition and development – principal repayment and interest	SEG	13,500,000	13,500,000
(7) (bq) Principal repayment and interest – remedial action	SEG	3,747,600	4,086,000
(7) (br) Principal repayment and interest – contaminated sediment	SEG	–0–	–0–
(7) (eq) Administrative facilities – principal repayment and interest	SEG	2,647,000	3,174,300
(7) (er) Administrative facilities – principal repayment and interest; environmental fund	SEG	481,900	580,100

***20.395 Transportation, department of***

(6) (aq) Principal repayment and interest, transportation facilities, state funds	SEG	5,434,300	6,885,600
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<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
(6) (ar) Principal repayment and interest, buildings, state funds	SEG	8,500	8,500
(6) (au) Principal repayment and interest, Marquette interchange and I 94 north–south corridor reconstruction projects, state funds	SEG	16,920,800	16,920,200
<b><i>20.485 Veterans affairs, department of</i></b>			
(3) (t) Debt service	SEG	33,378,900	32,059,200
(4) (qm) Repayment of principal and interest	SEG	99,100	98,600
<b><i>20.867 Building commission</i></b>			
(3) (q) Principal repayment and interest; segregated revenues	SEG	<u>-0-</u>	<u>-0-</u>
<b>TOTAL Segregated Revenue Debt Service</b>		<b>\$ 83,808,200</b>	<b>\$ 84,836,700</b>
<b>GRAND TOTAL All Debt Service</b>		<b>\$ 714,164,600</b>	<b>\$ 753,892,700</b>

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**SECTION 177.** 20.005 (3) of the statutes is repealed and recreated to read:

20.005 **(3)** APPROPRIATIONS. The following schedule sets forth all annual, biennial, and sum certain continuing appropriations and anticipated expenditures from other appropriations for the programs and other purposes indicated. All appropriations are made from the general fund unless otherwise indicated. The letter abbreviations shown designating the type of appropriation apply to both fiscal years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

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**Figure: 20.005 (3)**

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09	
<b>Commerce</b>					
<b>20.115 Agriculture, trade and consumer protection, department of</b>					
(1)	FOOD SAFETY AND CONSUMER PROTECTION				
(a)	General program operations	GPR	A	–0–	–0–
	Food inspection	GPR	A	3,777,600	3,777,600
	Meat and poultry inspection	GPR	A	3,327,900	3,327,900
	Trade and consumer protection	GPR	A	2,549,400	2,549,400
	NET APPROPRIATION			9,654,900	9,654,900
(g)	Related services	PR	A	50,500	50,500
(gb)	Food regulation	PR	A	4,910,800	4,910,800
(gf)	Fruit and vegetable inspection	PR	C	988,000	988,000
(gh)	Public warehouse regulation	PR	A	108,900	108,900
(gm)	Dairy trade regulation	PR	A	191,000	191,000
(h)	Grain inspection and certification	PR	C	1,363,300	1,363,300
(hm)	Ozone–depleting refrigerants and products regulation	PR	A	491,900	491,900
(i)	Sale of supplies	PR	A	30,000	30,000
(j)	Weights and measures inspection	PR	A	1,275,400	1,276,300
(jb)	Consumer protection, information, and education	PR	A	175,000	175,000
(m)	Federal funds	PR–F	C	4,213,100	4,213,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
1	(q) Dairy, grain, and vegetable security	SEG	A	1,270,200	1,272,300	
2	(r) Unfair sales act enforcement	SEG	A	224,300	224,300	
3	(s) Weights and measures; petroleum					
4	inspection fund	SEG	A	644,900	644,900	
5	(u) Recyclable and nonrecyclable					
6	products regulation	SEG	A	–0–	–0–	
7	(v) Agricultural producer security;					
8	contingent financial backing	SEG	S	350,000	350,000	
9	(w) Agricultural producer security;					
10	payments	SEG	S	2,000,000	2,000,000	
11	(wb) Agricultural producer security;					
12	proceeds of contingent financial					
13	backing	SEG	C	–0–	–0–	
14	(wc) Agricultural producer security;					
15	repayment of contingent financial					
16	backing	SEG	S	–0–	–0–	
	<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			9,654,900	9,654,900	
	PROGRAM REVENUE			13,797,900	13,798,800	
	FEDERAL			(4,213,100)	(4,213,100)	
	OTHER			(9,584,800)	(9,585,700)	
	SEGREGATED FUNDS			4,489,400	4,491,500	
	OTHER			(4,489,400)	(4,491,500)	
	TOTAL–ALL SOURCES			27,942,200	27,945,200	
17	(2) ANIMAL HEALTH SERVICES					
18	(a) General program operations	GPR	A	2,623,600	2,623,600	
19	(b) Animal disease indemnities	GPR	S	108,600	108,600	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(c) Financial assistance for				
2	paratuberculosis testing	GPR	A	250,000	250,000
3	(d) Principal repayment and interest	GPR	S	12,000	11,700
4	(g) Related services	PR	C	–0–	–0–
5	(h) Sale of supplies	PR	A	30,300	30,300
6	(ha) Inspection, testing and enforcement	PR	C	664,200	664,200
7	(j) Dog licenses, rabies control, and				
8	related services	PR	C	166,900	166,900
9	(m) Federal funds	PR–F	C	3,008,100	3,008,100
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,994,200	2,993,900
	PROGRAM REVENUE			3,869,500	3,869,500
	FEDERAL			(3,008,100)	(3,008,100)
	OTHER			(861,400)	(861,400)
	TOTAL–ALL SOURCES			6,863,700	6,863,400
10	(3) AGRICULTURAL DEVELOPMENT SERVICES				
11	(a) General program operations	GPR	A	2,205,400	2,281,800
12	(g) Related services	PR	A	–0–	–0–
13	(h) Loans for rural development	PR	C	62,500	62,500
14	(i) Marketing orders and agreements	PR	C	89,000	89,000
15	(j) Stray voltage program	PR	A	521,600	521,600
16	(ja) Agricultural development services				
17	and materials	PR	C	152,000	152,000
18	(jm) Stray voltage program; rural				
19	electric cooperatives	PR	A	25,300	25,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(L) Something special from Wisconsin				
2	promotion	PR	A	30,500	30,500
3	(m) Federal funds	PR–F	C	3,637,900	3,637,900
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			2,205,400	2,281,800
	PROGRAM REVENUE			4,518,800	4,518,800
	FEDERAL			(3,637,900)	(3,637,900)
	OTHER			(880,900)	(880,900)
	TOTAL–ALL SOURCES			6,724,200	6,800,600
4	(4) AGRICULTURAL ASSISTANCE				
5	(a) Aid to Wisconsin livestock breeders				
6	association	GPR	A	–0–	–0–
7	(am) Buy local grants	GPR	B	225,000	–0–
8	(b) Aids to county and district fairs	GPR	A	400,000	400,000
9	(c) Agricultural investment aids	GPR	B	380,000	380,000
10	(e) Aids to World Dairy Expo, Inc.	GPR	A	23,700	23,700
11	(f) Exposition center grants	GPR	A	216,300	216,300
12	(q) Grants for agriculture in the				
13	classroom program	SEG	A	100,000	100,000
14	(qm) Grants for soybean crushing				
15	facilities	SEG	B	4,000,000	–0–
16	(r) Agricultural investment aids,				
17	agricultural management fund	SEG	B	–0–	–0–
18	(s) Grazing lands conservation	SEG	A	400,000	400,000
<b>(4) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,245,000	1,020,000
	SEGREGATED FUNDS			4,500,000	500,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
OTHER				(4,500,000)	(500,000)
TOTAL–ALL SOURCES				5,745,000	1,520,000
1	(7) AGRICULTURAL RESOURCE MANAGEMENT				
2	(a) General program operations	GPR	A	798,300	798,300
3	(b) Principal repayment and interest,				
4	conservation reserve enhancement	GPR	S	510,300	693,700
5	(c) Soil and water resource				
6	management program	GPR	C	5,081,900	5,081,900
7	(f) Principal repayment and interest,				
8	soil and water	GPR	S	1,738,900	2,354,600
9	(g) Agricultural impact statements	PR	C	255,500	255,500
10	(ga) Related services	PR	C	132,500	137,400
11	(gm) Seed testing and labeling	PR	C	79,900	79,900
12	(h) Fertilizer research assessments	PR	C	160,500	160,500
13	(ha) Liming material research funds	PR	C	25,000	25,000
14	(ja) Plant protection	PR	C	203,700	203,700
15	(k) Agricultural resource management				
16	services	PR–S	C	594,500	594,500
17	(m) Federal funds	PR–F	C	1,115,500	1,115,500
18	(qc) Plant protection; conservation fund	SEG	A	1,555,500	1,560,400
19	(qd) Soil and water management;				
20	environmental fund	SEG	A	6,911,000	12,911,000
21	(r) General program operations;				
22	agrichemical management	SEG	A	5,939,400	5,904,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(s) Principal repayment and interest;				
2	soil and water, environmental fund	SEG	A	847,700	847,700
3	(t) International crane foundation				
4	funding	SEG	A	71,000	71,000
5	(va) Clean sweep grants	SEG	A	1,000,000	1,000,000
6	(wm) Agricultural chemical cleanup				
7	reimbursement	SEG	C	3,000,000	3,000,000
<b>(7) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			8,129,400	8,928,500
	PROGRAM REVENUE			2,567,100	2,572,000
	FEDERAL			(1,115,500)	(1,115,500)
	OTHER			(857,100)	(862,000)
	SERVICE			(594,500)	(594,500)
	SEGREGATED FUNDS			19,324,600	25,294,500
	OTHER			(19,324,600)	(25,294,500)
	TOTAL–ALL SOURCES			30,021,100	36,795,000
8	(8) CENTRAL ADMINISTRATIVE SERVICES				
9	(a) General program operations	GPR	A	5,486,500	5,486,500
10	(g) Gifts and grants	PR	C	764,200	764,200
11	(gm) Enforcement cost recovery	PR	A	5,000	5,000
12	(h) Sale of material and supplies	PR	C	11,400	11,400
13	(ha) General laboratory related services	PR	C	50,200	50,200
14	(hm) Restitution	PR	C	–0–	–0–
15	(i) Related services	PR	A	100,000	100,000
16	(j) Electronic processing	PR	C	–0–	–0–
17	(jm) Telephone solicitation regulation	PR	C	725,100	725,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(k) Computer system equipment, staff				
2	and services	PR–S	A	2,104,300	2,104,300
3	(kL) Central services	PR–S	C	786,700	786,700
4	(km) General laboratory services	PR–S	B	2,786,600	2,789,000
5	(ks) State services	PR–S	C	142,400	142,400
6	(m) Federal funds	PR–F	C	1,400,000	1,400,000
7	(pz) Indirect cost reimbursements	PR–F	C	1,609,400	1,609,400
<b>(8) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			5,486,500	5,486,500
	PROGRAM REVENUE			10,485,300	10,487,700
	FEDERAL			(3,009,400)	(3,009,400)
	OTHER			(1,655,900)	(1,655,900)
	SERVICE			(5,820,000)	(5,822,400)
	TOTAL–ALL SOURCES			15,971,800	15,974,200
<b>20.115 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			29,715,400	30,365,600
	PROGRAM REVENUE			35,238,600	35,246,800
	FEDERAL			(14,984,000)	(14,984,000)
	OTHER			(13,840,100)	(13,845,900)
	SERVICE			(6,414,500)	(6,416,900)
	SEGREGATED FUNDS			28,314,000	30,286,000
	OTHER			(28,314,000)	(30,286,000)
	TOTAL–ALL SOURCES			93,268,000	95,898,400
8	<b>20.143 Commerce, department of</b>				
9	(1) ECONOMIC AND COMMUNITY DEVELOPMENT				
10	(a) General program operations	GPR	A	4,249,800	4,249,800
11	(b) Economic development promotion,				
12	plans and studies	GPR	A	30,000	30,000
13	(bm) Aid to Forward Wisconsin, Inc.	GPR	A	320,000	320,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(c) Wisconsin development fund;				
2	grants, loans, reimbursements, and				
3	assistance	GPR	B	7,873,400	7,098,400
4	(cf) Community-based, nonprofit				
5	organization grant for educational				
6	project	GPR	A	–0–	–0–
7	(d) High-technology business				
8	development corporation	GPR	A	250,000	250,000
9	(dr) Main street program	GPR	A	408,300	408,300
10	(e) Technology-based economic				
11	development	GPR	A	–0–	–0–
12	(em) Hazardous pollution prevention;				
13	contract	GPR	A	–0–	–0–
14	(er) Rural economic development				
15	program	GPR	B	606,500	606,500
16	(ew) International trade, business and				
17	economic development grant	GPR	B	–0–	–0–
18	(fg) Community-based economic				
19	development programs	GPR	A	712,100	712,100
20	(fj) Manufacturing extension center				
21	grants	GPR	A	1,200,000	1,200,000
22	(fm) Minority business projects; grants				
23	and loans	GPR	B	254,200	254,200
24	(fy) Women's business incubator grant	GPR	B	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(g) Gifts, grants, and proceeds	PR	C	487,300	487,300
2	(gc) Business development assistance				
3	center	PR	C	–0–	–0–
4	(gm) Wisconsin development fund,				
5	administration of grants and loans	PR	C	51,100	51,100
6	(gr) Woman–owned business				
7	certification processing fees	PR	C	310,000	310,000
8	(h) Economic development operations	PR	A	–0–	–0–
9	(hm) Certified capital companies	PR	C	–0–	–0–
10	(ie) Wisconsin development fund,				
11	repayments	PR	C	4,050,000	4,050,000
12	(ig) Gaming economic development and				
13	diversification; repayments	PR	B	1,000,000	350,000
14	(im) Minority business projects;				
15	repayments	PR	C	317,200	317,200
16	(ir) Rural economic development loan				
17	repayments	PR	C	120,100	120,100
18	(jc) Physician and dentist and health				
19	care prov loan assistance pgm;				
20	penalties	PR	C	–0–	–0–
21	(jL) Health care provider loan				
22	assistance program; local				
23	contributions	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(jm) Physician and dentist loan				
2	assistance program; local				
3	contributions	PR	C	–0–	–0–
4	(jp) Manufactured housing				
5	rehabilitation and recycling;				
6	program revenue	PR	A	70,000	70,000
7	(k) Sale of materials or services	PR–S	C	–0–	–0–
8	(ka) Sale of materials and services —				
9	local assistance	PR–S	C	–0–	–0–
10	(kb) Sale of materials and services —				
11	individuals and organizations	PR–S	C	–0–	–0–
12	(kc) Clean air act compliance assistance	PR–S	A	234,400	234,400
13	(kf) American Indian economic				
14	development; technical assistance	PR–S	A	94,000	94,000
15	(kg) American Indian economic liaison				
16	and gaming grants specialist and				
17	pgm mktg	PR–S	A	112,800	112,800
18	(kh) American Indian economic				
19	development; liaison–grants	PR–S	A	–0–	–0–
20	(kj) Gaming economic development and				
21	diversification; grants and loans	PR–S	B	1,538,700	2,188,700
22	(kr) Physician and dent and hlth care				
23	prov loan assist pgms; repay and				
24	contract	PR–S	B	488,700	488,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(kt) Funds transferred from other state				
2	agencies	PR-S	C	-0-	-0-
3	(m) Federal aid, state operations	PR-F	C	1,231,300	1,231,300
4	(n) Federal aid, local assistance	PR-F	C	34,400,000	34,400,000
5	(o) Federal aid, individuals and				
6	organizations	PR-F	C	-0-	-0-
7	(qa) Brownfields redevelopment				
8	activities; administration	SEG	A	216,000	216,000
9	(qm) Brownfields grant program and				
10	related grants; environmental fund	SEG	A	6,000,000	7,000,000
11	(tm) Wisconsin development fund grants				
12	and loans; recycling fund	SEG	B	7,000,000	15,000,000
13	(um) Wisconsin development fund,				
14	administration; recycling fund	SEG	A	-0-	57,800
15	(x) Industrial building construction				
16	loan fund	SEG	C	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			15,904,300	15,129,300
	PROGRAM REVENUE			44,505,600	44,505,600
	FEDERAL			(35,631,300)	(35,631,300)
	OTHER			(6,405,700)	(5,755,700)
	SERVICE			(2,468,600)	(3,118,600)
	SEGREGATED FUNDS			13,216,000	22,273,800
	OTHER			(13,216,000)	(22,273,800)
	TOTAL-ALL SOURCES			73,625,900	81,908,700
17	(2) HOUSING ASSISTANCE				
18	(a) General program operations	GPR	A	641,600	641,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(b) Housing grants and loans; general				
2	purpose revenue	GPR	B	1,300,300	1,300,300
3	(c) Payments to designated agents	GPR	A	-0-	-0-
4	(fm) Shelter for homeless and				
5	transitional housing grants	GPR	A	1,506,000	1,506,000
6	(fr) Mental health for homeless				
7	individuals	GPR	A	45,000	45,000
8	(gg) Housing program services; other				
9	entities	PR	C	200,000	200,000
10	(gm) Housing grants and loans; surplus				
11	transfer	PR	B	2,025,000	2,000,000
12	(h) Funding for the homeless	PR	C	500,000	500,000
13	(k) Sale of materials or services	PR-S	C	-0-	-0-
14	(kg) Housing program services	PR-S	C	500,000	500,000
15	(L) Shelter for homeless and				
16	transitional housing grants;				
17	surplus transfer	PR	B	1,000,000	1,000,000
18	(m) Federal aid; state operations	PR-F	C	1,159,600	1,159,600
19	(n) Federal aid; local assistance	PR-F	C	10,000,000	10,000,000
20	(o) Federal aid; individuals and				
21	organizations	PR-F	C	23,000,000	23,000,000
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			3,492,900	3,492,900
	PROGRAM REVENUE			38,384,600	38,359,600
	FEDERAL			(34,159,600)	(34,159,600)
	OTHER			(3,725,000)	(3,700,000)

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
	SERVICE			(500,000)	(500,000)
	TOTAL–ALL SOURCES			41,877,500	41,852,500
1	(3) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
2	(a) General program operations	GPR	A	–0–	–0–
3	(de) Private sewage system replacement				
4	and rehabilitation	GPR	C	2,999,000	2,999,000
5	(dm) Storage tank inventory	GPR	A	–0–	–0–
6	(g) Gifts and grants	PR	C	18,000	18,000
7	(ga) Auxiliary services	PR	C	25,000	25,000
8	(gb) Local agreements	PR	C	–0–	–0–
9	(h) Local energy resource system fees	PR	A	–0–	–0–
10	(j) Safety and building operations	PR	A	17,462,600	17,462,600
11	(ka) Interagency agreements	PR–S	C	125,500	125,500
12	(kg) Construction career academy grant	PR	B	250,000	–0–
13	(km) Crex Meadows Youth Conservation				
14	Camp grant	PR	B	80,000	–0–
15	(ks) Data processing	PR–S	C	–0–	–0–
16	(L) Fire dues distribution	PR	C	14,390,000	14,870,000
17	(La) Fire prevention and fire dues				
18	administration	PR	A	697,600	697,600
19	(Lm) Petroleum storage remedial action				
20	fees	PR	A	–0–	–0–
21	(m) Federal funds	PR–F	C	1,676,700	1,676,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(ma) Federal aid – program				
2	administration	PR-F	C	-0-	-0-
3	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
4	(q) Groundwater – standards;				
5	implementation	SEG	A	-0-	-0-
6	(r) Safety and building operations;				
7	petroleum inspection fund	SEG	A	5,547,400	5,547,400
8	(sm) Diesel truck idling reduction grants	SEG	A	2,000,000	2,000,000
9	(sn) Diesel truck idling reduction grant				
10	administration	SEG	A	70,400	70,400
11	(t) Petroleum inspection fund –				
12	revenue obligation repayment	SEG	S	-0-	-0-
13	(v) Petroleum storage environmental				
14	remedial action; awards	SEG	B	20,000,000	20,000,000
15	(w) Petroleum storage environmental				
16	remedial action; administration	SEG	A	2,824,300	2,824,300
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,999,000	2,999,000
	PROGRAM REVENUE			34,725,400	34,875,400
	FEDERAL			(1,676,700)	(1,676,700)
	OTHER			(32,923,200)	(33,073,200)
	SERVICE			(125,500)	(125,500)
	SEGREGATED FUNDS			30,442,100	30,442,100
	OTHER			(30,442,100)	(30,442,100)
	TOTAL-ALL SOURCES			68,166,500	68,316,500
17	(4) EXECUTIVE AND ADMINISTRATIVE SERVICES				
18	(a) General program operations	GPR	A	1,445,800	1,445,800
19	(g) Gifts, grants and proceeds	PR	C	12,000	12,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(k) Sale of materials or services	PR-S	C	42,200	42,200
2	(ka) Sale of materials and services —				
3	local assistance	PR-S	C	–0–	–0–
4	(kb) Sale of materials and services —				
5	individuals and organizations	PR-S	C	–0–	–0–
6	(kd) Administrative services	PR-S	A	3,715,900	3,715,900
7	(ke) Transfer of unappropriated				
8	balances	PR-S	C	–0–	–0–
9	(m) Federal aid, state operations	PR-F	C	–0–	–0–
10	(n) Federal aid, local assistance	PR-F	C	–0–	–0–
11	(o) Federal aid, individuals and				
12	organizations	PR-F	C	–0–	–0–
13	(pz) Indirect cost reimbursements	PR-F	C	440,900	440,900

**(4) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	1,445,800	1,445,800
PROGRAM REVENUE	4,211,000	4,211,000
FEDERAL	(440,900)	(440,900)
OTHER	(12,000)	(12,000)
SERVICE	(3,758,100)	(3,758,100)
TOTAL–ALL SOURCES	5,656,800	5,656,800

**20.143 DEPARTMENT TOTALS**

GENERAL PURPOSE REVENUES	23,842,000	23,067,000
PROGRAM REVENUE	121,826,600	121,951,600
FEDERAL	(71,908,500)	(71,908,500)
OTHER	(43,065,900)	(42,540,900)
SERVICE	(6,852,200)	(7,502,200)
SEGREGATED FUNDS	43,658,100	52,715,900
OTHER	(43,658,100)	(52,715,900)
TOTAL–ALL SOURCES	189,326,700	197,734,500



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	<b>20.144 Financial institutions, department of</b>				
2	(1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REG. AND OTHER FUNCTIONS				
3	(a) Losses on public deposits	GPR	S	–0–	–0–
4	(g) General program operations	PR	A	14,875,000	14,875,000
5	(h) Gifts, grants, settlements and				
6	publications	PR	C	65,000	65,000
7	(i) Investor education fund	PR	A	100,000	100,000
8	(u) State deposit fund	SEG	S	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			15,040,000	15,040,000
	OTHER			(15,040,000)	(15,040,000)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			15,040,000	15,040,000
9	(2) OFFICE OF CREDIT UNIONS				
10	(g) General program operations	PR	A	1,923,700	1,936,100
11	(m) Credit union examinations, federal				
12	funds	PR–F	C	–0–	–0–
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			1,923,700	1,936,100
	FEDERAL			(–0–)	(–0–)
	OTHER			(1,923,700)	(1,936,100)
	TOTAL–ALL SOURCES			1,923,700	1,936,100
	20.144 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			16,963,700	16,976,100
	FEDERAL			(–0–)	(–0–)
	OTHER			(16,963,700)	(16,976,100)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			16,963,700	16,976,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	<b>20.145 Insurance, office of the commissioner of</b>				
2	(1) SUPERVISION OF THE INSURANCE INDUSTRY				
3	(g) General program operations	PR	A	15,704,300	15,754,200
4	(gm) Gifts and grants	PR	C	–0–	–0–
5	(h) Holding company restructuring				
6	expenses	PR	C	–0–	–0–
7	(m) Federal funds	PR–F	C	–0–	–0–
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			15,704,300	15,754,200
	FEDERAL			(–0–)	(–0–)
	OTHER			(15,704,300)	(15,754,200)
	TOTAL–ALL SOURCES			15,704,300	15,754,200
8	(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND				
9	(a) Supplement for claims payable	GPR	S	–0–	–0–
10	(q) Interest earned on future medical				
11	expenses	SEG	S	–0–	–0–
12	(u) Administration	SEG	A	1,579,100	1,179,300
13	(um) Peer review council	SEG	A	135,000	135,000
14	(v) Specified responsibilities, inv. board				
15	payments and future medical				
16	expenses	SEG	C	54,697,400	54,697,400
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	SEGREGATED FUNDS			56,411,500	56,011,700
	OTHER			(56,411,500)	(56,011,700)
	TOTAL–ALL SOURCES			56,411,500	56,011,700
17	(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(u) Administration	SEG	A	898,500	898,500
2	(v) Specified payments, fire dues and				
3	reinsurance	SEG	C	26,926,600	26,926,600
	(3) PROGRAM TOTALS				
	SEGREGATED FUNDS			27,825,100	27,825,100
	OTHER			(27,825,100)	(27,825,100)
	TOTAL–ALL SOURCES			27,825,100	27,825,100
4	(4) STATE LIFE INSURANCE FUND				
5	(u) Administration	SEG	A	621,000	621,000
6	(v) Specified payments and losses	SEG	C	3,564,000	3,564,000
	(4) PROGRAM TOTALS				
	SEGREGATED FUNDS			4,185,000	4,185,000
	OTHER			(4,185,000)	(4,185,000)
	TOTAL–ALL SOURCES			4,185,000	4,185,000
	20.145 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			15,704,300	15,754,200
	FEDERAL			(–0–)	(–0–)
	OTHER			(15,704,300)	(15,754,200)
	SEGREGATED FUNDS			88,421,600	88,021,800
	OTHER			(88,421,600)	(88,021,800)
	TOTAL–ALL SOURCES			104,125,900	103,776,000
7	<b>20.155 Public service commission</b>				
8	(1) REGULATION OF PUBLIC UTILITIES				
9	(g) Utility regulation	PR	A	15,657,900	15,657,900
10	(h) Holding company and nonutility				
11	affiliate regulation	PR	C	681,900	681,900
12	(j) Intervenor financing	PR	A	750,000	750,000
13	(L) Stray voltage program	PR	A	227,700	227,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(Lb) Gifts for stray voltage program	PR	C	–0–	–0–
2	(Lm) Consumer education and awareness	PR	C	–0–	–0–
3	(m) Federal funds	PR–F	C	165,100	165,100
4	(n) Indirect costs reimbursement	PR–F	C	50,000	50,000
5	(q) Universal telecommunications				
6	service	SEG	A	6,000,000	6,000,000
7	(r) Nuclear waste escrow fund	SEG	S	–0–	–0–
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			17,532,600	17,532,600
	FEDERAL			(215,100)	(215,100)
	OTHER			(17,317,500)	(17,317,500)
	SEGREGATED FUNDS			6,000,000	6,000,000
	OTHER			(6,000,000)	(6,000,000)
	TOTAL–ALL SOURCES			23,532,600	23,532,600
8	(2) OFFICE OF THE COMMISSIONER OF RAILROADS				
9	(g) Railroad regulation and general				
10	program operations	PR	A	476,700	476,700
11	(m) Railroad regulation; federal funds	PR–F	C	–0–	–0–
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			476,700	476,700
	FEDERAL			(–0–)	(–0–)
	OTHER			(476,700)	(476,700)
	TOTAL–ALL SOURCES			476,700	476,700
12	(3) AFFILIATED GRANT PROGRAMS				
13	(q) General program operations and				
14	grants	SEG	C	3,026,400	3,026,400
15	(s) Energy efficiency and renewable				
16	resource programs	SEG	A	376,400	376,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
(3) PROGRAM TOTALS				
SEGREGATED FUNDS			3,402,800	3,402,800
OTHER			(3,402,800)	(3,402,800)
TOTAL–ALL SOURCES			3,402,800	3,402,800
20.155 DEPARTMENT TOTALS				
PROGRAM REVENUE			18,009,300	18,009,300
FEDERAL			(215,100)	(215,100)
OTHER			(17,794,200)	(17,794,200)
SEGREGATED FUNDS			9,402,800	9,402,800
OTHER			(9,402,800)	(9,402,800)
TOTAL–ALL SOURCES			27,412,100	27,412,100
<b>1</b>	<b>20.165</b>	<b>Regulation and licensing, department of</b>		
<b>2</b>	(1)	PROFESSIONAL REGULATION		
<b>3</b>	(g)	General program operations	PR A	11,103,800 11,048,400
<b>4</b>	(gm)	Applicant investigation		
<b>5</b>		reimbursement	PR C	133,800 133,800
<b>6</b>	(h)	Technical assistance; nonstate		
<b>7</b>		agencies and organizations	PR C	–0– –0–
<b>8</b>	(i)	Examinations; general program		
<b>9</b>		operations	PR C	1,519,200 1,519,200
<b>10</b>	(k)	Technical assistance; state agencies	PR–S C	–0– –0–
<b>11</b>	(m)	Federal funds	PR–F C	–0– –0–
<b>12</b>	(s)	Drug distributor bonding	SEG S	–0– –0–
20.165 DEPARTMENT TOTALS				
PROGRAM REVENUE			12,756,800	12,701,400
FEDERAL			(–0–)	(–0–)
OTHER			(12,756,800)	(12,701,400)
SERVICE			(–0–)	(–0–)
SEGREGATED FUNDS			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			12,756,800	12,701,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	<b>20.190 State fair park board</b>				
2	(1) STATE FAIR PARK				
3	(c) Housing facilities principal				
4	repayment, interest and rebates	GPR	S	985,200	983,300
5	(d) Principal repayment and interest	GPR	S	1,507,000	1,477,600
6	(h) State fair operations	PR	C	13,848,100	14,096,400
7	(i) State fair capital expenses	PR	C	224,000	224,000
8	(j) State fair principal repayment,				
9	interest and rebates	PR	S	3,707,200	3,865,100
10	(jm) Gifts and grants	PR	C	–0–	–0–
11	(m) Federal funds	PR–F	C	–0–	–0–

## 20.190 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	2,492,200	2,460,900
PROGRAM REVENUE	17,779,300	18,185,500
FEDERAL	(–0–)	(–0–)
OTHER	(17,779,300)	(18,185,500)
TOTAL–ALL SOURCES	20,271,500	20,646,400

## Commerce

## FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUES	56,049,600	55,893,500
PROGRAM REVENUE	238,278,600	238,824,900
FEDERAL	(87,107,600)	(87,107,600)
OTHER	(137,904,300)	(137,798,200)
SERVICE	(13,266,700)	(13,919,100)
SEGREGATED FUNDS	169,796,500	180,426,500
FEDERAL	(–0–)	(–0–)
OTHER	(169,796,500)	(180,426,500)
SERVICE	(–0–)	(–0–)
LOCAL	(–0–)	(–0–)
TOTAL–ALL SOURCES	464,124,700	475,144,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
<b>Education</b>					
1	<b>20.215 Arts board</b>				
2	(1) SUPPORT OF ARTS PROJECTS				
3	(a) General program operations	GPR	A	370,400	370,400
4	(b) State aid for the arts	GPR	A	1,885,500	1,885,500
5	(c) Portraits of governors	GPR	A	–0–	–0–
6	(d) Challenge grant program	GPR	A	90,000	90,000
7	(e) High point fund	GPR	A	–0–	–0–
8	(f) Wisconsin regranting program	GPR	A	124,300	124,300
9	(fm) One-time grants	GPR	A	40,000	–0–
10	(g) Gifts and grants; state operations	PR	C	20,000	20,000
11	(h) Gifts and grants; aids to individuals				
12	and organizations	PR	C	–0–	–0–
13	(j) Support of arts programs	PR	C	–0–	–0–
14	(k) Funds received from other state				
15	agencies	PR-S	C	444,800	444,800
16	(ka) Percent-for-art administration	PR-S	A	–0–	–0–
17	(km) State aid for the arts; Indian				
18	gaming receipts	PR-S	A	25,200	25,200
19	(m) Federal grants; state operations	PR-F	C	433,600	433,600
20	(o) Federal grants; aids to individuals				
21	and organizations	PR-F	C	236,000	236,000
<b>20.215 DEPARTMENT TOTALS</b>					
GENERAL PURPOSE REVENUES				2,510,200	2,470,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
PROGRAM REVENUE			1,159,600	1,159,600
FEDERAL			(669,600)	(669,600)
OTHER			(20,000)	(20,000)
SERVICE			(470,000)	(470,000)
TOTAL–ALL SOURCES			3,669,800	3,629,800
<b>1 20.220 Wisconsin artistic endowment foundation</b>				
2 (1) WISCONSIN ARTISTIC ENDOWMENT FOUNDATION				
3 (a) Education and marketing	GPR	C	–0–	–0–
4 (q) General program operations	SEG	A	–0–	–0–
5 (r) Support of the arts	SEG	C	–0–	–0–
<b>20.220 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			–0–	–0–
SEGREGATED FUNDS			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
<b>6 20.225 Educational communications board</b>				
7 (1) INSTRUCTIONAL TECHNOLOGY				
8 (a) General program operations	GPR	A	3,306,100	3,306,100
9 (b) Energy costs	GPR	A	753,400	790,800
10 (c) Principal repayment and interest	GPR	S	2,477,700	2,574,000
11 (d) Milwaukee area technical college	GPR	A	250,800	250,800
12 (eg) Transmitter construction	GPR	C	–0–	–0–
13 (er) Transmitter operation	GPR	A	19,000	19,000
14 (f) Programming	GPR	A	1,194,400	1,194,400
15 (g) Gifts, grants, contracts, leases,				
16 instructional material, and				
17 copyrights	PR	C	8,755,200	8,755,200



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(i) Program revenue facilities;				
2	principal repayment, interest, and				
3	rebates	PR	S	13,100	13,300
4	(k) Funds received from other state				
5	agencies	PR–S	C	–0–	–0–
6	(kb) Emergency weather warning				
7	system operation	PR–S	A	154,400	154,400
8	(m) Federal grants	PR–F	C	1,171,800	1,171,800
<b>20.225 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			8,001,400	8,135,100
	PROGRAM REVENUE			10,094,500	10,094,700
	FEDERAL			(1,171,800)	(1,171,800)
	OTHER			(8,768,300)	(8,768,500)
	SERVICE			(154,400)	(154,400)
	TOTAL–ALL SOURCES			18,095,900	18,229,800
9	<b>20.235 Higher educational aids board</b>				
10	(1) STUDENT SUPPORT ACTIVITIES				
11	(b) Tuition grants	GPR	B	25,456,600	26,077,500
12	(cg) Nursing student loans	GPR	A	–0–	–0–
13	(cm) Nursing student loan program	GPR	A	450,000	450,000
14	(cr) Minority teacher loans	GPR	A	262,100	262,100
15	(cu) Teacher education loan program	GPR	A	275,000	275,000
16	(cx) Loan pgm for teachers & orient &				
17	mobility instructors of vis imp				
18	pupils	GPR	A	100,000	100,000
19	(d) Dental education contract	GPR	A	1,400,400	1,400,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(e) Minnesota–Wisconsin student				
2	reciprocity agreement	GPR	S	7,770,500	7,770,500
3	(fc) Independent student grants				
4	program	GPR	B	–0–	–0–
5	(fd) Talent incentive grants	GPR	B	4,503,800	4,503,800
6	(fe) Wisconsin higher education grants;				
7	University of Wisconsin system				
8	students	GPR	S	50,000,000	55,000,000
9	(ff) Wisconsin higher education grants;				
10	technical college students	GPR	B	17,130,200	17,548,000
11	(fg) Minority undergraduate retention				
12	grants program	GPR	B	775,900	794,900
13	(fj) Handicapped student grants	GPR	B	123,800	123,800
14	(fm) Wisconsin covenant scholars grants	GPR	A	–0–	–0–
15	(fy) Academic excellence higher				
16	education scholarship program	GPR	S	3,170,000	3,170,000
17	(fz) Remission of fees for veterans and				
18	dependents	GPR	B	5,013,700	6,562,300
19	(g) Student loans	PR	A	–0–	–0–
20	(gg) Nursing student loan repayments	PR	C	–0–	–0–
21	(gm) Indian student assistance;				
22	contributions	PR	C	–0–	–0–
23	(i) Gifts and grants	PR	C	–0–	–0–
24	(k) Indian student assistance	PR–S	B	787,600	787,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(km) Wisconsin higher education grants;				
2	tribal college students	PR–S	B	414,000	424,000
3	(no) Federal aid; aids to individuals and				
4	organizations	PR–F	C	1,354,500	1,354,500
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			116,432,000	124,038,300
	PROGRAM REVENUE			2,556,100	2,566,100
	FEDERAL			(1,354,500)	(1,354,500)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,201,600)	(1,211,600)
	TOTAL–ALL SOURCES			118,988,100	126,604,400
5	(2) ADMINISTRATION				
6	(aa) General program operations	GPR	A	904,600	910,400
7	(bb) Student loan interest, loans sold or				
8	conveyed	GPR	S	–0–	–0–
9	(bc) Write–off of uncollectible student				
10	loans	GPR	A	–0–	–0–
11	(bd) Purchase of defective student loans	GPR	S	–0–	–0–
12	(ga) Student interest payments	PR	C	1,000	1,000
13	(gb) Student interest payments, loans				
14	sold or conveyed	PR	C	–0–	–0–
15	(ia) Student loans; collection and				
16	administration	PR	C	–0–	–0–
17	(ja) Write–off of defaulted student loans	PR	A	–0–	–0–
18	(n) Federal aid; state operations	PR–F	C	–0–	–0–
19	(qa) Student loan revenue obligation				
20	repayment	SEG	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09		
(2) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES			904,600	910,400		
PROGRAM REVENUE			1,000	1,000		
FEDERAL			(–0–)	(–0–)		
OTHER			(1,000)	(1,000)		
SEGREGATED FUNDS			–0–	–0–		
OTHER			(–0–)	(–0–)		
TOTAL–ALL SOURCES			905,600	911,400		
20.235 DEPARTMENT TOTALS						
GENERAL PURPOSE REVENUES			117,336,600	124,948,700		
PROGRAM REVENUE			2,557,100	2,567,100		
FEDERAL			(1,354,500)	(1,354,500)		
OTHER			(1,000)	(1,000)		
SERVICE			(1,201,600)	(1,211,600)		
SEGREGATED FUNDS			–0–	–0–		
OTHER			(–0–)	(–0–)		
TOTAL–ALL SOURCES			119,893,700	127,515,800		
<b>1</b>	<b>20.245</b>	<b>Historical society</b>				
<b>2</b>	(1)	HISTORY SERVICES				
<b>3</b>	(a)	General program operations	GPR	A	10,945,200	11,074,100
<b>4</b>	(b)	Wisconsin black historical society				
<b>5</b>		and museum	GPR	A	90,000	90,000
<b>6</b>	(c)	Energy costs	GPR	A	827,200	862,200
<b>7</b>	(e)	Principal repayment, interest, and				
<b>8</b>		rebates	GPR	S	2,031,600	2,716,600
<b>9</b>	(h)	Gifts, grants, and membership				
<b>10</b>		sales	PR	C	338,700	338,700
<b>11</b>	(j)	Self–amortizing facilities; principal				
<b>12</b>		repayment, interest and rebates	PR	S	103,500	96,600
<b>13</b>	(k)	Storage facility	PR–S	A	–0–	127,600
<b>14</b>	(km)	Northern great lakes center	PR–S	A	261,200	261,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(ks) General program operations –				
2	service funds	PR-S	C	1,791,500	1,791,500
3	(kw) Records management — service				
4	funds	PR-S	C	193,400	258,000
5	(m) General program operations;				
6	federal funds	PR-F	C	1,091,300	1,091,300
7	(n) Federal aids	PR-F	C	–0–	–0–
8	(pz) Indirect cost reimbursements	PR-F	C	97,400	97,400
9	(q) Endowment principal	SEG	C	617,400	617,400
10	(r) History preservation partnership				
11	trust fund	SEG	C	3,321,300	3,321,300
12	(y) Northern great lakes center;				
13	interpretive programming	SEG	A	49,000	49,000
	<b>20.245 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			13,894,000	14,742,900
	PROGRAM REVENUE			3,877,000	4,062,300
	FEDERAL			(1,188,700)	(1,188,700)
	OTHER			(442,200)	(435,300)
	SERVICE			(2,246,100)	(2,438,300)
	SEGREGATED FUNDS			3,987,700	3,987,700
	OTHER			(3,987,700)	(3,987,700)
	TOTAL–ALL SOURCES			21,758,700	22,792,900
14	<b>20.250 Medical college of Wisconsin</b>				
15	(1) TRAINING OF HEALTH PERSONNEL				
16	(a) General program operations	GPR	A	2,052,500	2,052,500
17	(b) Family medicine and practice	GPR	A	3,371,900	3,371,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(c) Principal repay, int & rebates;				
2	biomedical research & technology				
3	incubator	GPR	S	1,807,000	2,021,800
4	(e) Principal repayment and interest	GPR	S	169,400	167,100
5	(k) Tobacco-related illnesses	PR-S	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			7,400,800	7,613,300
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			7,400,800	7,613,300
6	(2) RESEARCH				
7	(g) Breast cancer research	PR	C	250,000	250,000
8	(h) Prostate cancer research	PR	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			250,000	250,000
	OTHER			(250,000)	(250,000)
	TOTAL-ALL SOURCES			250,000	250,000
	20.250 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			7,400,800	7,613,300
	PROGRAM REVENUE			250,000	250,000
	OTHER			(250,000)	(250,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			7,650,800	7,863,300
9	<b>20.255 Public instruction, department of</b>				
10	(1) EDUCATIONAL LEADERSHIP				
11	(a) General program operations	GPR	A	11,651,300	11,651,300
12	(b) Gen pgm ops: program for the deaf				
13	and center for the blind	GPR	A	11,478,400	11,485,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(c) Energy costs: program for the deaf				
2	and center for the blind	GPR	A	588,100	613,600
3	(d) Principal repayment and interest	GPR	S	1,133,400	1,096,100
4	(dw) Pupil assessment	GPR	A	3,110,700	3,110,700
5	(g) Student activity therapy	PR	A	1,000	1,000
6	(gb) Program for the deaf and center for				
7	the blind; nonresident fees	PR	C	50,000	50,000
8	(gL) Program for the deaf and center for				
9	the blind; leasing of space	PR	C	16,500	18,300
10	(gs) Program for the deaf and center for				
11	the blind; services	PR	C	65,000	70,000
12	(gt) Program for the deaf and center for				
13	the blind; pupil transportation	PR	A	935,000	1,028,500
14	(hf) Administrative leadership academy	PR	A	–0–	–0–
15	(hg) Personnel licensure, teacher supply,				
16	info. and analysis and teacher				
17	improv.	PR	A	3,218,100	3,271,600
18	(hj) General educational development				
19	and high school graduation				
20	equivalency	PR	A	105,000	110,000
21	(hm) Services for drivers	PR–S	A	265,200	265,200
22	(i) Publications	PR	A	250,000	250,000
23	(im) Library products and services	PR	C	250,000	250,000
24	(jg) School lunch handling charges	PR	A	14,990,400	14,990,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(jm) Professional services center charges	PR	A	175,000	175,000
2	(jr) Gifts, grants and trust funds	PR	C	2,050,000	2,050,000
3	(jz) School district boundary appeal				
4	proceedings	PR	C	10,500	10,500
5	(kd) Alcohol and other drug abuse				
6	program	PR-S	A	647,300	647,300
7	(ke) Funds transferred from other state				
8	agencies; program operations	PR-S	C	2,337,600	2,324,100
9	(km) State agency library processing				
10	center	PR-S	A	40,300	40,300
11	(ks) Data processing	PR-S	C	2,983,500	3,055,500
12	(me) Federal aids; program operations	PR-F	C	39,532,300	39,343,400
13	(pz) Indirect cost reimbursements	PR-F	C	2,819,100	2,819,100
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			27,961,900	27,957,600
	PROGRAM REVENUE			70,741,800	70,770,200
	FEDERAL			(42,351,400)	(42,162,500)
	OTHER			(22,116,500)	(22,275,300)
	SERVICE			(6,273,900)	(6,332,400)
	TOTAL-ALL SOURCES			98,703,700	98,727,800
14	(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
15	(ac) General equalization aids	GPR	A	4,722,745,900	4,799,501,900
16	(ad) Supplemental aid	GPR	A	125,000	125,000
17	(ae) Sparsity aid	GPR	A	-0-	3,644,600
18	(af) Belmont school library aid	GPR	A	18,000	-0-



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(b) Aids for special education and				
2	school age parents programs	GPR	A	350,192,500	368,939,100
3	(bb) Aid for high–poverty school				
4	districts	GPR	A	9,000,000	12,000,000
5	(bc) Aid for children–at–risk programs	GPR	A	3,500,000	3,500,000
6	(bd) Additional special education aid	GPR	A	3,500,000	3,500,000
7	(be) Supplemental special education aid	GPR	A	–0–	1,750,000
8	(bh) Aid to county children with				
9	disabilities education boards	GPR	A	4,214,800	4,214,800
10	(bs) School district consolidation grants	GPR	A	–0–	250,000
11	(cc) Bilingual–bicultural education aids	GPR	A	9,890,400	9,890,400
12	(ce) English for Southeast Asian				
13	children	GPR	A	100,000	100,000
14	(cf) Alternative education grants	GPR	A	5,000,000	5,000,000
15	(cg) Tuition payments; full–time open				
16	enrollment transfer payments	GPR	A	9,491,000	9,491,000
17	(cm) Grants for school breakfast				
18	programs	GPR	C	2,513,500	2,890,600
19	(cn) Aids for school lunches and				
20	nutritional improvement	GPR	A	4,371,100	4,371,100
21	(cp) Wisconsin school day milk program	GPR	A	710,600	710,600
22	(cr) Aid for pupil transportation	GPR	A	27,292,500	27,292,500
23	(cs) Aid for debt service	GPR	A	150,000	150,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cu) Achievement guarantee contracts	GPR	A	111,984,100	111,984,100
2	(cw) Aid for transportation; youth				
3	options program	GPR	A	20,000	20,000
4	(cy) Aid for transportation; open				
5	enrollment	GPR	A	500,000	500,000
6	(df) Grants for improving pupil				
7	academic achievement	GPR	A	–0–	10,000,000
8	(dL) Grants for nursing services	GPR	A	250,000	250,000
9	(dm) Grants for alcohol & other drug				
10	abuse prevention & intervention				
11	programs	GPR	A	4,520,000	4,520,000
12	(do) Grants for preschool to grade 5				
13	programs	GPR	A	7,353,700	7,353,700
14	(dp) Four–year–old kindergarten grants	GPR	A	–0–	3,000,000
15	(eh) Head start supplement	GPR	A	7,212,500	7,212,500
16	(ep) Second chance partnership	GPR	S	147,500	147,500
17	(fg) Aid for cooperative educational				
18	service agencies	GPR	A	300,000	300,000
19	(fk) Grant program for peer review and				
20	mentoring	GPR	A	500,000	500,000
21	(fm) Charter schools	GPR	S	43,579,500	48,150,000
22	(fu) Milwaukee parental choice program	GPR	S	117,018,000	125,533,000
23	(fw) Grants for advanced placement				
24	courses	GPR	A	100,000	100,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(fy) Grants to support gifted and				
2	talented pupils	GPR	A	273,000	273,000
3	(fz) Grants for science, technology,				
4	engineering, and mathematics				
5	programs	GPR	A	61,500	61,500
6	(k) Funds transferred from other state				
7	agencies; local aids	PR–S	C	9,519,100	9,519,100
8	(kd) Aid for alcohol and other drug				
9	abuse programs	PR–S	A	1,518,600	1,518,600
10	(kg) Mentoring grants for initial				
11	educators	GPR	A	1,350,000	1,350,000
12	(m) Federal aids; local aid	PR–F	C	554,443,200	556,751,000
13	(s) School library aids	SEG	C	35,000,000	40,000,000
14	(u) LaCausa charter school	SEG	A	250,000	–0–
	<b>(2) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			5,447,985,100	5,578,576,900
	PROGRAM REVENUE			565,480,900	567,788,700
	FEDERAL			(554,443,200)	(556,751,000)
	SERVICE			(11,037,700)	(11,037,700)
	SEGREGATED FUNDS			35,250,000	40,000,000
	OTHER			(35,250,000)	(40,000,000)
	TOTAL–ALL SOURCES			6,048,716,000	6,186,365,600
15	(3) AID TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				
16	(a) One–time grants to organizations	GPR	A	50,000	12,500
17	(b) Adult literacy grants	GPR	A	50,000	50,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(c) Grants for national teacher				
2	certification or master educator				
3	licensure	GPR	S	1,306,500	1,553,800
4	(d) Elks and Easter Seals center for				
5	respite and recreation	GPR	A	87,500	87,500
6	(dn) Grant to project lead the way	GPR	A	250,000	250,000
7	(e) Aid to public library systems	GPR	A	2,097,400	11,297,400
8	(ea) Library service contracts	GPR	A	1,134,200	1,097,200
9	(eg) Milwaukee public museum	GPR	A	50,000	50,000
10	(fa) Very special arts	GPR	A	75,000	75,000
11	(fg) Special olympics	GPR	A	75,000	75,000
12	(fz) Precollege scholarships	GPR	A	2,286,400	2,286,400
13	(mm) Federal funds; local assistance	PR–F	C	1,241,900	1,241,900
14	(ms) Federal funds; individuals and				
15	organizations	PR–F	C	47,712,000	47,712,000
16	(q) Periodical and reference				
17	information databases; newslines for				
18	the blind	SEG	A	2,167,700	2,219,000
19	(qm) Supplemental aid to public library				
20	systems	SEG	A	14,040,600	5,486,100
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			7,462,000	16,834,800
	PROGRAM REVENUE			48,953,900	48,953,900
	FEDERAL			(48,953,900)	(48,953,900)
	SEGREGATED FUNDS			16,208,300	7,705,100
	OTHER			(16,208,300)	(7,705,100)
	TOTAL–ALL SOURCES			72,624,200	73,493,800

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
<b>20.255 DEPARTMENT TOTALS</b>					
GENERAL PURPOSE REVENUES				5,483,409,000	5,623,369,300
PROGRAM REVENUE				685,176,600	687,512,800
FEDERAL				(645,748,500)	(647,867,400)
OTHER				(22,116,500)	(22,275,300)
SERVICE				(17,311,600)	(17,370,100)
SEGREGATED FUNDS				51,458,300	47,705,100
OTHER				(51,458,300)	(47,705,100)
TOTAL–ALL SOURCES				6,220,043,900	6,358,587,200
<b>1</b>	<b>20.285 University of Wisconsin system</b>				
<b>2</b>	(1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE				
<b>3</b>	(a) General program operations	GPR	A	763,591,300	787,991,800
<b>4</b>	(ab) Student aid	GPR	A	1,347,400	1,347,400
<b>5</b>	(am) Distinguished professorships	GPR	A	882,100	882,100
<b>6</b>	(as) Industrial and economic				
<b>7</b>	development research	GPR	A	1,794,300	1,794,300
<b>8</b>	(b) Area health education centers	GPR	A	1,152,400	1,152,400
<b>9</b>	(bm) Fee remissions	GPR	A	30,000	30,000
<b>10</b>	(c) Energy costs	GPR	A	119,714,500	131,626,200
<b>11</b>	(cm) Educational technology	GPR	A	6,646,900	6,646,900
<b>12</b>	(d) Principal repayment and interest	GPR	S	134,407,000	137,570,900
<b>13</b>	(da) Lease rental payments	GPR	S	–0–	–0–
<b>14</b>	(db) Self–amortizing facilities principal				
<b>15</b>	and interest	GPR	S	–0–	–0–
<b>16</b>	(em) Schools of business	GPR	A	1,713,600	1,713,600
<b>17</b>	(eo) Extension outreach	GPR	A	369,100	369,100
<b>18</b>	(ep) Extension local planning program	GPR	A	91,700	91,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(er) Grants for study abroad	GPR	A	1,000,000	1,000,000
2	(fc) Department of family medicine and				
3	practice	GPR	A	9,440,900	9,840,900
4	(fd) State laboratory of hygiene; general				
5	program operations	GPR	A	9,184,200	9,184,200
6	(fj) Veterinary diagnostic laboratory	GPR	A	4,625,300	4,625,300
7	(fm) Laboratories	GPR	A	3,907,000	3,907,000
8	(fs) Farm safety program grants	GPR	A	19,400	19,400
9	(ft) Wisconsin humanities council	GPR	A	72,600	72,600
10	(fx) Alcohol and other drug abuse				
11	prevention and intervention	GPR	A	74,200	74,200
12	(g) Physical plant service departments	PR	C	2,625,300	2,625,300
13	(gm) Breast cancer research	PR	C	258,500	258,500
14	(gn) Prostate cancer research	PR	C	–0–	–0–
15	(gr) Center for urban land economics				
16	research	PR	A	184,700	184,700
17	(gs) Charter school operator payments	PR	C	–0–	–0–
18	(h) Auxiliary enterprises	PR	C	507,911,000	529,240,100
19	(ha) Stores	PR	C	4,138,500	4,138,500
20	(hm) Extension outreach	PR	C	136,700	136,700
21	(i) State laboratory of hygiene	PR	C	22,257,100	22,257,100
22	(ia) State laboratory of hygiene, drivers	PR–S	C	1,653,000	1,653,000
23	(im) Academic student fees	PR	C	882,551,300	895,564,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(in) Payment of debt service;				
2	UW–Platteville tri–state initiative				
3	facilities	PR–S	C	–0–	–0–
4	(ip) Extension student fees	PR	C	33,641,200	33,641,200
5	(iz) General operations receipts	PR	C	201,235,200	205,978,600
6	(j) Gifts and donations	PR	C	463,788,000	476,124,600
7	(ja) Gifts; student loans	PR	C	3,797,700	3,797,700
8	(je) Veterinary diagnostic laboratory;				
9	fees	PR	C	3,138,800	3,138,800
10	(jm) Distinguished professorships	PR	C	913,600	913,600
11	(jp) License plate scholarship programs	PR	C	201,500	201,500
12	(jq) Steam and chilled–water plant;				
13	prin repaymt, int, and rebates;				
14	nonstate ent	PR	C	877,400	880,700
15	(k) Funds transferred from other state				
16	agencies	PR–S	C	129,800	129,800
17	(ka) Sale of real property	PR	C	–0–	–0–
18	(kb) Great Lakes studies	PR–S	A	47,500	47,500
19	(kc) Charter school	PR–S	C	–0–	–0–
20	(kd) Principal repayment, interest and				
21	rebates	PR–S	S	65,019,700	72,716,800
22	(ke) Lease rental payments	PR–S	S	–0–	–0–
23	(kf) Outdoors skills training	PR–S	A	48,300	48,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kg) Veterinary diagnostic laboratory;				
2	state agencies	PR–S	C	844,400	844,400
3	(km) Aquaculture demonstration facility;				
4	principal repayment and interest	PR–S	A	261,700	260,100
5	(kn) Aquaculture demonstration facility;				
6	operational costs	PR–S	A	402,100	402,100
7	(ko) Steam and chilled–water plant;				
8	principal repayment, interest, and				
9	rebates	PR–S	C	4,971,600	4,990,400
10	(kp) Student–related activities	PR–S	C	–0–	–0–
11	(kr) University of Wisconsin center for				
12	tobacco research and intervention	PR–S	C	–0–	–0–
13	(Lm) Laboratories	PR	A	4,405,400	4,405,400
14	(Ls) Schools of business	PR	A	607,900	607,900
15	(m) Federal aid	PR–F	C	613,932,000	613,932,000
16	(ma) Federal aid; loans and grants	PR–F	C	282,708,400	282,708,400
17	(mc) Veterinary diagnostic lab–federal				
18	aid	PR–F	C	1,690,500	1,690,500
19	(n) Federal indirect cost				
20	reimbursement	PR–F	C	129,423,400	129,423,400
21	(q) Telecommunications services	SEG	A	1,054,800	1,054,800
22	(qm) Grants for forestry programs	SEG	A	131,100	131,100
23	(qr) Discovery farm grants	SEG	A	250,000	250,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(r) Environmental education;				
2	environmental assessments	SEG	C	50,000	50,000
3	(rc) Environmental education; forestry	SEG	A	400,000	400,000
4	(tb) Extension recycling education	SEG	A	352,300	352,300
5	(tm) Solid waste research and				
6	experiments	SEG	A	156,400	156,400
7	(u) Trust fund income	SEG	C	25,174,900	26,078,700
8	(w) Trust fund operations	SEG	C	–0–	–0–
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,060,063,900	1,099,940,000
	PROGRAM REVENUE			3,233,802,200	3,292,942,500
	FEDERAL			(1,027,754,300)	(1,027,754,300)
	OTHER			(2,132,669,800)	(2,184,095,800)
	SERVICE			(73,378,100)	(81,092,400)
	SEGREGATED FUNDS			27,569,500	28,473,300
	OTHER			(27,569,500)	(28,473,300)
	TOTAL–ALL SOURCES			4,321,435,600	4,421,355,800
9	(3) UNIVERSITY SYSTEM ADMINISTRATION				
10	(a) General program operations	GPR	A	9,348,000	9,348,000
11	(iz) General operations receipts	PR	C	162,500	162,500
12	(n) Federal indirect cost				
13	reimbursement	PR–F	C	2,265,400	2,265,400
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			9,348,000	9,348,000
	PROGRAM REVENUE			2,427,900	2,427,900
	FEDERAL			(2,265,400)	(2,265,400)
	OTHER			(162,500)	(162,500)
	TOTAL–ALL SOURCES			11,775,900	11,775,900
14	(4) MINORITY AND DISADVANTAGED PROGRAMS				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(a) Minority and disadvantaged				
2	programs	GPR	A	11,361,400	11,361,400
3	(b) Graduate student financial aid	GPR	A	7,453,100	7,799,500
4	(dd) Lawton minority undergraduate				
5	grants program	GPR	S	5,907,500	6,175,800
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			24,722,000	25,336,700
	TOTAL–ALL SOURCES			24,722,000	25,336,700
6	(5) UNIVERSITY OF WISCONSIN–MADISON INTERCOLLEGIATE ATHLETICS				
7	(h) Auxiliary enterprises	PR	A	58,198,900	61,264,800
8	(i) Nonincome sports	PR	C	275,000	302,500
9	(j) Gifts and grants	PR	C	12,463,800	12,974,400
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			70,937,700	74,541,700
	OTHER			(70,937,700)	(74,541,700)
	TOTAL–ALL SOURCES			70,937,700	74,541,700
10	(6) UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY				
11	(a) Services received from authority	GPR	A	4,555,900	4,555,900
12	(g) Services provided to authority	PR	C	36,000,000	36,000,000
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,555,900	4,555,900
	PROGRAM REVENUE			36,000,000	36,000,000
	OTHER			(36,000,000)	(36,000,000)
	TOTAL–ALL SOURCES			40,555,900	40,555,900
	20.285 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			1,098,689,800	1,139,180,600
	PROGRAM REVENUE			3,343,167,800	3,405,912,100
	FEDERAL			(1,030,019,700)	(1,030,019,700)
	OTHER			(2,239,770,000)	(2,294,800,000)
	SERVICE			(73,378,100)	(81,092,400)
	SEGREGATED FUNDS			27,569,500	28,473,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
	OTHER			(27,569,500)	(28,473,300)
	TOTAL–ALL SOURCES			4,469,427,100	4,573,566,000
1	<b>20.292 Technical college system, board of</b>				
2	(1) TECHNICAL COLLEGE SYSTEM				
3	(a) General program operations	GPR	A	3,565,900	3,565,900
4	(am) Fee remissions	GPR	A	14,300	14,300
5	(b) Displaced homemakers' program	GPR	A	813,400	813,400
6	(c) Minority student participation and				
7	retention grants	GPR	A	589,200	589,200
8	(ce) Basic skills grants	GPR	A	–0–	–0–
9	(ch) Health care education programs	GPR	A	5,450,000	5,450,000
10	(d) State aid for technical colleges;				
11	statewide guide	GPR	A	118,415,000	118,415,000
12	(dc) Incentive grants	GPR	C	6,483,100	6,483,100
13	(dd) Farm training program tuition				
14	grants	GPR	A	143,200	143,200
15	(de) Services for handicapped students;				
16	local assistance	GPR	A	382,000	382,000
17	(dm) Aid for special collegiate transfer				
18	programs	GPR	A	1,073,700	1,073,700
19	(e) Technical college instructor				
20	occupational competency program	GPR	A	68,100	68,100
21	(ef) School–to–work programs for				
22	children at risk	GPR	A	285,000	285,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(eg) Faculty development grants	GPR	A	794,600	794,600
2	(eh) Training program grants	GPR	A	2,000,000	3,000,000
3	(em) Apprenticeship curriculum				
4	development	GPR	A	71,600	71,600
5	(fc) Driver education, local assistance	GPR	A	307,500	307,500
6	(fg) Chauffeur training grants	GPR	C	191,000	191,000
7	(fm) Supplemental aid	GPR	A	1,432,500	1,432,500
8	(fp) Emergency medical technician –				
9	basic training; state operations	GPR	A	–0–	–0–
10	(g) Text materials	PR	A	123,000	123,000
11	(ga) Auxiliary services	PR	C	18,000	18,000
12	(gm) Fire schools; state operations	PR	A	442,500	442,500
13	(gr) Fire schools; local assistance	PR	A	600,000	600,000
14	(h) Gifts and grants	PR	C	20,600	20,600
15	(hm) Truck driver training	PR–S	C	616,000	616,000
16	(i) Conferences	PR	C	85,900	85,900
17	(j) Personnel certification	PR	A	296,700	296,700
18	(k) Gifts and grants	PR	C	30,200	30,200
19	(ka) Interagency projects; local				
20	assistance	PR–S	A	3,414,700	3,414,700
21	(kb) Interagency projects; state				
22	operations	PR–S	A	696,200	696,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kd) Transfer of Indian gaming receipts;				
2	work-based learning programs	PR-S	A	600,000	600,000
3	(km) Master logger apprenticeship				
4	grants	SEG	C	-0-	-0-
5	(kx) Interagency and intra-agency				
6	programs	PR-S	C	290,700	290,700
7	(L) Services for district boards	PR	A	136,200	136,200
8	(m) Federal aid, state operations	PR-F	C	3,972,200	3,972,200
9	(n) Federal aid, local assistance	PR-F	C	28,424,300	28,424,300
10	(o) Federal aid, aids to individuals and				
11	organizations	PR-F	C	800,000	800,000
12	(pz) Indirect cost reimbursements	PR-F	C	196,000	196,000
13	(q) Agricultural education consultant	GPR	A	72,400	72,400
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			142,152,500	143,152,500
	PROGRAM REVENUE			40,763,200	40,763,200
	FEDERAL			(33,392,500)	(33,392,500)
	OTHER			(1,753,100)	(1,753,100)
	SERVICE			(5,617,600)	(5,617,600)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			182,915,700	183,915,700
14	(2) EDUCATIONAL APPROVAL BOARD				
15	(g) Proprietary school programs	PR-S	A	508,000	508,000
16	(gm) Student protection	PR-S	C	60,300	60,300
17	(i) Closed schools; preservaton of				
18	student records	PR-S	A	12,900	12,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
(2) PROGRAM TOTALS				
PROGRAM REVENUE			581,200	581,200
SERVICE			(581,200)	(581,200)
TOTAL–ALL SOURCES			581,200	581,200
20.292 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			142,152,500	143,152,500
PROGRAM REVENUE			41,344,400	41,344,400
FEDERAL			(33,392,500)	(33,392,500)
OTHER			(1,753,100)	(1,753,100)
SERVICE			(6,198,800)	(6,198,800)
SEGREGATED FUNDS			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			183,496,900	184,496,900
Education				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			6,873,394,300	7,063,612,600
PROGRAM REVENUE			4,087,627,000	4,152,903,000
FEDERAL			(1,713,545,300)	(1,715,664,200)
OTHER			(2,273,121,100)	(2,328,303,200)
SERVICE			(100,960,600)	(108,935,600)
SEGREGATED FUNDS			83,015,500	80,166,100
FEDERAL			(–0–)	(–0–)
OTHER			(83,015,500)	(80,166,100)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			11,044,036,800	11,296,681,700

## Environmental Resources

1	<b>20.320 Environmental improvement program</b>				
2	(1) CLEAN WATER FUND PROGRAM OPERATIONS				
3	(a) Environmental aids — clean water				
4	fund program	GPR	A	–0–	–0–
5	(c) Principal repayment and				
6	interest — clean water fund				
7	program	GPR	S	42,127,000	46,675,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(r) Clean water fund program				
2	repayment of revenue obligations	SEG	S	–0–	–0–
3	(s) Clean water fund program financial				
4	assistance	SEG	S	–0–	–0–
5	(sm) Land recycling loan program				
6	financial assistance	SEG	S	–0–	–0–
7	(t) Principal repayment and				
8	interest — clean water fund				
9	program bonds	SEG	A	6,000,000	6,000,000
10	(u) Principal repay. & interest – clean				
11	water fd. prog. rev. obligation repay.	SEG	C	–0–	–0–
12	(x) Clean water fund program financial				
13	assistance; federal	SEG–F	C	–0–	–0–
14	(y) Clean water fund program federal				
15	financial hardship assistance	SEG–F	C	–0–	–0–
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			42,127,000	46,675,500
	SEGREGATED FUNDS			6,000,000	6,000,000
	FEDERAL			(–0–)	(–0–)
	OTHER			(6,000,000)	(6,000,000)
	TOTAL–ALL SOURCES			48,127,000	52,675,500
16	(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
17	(c) Principal repayment and				
18	interest — safe drinking water loan				
19	program	GPR	S	2,765,800	3,015,000
20	(s) Safe drinking water loan programs				
21	financial assistance	SEG	S	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(x) Safe drinking water loan programs				
2	financial assistance; federal	SEG–F	C	–0–	–0–
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,765,800	3,015,000
	SEGREGATED FUNDS			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			2,765,800	3,015,000
3	(3) PRIVATE SEWAGE SYSTEM PROGRAM				
4	(q) Private sewage system loans	SEG	C	–0–	–0–
	(3) PROGRAM TOTALS				
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
	20.320 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			44,892,800	49,690,500
	SEGREGATED FUNDS			6,000,000	6,000,000
	FEDERAL			(–0–)	(–0–)
	OTHER			(6,000,000)	(6,000,000)
	TOTAL–ALL SOURCES			50,892,800	55,690,500
5	<b>20.360 Lower Wisconsin state riverway board</b>				
6	(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
7	(g) Gifts and grants	PR	C	–0–	–0–
8	(q) General program operations —				
9	conservation fund	SEG	A	186,900	186,900
	20.360 DEPARTMENT TOTALS				
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SEGREGATED FUNDS			186,900	186,900
	OTHER			(186,900)	(186,900)
	TOTAL–ALL SOURCES			186,900	186,900



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	<b>20.370 Natural resources, department of</b>				
2	(1) LAND				
3	(cq) Forestry — reforestation	SEG	C	100,000	101,500
4	(cr) Forestry — recording fees	SEG	C	90,000	90,000
5	(cs) Forestry — forest fire emergencies	SEG	C	–0–	–0–
6	(ct) Timber sales contracts – repair and				
7	reimbursement costs	SEG	C	–0–	–0–
8	(cu) Forestry – forestry education				
9	curriculum	SEG	A	200,000	200,000
10	(cv) Forestry – public education	SEG	C	200,000	200,000
11	(cx) Forestry–management plans	SEG	C	320,000	320,000
12	(cy) Forestry – cooperating foresters	SEG	C	–0–	–0–
13	(ea) Parks — general program				
14	operations	GPR	A	5,506,900	5,506,900
15	(eq) Parks and forests – operation and				
16	maintenance	SEG	S	–0–	–0–
17	(er) Parks and forests – campground				
18	reservation fees	SEG	C	–0–	–0–
19	(es) Parks – interpretive programs	SEG	C	–0–	–0–
20	(fb) Endangered resources — general				
21	program operations	GPR	A	–0–	–0–
22	(fc) Endangered resources — Wisconsin				
23	stewardship program	GPR	A	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(fd) Endangered resources — natural				
2	heritage inventory program	GPR	A	250,300	250,300
3	(fe) Endangered resources — general				
4	fund	GPR	S	500,000	500,000
5	(fs) Endangered resources — voluntary				
6	payments; sales, leases, and fees	SEG	C	1,757,800	1,767,500
7	(ft) Endangered resources —				
8	application fees	SEG	C	–0–	–0–
9	(gr) Endangered resources program —				
10	gifts and grants	SEG	C	–0–	–0–
11	(gt) Habitat conservation plan fees	SEG	C	10,000	10,000
12	(hc) Indemnification agreements	GPR	S	–0–	–0–
13	(hk) Elk management	PR–S	A	103,600	104,300
14	(hq) Elk hunting fees	SEG	C	–0–	–0–
15	(hr) Pheasant restoration	SEG	C	199,200	203,800
16	(hs) Chronic wasting disease				
17	management	SEG	A	–0–	–0–
18	(ht) Wild turkey restoration	SEG	C	751,700	762,400
19	(hu) Wetlands habitat improvement	SEG	C	340,400	343,400
20	(hv) Aquatic and terrestrial resources				
21	inventory	SEG	A	129,800	129,800
22	(hw) Pheasant stocking and propagation	SEG	C	270,000	270,000
23	(it) Atlas revenues	SEG	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(iu) Gravel pit reclamation	SEG	C	–0–	–0–
2	(jr) Rental property and equipment —				
3	maintenance and replacement	SEG	C	–0–	8,400
4	(kq) Taxes and assessments;				
5	conservation fund	SEG	A	300,000	300,000
6	(Lk) Reintroduction of whooping cranes	PR–S	A	62,600	62,600
7	(Lq) Trapper education program	SEG	C	48,700	49,000
8	(Lr) Beaver control; fish and wildlife				
9	account	SEG	C	36,600	36,600
10	(Ls) Control of wild animals	SEG	C	246,100	246,200
11	(Lt) Wildlife management	SEG	A	–0–	–0–
12	(Lu) Fish and wildlife habitat	SEG	S	–0–	–0–
13	(ma) General program operations —				
14	state funds	GPR	A	5,900	5,900
15	(mg) General program operations —				
16	endangered resources	PR	C	–0–	–0–
17	(mi) General program operations —				
18	private and public sources	PR	C	627,800	627,800
19	(mk) General program operations —				
20	service funds	PR–S	C	796,200	796,200
21	(mq) General program operations —				
22	state snowmobile trails and areas	SEG	A	208,700	211,800
23	(ms) General program operations —				
24	state all–terrain vehicle projects	SEG	A	1,029,100	313,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(mt) Land preservation and				
2	management – endowment fund	SEG	S	–0–	–0–
3	(mu) General program operations —				
4	state funds	SEG	A	–0–	–0–
5	Land program management	SEG	A	940,200	941,400
6	Wildlife management	SEG	A	12,749,000	12,814,400
7	Southern forests	SEG	A	5,352,000	5,384,400
8	Parks and recreation	SEG	A	11,116,300	11,350,400
9	Endangered resources	SEG	A	724,100	727,800
10	Facilities and lands	SEG	A	7,639,500	7,650,700
	NET APPROPRIATION			38,521,100	38,869,100
11	(mv) General program operations – state				
12	funds; forestry	SEG	A	50,347,400	50,780,500
13	(my) General program operations —				
14	federal funds	SEG–F	C	–0–	–0–
15	Wildlife management	SEG–F	C	4,556,200	4,556,200
16	Forestry	SEG–F	C	1,375,600	1,375,600
17	Southern forests	SEG–F	C	94,400	94,400
18	Parks and recreation	SEG–F	C	626,900	626,900
19	Endangered resources	SEG–F	C	1,498,100	1,498,100
20	Facilities and lands	SEG–F	C	1,910,600	1,910,600
	NET APPROPRIATION			10,061,800	10,061,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(mz) Forest fire emergencies — federal				
2	funds	SEG-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			6,263,100	6,263,100
	PROGRAM REVENUE			1,590,200	1,590,900
	OTHER			(627,800)	(627,800)
	SERVICE			(962,400)	(963,100)
	SEGREGATED FUNDS			105,168,400	105,275,400
	FEDERAL			(10,061,800)	(10,061,800)
	OTHER			(95,106,600)	(95,213,600)
	TOTAL-ALL SOURCES			113,021,700	113,129,400
3	(2) AIR AND WASTE				
4	(bg) Air management — stationary				
5	sources	PR	A	9,058,000	9,060,300
6	(bh) Air management — state permit				
7	sources	PR	A	1,292,000	1,292,000
8	(bi) Air management — asbestos				
9	management	PR	C	460,300	460,500
10	(bq) Air management — vapor recovery				
11	administration	SEG	A	92,100	92,200
12	(br) Air management — mobile sources	SEG	A	1,318,400	1,326,700
13	(cf) Air management — motor veh.				
14	emission inspection & maint. prog.,				
15	state funds	GPR	A	64,500	64,500
16	(cg) Air management — recovery of				
17	ozone-depleting refrigerants	PR	A	139,000	139,100
18	(ch) Air management — emission				
19	analysis	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ci) Air management — permit review				
2	and enforcement	PR	A	3,168,000	2,219,400
3	(cL) Air waste management —				
4	incinerator operator certification	PR	C	–0–	–0–
5	(dg) Solid waste management — solid				
6	and hazardous waste disposal				
7	administration	PR	C	3,333,700	3,336,600
8	(dh) Solid waste				
9	management–remediated property	PR	C	799,000	799,400
10	(dq) Solid waste management — waste				
11	management fund	SEG	C	–0–	–0–
12	(dt) Solid waste management — closure				
13	and long–term care	SEG	C	–0–	–0–
14	(du) Solid waste management –				
15	site–specific remediation	SEG	C	–0–	–0–
16	(dv) Solid waste management —				
17	environmental repair; spills;				
18	abandoned containers	SEG	C	2,440,800	2,441,700
19	(dw) Solid waste management —				
20	environmental repair; petroleum				
21	spills; admin.	SEG	A	1,453,600	1,453,800
22	(dy) Solid waste mgt. — corrective				
23	action; proofs of financial				
24	responsibility	SEG	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(eh) Solid waste management — source				
2	reduction review	PR	C	–0–	–0–
3	(eq) Solid waste management – dry				
4	cleaner environmental response	SEG	A	159,000	159,000
5	(fq) Indemnification agreements	SEG	S	–0–	–0–
6	(gh) Mining — mining regulation and				
7	administration	PR	A	120,800	120,800
8	(gr) Solid waste management — mining				
9	programs	SEG	C	–0–	–0–
10	(hq) Recycling; administration	SEG	A	1,280,300	1,281,200
11	(ma) General program operations —				
12	state funds	GPR	A	1,681,600	1,681,600
13	(mi) General program operations —				
14	private and public sources	PR	C	–0–	–0–
15	(mk) General program operations —				
16	service funds	PR–S	C	100,000	100,000
17	(mm) General program operations —				
18	federal funds	PR–F	C	8,072,600	8,072,600
19	(mq) General program operations –				
20	environmental fund	SEG	A	3,198,000	3,201,200
21	(mr) General program operations –				
22	brownfields	SEG	A	367,500	367,600
23	(mu) Petroleum inspection fd. suppl. to				
24	env. fd.; env. repair and well comp.	SEG	A	1,049,400	1,049,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(my) General program operations —				
2	environmental fund; federal funds	SEG–F	C	979,900	979,900
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,746,100	1,746,100
	PROGRAM REVENUE			26,543,400	25,600,700
	FEDERAL			(8,072,600)	(8,072,600)
	OTHER			(18,370,800)	(17,428,100)
	SERVICE			(100,000)	(100,000)
	SEGREGATED FUNDS			12,339,000	12,352,700
	FEDERAL			(979,900)	(979,900)
	OTHER			(11,359,100)	(11,372,800)
	TOTAL–ALL SOURCES			40,628,500	39,699,500
3	(3) ENFORCEMENT AND SCIENCE				
4	(ad) Law enforcement – car killed deer;				
5	general fund	GPR	A	514,600	514,600
6	(ak) Law enforcement – snowmobile				
7	enforcement and safety training;				
8	service funds	PR–S	A	1,196,900	1,204,800
9	(aq) Law enforcement — snowmobile				
10	enforcement and safety training	SEG	A	5,900	1,400
11	(ar) Law enforcement — boat				
12	enforcement and safety training	SEG	A	2,680,800	2,876,700
13	(as) Law enforcement — all–terrain				
14	vehicle enforcement	SEG	A	1,270,500	1,267,500
15	(at) Education and safety programs	SEG	C	341,000	341,000
16	(aw) Law enforcement — car kill deer	SEG	A	514,600	514,600
17	(ax) Law enforcement – water resources				
18	enforcement	SEG	A	422,600	206,200



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(bg) Enforcement — stationary sources	PR	A	105,100	105,400
2	(bL) Operator certification — fees	PR	A	87,800	87,800
3	(dg) Environmental impact —				
4	consultant services; printing and				
5	postage costs	PR	C	–0–	–0–
6	(dh) Environmental impact — power				
7	projects	PR	C	27,800	27,800
8	(di) Environmental consulting costs —				
9	federal power projects	PR	A	–0–	–0–
10	(fj) Environmental quality – laboratory				
11	certification	PR	A	710,100	712,900
12	(is) Lake research; voluntary				
13	contributions	SEG	C	69,300	69,300
14	(ma) General program operations —				
15	state funds	GPR	A	3,241,600	3,241,600
16	(mi) General program operations —				
17	private and public sources	PR	C	398,600	398,600
18	(mk) General program operations —				
19	service funds	PR–S	C	1,409,100	1,459,300
20	(mm) General program operations —				
21	federal funds	PR–F	C	531,500	531,500
22	(mq) General program operations —				
23	environmental fund	SEG	A	1,183,800	1,182,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(mr) Recycling; enforcement and				
2	research	SEG	A	287,700	286,600
3	(ms) General program operations –				
4	pollution prevention	SEG	A	92,400	92,400
5	(mt) General program operations,				
6	nonpoint source — environmental				
7	fund	SEG	A	411,100	411,800
8	(mu) General program operations —				
9	state funds	SEG	A	20,326,700	20,181,300
10	(mw) Water resources – public health	SEG	A	25,000	25,000
11	(my) General program operations —				
12	federal funds	SEG–F	C	6,544,300	6,544,300
	<b>(3) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			3,756,200	3,756,200
	PROGRAM REVENUE			4,466,900	4,528,100
	FEDERAL			(531,500)	(531,500)
	OTHER			(1,329,400)	(1,332,500)
	SERVICE			(2,606,000)	(2,664,100)
	SEGREGATED FUNDS			34,175,700	34,000,300
	FEDERAL			(6,544,300)	(6,544,300)
	OTHER			(27,631,400)	(27,456,000)
	TOTAL–ALL SOURCES			42,398,800	42,284,600
13	(4) WATER				
14	(af) Water resources – remedial action	GPR	C	142,500	142,500
15	(ag) Water resources – pollution credits	PR	C	–0–	–0–
16	(ah) Water resources – Great Lakes				
17	protection fund	PR	C	229,000	229,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(aq) Water resources management –				
2	lake, river and invasive species				
3	management	SEG	A	3,265,900	3,270,700
4	(ar) Water resources – groundwater				
5	management	SEG	B	91,900	91,900
6	(as) Water resources — trading water				
7	pollution credits	SEG	C	–0–	–0–
8	(at) Watershed — nonpoint source				
9	contracts	SEG	B	997,600	997,600
10	(au) Cooperative remedial action;				
11	contributions	SEG	C	–0–	–0–
12	(av) Cooperative remedial action;				
13	interest on contributions	SEG	S	–0–	–0–
14	(bg) Water regulation and zoning –				
15	computer access fees	PR	C	–0–	–0–
16	(bh) Water regulation and zoning – dam				
17	inspect. and safety administr.; gen.				
18	fund	PR	A	–0–	–0–
19	(bi) Water regulation and zoning – fees	PR	C	820,100	824,000
20	(bj) Storm water management – fees	PR	A	1,699,400	1,701,700
21	(bL) Wastewater management – fees	PR	C	165,000	165,100
22	(br) Water reg. & zoning — dam safety				
23	& wetland mapping; conservation				
24	fund	SEG	A	655,100	655,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cg) Groundwater quantity				
2	administration	PR	A	507,600	507,600
3	(ch) Groundwater quantity research	PR	B	100,000	100,000
4	(kk) Fishery resources for ceded				
5	territories	PR–S	A	162,700	162,900
6	(kr) Commercial fish protection and				
7	Great Lakes resource surcharges	SEG	C	5,600	5,600
8	(ku) Great Lakes trout and salmon	SEG	C	1,264,800	1,278,300
9	(kv) Trout habitat improvement	SEG	C	1,251,600	1,280,600
10	(kw) Sturgeon stock and habitat	SEG	C	133,600	136,600
11	(ky) Sturgeon stock and habitat – inland				
12	waters	SEG	C	137,300	137,300
13	(ma) General program operations – state				
14	funds	GPR	A	–0–	–0–
15	Watershed management	GPR	A	12,619,800	12,619,800
16	Fisheries management and habitat				
17	protection	GPR	A	231,500	231,500
18	Drinking water and groundwater	GPR	A	2,455,600	2,455,600
19	Water program management	GPR	A	993,300	993,300
	NET APPROPRIATION			16,300,200	16,300,200
20	(mi) General program operations –				
21	private and public sources	PR	C	230,000	230,000
22	(mk) General program operations —				
23	service funds	PR–S	C	584,400	584,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(mm) General program operations –				
2	federal funds	PR–F	C	–0–	–0–
3	Watershed management	PR–F	C	9,770,600	9,602,100
4	Fisheries management and habitat				
5	protection	PR–F	C	619,100	619,100
6	Drinking water and groundwater	PR–F	C	4,989,600	4,989,600
	NET APPROPRIATION			15,379,300	15,210,800
7	(mq) General program operations –				
8	environmental fund	SEG	A	–0–	–0–
9	Watershed management	SEG	A	2,119,900	2,120,400
10	Drinking water and groundwater	SEG	A	2,313,800	2,320,000
11	Water program management	SEG	A	–0–	–0–
	NET APPROPRIATION			4,433,700	4,440,400
12	(mr) General program operations,				
13	nonpoint source	SEG	A	543,600	544,600
14	(mt) General program				
15	operations–environmental				
16	improvement programs; state funds	SEG	A	731,400	731,400
17	(mu) General program operations – state				
18	funds	SEG	A	16,932,700	17,005,200
19	(mw) Petroleum inspection fund				
20	supplement to env. fund;				
21	groundwater management	SEG	A	766,900	766,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(mx) General program operations – clean				
2	water fund program; federal funds	SEG–F	C	788,100	788,100
3	(my) General program operations –				
4	environmental fund – federal funds	SEG–F	C	–0–	–0–
5	(mz) General program operations –				
6	federal funds	SEG–F	C	4,592,000	4,592,000
7	(nz) General program operations–safe				
8	drinking water loan programs;				
9	federal funds	SEG–F	C	807,500	807,500
	<b>(4) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			16,442,700	16,442,700
	PROGRAM REVENUE			19,877,500	19,715,500
	FEDERAL			(15,379,300)	(15,210,800)
	OTHER			(3,751,100)	(3,757,400)
	SERVICE			(747,100)	(747,300)
	SEGREGATED FUNDS			37,399,300	37,530,000
	FEDERAL			(6,187,600)	(6,187,600)
	OTHER			(31,211,700)	(31,342,400)
	TOTAL–ALL SOURCES			73,719,500	73,688,200
10	(5) CONSERVATION AIDS				
11	(ac) Resource aids – Milwaukee Public				
12	Museum	GPR	A	–0–	–0–
13	(ad) Resource aids — interpretive center	GPR	A	27,000	27,000
14	(aq) Resource aids – Canadian agencies				
15	migratory waterfowl aids	SEG	C	169,200	169,200
16	(ar) Resource aids – county				
17	conservation aids	SEG	C	150,000	150,000
18	(as) Recreation aids – fish, wildlife and				
19	forestry recreation aids	SEG	C	234,500	234,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(at) Ice age trail area grants	SEG	A	75,000	75,000
2	(au) Resource aids – Ducks Unlimited,				
3	Inc., payments	SEG	C	–0–	–0–
4	(av) Resource aids – forest grants	SEG	B	1,650,000	1,710,000
5	(aw) Resource aids – nonprofit				
6	conservation organizations	SEG	C	235,000	235,000
7	(ax) Resource aids – forestry	SEG	A	150,000	150,000
8	(ay) Resource aids – urban land				
9	conservation	SEG	A	75,000	75,000
10	(bq) Resource aids – county forest loans;				
11	severance share payments	SEG	C	–0–	–0–
12	(br) Resource aids – forest croplands				
13	and managed forest land aids	SEG	A	1,250,000	1,250,000
14	(bs) Resource aids – county forest loans	SEG	A	622,400	622,400
15	(bt) Resource aids – county forest				
16	project loans	SEG	C	400,000	400,000
17	(bu) Resource aids – county forest				
18	project loans; severance share				
19	payments	SEG	C	–0–	–0–
20	(bv) Res. aids – county forests, forest				
21	croplands and managed forest land				
22	aids	SEG	S	1,416,400	1,416,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(bw) Res. aids–urban forestry, county				
2	sust. forestry & county forest adm.				
3	grants	SEG	A	2,128,100	2,128,100
4	(bx) Resource aids – national forest				
5	income aids	SEG–F	C	782,200	782,200
6	(by) Resource aids — fire suppression				
7	grants	SEG	A	448,000	448,000
8	(bz) Resource aids – forestry outdoor				
9	activity grants	SEG	C	–0–	1,000,000
10	(cb) Recreation aids – snowmobile trail				
11	and area aids; general fund	GPR	A	–0–	–0–
12	(cq) Recreation aids – recreational				
13	boating and other projects	SEG	C	1,622,000	622,000
14	(cr) Recreation aids – county				
15	snowmobile trail and area aids	SEG	C	2,500,400	2,500,400
16	(cs) Recreation aids – snowmobile trail				
17	areas	SEG	C	4,537,600	4,499,000
18	(ct) Recreation aids – all–terrain				
19	vehicle project aids; gas tax				
20	payment	SEG	C	1,815,200	1,877,200
21	(cu) Recreation aids — all–terrain				
22	vehicle project aids	SEG	C	2,098,000	2,000,000
23	(cv) Recreation aids — all terrain				
24	vehicle landowner incentive				
25	program	SEG	C	–0–	410,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cw) Recreation aids – supplemental				
2	snowmobile trail aids	SEG	C	537,300	537,300
3	(cx) Recreation aids — all-terrain				
4	vehicle safety program	SEG	A	300,000	300,000
5	(cy) Recreation and resource aids,				
6	federal funds	SEG-F	C	3,162,100	3,162,100
7	(da) Aids in lieu of taxes – general fund	GPR	S	4,723,000	5,878,000
8	(dq) Aids in lieu of taxes – sum				
9	sufficient	SEG	S	780,000	780,000
10	(dr) Aids in lieu of taxes – sum certain	SEG	A	4,000,000	4,000,000
11	(dx) Resource aids — payment in lieu of				
12	taxes; federal	SEG-F	C	440,000	440,000
13	(ea) Enforcement aids — spearfishing				
14	enforcement	GPR	C	–0–	–0–
15	(eq) Enforcement aids — boating				
16	enforcement	SEG	A	1,400,000	1,400,000
17	(er) Enforcement aids — all-terrain				
18	vehicle enforcement	SEG	A	500,000	500,000
19	(es) Enforcement aids — snowmobiling				
20	enforcement	SEG	A	400,000	400,000
21	(ex) Enforcement aids — federal funds	SEG-F	C	–0–	–0–
22	(fq) Wildlife damage claims and				
23	abatement	SEG	C	3,510,000	3,675,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(fr) Wildlife abatement and control				
2	grants	SEG	B	25,000	25,000
3	(fs) Venison processing	SEG	B	600,000	600,000
4	(ft) Venison processing; voluntary				
5	contributions	SEG	C	15,000	15,000
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,750,000	5,905,000
	SEGREGATED FUNDS			38,028,400	38,588,800
	FEDERAL			(4,384,300)	(4,384,300)
	OTHER			(33,644,100)	(34,204,500)
	TOTAL–ALL SOURCES			42,778,400	44,493,800
6	(6) ENVIRONMENTAL AIDS				
7	(aa) Environmental aids – nonpoint				
8	source	GPR	B	839,400	839,400
9	(ar) Environmental aids – lake				
10	protection	SEG	C	2,675,400	2,675,400
11	(as) Environmental aids — invasive				
12	aquatic species	SEG	B	3,300,000	4,300,000
13	(au) Environmental aids — river				
14	protection; environmental fund	SEG	A	–0–	–0–
15	(av) Environmental aids – river				
16	protection; conservation fund	SEG	A	292,400	292,400
17	(aw) Environmental aids – river				
18	protection, nonprofit organization				
19	contracts	SEG	C	75,000	75,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(bj) Environmental aids — waste				
2	reduction and recycling grants and				
3	gifts	PR	C	–0–	–0–
4	(bk) Environmental aids — wastewater				
5	and drinking water grant	PR–S	A	–0–	–0–
6	(br) Environmental aids – waste				
7	reduction and recycling	SEG	C	1,500,000	1,500,000
8	(bu) Financial assistance for responsible				
9	units	SEG	A	31,000,000	31,000,000
10	(bv) Recycling efficiency incentive				
11	grants	SEG	A	1,900,000	1,900,000
12	(ca) Environmental aids – scenic urban				
13	waterways	GPR	C	–0–	–0–
14	(cm) Environmental aids – federal funds	PR–F	C	–0–	–0–
15	(cr) Environmental aids – compensation				
16	for well contamination and				
17	abandonment	SEG	C	294,000	294,000
18	(da) Environmental planning aids –				
19	local water quality planning	GPR	A	269,200	269,200
20	(dm) Environmental planning aids –				
21	federal funds	PR–F	C	150,000	150,000
22	(dq) Environmental aids — urban				
23	nonpoint source	SEG	B	1,399,000	1,399,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ef) Brownfields revolving loan				
2	repayments	PR	C	–0–	–0–
3	(eg) Groundwater mitigation and local				
4	assistance	PR	C	1,762,100	512,100
5	(eh) Brownfields revolving loan funds				
6	administered for other entity	PR	C	–0–	–0–
7	(em) Federal brownfields revolving loan				
8	funds	PR–F	C	1,000,000	1,000,000
9	(eq) Environmental aids – dry cleaner				
10	environmental response	SEG	B	1,050,000	1,220,000
11	(et) Environmental aids – brownfield				
12	site assessment	SEG	B	1,700,000	1,700,000
13	(eu) Environmental aids – brownfields				
14	green space grants	SEG	B	500,000	500,000
15	(ev) Reimbursement for disposal of				
16	contaminated sediment	SEG	A	1,500,000	3,000,000
	<b>(6) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			1,108,600	1,108,600
	PROGRAM REVENUE			2,912,100	1,662,100
	FEDERAL			(1,150,000)	(1,150,000)
	OTHER			(1,762,100)	(512,100)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			47,185,800	49,855,800
	OTHER			(47,185,800)	(49,855,800)
	TOTAL–ALL SOURCES			51,206,500	52,626,500
17	(7) DEBT SERVICE AND DEVELOPMENT				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(aa) Resource acquisition and				
2	development – principal repayment				
3	and interest	GPR	S	42,021,100	47,527,600
4	(ac) Principal repayment and interest –				
5	recreational boating bonds	GPR	S	–0–	–0–
6	(ag) Land acquisition – principal				
7	repayment and interest	PR	C	–0–	–0–
8	(aq) Resource acquisition and				
9	development – principal repayment				
10	and interest	SEG	S	233,800	153,300
11	(ar) Dam repair and removal – principal				
12	repayment and interest	SEG	S	508,600	523,200
13	(at) Recreation development – principal				
14	repayment and interest	SEG	S	–0–	–0–
15	(au) State forest acquisition and				
16	development — principal				
17	repayment and interest	SEG	A	13,500,000	13,500,000
18	(bq) Principal repayment and interest –				
19	remedial action	SEG	S	3,747,600	4,086,000
20	(br) Principal repayment and interest –				
21	contaminated sediment	SEG	S	–0–	–0–
22	(ca) Principal repayment and interest –				
23	nonpoint source grants	GPR	S	6,654,400	7,068,700
24	(cb) Principal repayment and interest –				
25	pollution abatement bonds	GPR	S	46,284,400	44,667,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cc) Principal repay. and int. – combined				
2	sewer overflow; pollution abat.				
3	bonds	GPR	S	15,275,200	14,380,300
4	(cd) Principal repayment and interest –				
5	municipal clean drinking water				
6	grants	GPR	S	867,500	871,600
7	(ce) Principal repayment and interest –				
8	nonpoint source	GPR	S	261,500	324,100
9	(cf) Principal repayment and interest –				
10	urban nonpoint source cost-sharing	GPR	S	1,531,000	1,875,200
11	(cg) Principal repayment and interest –				
12	nonpoint repayments	PR	C	–0–	–0–
13	(ea) Administrative facilities – principal				
14	repayment and interest	GPR	S	817,000	824,200
15	(eq) Administrative facilities – principal				
16	repayment and interest	SEG	S	2,647,000	3,174,300
17	(er) Administrative facilities – principal				
18	repayment & interest; env. fund	SEG	S	481,900	580,100
19	(fa) Resource maintenance and				
20	development – state funds	GPR	C	894,400	894,400
21	(fk) Resource acquisition and				
22	development – service funds;				
23	transportation moneys	PR–S	C	1,000,000	1,000,000
24	(fr) Resource acq. and dev. – boating				
25	access to southeastern lakes	SEG	C	100,000	100,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(fs) Resource acquisition and				
2	development – state funds	SEG	C	898,100	898,100
3	(ft) Resource acquisition and				
4	development – boating access	SEG	C	200,000	200,000
5	(fu) Resource acquisition and				
6	development — nonmotorized				
7	boating improvements	SEG	C	–0–	–0–
8	(fw) Resource acq. and dev. – Mississippi				
9	and St. Croix rivers management	SEG	C	62,500	62,500
10	(fy) Resource acquisition and				
11	development — federal funds	SEG–F	C	9,120,000	9,120,000
12	(gg) Ice age trail – gifts and grants	PR	C	–0–	–0–
13	(gq) State trails – gifts and grants	SEG	C	–0–	–0–
14	(ha) Facilities acquisition, development				
15	and maintenance	GPR	C	170,900	170,900
16	(hq) Facilities acquisition, development				
17	and maintenance – conservation				
18	fund	SEG	C	376,800	376,800
19	(jr) Rental property and equipment –				
20	maintenance and replacement	SEG	C	–0–	–0–
21	(mc) Resource maintenance and				
22	development – state park, forest &				
23	riverway roads	GPR	C	321,400	321,400
24	(mi) General program operations –				
25	private and public sources	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(mk) General program operations –				
2	service funds	PR-S	C	–0–	–0–
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			115,098,800	118,926,300
	PROGRAM REVENUE			1,000,000	1,000,000
	OTHER			(–0–)	(–0–)
	SERVICE			(1,000,000)	(1,000,000)
	SEGREGATED FUNDS			31,876,300	32,774,300
	FEDERAL			(9,120,000)	(9,120,000)
	OTHER			(22,756,300)	(23,654,300)
	TOTAL-ALL SOURCES			147,975,100	152,700,600
3	(8) ADMINISTRATION AND TECHNOLOGY				
4	(ir) Promotional activities and				
5	publications	SEG	C	83,000	83,000
6	(iw) Statewide recycling administration	SEG	A	281,200	281,200
7	(ma) General program operations —				
8	state funds	GPR	A	2,691,900	2,691,900
9	(mg) General program operations —				
10	stationary sources	PR	A	–0–	–0–
11	(mi) General program operations —				
12	private and public sources	PR	C	–0–	–0–
13	(mk) General program operations —				
14	service funds	PR-S	C	5,111,400	5,111,400
15	(mq) General program operations —				
16	mobile sources	SEG	A	737,400	737,400
17	(mr) General program operations –				
18	environmental improvement fund	SEG	A	353,700	353,700
19	(mt) Equipment pool operations	SEG-S	C	–0–	–0–



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(mu) General program operations —				
2	state funds	SEG	A	15,359,300	15,361,400
3	(mv) General program operations —				
4	environmental fund	SEG	A	1,154,300	1,157,100
5	(mz) Indirect cost reimbursements	SEG-F	C	7,180,900	7,180,900
6	(ni) Geographic information systems,				
7	general program operations – other				
8	funds	PR	C	38,700	38,700
9	(nk) Geographic information systems,				
10	general program operations —				
11	service funds	PR-S	C	1,698,700	1,698,700
12	(zq) Gifts and donations	SEG	C	-0-	-0-
	<b>(8) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			2,691,900	2,691,900
	PROGRAM REVENUE			6,848,800	6,848,800
	OTHER			(38,700)	(38,700)
	SERVICE			(6,810,100)	(6,810,100)
	SEGREGATED FUNDS			25,149,800	25,154,700
	FEDERAL			(7,180,900)	(7,180,900)
	OTHER			(17,968,900)	(17,973,800)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			34,690,500	34,695,400
13	(9) CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS				
14	(eg) Gifts and grants; environmental				
15	management systems	PR	C	-0-	-0-
16	(gb) Education programs – program fees	PR	B	63,700	63,700
17	(hk) Approval fees to Lac du Flambeau				
18	band-service funds	PR-S	A	100,000	100,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(hs) Approval fees from Lac du				
2	Flambeau band	SEG	C	–0–	–0–
3	(ht) Approval fees to Lac du Flambeau				
4	band	SEG	S	–0–	–0–
5	(hu) Handling and other fees	SEG	C	154,000	154,000
6	(hv) Fee amounts for statewide				
7	automated issuing system	SEG	C	954,400	2,892,000
8	(iq) Natural resources magazine	SEG	C	955,800	955,800
9	(is) Statewide recycling administration	SEG	A	452,200	452,300
10	(ma) General program operations – state				
11	funds	GPR	A	1,143,500	1,143,500
12	(mh) General programs operations –				
13	stationary sources	PR	A	440,600	440,600
14	(mi) General program operations —				
15	private and public sources	PR	C	40,000	40,000
16	(mk) General program operations —				
17	service funds	PR–S	C	1,734,400	1,734,400
18	(mm) General program operations –				
19	federal funds	PR–F	C	1,066,100	1,066,100
20	(mq) General program operations –				
21	mobile sources	SEG	A	178,300	178,300
22	(mt) Aids administration —				
23	environmental improvement				
24	programs; state funds	SEG	A	1,296,000	1,296,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(mu) General program operations – state				
2	funds	SEG	A	13,581,100	11,481,900
3	(mv) General program operations —				
4	environmental fund	SEG	A	984,800	985,000
5	(mw) Aids administration – snowmobile				
6	recreation	SEG	A	192,700	192,900
7	(mx) Aids administration – clean water				
8	fund program; federal funds	SEG–F	C	1,179,000	1,179,000
9	(my) General program operations –				
10	federal funds	SEG–F	C	288,700	288,700
11	(mz) Indirect cost reimbursements	SEG–F	C	1,415,400	1,415,400
12	(nq) Aids administration – dry cleaner				
13	environmental response	SEG	A	75,800	75,800
14	(ny) Aids administration – safe drinking				
15	water loan programs; federal funds	SEG–F	C	182,900	182,900
	<b>(9) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			1,143,500	1,143,500
	PROGRAM REVENUE			3,444,800	3,444,800
	FEDERAL			(1,066,100)	(1,066,100)
	OTHER			(544,300)	(544,300)
	SERVICE			(1,834,400)	(1,834,400)
	SEGREGATED FUNDS			21,891,100	21,730,200
	FEDERAL			(3,066,000)	(3,066,000)
	OTHER			(18,825,100)	(18,664,200)
	TOTAL–ALL SOURCES			26,479,400	26,318,500
	<b>20.370 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			153,000,900	157,983,400
	PROGRAM REVENUE			66,683,700	64,390,900
	FEDERAL			(26,199,500)	(26,031,000)
	OTHER			(26,424,200)	(24,240,900)
	SERVICE			(14,060,000)	(14,119,000)
	SEGREGATED FUNDS			353,213,800	357,262,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
	FEDERAL			(47,524,800)	(47,524,800)
	OTHER			(305,689,000)	(309,737,400)
	SERVICE			(–0–)	(–0–)
	<b>TOTAL–ALL SOURCES</b>			<b>572,898,400</b>	<b>579,636,500</b>
<b>1</b>	<b>20.373 Fox river navigational system authority</b>				
<b>2</b>	(1) INITIAL COSTS				
<b>3</b>	(g) Administration, operation, repair,				
<b>4</b>	and rehabilitation	PR	C	–0–	–0–
<b>5</b>	(r) Establishment and operation	SEG	C	126,700	126,700
	<b>20.373 DEPARTMENT TOTALS</b>				
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SEGREGATED FUNDS			126,700	126,700
	OTHER			(126,700)	(126,700)
	<b>TOTAL–ALL SOURCES</b>			<b>126,700</b>	<b>126,700</b>
<b>6</b>	<b>20.375 Lower Fox River remediation authority</b>				
<b>7</b>	(1) INITIAL COSTS				
<b>8</b>	(a) Initial costs	GPR	B	100,000	–0–
	<b>20.375 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			100,000	–0–
	<b>TOTAL–ALL SOURCES</b>			<b>100,000</b>	<b>–0–</b>
<b>9</b>	<b>20.380 Tourism, department of</b>				
<b>10</b>	(1) TOURISM DEVELOPMENT AND PROMOTION				
<b>11</b>	(a) General program operations	GPR	A	3,573,100	3,578,500
<b>12</b>	(b) Tourism marketing; general				
<b>13</b>	purpose revenue	GPR	A	–0–	–0–
<b>14</b>	(g) Gifts, grants and proceeds	PR	C	6,200	6,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(h) Tourism promotion; sale of surplus				
2	property receipts	PR	C	-0-	-0-
3	(ig) Golf promotion	PR	C	-0-	-0-
4	(ir) Payments to the WPGA Junior				
5	Foundation	PR	C	-0-	-0-
6	(j) Tourism promotion – private and				
7	public sources	PR	C	100,000	100,000
8	(k) Sale of materials or services	PR-S	C	-0-	-0-
9	(ka) Sale of materials and services–local				
10	assistance	PR-S	C	-0-	-0-
11	(kb) Sale of materials and				
12	services–individuals and				
13	organizations	PR-S	C	-0-	-0-
14	(kc) Marketing clearinghouse charges	PR-S	A	-0-	-0-
15	(kg) Tourism marketing; gaming				
16	revenue	PR-S	B	9,149,400	9,149,400
17	(km) Tourist information assistant	PR-S	A	101,600	101,600
18	(m) Federal aid, state operations	PR-F	C	-0-	-0-
19	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
20	(o) Federal aid, individuals and				
21	organizations	PR-F	C	-0-	-0-
22	(q) Administrative				
23	services–conservation fund	SEG	A	12,200	12,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(w) Tourism marketing; transportation				
2	fund	SEG	B	2,200,000	2,200,000
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,573,100	3,578,500
	PROGRAM REVENUE			9,357,200	9,357,200
	FEDERAL			(–0–)	(–0–)
	OTHER			(106,200)	(106,200)
	SERVICE			(9,251,000)	(9,251,000)
	SEGREGATED FUNDS			2,212,200	2,212,200
	OTHER			(2,212,200)	(2,212,200)
	TOTAL–ALL SOURCES			15,142,500	15,147,900
3	(2) KICKAPOO VALLEY RESERVE				
4	(ip) Kickapoo reserve management				
5	board; program services	PR	C	107,300	107,300
6	(ir) Kickapoo reserve management				
7	board; gifts and grants	PR	C	–0–	–0–
8	(kc) Kickapoo valley reserve; law				
9	enforcement services	PR–S	A	32,300	32,300
10	(ms) Kickapoo reserve management				
11	board; federal aid	PR–F	C	–0–	–0–
12	(q) Kickapoo reserve management				
13	board; general program operations	SEG	A	410,100	410,100
14	(r) Kickapoo valley reserve; aids in lieu				
15	of taxes	SEG	S	307,200	334,800
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			139,600	139,600
	FEDERAL			(–0–)	(–0–)
	OTHER			(107,300)	(107,300)
	SERVICE			(32,300)	(32,300)
	SEGREGATED FUNDS			717,300	744,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
OTHER			(717,300)	(744,900)
TOTAL–ALL SOURCES			856,900	884,500
<b>20.380 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			3,573,100	3,578,500
PROGRAM REVENUE			9,496,800	9,496,800
FEDERAL			(–0–)	(–0–)
OTHER			(213,500)	(213,500)
SERVICE			(9,283,300)	(9,283,300)
SEGREGATED FUNDS			2,929,500	2,957,100
OTHER			(2,929,500)	(2,957,100)
TOTAL–ALL SOURCES			15,999,400	16,032,400

<b>1</b>	<b>20.395 Transportation, department of</b>			
<b>2</b>	(1) AIDS			
<b>3</b>	(ar) Corrections of transportation aid			
<b>4</b>	payments	SEG	S	–0–      –0–
<b>5</b>	(as) Transportation aids to counties,			
<b>6</b>	state funds	SEG	A	95,087,700      97,940,300
<b>7</b>	(at) Transportation aids to			
<b>8</b>	municipalities, state funds	SEG	A	299,157,100      308,131,800
<b>9</b>	(br) Milwaukee urban area rail transit			
<b>10</b>	system planning study; state funds	SEG	A	–0–      –0–
<b>11</b>	(bs) Transportation employment and			
<b>12</b>	mobility, state funds	SEG	C	336,000      336,000
<b>13</b>	(bt) Urban rail transit system grants	SEG	C	–0–      –0–
<b>14</b>	(bv) Transit and transportation			
<b>15</b>	employment and mobility aids, local			
<b>16</b>	funds	SEG–L	C	110,000      110,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(bx) Transit and transportation				
2	employment and mobility aids,				
3	federal funds	SEG–F	C	38,000,000	38,000,000
4	(cq) Elderly and disabled capital aids,				
5	state funds	SEG	C	921,900	921,900
6	(cr) Elderly and disabled county aids,				
7	state funds	SEG	A	12,638,900	12,910,100
8	(cv) Elderly and disabled aids, local				
9	funds	SEG–L	C	605,500	605,500
10	(cx) Elderly and disabled aids, federal				
11	funds	SEG–F	C	1,500,000	1,500,000
12	(ex) Highway safety, local assistance,				
13	federal funds	SEG–F	C	1,700,000	1,700,000
14	(fq) Connecting highways aids, state				
15	funds	SEG	A	12,851,900	12,851,900
16	(fs) Flood damage aids, state funds	SEG	S	600,000	600,000
17	(ft) Lift bridge aids, state funds	SEG	B	1,948,400	2,294,400
18	(fu) County forest road aids, state funds	SEG	A	303,300	303,300
19	(gq) Expressway policing aids, state				
20	funds	SEG	A	1,090,800	1,090,800
21	(gt) Soo Locks improvements, state				
22	funds	SEG	A	117,800	117,800
23	(hr) Tier B transit operating aids, state				
24	funds	SEG	A	22,986,100	24,179,400



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(hs) Tier C transit operating aids, state				
2	funds	SEG	A	5,203,200	5,473,300
3	(ht) Tier A–1 transit operating aids,				
4	state funds	SEG	A	60,276,400	64,163,400
5	(hu) Tier A–2 transit operating aids,				
6	state funds	SEG	A	16,023,200	16,855,100
7	(ig) Professional football stadium				
8	maintenance and operating costs,				
9	state funds	PR	C	–0–	–0–
10	(ih) Child abuse and neglect prevention,				
11	state funds	PR	C	–0–	–0–
	<b>(1) PROGRAM TOTALS</b>				
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SEGREGATED FUNDS			571,458,200	590,085,000
	FEDERAL			(41,200,000)	(41,200,000)
	OTHER			(529,542,700)	(548,169,500)
	LOCAL			(715,500)	(715,500)
	TOTAL–ALL SOURCES			571,458,200	590,085,000
12	(2) LOCAL TRANSPORTATION ASSISTANCE				
13	(aq) Accelerated local bridge				
14	improvement assistance, state				
15	funds	SEG	C	–0–	–0–
16	(av) Accelerated local bridge				
17	improvement assistance, local				
18	funds	SEG–L	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ax) Accelerated local bridge				
2	improvement assistance, federal				
3	funds	SEG–F	C	–0–	–0–
4	(bq) Rail service assistance, state funds	SEG	C	786,600	786,600
5	(bu) Freight rail infrastructure				
6	improvements, state funds	SEG	C	–0–	–0–
7	(bv) Rail service assistance, local funds	SEG–L	C	500,000	500,000
8	(bw) Freight rail assistance loan				
9	repayments, local funds	SEG–L	C	4,000,000	4,000,000
10	(bx) Rail service assistance, federal				
11	funds	SEG–F	C	50,000	50,000
12	(cq) Harbor assistance, state funds	SEG	C	612,500	612,500
13	(cr) Rail passenger service, state funds	SEG	C	1,269,100	1,304,600
14	(cs) Harbor assistance, federal funds	SEG–F	C	–0–	–0–
15	(ct) Pass. railroad station imprvmt. &				
16	comm. rail trans. sys. grants, state				
17	fds.	SEG	B	–0–	–0–
18	(cu) Pass. railroad station imprvmt. &				
19	comm. rail trans. sys. grants, local				
20	fds.	SEG–L	C	–0–	–0–
21	(cv) Rail passenger service, local funds	SEG–L	C	–0–	–0–
22	(cw) Harbor assistance, local funds	SEG–L	C	–0–	–0–
23	(cx) Rail passenger service, federal				
24	funds	SEG–F	C	5,076,200	5,218,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(dq) Aeronautics assistance, state funds	SEG	C	12,985,400	13,242,700
2	(ds) Aviation career education, state				
3	funds	SEG	A	155,300	155,300
4	(dv) Aeronautics assistance, local funds	SEG–L	C	42,000,000	42,000,000
5	(dx) Aeronautics assistance, federal				
6	funds	SEG–F	C	74,000,000	74,000,000
7	(eq) Highway and local bridge				
8	improvement assistance, state				
9	funds	SEG	C	8,543,800	8,543,800
10	(ev) Loc. brdg. imprvmt. & trfc. marking				
11	enhncmnt. asst., loc. & transfrd.				
12	fnds.	SEG–L	C	8,780,400	8,780,400
13	(ex) Local bridge improvement				
14	assistance, federal funds	SEG–F	C	24,438,300	24,438,300
15	(fb) Local roads for job preservation,				
16	state funds	GPR	C	–0–	–0–
17	(fr) Local roads improvement program,				
18	state funds	SEG	C	16,917,400	17,255,700
19	(ft) Local roads improvement program;				
20	discretionary grants, state funds	SEG	C	7,140,000	7,282,800
21	(fv) Local transportation facility				
22	improvement assistance, local				
23	funds	SEG–L	C	38,414,400	38,895,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(fx) Local transportation facility				
2	improvement assistance, federal				
3	funds	SEG–F	C	70,391,300	70,391,300
4	(fz) Local roads for job preservation,				
5	federal funds	SEG–F	C	–0–	–0–
6	(gj) Railroad crossing protection				
7	installation and maintenance, state				
8	funds	SEG	C	–0–	–0–
9	(gq) Railroad crossing improvement and				
10	protection maintenance, state funds	SEG	A	2,250,000	2,250,000
11	(gr) Railroad crossing improvement and				
12	protection installation, state funds	SEG	C	1,700,000	1,700,000
13	(gs) Railroad crossing repair assistance,				
14	state funds	SEG	C	250,000	250,000
15	(gv) Railroad crossing improvement,				
16	local funds	SEG–L	C	–0–	–0–
17	(gx) Railroad crossing improvement,				
18	federal funds	SEG–F	C	3,299,600	3,299,600
19	(hq) Multimodal transportation studies,				
20	state funds	SEG	C	–0–	–0–
21	(hx) Multimodal transportation studies,				
22	federal funds	SEG–F	C	–0–	–0–
23	(iq) Transportation facilities economic				
24	assistance and development, state				
25	funds	SEG	C	3,625,000	3,625,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(iv) Transportation facilities economic				
2	assistance and development, local				
3	funds	SEG–L	C	3,625,000	3,625,000
4	(iw) Transportation facility				
5	improvement loans, local funds	SEG–L	C	–0–	–0–
6	(ix) Transportation facilities economic				
7	assistance & development, federal				
8	funds	SEG–F	C	–0–	–0–
9	(kv) Congestion mitigation and air				
10	quality improvement, local funds	SEG–L	C	2,253,300	2,253,300
11	(kx) Congestion mitigation and air				
12	quality improvement, federal funds	SEG–F	C	8,133,300	8,133,300
13	(mq) Astronautics assistance, state funds	SEG	C	–0–	–0–
14	(mv) Astronautics assistance, local funds	SEG–L	C	–0–	–0–
15	(mx) Astronautics assistance, federal				
16	funds	SEG–F	C	–0–	–0–
17	(nv) Transportation enhancement				
18	activities, local funds	SEG–L	C	509,500	509,500
19	(nx) Transportation enhancement				
20	activities, federal funds	SEG–F	C	1,559,100	1,559,100
21	(ny) Milwaukee lakeshore walkway,				
22	federal funds	SEG–F	B	–0–	–0–
23	(ov) Bicycle and pedestrian facilities,				
24	local funds	SEG–L	C	2,044,500	2,724,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ox) Bicycle and pedestrian facilities,				
2	federal funds	SEG–F	C	8,178,200	10,898,200
3	(ph) Transportation infrastructure				
4	loans, gifts and grants	SEG	C	–0–	–0–
5	(pq) Transportation infrastructure				
6	loans, state funds	SEG	C	5,000	5,000
7	(pu) Transportation infrastructure				
8	loans, service funds	SEG–S	C	–0–	–0–
9	(pv) Transportation infrastructure				
10	loans, local funds	SEG–L	C	–0–	–0–
11	(px) Transportation infrastructure				
12	loans, federal funds	SEG–F	C	–0–	–0–
13	(qv) Safe routes to school, local funds	SEG–L	C	460,000	323,000
14	(qx) Safe routes to school, federal funds	SEG–F	C	4,600,000	3,230,100
	<b>(2) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			–0–	–0–
	SEGREGATED FUNDS			358,553,200	361,843,300
	FEDERAL			(199,726,000)	(201,218,100)
	OTHER			(56,240,100)	(57,014,000)
	SERVICE			(–0–)	(–0–)
	LOCAL			(102,587,100)	(103,611,200)
	TOTAL–ALL SOURCES			358,553,200	361,843,300
15	(3) STATE HIGHWAY FACILITIES				
16	(bq) Major highway development, state				
17	funds	SEG	C	69,700,000	76,368,700
18	(br) Major highway development,				
19	service funds	SEG–S	C	165,738,300	167,395,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(bv) Major highway development, local				
2	funds	SEG–L	C	–0–	–0–
3	(bx) Major highway development,				
4	federal funds	SEG–F	C	78,975,000	78,975,000
5	(ck) West Canal Street reconstruction				
6	and extension, service funds	PR–S	C	–0–	–0–
7	(cq) State highway rehabilitation, state				
8	funds	SEG	C	320,131,900	343,859,900
9	(cr) Southeast Wisconsin freeway				
10	rehabilitation, state funds	SEG	C	64,256,500	87,658,400
11	(ct) Marquette interchange reconstr,				
12	owner controlled ins pgm, service				
13	funds	SEG–S	C	–0–	–0–
14	(cv) State highway rehabilitation, local				
15	funds	SEG–L	C	2,000,000	2,000,000
16	(cw) Southeast Wisconsin freeway				
17	rehabilitation, local funds	SEG–L	C	–0–	–0–
18	(cx) State highway rehabilitation,				
19	federal funds	SEG–F	C	348,454,300	345,747,300
20	(cy) Southeast Wisconsin freeway				
21	rehabilitation, federal funds	SEG–F	C	72,493,500	80,091,600
22	(eq) Highway maintenance, repair, and				
23	traffic operations, state funds	SEG	C	198,193,100	206,559,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(er) State–owned lift bridge operations				
2	and maintenance, state funds	SEG	A	2,232,400	2,232,400
3	(ev) Highway maintenance, repair, and				
4	traffic operations, local funds	SEG–L	C	496,000	496,000
5	(ex) Highway maintenance, repair, and				
6	traffic operations, federal funds	SEG–F	C	1,102,900	1,102,900
7	(iq) Administration and planning, state				
8	funds	SEG	A	17,465,600	17,697,600
9	(ir) Disadvantaged business				
10	mobilization assistance, state funds	SEG	C	–0–	–0–
11	(iv) Administration and planning, local				
12	funds	SEG–L	C	–0–	–0–
13	(ix) Administration and planning,				
14	federal funds	SEG–F	C	3,679,900	3,679,900
15	(jh) Utility facilities within highway				
16	rights–of–way, state funds	PR	C	–0–	–0–
17	(jj) Damage claims	PR	C	1,850,000	1,850,000
18	(js) Telecommunications services,				
19	service funds	SEG–S	C	–0–	–0–
<b>(3) PROGRAM TOTALS</b>					
	PROGRAM REVENUE			1,850,000	1,850,000
	OTHER			(1,850,000)	(1,850,000)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			1,344,919,400	1,413,864,700
	FEDERAL			(504,705,600)	(509,596,700)
	OTHER			(671,979,500)	(734,376,400)
	SERVICE			(165,738,300)	(167,395,600)
	LOCAL			(2,496,000)	(2,496,000)
	TOTAL–ALL SOURCES			1,346,769,400	1,415,714,700



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(4) GENERAL TRANSPORTATION OPERATIONS				
2	(aq) Departmental management and				
3	operations, state funds	SEG	A	62,199,900	62,098,500
4	(ar) Minor construction projects, state				
5	funds	SEG	C	-0-	-0-
6	(at) Capital building projects, service				
7	funds	SEG-S	C	6,000,000	6,000,000
8	(av) Departmental management and				
9	operations, local funds	SEG-L	C	369,000	369,000
10	(ax) Departmental management and				
11	operations, federal funds	SEG-F	C	12,926,200	12,926,200
12	(ch) Gifts and grants	SEG	C	-0-	-0-
13	(dq) Demand management	SEG	A	357,600	357,600
14	(eq) Data processing services, service				
15	funds	SEG-S	C	15,003,900	15,003,900
16	(er) Fleet operations, service funds	SEG-S	C	12,094,500	12,094,500
17	(es) Other department services,				
18	operations, service funds	SEG-S	C	5,200,700	5,200,700
19	(et) Equipment acquisition	SEG	A	-0-	-0-
20	(ew) Operating budget supplements,				
21	state funds	SEG	C	-0-	-0-
		<b>(4) PROGRAM TOTALS</b>			
	SEGREGATED FUNDS			114,151,800	114,050,400
	FEDERAL			(12,926,200)	(12,926,200)
	OTHER			(62,557,500)	(62,456,100)
	SERVICE			(38,299,100)	(38,299,100)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
LOCAL				(369,000)	(369,000)
TOTAL–ALL SOURCES				114,151,800	114,050,400
1	(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT				
2	(cg) Internet and telephone				
3	transactions, state funds	PR	C	–0–	–0–
4	(ch) Repaired salvage vehicle				
5	examinations, state funds	PR	C	–0–	–0–
6	(ci) Breath screening instruments,				
7	state funds	PR	C	299,200	299,200
8	(cj) Vehicle registration, special group				
9	plates, state funds	PR	C	–0–	–0–
10	(cL) Licensing fees, state funds	PR	C	–0–	–0–
11	(cq) Veh. reg., insp. & maint., driver				
12	licensing & aircraft reg., state				
13	funds	SEG	A	71,078,800	70,898,900
14	(cx) Vehicle registration and driver				
15	licensing, federal funds	SEG–F	C	200,000	200,000
16	(dg) Escort, security and traffic				
17	enforcement services, state funds	PR	C	162,100	162,100
18	(dh) Traffic academy tuition payments,				
19	state funds	PR	C	474,800	474,800
20	(di) Chemical testing training and				
21	services, state funds	PR	A	1,388,600	1,388,600
22	(dk) Public safety radio management,				
23	service funds	PR–S	C	286,100	286,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(dL) Public safety radio management,				
2	state funds	PR	C	22,000	22,000
3	(dq) Vehicle inspection, traffic				
4	enforcement and radio				
5	management, state funds	SEG	A	59,513,400	59,863,000
6	(dr) Transportation safety, state funds	SEG	A	1,512,200	1,512,200
7	(dx) Vehicle inspection and traffic				
8	enforcement, federal funds	SEG–F	C	8,526,300	8,473,200
9	(dy) Transportation safety, federal funds	SEG–F	C	3,826,200	3,826,200
10	(ek) Safe–ride grant program; state				
11	funds	PR–S	C	–0–	–0–
12	(hq) Mtr. veh. emission inspec. & maint.				
13	prog.; contractor costs & equip.				
14	grants	SEG	A	13,324,400	–0–
15	(hx) Motor vehicle emission inspection				
16	and maintenance programs, federal				
17	funds	SEG–F	C	–0–	–0–
18	(iv) Municipal and county registration				
19	fee, local funds	SEG–L	C	–0–	–0–
20	(jr) Pretrial intoxicated driver				
21	intervention grants, state funds	SEG	A	779,400	779,400
(5) PROGRAM TOTALS					
	PROGRAM REVENUE			2,632,800	2,632,800
	OTHER			(2,346,700)	(2,346,700)
	SERVICE			(286,100)	(286,100)
	SEGREGATED FUNDS			158,760,700	145,552,900
	FEDERAL			(12,552,500)	(12,499,400)
	OTHER			(146,208,200)	(133,053,500)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
LOCAL				(–0–)	(–0–)
TOTAL–ALL SOURCES				161,393,500	148,185,700
1	(6) DEBT SERVICES				
2	(af) Prin. rpmt. & int., local rds. job				
3	psrv. & maj. hwy & rehab., state				
4	funds	GPR	S	85,490,700	90,414,400
5	(aq) Principal repayment and interest,				
6	transportation facilities, state funds	SEG	S	5,434,300	6,885,600
7	(ar) Principal repayment and interest,				
8	buildings, state funds	SEG	S	8,500	8,500
9	(au) Prin pmt & int, Marq interch & I94				
10	n–s corridor reconst proj, state fds	SEG	S	16,920,800	16,920,200
(6) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				85,490,700	90,414,400
SEGREGATED FUNDS				22,363,600	23,814,300
OTHER				(22,363,600)	(23,814,300)
TOTAL–ALL SOURCES				107,854,300	114,228,700
11	(9) GENERAL PROVISIONS				
12	(gg) Credit card use charges	SEG	C	–0–	–0–
13	(qd) Freeway land disposal				
14	reimbursement clearing account	SEG	C	–0–	–0–
15	(qh) Highways, bridges and local				
16	transportation assistance clearing				
17	account	SEG	C	–0–	–0–
18	(qj) Hwys., bridges & local transp.				
19	assist. clearing acct., fed. funded				
20	pos.	SEG–F	C	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(qn) Motor vehicle financial				
2	responsibility	SEG	C	–0–	–0–
3	(th) Temporary funding of projects				
4	financed by revenue bonds	SEG	S	–0–	–0–
<b>(9) PROGRAM TOTALS</b>					
	SEGREGATED FUNDS			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–

<b>20.395 DEPARTMENT TOTALS</b>			
	GENERAL PURPOSE REVENUES	85,490,700	90,414,400
	PROGRAM REVENUE	4,482,800	4,482,800
	OTHER	(4,196,700)	(4,196,700)
	SERVICE	(286,100)	(286,100)
	SEGREGATED FUNDS	2,570,206,900	2,649,210,600
	FEDERAL	(771,110,300)	(777,440,400)
	OTHER	(1,488,891,600)	(1,558,883,800)
	SERVICE	(204,037,400)	(205,694,700)
	LOCAL	(106,167,600)	(107,191,700)
	TOTAL–ALL SOURCES	2,660,180,400	2,744,107,800

Environmental Resources  
FUNCTIONAL AREA TOTALS

	GENERAL PURPOSE REVENUES	287,057,500	301,666,800
	PROGRAM REVENUE	80,663,300	78,370,500
	FEDERAL	(26,199,500)	(26,031,000)
	OTHER	(30,834,400)	(28,651,100)
	SERVICE	(23,629,400)	(23,688,400)
	SEGREGATED FUNDS	2,932,663,800	3,015,743,500
	FEDERAL	(818,635,100)	(824,965,200)
	OTHER	(1,803,823,700)	(1,877,891,900)
	SERVICE	(204,037,400)	(205,694,700)
	LOCAL	(106,167,600)	(107,191,700)
	TOTAL–ALL SOURCES	3,300,384,600	3,395,780,800

## Human Relations and Resources

5 **20.410 Corrections, department of**

6 (1) ADULT CORRECTIONAL SERVICES

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(a) General program operations	GPR	A	663,044,400	666,080,000
2	(aa) Institutional repair and				
3	maintenance	GPR	A	4,201,300	4,201,300
4	(ab) Corrections contracts and				
5	agreements	GPR	A	24,829,500	17,832,300
6	(b) Services for community corrections	GPR	A	127,684,700	130,630,500
7	(bm) Pharmacological treatment for				
8	certain child sex offenders	GPR	A	110,000	110,000
9	(bn) Reimbursing counties for probation,				
10	extended supervision and parole				
11	holds	GPR	A	4,935,100	4,935,100
12	(c) Reimbursemnt claims of counties				
13	containing state prisons	GPR	S	185,700	185,700
14	(cw) Mother–young child care program	GPR	A	200,000	200,000
15	(d) Purchased services for offenders	GPR	A	28,700,200	30,995,200
16	(e) Principal repayment and interest	GPR	S	74,592,500	73,637,000
17	(ec) Prison industries principal, interest				
18	and rebates	GPR	S	–0–	–0–
19	(f) Energy costs	GPR	A	28,425,600	29,532,700
20	(g) Loan fund for persons on probation,				
21	extended supervision or parole	PR	A	–0–	–0–
22	(gb) Drug testing	PR	C	–0–	–0–
23	(gc) Sex offender honesty testing	PR	C	122,000	122,000
24	(gd) Sex offender management	PR	A	813,000	1,076,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gf) Probation, parole and extended				
2	supervision	PR	A	11,845,800	11,845,800
3	(gi) General operations	PR	A	4,076,500	4,076,600
4	(gk) Global positioning system tracking				
5	devices	PR	C	4,200	26,000
6	(gr) Home detention services	PR	A	615,500	616,000
7	(gt) Telephone company commissions	PR	A	1,116,300	1,116,300
8	(h) Administration of restitution	PR	A	928,100	821,900
9	(i) Gifts and grants	PR	C	33,400	33,400
10	(jz) Operations and maintenance	PR	C	360,000	382,500
11	(kc) Correctional institution enterprises;				
12	inmate activities and employment	PR–S	C	3,158,700	3,158,700
13	(kf) Correctional farms	PR–S	A	4,282,700	4,284,300
14	(kh) Victim services and programs	PR–S	A	272,700	272,700
15	(kk) Institutional operations and				
16	charges	PR–S	A	17,642,900	17,944,300
17	(km) Prison industries	PR–S	A	18,412,900	18,279,000
18	(ko) Prison industries principal				
19	repayment, interest and rebates	PR–S	S	117,600	386,500
20	(kp) Correctional officer training	PR–S	A	2,689,200	2,689,200
21	(kx) Interagency and intra–agency				
22	programs	PR–S	C	2,460,900	2,516,900
23	(ky) Interagency and intra–agency aids	PR–S	C	1,442,100	1,442,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(m) Federal project operations	PR–F	C	2,473,100	2,473,100
2	(n) Federal program operations	PR–F	C	86,800	86,800
3	(qm) Computer recycling	SEG	A	295,800	294,400
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			956,909,000	958,339,800
	PROGRAM REVENUE			72,954,400	73,650,600
	FEDERAL			(2,559,900)	(2,559,900)
	OTHER			(19,914,800)	(20,117,000)
	SERVICE			(50,479,700)	(50,973,700)
	SEGREGATED FUNDS			295,800	294,400
	OTHER			(295,800)	(294,400)
	TOTAL–ALL SOURCES			1,030,159,200	1,032,284,800
4	(2) PAROLE COMMISSION				
5	(a) General program operations	GPR	A	1,142,900	1,143,000
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,142,900	1,143,000
	TOTAL–ALL SOURCES			1,142,900	1,143,000
6	(3) JUVENILE CORRECTIONAL SERVICES				
7	(a) General program operations	GPR	A	1,051,900	1,052,100
8	(ba) Mendota juvenile treatment center	GPR	A	1,379,300	1,379,300
9	(c) Reimbursement claims of counties				
10	containing juvenile corr facilities	GPR	A	200,000	200,000
11	(cd) Community youth and family aids	GPR	A	96,341,000	98,341,000
12	(cg) Serious juvenile offenders	GPR	B	15,837,300	16,829,800
13	(e) Principal repayment and interest	GPR	S	4,877,500	4,900,400
14	(f) Community intervention program	GPR	A	3,750,000	3,750,000
15	(hm) Juvenile correctional services	PR	A	54,599,500	55,087,400
16	(ho) Juvenile residential aftercare	PR	A	5,088,300	5,395,300



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(hr) Juvenile corrective sanctions				
2	program	PR	A	4,794,400	4,783,700
3	(i) Gifts and grants	PR	C	7,700	7,700
4	(j) State–owned housing maintenance	PR	A	35,000	35,000
5	(jr) Institutional operations and				
6	charges	PR	A	217,400	217,400
7	(ko) Interagency programs; community				
8	youth and family aids	PR–S	C	2,449,200	2,449,200
9	(kx) Interagency and intra–agency				
10	programs	PR–S	C	1,702,200	1,702,200
11	(ky) Interagency and intra–agency aids	PR–S	C	–0–	–0–
12	(n) Federal program operations	PR–F	C	30,000	30,000
	<b>(3) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			123,437,000	126,452,600
	PROGRAM REVENUE			68,923,700	69,707,900
	FEDERAL			(30,000)	(30,000)
	OTHER			(64,742,300)	(65,526,500)
	SERVICE			(4,151,400)	(4,151,400)
	TOTAL–ALL SOURCES			192,360,700	196,160,500
	<b>20.410 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			1,081,488,900	1,085,935,400
	PROGRAM REVENUE			141,878,100	143,358,500
	FEDERAL			(2,589,900)	(2,589,900)
	OTHER			(84,657,100)	(85,643,500)
	SERVICE			(54,631,100)	(55,125,100)
	SEGREGATED FUNDS			295,800	294,400
	OTHER			(295,800)	(294,400)
	TOTAL–ALL SOURCES			1,223,662,800	1,229,588,300
13	<b>20.425 Employment relations commission</b>				
14	(1) LABOR RELATIONS				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(a) General program operations	GPR	A	2,587,600	2,587,600
2	(i) Fees, collective bargaining training,				
3	publications, and appeals	PR	A	558,100	598,000
<b>20.425 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			2,587,600	2,587,600
	PROGRAM REVENUE			558,100	598,000
	OTHER			(558,100)	(598,000)
	TOTAL–ALL SOURCES			3,145,700	3,185,600
4	<b>20.432 Board on aging and long-term care</b>				
5	(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
6	(a) General program operations	GPR	A	1,034,700	1,071,900
7	(i) Gifts and grants	PR	C	–0–	–0–
8	(k) Contracts with other state agencies	PR–S	C	916,500	928,300
9	(kb) Insurance and other information,				
10	counseling and assistance	PR–S	A	425,900	434,900
11	(m) Federal aid	PR–F	C	–0–	–0–
<b>20.432 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,034,700	1,071,900
	PROGRAM REVENUE			1,342,400	1,363,200
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,342,400)	(1,363,200)
	TOTAL–ALL SOURCES			2,377,100	2,435,100
12	<b>20.433 Child abuse and neglect prevention board</b>				
13	(1) PREVENTION OF CHILD ABUSE AND NEGLECT				
14	(b) Grants to organizations	GPR	C	990,400	1,129,700
15	(g) General program operations	PR	A	442,400	442,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(h) Grants to organizations; program				
2	revenues	PR	C	1,480,000	1,480,000
3	(i) Gifts and grants	PR	C	–0–	–0–
4	(k) Interagency programs	PR–S	C	26,900	–0–
5	(m) Federal project operations	PR–F	C	167,400	167,400
6	(ma) Federal project aids	PR–F	C	450,000	450,000
7	(q) Children’s trust fund; gifts and				
8	grants	SEG	C	23,100	23,100
	<b>20.433 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			990,400	1,129,700
	PROGRAM REVENUE			2,566,700	2,539,800
	FEDERAL			(617,400)	(617,400)
	OTHER			(1,922,400)	(1,922,400)
	SERVICE			(26,900)	(–0–)
	SEGREGATED FUNDS			23,100	23,100
	OTHER			(23,100)	(23,100)
	TOTAL–ALL SOURCES			3,580,200	3,692,600
9	<b>20.434 Board for people with developmental disabilities</b>				
10	(1) DEVELOPMENTAL DISABILITIES				
11	(a) General program operations	GPR	A	15,000	15,000
12	(mc) Federal project operations	PR–F	A	724,600	724,600
13	(md) Federal project aids	PR–F	A	543,600	543,600
	<b>20.434 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			15,000	15,000
	PROGRAM REVENUE			1,268,200	1,268,200
	FEDERAL			(1,268,200)	(1,268,200)
	TOTAL–ALL SOURCES			1,283,200	1,283,200
14	<b>20.435 Health and family services, department of</b>				
15	(1) PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; STATE OPERATIONS				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(a) General program operations	GPR	A	5,700,200	5,650,200
2	(ac) Child abuse and neglect prevention				
3	technical assistance	GPR	A	–0–	–0–
4	(c) Public health emergency				
5	quarantine costs	GPR	S	–0–	–0–
6	(gm) Licensing, review and certifying				
7	activities fees; supplies and services	PR	A	9,412,400	9,412,500
8	(gr) Supplemental food program for				
9	women, infants and children				
10	adminstration	PR	C	110,000	–0–
11	(hg) General program operations: health				
12	care information	PR	A	1,174,800	862,100
13	(hi) Compilations and special reports;				
14	health care information	PR	C	50,000	50,000
15	(i) Gifts and grants	PR	C	404,000	300,700
16	(jb) Congenital disorders; operations	PR	A	86,200	86,200
17	(kx) Interagency and intra–agency				
18	programs	PR–S	C	2,917,700	3,177,700
19	(m) Federal project operations	PR–F	C	20,080,000	20,010,900
20	(mc) Block grant operations	PR–F	C	5,864,700	5,743,600
21	(n) Federal program operations	PR–F	C	5,681,300	247,500
22	(q) Groundwater and air quality				
23	standards	SEG	A	306,000	306,000
<b>(1) PROGRAM TOTALS</b>					
GENERAL PURPOSE REVENUES				5,700,200	5,650,200

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
	PROGRAM REVENUE			45,781,100	39,891,200
	FEDERAL			(31,626,000)	(26,002,000)
	OTHER			(11,237,400)	(10,711,500)
	SERVICE			(2,917,700)	(3,177,700)
	SEGREGATED FUNDS			306,000	306,000
	OTHER			(306,000)	(306,000)
	TOTAL–ALL SOURCES			51,787,300	45,847,400
1	(2) DISABILITY AND ELDER SERVICES; INSTITUTIONS				
2	(a) General program operations	GPR	A	63,193,100	63,421,100
3	(aa) Institutional repair and				
4	maintenance	GPR	A	659,300	659,300
5	(bj) Competency examinations and				
6	conditional and supervised release				
7	services	GPR	B	8,528,300	9,313,300
8	(bm) Secure mental health units or				
9	facilities	GPR	A	75,273,300	79,574,500
10	(ee) Principal repayment and interest	GPR	S	13,756,000	13,592,200
11	(ef) Lease rental payments	GPR	S	–0–	–0–
12	(f) Energy costs	GPR	A	3,879,400	4,077,700
13	(g) Alternative services of institutes				
14	and centers	PR	C	11,837,800	11,853,000
15	(gk) Institutional operations and				
16	charges	PR	A	165,296,500	166,482,800
17	(gL) Extended intensive treatment				
18	surcharge	PR	C	–0–	–0–
19	(gs) Sex offender honesty testing	PR	C	–0–	–0–
20	(i) Gifts and grants	PR	C	388,600	388,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kx) Interagency and intra–agency				
2	programs	PR–S	C	7,149,900	7,241,700
3	(ky) Interagency and intra–agency aids	PR–S	C	–0–	–0–
4	(kz) Interagency and intra–agency local				
5	assistance	PR–S	C	–0–	–0–
6	(m) Federal project operations	PR–F	C	–0–	–0–
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			165,289,400	170,638,100
	PROGRAM REVENUE			184,672,800	185,966,100
	FEDERAL			(–0–)	(–0–)
	OTHER			(177,522,900)	(178,724,400)
	SERVICE			(7,149,900)	(7,241,700)
	TOTAL–ALL SOURCES			349,962,200	356,604,200
7	(3) CHILDREN AND FAMILY SERVICES				
8	(a) General program operations	GPR	A	5,727,400	–0–
9	(bc) Grants for children’s community				
10	programs	GPR	A	797,200	–0–
11	(bm) Services for children and families	GPR	S	–0–	–0–
12	(cd) Domestic abuse grants	GPR	A	7,290,300	–0–
13	(cf) Foster, trtmt foster &				
14	family–operated group home parent				
15	ins & liability	GPR	A	60,000	–0–
16	(cw) Milwaukee child welfare services;				
17	general program operations	GPR	A	12,418,700	–0–
18	(cx) Milwaukee child welfare services;				
19	aids	GPR	A	36,862,400	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(da) Child welfare program				
2	enhancement plan; aids	GPR	A	1,117,200	–0–
3	(dd) State foster care and adoption				
4	services	GPR	A	48,059,700	–0–
5	(dg) State adoption information				
6	exchange and state adoption center	GPR	A	171,300	–0–
7	(eg) Brighter futures initiative and				
8	tribal adolescent services	GPR	A	1,959,500	–0–
9	(f) Second–chance homes	GPR	A	–0–	–0–
10	(fr) Skills enhancement grants	GPR	A	–0–	–0–
11	(gx) Milwaukee child welfare services;				
12	collections	PR	C	7,720,700	–0–
13	(hh) Domestic abuse surcharge grants	PR	C	641,500	–0–
14	(i) Gifts and grants	PR	C	–0–	–0–
15	(j) Statewide automated child welfare				
16	information system receipts	PR	C	850,800	–0–
17	(jb) Fees for administrative services	PR	C	78,800	–0–
18	(jj) Searches for birth parents and				
19	adoption record information;				
20	foreign adopt	PR	A	90,300	–0–
21	(jm) Licensing activities	PR	A	958,400	–0–
22	(kc) Interagency and intra–agency aids;				
23	kinship care and long–term kinship				
24	care	PR–S	A	21,878,300	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kd) Kinship care and long-term kinship				
2	care assessments	PR-S	A	1,464,000	-0-
3	(km) Federal block grant transfer; aids	PR-S	A	-0-	-0-
4	(kw) Interagency and intra-agency aids;				
5	Milwaukee child welfare services	PR-S	A	21,991,100	-0-
6	(kx) Interagency and intra-agency				
7	programs	PR-S	C	15,706,000	-0-
8	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
9	(kz) Interagency and intra-agency local				
10	assistance	PR-S	C	500,000	-0-
11	(m) Federal project operations	PR-F	C	782,400	-0-
12	(ma) Federal project aids	PR-F	C	3,780,700	-0-
13	(mb) Federal project local assistance	PR-F	C	-0-	-0-
14	(mc) Federal block grant operations	PR-F	C	2,371,500	-0-
15	(md) Federal block grant aids	PR-F	C	8,911,200	-0-
16	(me) Federal block grant local assistance	PR-F	C	-0-	-0-
17	(mw) Federal aid; Milwaukee child				
18	welfare services general program				
19	operations	PR-F	C	5,453,000	-0-
20	(mx) Federal aid; Milwaukee child				
21	welfare services aids	PR-F	C	13,537,600	-0-
22	(n) Federal program operations	PR-F	C	6,686,800	-0-
23	(na) Federal program aids	PR-F	C	3,202,200	-0-



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(nL) Federal program local assistance	PR-F	C	10,796,800	-0-
2	(pd) Federal aid; state foster care and				
3	adoption services	PR-F	C	43,906,100	-0-
4	(pm) Federal aid; adoption incentive				
5	payments	PR-F	C	-0-	-0-
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			114,463,700	-0-
	PROGRAM REVENUE			171,308,200	-0-
	FEDERAL			(99,428,300)	(-0-)
	OTHER			(10,340,500)	(-0-)
	SERVICE			(61,539,400)	(-0-)
	TOTAL-ALL SOURCES			285,771,900	-0-
6	(4) HEALTH SERVICES PLANNING, REG & DELIVERY; HLTH CARE FIN; OTHER SUPPORT PGMS				
7	(a) General program operations	GPR	A	10,415,700	10,426,000
8	(b) Medical assistance program				
9	benefits	GPR	B	1,682,533,200	1,674,731,900
10	(bm) MA food stamp program admin;				
11	contracts costs; ins reports & res				
12	ctrs	GPR	B	37,224,500	35,467,100
13	(bn) Income maintenance	GPR	B	37,206,300	37,356,300
14	(bt) Relief block grants to counties	GPR	A	400,000	400,000
15	(bv) Prescription drug assistance for				
16	elderly; aids	GPR	B	54,229,100	61,826,600
17	(d) Facility appeals mechanism	GPR	A	546,800	546,800
18	(e) Disease aids	GPR	B	4,641,600	5,080,000
19	(g) Family care benefit; cost sharing	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gm) Health services regulation	PR	A	21,200	21,200
2	(gp) Medical assistance; hospital				
3	assessments	PR	C	1,500,000	1,500,000
4	(h) General or medical assistance				
5	medical program;				
6	intergovernmental transfer	PR	A	6,799,400	6,799,400
7	(i) Gifts and grants; health care				
8	financing	PR	C	115,800	115,800
9	(iL) Medical assistance provider				
10	assessments	PR	C	–0–	–0–
11	(im) Medical assistance; correct				
12	payment recovery; collections; other				
13	recoveries	PR	C	17,321,200	17,341,000
14	(in) Community options program;				
15	family care; recovery of costs				
16	administration	PR	A	102,600	102,600
17	(j) Prescription drug assistance for				
18	elderly; manufacturer rebates	PR	C	67,303,500	81,413,200
19	(jb) Prescription drug assistance for				
20	elderly; enrollment fees	PR	C	3,408,400	3,467,600
21	(je) Disease aids; drug manufacturer				
22	rebates	PR	C	224,400	252,200
23	(jw) BadgerCare plus administrative				
24	costs	PR	B	476,100	2,186,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(jz) Medical Assistance and Badger				
2	Care cost sharing, employer penalty				
3	assessments, and premium				
4	subsidies	PR	C	11,924,600	27,785,500
5	(kb) Relief block grants to tribal				
6	governing bodies	PR–S	A	800,000	800,000
7	(kt) Medical assistance outreach and				
8	reimbursements for tribes	PR–S	B	1,070,000	1,070,000
9	(kx) Interagency and intra–agency				
10	programs	PR–S	C	2,681,900	2,681,900
11	(ky) Interagency and intra–agency aids	PR–S	C	995,600	995,600
12	(kz) Interagency and intra–agency local				
13	assistance	PR–S	C	386,100	386,100
14	(L) Fraud and error reduction	PR	C	801,300	801,300
15	(m) Federal project operations	PR–F	C	645,600	645,600
16	(ma) Federal project aids	PR–F	C	800,000	800,000
17	(md) Federal block grant aids	PR–F	C	–0–	–0–
18	(n) Federal program operations	PR–F	C	44,143,000	43,952,600
19	(na) Federal program aids	PR–F	C	9,244,100	9,244,100
20	(nn) Federal aid; income maintenance	PR–F	C	57,005,300	57,155,300
21	(o) Federal aid; medical assistance	PR–F	C	2,851,453,800	3,072,405,800
22	(pa) Federal aid; medical assistance and				
23	food stamps contracts				
24	administration	PR–F	C	66,865,500	67,674,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(pg) Federal aid; prescription drug				
2	assistance for elderly	PR-F	C	48,101,000	53,732,100
3	(pv) Food stamps; electronic benefits				
4	transfer	PR-F	C	–0–	–0–
5	(w) Medical assistance trust fund	SEG	B	237,948,300	284,138,200
6	(wm) Medical assistance trust fund;				
7	nursing homes	SEG	S	–0–	–0–
8	(wp) Medical assistance trust fund;				
9	county reimbursement	SEG	S	–0–	–0–
10	(x) Badger care health care program;				
11	medical assistance trust fund	SEG	C	–0–	–0–
12	(y) Utility public benefits fund; income				
13	maintenance	SEG	A	–0–	–0–
	<b>(4) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			1,827,197,200	1,825,834,700
	PROGRAM REVENUE			3,194,190,400	3,453,329,100
	FEDERAL			(3,078,258,300)	(3,305,609,500)
	OTHER			(109,998,500)	(141,786,000)
	SERVICE			(5,933,600)	(5,933,600)
	SEGREGATED FUNDS			237,948,300	284,138,200
	OTHER			(237,948,300)	(284,138,200)
	TOTAL–ALL SOURCES			5,259,335,900	5,563,302,000
14	(5) PUBLIC HEALTH SERVICES PLANNING, REGULATION & DELIVERY; AIDS & LOCAL ASSIST				
15	(ab) Child abuse and neglect prevention				
16	and universal home visitation				
17	grants	GPR	A	995,700	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(am) Services, reimbursement and				
2	payment related to human				
3	immunodeficiency virus	GPR	A	5,108,800	5,530,400
4	(cb) Well woman program	GPR	A	2,250,700	2,250,700
5	(cc) Cancer control and prevention	GPR	A	394,600	394,600
6	(ce) Primary health for homeless				
7	individuals	GPR	C	125,000	125,000
8	(ch) Emergency medical services; aids	GPR	A	2,200,000	2,200,000
9	(cm) Immunization	GPR	S	–0–	–0–
10	(de) Dental services	GPR	A	3,136,600	3,136,600
11	(dg) Clinic aids	GPR	B	100,000	75,000
12	(dm) Rural health dental clinics	GPR	A	1,005,100	1,005,100
13	(dn) Food distribution costs	GPR	A	320,000	–0–
14	(ds) Statewide poison control program	GPR	A	425,000	425,000
15	(e) Public health dispensaries and				
16	drugs	GPR	B	425,500	450,300
17	(ed) Radon aids	GPR	A	30,000	30,000
18	(ef) Lead poisoning or lead exposure				
19	services	GPR	A	1,004,100	1,004,100
20	(eg) Pregnancy counseling	GPR	A	77,600	77,600
21	(em) Supplemental food program for				
22	women, infants and children				
23	benefits	GPR	C	179,300	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(eu) Reducing fetal and infant mortality				
2	and morbidity	GPR	B	250,000	250,000
3	(ev) Pregnancy outreach and infant				
4	health	GPR	A	211,200	211,200
5	(f) Family planning	GPR	A	1,955,200	1,955,200
6	(fh) Community health services	GPR	A	3,100,000	6,100,000
7	(fi) Payments to the Wisconsin				
8	Women's Health Foundation	PR	C	–0–	–0–
9	(fm) Tobacco use control grants	GPR	C	15,000,000	15,000,000
10	(i) Gifts and grants; aids	PR	C	4,554,500	3,443,400
11	(ja) Congenital disorders; diagnosis,				
12	special dietary treatment and				
13	counseling	PR	A	2,194,300	2,294,300
14	(kb) Minority health	PR–S	A	150,000	150,000
15	(ke) American Indian health projects	PR–S	A	120,000	120,000
16	(ky) Interagency and intra–agency aids	PR–S	C	192,700	252,700
17	(ma) Federal project aids	PR–F	C	45,753,300	44,994,500
18	(md) Block grant aids	PR–F	C	8,159,000	8,159,000
19	(na) Federal program aids	PR–F	C	64,152,300	–0–
<b>(5) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			38,294,400	40,220,800
	PROGRAM REVENUE			125,276,100	59,413,900
	FEDERAL			(118,064,600)	(53,153,500)
	OTHER			(6,748,800)	(5,737,700)
	SERVICE			(462,700)	(522,700)
	TOTAL–ALL SOURCES			163,570,500	99,634,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(6) DISABILITY AND ELDER SERVICES; STATE OPERATIONS NON-INSTITUTION				
2	(a) General program operations;				
3	physical disabilities	GPR	A	15,785,500	15,893,400
4	(dm) Nursing home monitoring and				
5	receivership supplement	GPR	S	–0–	–0–
6	(e) Principal repayment and interest	GPR	S	68,400	66,500
7	(ee) Admin. exp. for state suppl to				
8	federal supplemental security				
9	income program	GPR	A	611,800	611,800
10	(g) Nursing facility resident protection	PR	C	151,000	151,000
11	(ga) Community–based residential				
12	facility monitoring and receivership				
13	ops	PR	C	–0–	–0–
14	(gb) Alcohol and drug abuse initiatives	PR	C	846,700	846,500
15	(gc) Disabled children’s long–term				
16	support waivers; state operations	PR	A	–0–	–0–
17	(hs) Interpreter services for hearing				
18	impaired	PR	A	40,100	40,100
19	(hx) Services related to drivers, receipts	PR	A	–0–	–0–
20	(i) Gifts and grants	PR	C	294,100	207,100
21	(jb) Fees for administrative services	PR	C	202,300	202,300
22	(jm) Licensing and support services	PR	A	4,566,000	4,485,800
23	(k) Nursing home monitoring and				
24	receivership operations	PR–S	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kx) Interagency and intra–agency				
2	programs	PR–S	C	1,545,300	1,517,100
3	(m) Federal project operations	PR–F	C	5,423,500	5,378,500
4	(mc) Federal block grant operations	PR–F	C	3,581,500	3,581,500
5	(n) Federal program operations	PR–F	C	24,270,300	24,424,300
	<b>(6) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			16,465,700	16,571,700
	PROGRAM REVENUE			40,920,800	40,834,200
	FEDERAL			(33,275,300)	(33,384,300)
	OTHER			(6,100,200)	(5,932,800)
	SERVICE			(1,545,300)	(1,517,100)
	TOTAL–ALL SOURCES			57,386,500	57,405,900
6	(7) DISABILITY AND ELDER SERVICES; AIDS AND LOCAL ASSISTANCE				
7	(b) Community aids and medical				
8	assistance payments	GPR	A	173,483,400	163,621,400
9	(bc) Grants for community programs	GPR	A	6,561,900	6,561,900
10	(bd) Long–term care programs	GPR	A	94,321,200	94,321,200
11	(be) Mental health treatment services	GPR	A	10,583,800	10,583,800
12	(bg) Alzheimer’s disease; training and				
13	information grants	GPR	A	132,700	132,700
14	(bL) Community support programs and				
15	psychosocial services	GPR	A	1,186,900	1,186,900
16	(bm) Purchased services for clients	GPR	A	94,800	94,800
17	(br) Respite care	GPR	A	225,000	225,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(bt) Early intervention services for				
2	infants and toddlers with				
3	disabilities	GPR	C	6,878,700	6,878,700
4	(c) Independent living centers	GPR	A	983,500	983,500
5	(cg) Guardianship grant program	GPR	A	100,000	100,000
6	(co) Integrated service programs for				
7	children with severe disabilities	GPR	A	133,300	133,300
8	(d) Interpreter services and				
9	telecommunication aid for the				
10	hearing impaired	GPR	A	180,000	180,000
11	(da) Reimbursements to local units of				
12	government	GPR	S	400,000	400,000
13	(dh) Programs for senior citizens; elder				
14	abuse services; benefit specialist				
15	pgm	GPR	A	11,909,800	11,909,800
16	(ed) State supplement to federal				
17	supplemental security income				
18	program	GPR	S	133,684,900	135,887,200
19	(g) Long-term care; county				
20	contributions	PR	C	10,415,200	29,480,100
21	(gg) Collection remittances to local units				
22	of government	PR	C	5,000	5,000
23	(h) Disabled children's long-term				
24	support waivers	PR	C	-0-	-0-
25	(hy) Services for drivers, local assistance	PR	C	1,000,000	1,000,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(i) Gifts and grants; local assistance	PR	C	–0–	–0–
2	(im) Community options program;				
3	family care benefit; recovery of				
4	costs	PR	C	375,000	375,000
5	(kb) Severely emotionally disturbed				
6	children	PR–S	C	731,800	731,800
7	(kc) Independent living center grants	PR–S	A	600,000	600,000
8	(kg) Compulsive gambling awareness				
9	campaigns	PR–S	A	400,000	400,000
10	(kL) Indian aids	PR–S	A	271,600	271,600
11	(km) Indian drug abuse prevention and				
12	education	PR–S	A	500,000	500,000
13	(kn) Elderly nutrition; home–delivered				
14	and congregate meals	PR–S	A	500,000	500,000
15	(ky) Interagency and intra–agency aids	PR–S	C	29,868,000	29,868,000
16	(kz) Interagency and intra–agency local				
17	assistance	PR–S	C	100,000	100,000
18	(ma) Federal project aids	PR–F	C	3,270,300	770,300
19	(mb) Federal project local assistance	PR–F	C	–0–	–0–
20	(md) Federal block grant aids	PR–F	C	8,709,300	8,709,200
21	(me) Federal block grant local assistance	PR–F	C	7,451,400	7,451,400
22	(na) Federal program aids	PR–F	C	27,875,700	27,875,700
23	(nL) Federal program local assistance	PR–F	C	6,684,400	6,762,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(o) Federal aid; community aids	PR–F	C	84,732,700	45,955,300
	(7) P R O G R A M T O T A L S				
	GENERAL PURPOSE REVENUES			440,859,900	433,200,200
	PROGRAM REVENUE			183,490,400	161,355,700
	FEDERAL			(138,723,800)	(97,524,200)
	OTHER			(11,795,200)	(30,860,100)
	SERVICE			(32,971,400)	(32,971,400)
	TOTAL–ALL SOURCES			624,350,300	594,555,900
2	(8) GENERAL ADMINISTRATION				
3	(a) General program operations	GPR	A	13,254,600	12,905,300
4	(i) Gifts and grants	PR	C	500	500
5	(k) Administrative and support				
6	services	PR–S	A	34,293,600	34,946,500
7	(kx) Interagency and intra–agency				
8	programs	PR–S	C	140,600	140,600
9	(ky) Interagency and intra–agency aids	PR–S	C	–0–	–0–
10	(kz) Interagency and intra–agency local				
11	assistance	PR–S	C	–0–	–0–
12	(ma) Federal project aids	PR–F	C	–0–	–0–
13	(mb) Income augmentation services				
14	receipts	PR–F	C	8,346,600	6,402,200
15	(mc) Federal block grant operations	PR–F	C	1,221,600	1,221,600
16	(mm) Reimbursements from federal				
17	government	PR–F	C	–0–	–0–
18	(n) Federal program operations	PR–F	C	2,399,200	2,362,200
19	(pz) Indirect cost reimbursements	PR–F	C	3,513,000	3,469,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			13,254,600	12,905,300
PROGRAM REVENUE			49,915,100	48,543,300
FEDERAL			(15,480,400)	(13,455,700)
OTHER			(500)	(500)
SERVICE			(34,434,200)	(35,087,100)
TOTAL–ALL SOURCES			63,169,700	61,448,600
20.435 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,621,525,100	2,505,021,000
PROGRAM REVENUE			3,995,554,900	3,989,333,500
FEDERAL			(3,514,856,700)	(3,529,129,200)
OTHER			(333,744,000)	(373,753,000)
SERVICE			(146,954,200)	(86,451,300)
SEGREGATED FUNDS			238,254,300	284,444,200
OTHER			(238,254,300)	(284,444,200)
TOTAL–ALL SOURCES			6,855,334,300	6,778,798,700

1	<b>20.437 Children and families, department of</b>				
2	(1) CHILDREN AND FAMILY SERVICES				
3	(a) General program operations	GPR	A	–0–	5,758,100
4	(b) Children and family aids payments	GPR	A	–0–	28,959,400
5	(bc) Grants for children's community				
6	programs	GPR	A	–0–	797,200
7	(bm) Services for children and families	GPR	S	–0–	–0–
8	(cd) Domestic abuse grants	GPR	A	–0–	7,150,800
9	(cf) Foster, trtmt foster &				
10	family–operated group home parent				
11	ins & liability	GPR	A	–0–	60,000
12	(cw) Milwaukee child welfare services;				
13	general program operations	GPR	A	–0–	12,418,700
14	(cx) Milwaukee child welfare services;				
15	aids	GPR	A	–0–	42,248,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(da) Child welfare program				
2	enhancement plan; aids	GPR	A	–0–	1,117,200
3	(dd) State foster care and adoption				
4	services	GPR	A	–0–	50,408,800
5	(dg) State adoption information				
6	exchange and state adoption center	GPR	A	–0–	171,300
7	(eg) Brighter futures initiative and				
8	tribal adolescent services	GPR	A	–0–	1,959,500
9	(f) Second–chance homes	GPR	A	–0–	–0–
10	(gg) Collection remittances to local units				
11	of government	PR	C	–0–	–0–
12	(gx) Milwaukee child welfare services;				
13	collections	PR	C	–0–	2,589,700
14	(hh) Domestic abuse surcharge grants	PR	C	–0–	781,000
15	(i) Gifts and grants	PR	C	–0–	–0–
16	(j) Statewide automated child welfare				
17	information system receipts	PR	C	–0–	783,400
18	(jb) Fees for administrative services	PR	C	–0–	78,800
19	(jj) Searches for birth parents and				
20	adoption record information;				
21	foreign adopt	PR	A	–0–	90,300
22	(kc) Interagency and intra–agency aids;				
23	kinship care and long–term kinship				
24	care	PR–S	A	–0–	21,878,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kd) Kinship care and long-term kinship				
2	care assessments	PR-S	A	-0-	1,464,000
3	(kw) Interagency and intra-agency aids;				
4	Milwaukee child welfare services	PR-S	A	-0-	21,991,100
5	(kx) Interagency and intra-agency				
6	programs	PR-S	C	-0-	17,841,200
7	(ky) Interagency and intra-agency aids	PR-S	C	-0-	7,328,200
8	(kz) Interagency and intra-agency local				
9	assistance	PR-S	C	-0-	500,000
10	(m) Federal project operations	PR-F	C	-0-	782,000
11	(ma) Federal project aids	PR-F	C	-0-	3,780,700
12	(mb) Federal project local assistance	PR-F	C	-0-	-0-
13	(mc) Federal block grant operations	PR-F	C	-0-	360,600
14	(md) Federal block grant aids	PR-F	C	-0-	1,583,000
15	(me) Federal block grant local assistance	PR-F	C	-0-	-0-
16	(mw) Federal aid; Milwaukee child				
17	welfare services general program				
18	operations	PR-F	C	-0-	5,453,000
19	(mx) Federal aid; Milwaukee child				
20	welfare services aids	PR-F	C	-0-	13,700,900
21	(n) Federal program operations	PR-F	C	-0-	6,632,000
22	(na) Federal program aids	PR-F	C	-0-	2,985,900
23	(nL) Federal program local assistance	PR-F	C	-0-	10,796,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(o) Federal aid; children and family				
2	aids	PR-F	C	-0-	38,905,400
3	(pd) Federal aid; state foster care and				
4	adoption services	PR-F	C	-0-	46,866,400
5	(pm) Federal aid; adoption incentive				
6	payments	PR-F	C	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			-0-	151,049,900
	PROGRAM REVENUE			-0-	207,172,700
	FEDERAL			(-0-)	(131,846,700)
	OTHER			(-0-)	(4,323,200)
	SERVICE			(-0-)	(71,002,800)
	TOTAL-ALL SOURCES			-0-	358,222,600
7	(2) ECONOMIC SUPPORT				
8	(a) General program operations	GPR	A	-0-	5,122,300
9	(ab) Child abuse and neglect prevention				
10	grants	GPR	A	-0-	995,700
11	(ac) Child abuse and neglect prevention				
12	technical assistance	GPR	A	-0-	-0-
13	(b) Child support local assistance	GPR	C	-0-	-0-
14	(cm) Wisconsin works child care	GPR	A	-0-	28,849,400
15	(dn) Food distribution costs	GPR	A	-0-	320,000
16	(dz) Temporary assistance for needy				
17	families; maintenance of effort	GPR	A	-0-	121,021,700
18	(em) Supplemental food program for				
19	women, infants and children				
20	benefits	GPR	C	-0-	179,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(g) Wisconsin Works; fraud				
2	investigation recoveries	PR	C	–0–	–0–
3	(gr) Supplemental food program for				
4	women, infants and children				
5	administration	PR	C	–0–	129,600
6	(i) Gifts and grants	PR	C	–0–	2,500
7	(ja) Child support state operations –				
8	fees and reimbursements	PR	C	–0–	14,469,900
9	(jb) Fees for administrative services	PR	C	–0–	733,300
10	(jL) Job access loan repayments	PR	C	–0–	616,400
11	(jm) Licensing activities	PR	A	–0–	958,400
12	(k) Child support transfers	PR–S	C	–0–	17,373,300
13	(kp) Delinquent support, maintenance				
14	and fee payments	PR–S	C	–0–	–0–
15	(kx) Interagency and intra–agency				
16	programs	PR–S	C	–0–	24,915,300
17	(L) Public assistance overpayment				
18	recovery, fraud and error reduction	PR	C	–0–	210,400
19	(m) Federal project operations	PR–F	C	–0–	–0–
20	(ma) Federal project activities	PR–F	C	–0–	1,277,700
21	(mc) Federal block grant operations	PR–F	A	–0–	18,743,100
22	(md) Federal block grant aids	PR–F	A	–0–	365,197,900
23	(me) Child care and temporary				
24	assistance overpayment recovery	PR–F	C	–0–	2,194,900



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(mm) Reimbursement from federal				
2	government	PR-F	C	-0-	-0-
3	(n) Child support operations; federal				
4	funds	PR-F	C	-0-	14,056,000
5	(na) Federal program aids	PR-F	C	-0-	64,152,300
6	(nL) Child support local assistance	PR-F	C	-0-	49,905,200
7	(nn) Federal program operations	PR-F	C	-0-	5,502,900
8	(pv) Electronic benefits transfer	PR-F	C	-0-	-0-
9	(pz) Income augmentation services				
10	receipts	PR-F	C	-0-	-0-
11	(q) Centralized support receipt and				
12	disbursement; interest	SEG	S	-0-	195,400
13	(qm) Child support state ops and reimb				
14	for claims and exp; unclaimed				
15	pymnts	SEG	S	-0-	469,200
16	(r) Support receipt and disbursement				
17	program; payments	SEG	C	-0-	-0-
18	(s) Economic support – public benefits	SEG	A	-0-	9,232,000
	<b>(2) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			-0-	156,488,400
	PROGRAM REVENUE			-0-	580,439,100
	FEDERAL			(-0-)	(521,030,000)
	OTHER			(-0-)	(17,120,500)
	SERVICE			(-0-)	(42,288,600)
	SEGREGATED FUNDS			-0-	9,896,600
	OTHER			(-0-)	(9,896,600)
	TOTAL-ALL SOURCES			-0-	746,824,100
19	(3) GENERAL ADMINISTRATION				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(a) General program operations	GPR	A	–0–	349,300
2	(fr) Skills enhancement grants	GPR	A	–0–	–0–
3	(i) Gifts and grants	PR	C	–0–	–0–
4	(jb) Fees for administrative services	PR	C	–0–	–0–
5	(k) Administrative and support				
6	services	PR–S	A	–0–	132,200
7	(kx) Interagency and intra–agency				
8	programs	PR–S	C	–0–	–0–
9	(ky) Interagency and intra–agency aids	PR–S	C	–0–	–0–
10	(kz) Interagency and intra–agency local				
11	assistance	PR–S	C	–0–	–0–
12	(m) Federal project operations	PR–F	C	–0–	–0–
13	(ma) Federal project aids	PR–F	C	–0–	–0–
14	(mb) Federal project local assistance	PR–F	C	–0–	–0–
15	(mc) Federal block grant operations	PR–F	C	–0–	–0–
16	(md) Federal block grant aids	PR–F	C	–0–	–0–
17	(me) Federal block grant local assistance	PR–F	C	–0–	–0–
18	(mm) Reimbursements from federal				
19	government	PR–F	C	–0–	–0–
20	(mp) Income augmentation services				
21	receipts	PR–F	C	–0–	–0–
22	(n) Federal program operations	PR–F	C	–0–	37,000
23	(na) Federal program aids	PR–F	C	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(nL) Federal program local assistance	PR–F	C	–0–	–0–
2	(pz) Indirect cost reimbursements	PR–F	C	–0–	–0–
(3) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			–0–	349,300
	PROGRAM REVENUE			–0–	169,200
	FEDERAL			(–0–)	(37,000)
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(132,200)
	TOTAL–ALL SOURCES			–0–	518,500
20.437 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			–0–	307,887,600
	PROGRAM REVENUE			–0–	787,781,000
	FEDERAL			(–0–)	(652,913,700)
	OTHER			(–0–)	(21,443,700)
	SERVICE			(–0–)	(113,423,600)
	SEGREGATED FUNDS			–0–	9,896,600
	OTHER			(–0–)	(9,896,600)
	TOTAL–ALL SOURCES			–0–	1,105,565,200
3	<b>20.440 Health and educational facilities authority</b>				
4	(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
5	(a) General program operations	GPR	C	–0–	–0–
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–
6	(2) RURAL HOSPITAL LOAN GUARANTEE				
7	(a) Rural assistance loan fund	GPR	C	–0–	–0–
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–
20.440 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	<b>20.445 Workforce development, department of</b>				
2	(1) WORKFORCE DEVELOPMENT				
3	(a) General program operations	GPR	A	6,731,800	6,761,000
4	(aa) Special death benefit	GPR	S	479,100	479,100
5	(bc) Assistance for dislocated workers	GPR	A	–0–	–0–
6	(cm) Wisconsin service corps member				
7	education vouchers	GPR	C	–0–	–0–
8	(cr) State supplement to employment				
9	opportunity demonstration projects	GPR	A	–0–	237,500
10	(e) Local youth apprenticeship grants	GPR	A	1,425,000	2,200,000
11	(em) Youth apprenticeship training				
12	grants	GPR	A	–0–	–0–
13	(f) Death and disability benefit				
14	payments; public insurrections	GPR	S	–0–	–0–
15	(fg) Employment transit aids, state				
16	funds	GPR	A	550,100	550,100
17	(fm) Youth summer jobs programs	GPR	A	500,000	500,000
18	(fr) Racine County workforce				
19	development grant	GPR	A	25,000	–0–
20	(g) Gifts and grants	PR	C	–0–	–0–
21	(ga) Auxiliary services	PR	C	449,800	449,800
22	(gb) Local agreements	PR	C	2,111,000	2,111,000
23	(gc) Unemployment administration	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gd) Unemployment interest and				
2	penalty payments	PR	C	2,028,400	2,028,400
3	(gg) Unemployment information				
4	technology systems; interest and				
5	penalties	PR	C	–0–	–0–
6	(gh) Unemployment tax and accounting				
7	system; assessments	PR	C	2,243,100	2,243,100
8	(jm) Dislocated worker program grants	PR	C	–0–	–0–
9	(ka) Interagency and intra–agency				
10	agreements	PR–S	C	3,445,800	7,515,300
11	(kc) Administrative services	PR–S	A	48,422,500	48,290,300
12	(m) Workforce investment and				
13	assistance; federal moneys	PR–F	C	84,554,700	84,478,200
14	(n) Employment assistance and				
15	unemployment ins. administration;				
16	federal moneys	PR–F	C	56,094,800	56,094,800
17	(na) Employment security buildings and				
18	equipment	PR–F	C	–0–	–0–
19	(nb) Unemployment administration;				
20	information technology systems	PR–F	C	–0–	–0–
21	(nc) Unemployment insurance				
22	administration; special federal				
23	moneys	PR–F	C	3,263,800	3,263,800
24	(nd) Unemployment administration;				
25	apprenticeship	PR–F	C	1,707,600	1,743,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ne) Unemployment administration;				
2	bank service costs	PR–F	C	1,020,000	1,020,000
3	(o) Equal rights; federal moneys	PR–F	C	996,400	996,400
4	(om) Refugee assistance; federal funds	PR–F	C	–0–	6,035,300
5	(p) Worker’s compensation; federal				
6	moneys	PR–F	C	–0–	–0–
7	(pz) Indirect cost reimbursements	PR–F	C	280,100	234,000
8	(ra) Worker’s compensation operations				
9	fund; administration	SEG	A	11,619,000	11,627,700
10	(rb) Worker’s compensation operations				
11	fund; contracts	SEG	C	100,000	100,000
12	(rp) Worker’s compensation operations				
13	fund; uninsured employers				
14	program; admin	SEG	A	979,300	979,300
15	(s) Self–insured employers liability				
16	fund	SEG	C	–0–	–0–
17	(sm) Uninsured employers fund;				
18	payments	SEG	S	3,600,000	3,600,000
19	(t) Work injury supplemental benefit				
20	fund	SEG	C	4,500,000	4,500,000

**(1) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	9,711,000	10,727,700
PROGRAM REVENUE	206,618,000	216,504,100
FEDERAL	(147,917,400)	(153,866,200)
OTHER	(6,832,300)	(6,832,300)
SERVICE	(51,868,300)	(55,805,600)
SEGREGATED FUNDS	20,798,300	20,807,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
	OTHER			(20,798,300)	(20,807,000)
	TOTAL–ALL SOURCES			237,127,300	248,038,800
1	(2) REVIEW COMMISSION				
2	(a) General program operations, review				
3	commission	GPR	A	202,900	202,900
4	(ha) Worker’s compensation operations	PR	A	730,500	730,500
5	(m) Federal moneys	PR–F	C	213,700	213,700
6	(n) Unemployment administration;				
7	federal moneys	PR–F	C	2,105,300	2,105,300
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			202,900	202,900
	PROGRAM REVENUE			3,049,500	3,049,500
	FEDERAL			(2,319,000)	(2,319,000)
	OTHER			(730,500)	(730,500)
	TOTAL–ALL SOURCES			3,252,400	3,252,400
8	(3) ECONOMIC SUPPORT				
9	(a) General program operations	GPR	A	5,222,300	–0–
10	(b) Child support local assistance	GPR	C	–0–	–0–
11	(cm) Wisconsin works child care	GPR	A	28,849,400	–0–
12	(cr) State supplement to employment				
13	opportunity demonstration projects	GPR	A	237,500	–0–
14	(dz) Temporary assistance for needy				
15	families; maintenance of effort	GPR	A	121,021,700	–0–
16	(e) Grant to Racine YWCA	GPR	A	25,000	–0–
17	(g) Wisconsin Works; fraud				
18	investigation recoveries	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(i) Gifts and grants	PR	C	20,500	–0–
2	(ja) Child support state operations—fees				
3	and reimbursements	PR	C	11,698,300	–0–
4	(jb) Fees for administrative services	PR	C	733,300	–0–
5	(jL) Job access loan repayments	PR	C	616,400	–0–
6	(k) Child support transfers	PR–S	C	18,209,200	–0–
7	(kp) Delinquent support, maintenance,				
8	and fee payments	PR–S	C	–0–	–0–
9	(kx) Interagency and intra–agency				
10	programs	PR–S	C	28,863,700	–0–
11	(L) Public assistance overpayment				
12	recovery and fraud and error				
13	reduction	PR	C	187,500	–0–
14	(ma) Federal project activities	PR–F	C	518,900	–0–
15	(mc) Federal block grant operations	PR–F	A	19,146,500	–0–
16	(md) Federal block grant aids	PR–F	A	364,794,500	–0–
17	(me) Child care and temporary				
18	assistance overpayment recovery	PR–F	C	2,194,900	–0–
19	(mm) Reimbursements from federal				
20	government	PR–F	C	–0–	–0–
21	(n) Child support state operations;				
22	federal funds	PR–F	C	14,550,700	–0–
23	(na) Refugee assistance; federal funds	PR–F	C	6,088,100	–0–



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(nL) Child support local assistance;				
2	federal funds	PR-F	C	50,904,500	-0-
3	(pv) Electronic benefits transfer	PR-F	C	-0-	-0-
4	(pz) Income augmentation services				
5	receipts	PR-F	C	-0-	-0-
6	(q) Centralized support receipt and				
7	disbursement; interest	SEG	S	393,400	-0-
8	(qm) Child support state ops and reimb				
9	for claims and expenses; unclaimed				
10	pymts	SEG	S	946,800	-0-
11	(r) Support receipt and disbursement				
12	program; payments	SEG	C	-0-	-0-
13	(s) Economic support – public benefits	SEG	A	9,232,000	-0-
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			155,355,900	-0-
	PROGRAM REVENUE			518,527,000	-0-
	FEDERAL			(458,198,100)	(-0-)
	OTHER			(13,256,000)	(-0-)
	SERVICE			(47,072,900)	(-0-)
	SEGREGATED FUNDS			10,572,200	-0-
	OTHER			(10,572,200)	(-0-)
	TOTAL-ALL SOURCES			684,455,100	-0-
14	(5) VOCATIONAL REHABILITATION SERVICES				
15	(a) General program operations;				
16	purchased services for clients	GPR	C	14,582,900	15,060,100
17	(gg) Contractual services	PR	C	-0-	-0-
18	(gp) Contractual services aids	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(h) Enterprises and services for blind				
2	and visually impaired	PR	C	213,000	213,000
3	(he) Supervised business enterprise	PR	C	120,000	120,000
4	(i) Gifts and grants	PR	C	–0–	–0–
5	(kg) Vocational rehabilitation services				
6	for tribes	PR–S	A	350,000	350,000
7	(kx) Interagency and intra–agency				
8	programs	PR–S	C	–0–	–0–
9	(ky) Interagency and intra–agency aids	PR–S	C	287,000	287,000
10	(kz) Interagency and intra–agency local				
11	assistance	PR–S	C	–0–	–0–
12	(m) Federal project operations	PR–F	C	104,000	104,000
13	(ma) Federal project aids	PR–F	C	–0–	–0–
14	(n) Federal program aids and				
15	operations	PR–F	C	58,888,900	60,652,000
16	(nL) Federal program local assistance	PR–F	C	–0–	–0–

**(5) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	14,582,900	15,060,100
PROGRAM REVENUE	59,962,900	61,726,000
FEDERAL	(58,992,900)	(60,756,000)
OTHER	(333,000)	(333,000)
SERVICE	(637,000)	(637,000)
TOTAL–ALL SOURCES	74,545,800	76,786,100

**20.445 DEPARTMENT TOTALS**

GENERAL PURPOSE REVENUES	179,852,700	25,990,700
PROGRAM REVENUE	788,157,400	281,279,600
FEDERAL	(667,427,400)	(216,941,200)
OTHER	(21,151,800)	(7,895,800)
SERVICE	(99,578,200)	(56,442,600)
SEGREGATED FUNDS	31,370,500	20,807,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
	OTHER			(31,370,500)	(20,807,000)
	TOTAL–ALL SOURCES			999,380,600	328,077,300
1	<b>20.455 Justice, department of</b>				
2	(1) LEGAL SERVICES				
3	(a) General program operations	GPR	A	13,502,500	13,524,600
4	(b) Special counsel	GPR	S	805,700	805,700
5	(d) Legal expenses	GPR	B	825,100	825,100
6	(gh) Investigation and prosecution	PR	C	–0–	–0–
7	(gs) Delinquent obligation collection	PR	A	–0–	–0–
8	(hm) Restitution	PR	C	–0–	–0–
9	(k) Environment litigation project	PR–S	C	555,400	555,400
10	(km) Interagency and intra–agency				
11	assistance	PR–S	A	1,053,600	1,053,600
12	(m) Federal aid	PR–F	C	1,025,000	1,061,600
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			15,133,300	15,155,400
	PROGRAM REVENUE			2,634,000	2,670,600
	FEDERAL			(1,025,000)	(1,061,600)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,609,000)	(1,609,000)
	TOTAL–ALL SOURCES			17,767,300	17,826,000
13	(2) LAW ENFORCEMENT SERVICES				
14	(a) General program operations	GPR	A	16,444,700	16,510,300
15	(am) Officer training reimbursement	GPR	S	134,000	134,000
16	(b) Investigations and operations	GPR	A	–0–	–0–
17	(c) Crime laboratory equipment	GPR	B	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cm) Computers for transaction				
2	information for management of				
3	enforcement system	GPR	A	–0–	–0–
4	(dg) Weed and seed and law				
5	enforcement technology	GPR	A	–0–	–0–
6	(dq) Law enforcement community				
7	policing grants	GPR	B	250,000	250,000
8	(g) Gaming law enforcement; racing				
9	revenues	PR	A	148,600	148,600
10	(gc) Gaming law enforcement; Indian				
11	gaming	PR	A	131,600	131,600
12	(gj) General operations; child				
13	pornography surcharge	PR	C	–0–	–0–
14	(gm) Criminal history searches;				
15	fingerprint identification	PR	C	5,156,700	4,593,200
16	(gr) Handgun purchaser record check	PR	C	456,400	456,400
17	(h) Terminal charges	PR	A	2,697,300	2,699,100
18	(i) Penalty surcharge, receipts	PR	A	–0–	–0–
19	(j) Law enforcement training fund,				
20	local assistance	PR	A	5,159,400	5,159,400
21	(ja) Law enforcement training fund,				
22	state operations	PR	A	3,702,600	3,702,600
23	(jb) Crime laboratory equipment and				
24	supplies	PR	A	364,100	364,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(k) Interagency and intra–agency				
2	assistance	PR–S	C	238,500	238,500
3	(kc) Transaction information				
4	management of enforcement system	PR–S	A	982,000	982,000
5	(kd) Drug law enforcement, crime				
6	laboratories, and genetic evidence				
7	activities	PR–S	A	8,244,000	8,244,000
8	(ke) Drug enforcement intelligence				
9	operations	PR–S	A	1,679,500	1,680,300
10	(kg) Interagency and intra–agency				
11	assistance; fingerprint				
12	identification	PR–S	A	–0–	–0–
13	(km) Lottery background investigations	PR–S	A	–0–	–0–
14	(kp) Drug crimes enforcement; local				
15	grants	PR–S	A	848,600	848,600
16	(kq) County law enforcement services	PR–S	A	550,000	550,000
17	(kt) County–tribal programs, local				
18	assistance	PR–S	A	708,400	708,400
19	(ku) County–tribal programs, state				
20	operations	PR–S	A	91,500	91,500
21	(kw) Tribal law enforcement assistance	PR–S	A	780,000	780,000
22	(Lm) Crime laboratories;				
23	deoxyribonucleic acid analysis	PR	C	726,300	726,300
24	(m) Federal aid, state operations	PR–F	C	2,098,700	2,098,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(n) Federal aid, local assistance	PR-F	C	–0–	–0–
2	(r) Gaming law enforcement; lottery				
3	revenues	SEG	A	348,000	348,000
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			16,828,700	16,894,300
	PROGRAM REVENUE			34,764,200	34,203,300
	FEDERAL			(2,098,700)	(2,098,700)
	OTHER			(18,543,000)	(17,981,300)
	SERVICE			(14,122,500)	(14,123,300)
	SEGREGATED FUNDS			348,000	348,000
	OTHER			(348,000)	(348,000)
	TOTAL–ALL SOURCES			51,940,900	51,445,600
4	(3) ADMINISTRATIVE SERVICES				
5	(a) General program operations	GPR	A	4,905,900	4,905,900
6	(g) Gifts, grants and proceeds	PR	C	–0–	–0–
7	(k) Interagency and intra–agency				
8	assistance	PR-S	A	–0–	–0–
9	(m) Federal aid, state operations	PR-F	C	–0–	–0–
10	(pz) Indirect cost reimbursements	PR-F	C	216,100	216,100
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			4,905,900	4,905,900
	PROGRAM REVENUE			216,100	216,100
	FEDERAL			(216,100)	(216,100)
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			5,122,000	5,122,000
11	(5) VICTIMS AND WITNESSES				
12	(a) General program operations	GPR	A	1,117,700	1,117,700
13	(b) Awards for victims of crimes	GPR	A	1,258,000	1,258,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(c) Reimbursement for victim and				
2	witness services	GPR	A	1,422,200	1,422,200
3	(d) Reimbursement for forensic				
4	examinations	GPR	S	50,000	50,000
5	(g) Crime victim and witness				
6	assistance surcharge, general				
7	services	PR	A	3,182,000	3,438,100
8	(gc) Crime victim and witness				
9	surcharge, sexual assault victim				
10	services	PR	C	2,000,000	2,000,000
11	(h) Crime victim compensation services	PR	A	51,200	51,200
12	(hh) Crime victim restitution	PR	C	300,000	300,000
13	(i) Victim compensation, inmate				
14	payments	PR	C	10,900	10,900
15	(k) Interagency and intra–agency				
16	assistance; reimbursement to				
17	counties	PR–S	A	505,300	505,300
18	(kj) Victim payments, victim surcharge	PR–S	A	488,800	488,800
19	(kk) Reimbursement to counties for				
20	providing victim and witness				
21	services	PR–S	C	–0–	–0–
22	(kp) Reimbursement to counties for				
23	victim–witness services	PR–S	A	885,300	885,300
24	(m) Federal aid; victim compensation	PR–F	C	643,900	823,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ma) Federal aid, state operations				
2	relating to crime victim services	PR–F	C	95,600	95,600
3	(mh) Federal aid; victim assistance	PR–F	C	4,102,800	4,102,800
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,847,900	3,847,900
	PROGRAM REVENUE			12,265,800	12,701,900
	FEDERAL			(4,842,300)	(5,022,300)
	OTHER			(5,544,100)	(5,800,200)
	SERVICE			(1,879,400)	(1,879,400)
	TOTAL–ALL SOURCES			16,113,700	16,549,800
	20.455 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			40,715,800	40,803,500
	PROGRAM REVENUE			49,880,100	49,791,900
	FEDERAL			(8,182,100)	(8,398,700)
	OTHER			(24,087,100)	(23,781,500)
	SERVICE			(17,610,900)	(17,611,700)
	SEGREGATED FUNDS			348,000	348,000
	OTHER			(348,000)	(348,000)
	TOTAL–ALL SOURCES			90,943,900	90,943,400
4	<b>20.465 Military affairs, department of</b>				
5	(1) NATIONAL GUARD OPERATIONS				
6	(a) General program operations	GPR	A	5,438,600	5,438,600
7	(b) Repair and maintenance	GPR	A	815,100	815,100
8	(c) Public emergencies	GPR	S	48,500	48,500
9	(d) Principal repayment and interest	GPR	S	4,173,400	4,265,700
10	(e) State service flags	GPR	A	400	400
11	(f) Energy costs	GPR	A	2,834,300	2,967,300
12	(g) Military property	PR	A	582,000	582,000
13	(h) Intergovernmental services	PR	A	281,600	281,600
14	(i) Distance learning centers	PR	C	–0–	–0–



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(k) Armory store operations	PR–S	A	244,200	244,200
2	(km) Agency services	PR–S	A	68,300	68,300
3	(Li) Gifts and grants	PR	C	–0–	–0–
4	(m) Federal aid	PR–F	C	27,309,700	27,309,700
5	(pz) Indirect cost reimbursements	PR–F	C	517,400	517,400
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			13,310,300	13,535,600
	PROGRAM REVENUE			29,003,200	29,003,200
	FEDERAL			(27,827,100)	(27,827,100)
	OTHER			(863,600)	(863,600)
	SERVICE			(312,500)	(312,500)
	TOTAL–ALL SOURCES			42,313,500	42,538,800
6	(2) GUARD MEMBERS' BENEFITS				
7	(a) Tuition grants	GPR	S	3,508,800	3,719,300
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			3,508,800	3,719,300
	TOTAL–ALL SOURCES			3,508,800	3,719,300
8	(3) EMERGENCY MANAGEMENT SERVICES				
9	(a) General program operations	GPR	A	821,900	821,900
10	(b) Major disaster assistance	GPR	A	–0–	–0–
11	(dd) Regional emergency response				
12	teams	GPR	A	1,400,000	1,400,000
13	(dp) Emergency response equipment	GPR	A	468,000	468,000
14	(dr) Emergency response supplement	GPR	C	–0–	–0–
15	(dt) Emergency response training	GPR	B	64,900	64,900
16	(e) Disaster recovery aid; public health				
17	emergency quarantine costs	GPR	S	1,347,000	1,347,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(f) Civil air patrol aids	GPR	A	19,000	19,000
2	(g) Program services	PR	A	1,201,400	1,201,400
3	(h) Interstate emergency assistance	PR	A	–0–	–0–
4	(i) Emergency planning and reporting;				
5	administration	PR	A	918,400	918,400
6	(j) Division of emergency				
7	management; gifts and grants	PR	C	–0–	–0–
8	(jm) Division of emergency				
9	management; emergency planning				
10	grants	PR	C	834,700	834,700
11	(jt) Regional emergency response				
12	reimbursement	PR	C	–0–	–0–
13	(m) Federal aid, state operations	PR–F	C	3,620,600	3,620,600
14	(n) Federal aid, local assistance	PR–F	C	12,800,000	12,800,000
15	(o) Federal aid, individuals and				
16	organizations	PR–F	C	1,926,400	1,926,400
17	(r) Division of emergency				
18	management; petroleum inspection				
19	fund	SEG	A	466,800	466,800
20	(s) Major disaster assistance;				
21	petroleum inspection fund	SEG	C	–0–	–0–
22	(t) Emergency response training –				
23	environmental fund	SEG	B	7,700	7,700
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			4,120,800	4,120,800
	PROGRAM REVENUE			21,301,500	21,301,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
	FEDERAL			(18,347,000)	(18,347,000)
	OTHER			(2,954,500)	(2,954,500)
	SEGREGATED FUNDS			474,500	474,500
	OTHER			(474,500)	(474,500)
	TOTAL–ALL SOURCES			25,896,800	25,896,800
1	(4) NATIONAL GUARD YOUTH PROGRAMS				
2	(b) Badger challenge program	GPR	A	–0–	–0–
3	(g) Program fees	PR	C	–0–	–0–
4	(h) Gifts and grants	PR	C	–0–	–0–
5	(k) Interagency assistance; Badger				
6	Challenge program	PR–S	C	–0–	–0–
7	(ka) Youth challenge program; public				
8	instruction funds	PR–S	C	1,554,600	1,554,600
9	(m) Federal aid	PR–F	C	2,350,500	2,350,500
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			3,905,100	3,905,100
	FEDERAL			(2,350,500)	(2,350,500)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,554,600)	(1,554,600)
	TOTAL–ALL SOURCES			3,905,100	3,905,100
	20.465 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			20,939,900	21,375,700
	PROGRAM REVENUE			54,209,800	54,209,800
	FEDERAL			(48,524,600)	(48,524,600)
	OTHER			(3,818,100)	(3,818,100)
	SERVICE			(1,867,100)	(1,867,100)
	SEGREGATED FUNDS			474,500	474,500
	OTHER			(474,500)	(474,500)
	TOTAL–ALL SOURCES			75,624,200	76,060,000
10	<b>20.475 District attorneys</b>				
11	(1) DISTRICT ATTORNEYS				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(d) Salaries and fringe benefits	GPR	A	42,729,400	42,859,700
2	(h) Gifts and grants	PR	C	2,897,200	2,870,500
3	(i) Other employees	PR	A	302,000	311,100
4	(k) Interagency and intra–agency				
5	assistance	PR–S	C	–0–	–0–
6	(km) Deoxyribonucleic acid evidence				
7	activities	PR–S	A	135,500	135,500
8	(m) Federal aid	PR–F	C	–0–	–0–
<b>20.475 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			42,729,400	42,859,700
	PROGRAM REVENUE			3,334,700	3,317,100
	FEDERAL			(–0–)	(–0–)
	OTHER			(3,199,200)	(3,181,600)
	SERVICE			(135,500)	(135,500)
	TOTAL–ALL SOURCES			46,064,100	46,176,800
9	<b>20.485 Veterans affairs, department of</b>				
10	(1) VETERANS HOMES				
11	(a) Aids to indigent veterans	GPR	A	104,300	208,700
12	(b) General fund supplement to				
13	institutional operations	GPR	B	–0–	–0–
14	(d) Cemetery maintenance and				
15	beautification	GPR	A	24,900	24,900
16	(e) Lease rental payments	GPR	S	–0–	–0–
17	(f) Principal repayment and interest	GPR	S	1,547,500	1,536,400
18	(g) Home exchange	PR	A	475,500	475,500
19	(gd) Veterans home cemetery operations	PR	C	12,000	12,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gk) Institutional operations	PR	A	76,234,200	77,145,900
2	(go) Self-amortizing facilities; principal				
3	repayment and interest	PR	S	1,578,800	2,522,600
4	(h) Gifts and bequests	PR	C	214,700	214,700
5	(hm) Gifts and grants	PR	C	–0–	–0–
6	(i) State-owned housing maintenance	PR	A	65,700	65,700
7	(j) Geriatric program receipts	PR	C	192,600	192,600
8	(m) Federal aid; care at veterans homes	PR–F	C	–0–	–0–
9	(mj) Federal aid; geriatric unit	PR–F	C	–0–	–0–
10	(mn) Federal projects	PR–F	C	25,000	25,000
11	(q) Assistance to indigent residents	SEG	A	208,700	208,700
12	(t) Veterans homes member accounts	SEG	C	–0–	–0–
13	(u) Rentals; improvements; equipment;				
14	land acquisition	SEG	A	–0–	–0–
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,676,700	1,770,000
	PROGRAM REVENUE			78,798,500	80,654,000
	FEDERAL			(25,000)	(25,000)
	OTHER			(78,773,500)	(80,629,000)
	SEGREGATED FUNDS			208,700	208,700
	OTHER			(208,700)	(208,700)
	TOTAL–ALL SOURCES			80,683,900	82,632,700
15	(2) LOANS AND AIDS TO VETERANS				
16	(ac) Veterans assistance	GPR	A	75,000	50,000
17	(b) Housing vouchers for homeless				
18	veterans	GPR	A	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(c) Operation of Wisconsin veterans				
2	museum	GPR	A	443,000	450,000
3	(d) Veterans memorials at the				
4	Highground	GPR	C	–0–	–0–
5	(db) General fund supplement to				
6	veterans trust fund	GPR	A	–0–	–0–
7	(dm) Military funeral honors	GPR	B	204,000	204,000
8	(e) Korean War memorial grant	GPR	A	165,000	–0–
9	(eg) Victorious charge monument grant	GPR	A	–0–	–0–
10	(f) Mission welcome home	GPR	A	17,000	17,000
11	(g) Consumer reporting agency fees	PR	C	–0–	–0–
12	(kg) American Indian services				
13	coordinator	PR–S	A	75,800	75,800
14	(km) American Indian grants	PR–S	A	56,000	56,000
15	(kt) Operation of Wisconsin veterans				
16	museum; Indian gaming receipts	PR–S	A	–0–	–0–
17	(m) Federal payments; veterans				
18	assistance	PR–F	C	517,600	517,600
19	(mn) Federal projects; museum				
20	acquisitions and operations	PR–F	C	–0–	–0–
21	(rm) Veterans assistance program	SEG	B	723,900	273,900
22	(rp) Veterans assistance program				
23	receipts	SEG	A	80,000	80,000
24	(s) Transportation payment	SEG	A	200,000	200,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(tf) Veterans tuition reimbursement				
2	program	SEG	B	1,798,100	2,041,600
3	(tj) Retraining assistance program	SEG	A	210,000	210,000
4	(tm) Facilities	SEG	C	300,000	–0–
5	(u) Administration of loans and aids to				
6	veterans	SEG	A	5,404,300	5,368,300
7	(v) Wisconsin veterans museum sales				
8	receipts	SEG	C	133,400	133,400
9	(vm) Assistance to needy veterans	SEG	A	918,000	918,000
10	(vo) Veterans of World War I	SEG	A	2,500	2,500
11	(vp) Assistance to needy veterans	SEG	C	–0–	–0–
12	(vw) Payments to veterans organizations				
13	for claims service	SEG	A	177,500	177,500
14	(vx) County grants	SEG	A	315,900	302,600
15	(w) Home for needy veterans	SEG	C	10,000	10,000
16	(wd) Operation of Wisconsin Veterans				
17	Museum	SEG	A	1,550,700	1,550,700
18	(x) Federal per diem payments	SEG–F	A	1,081,100	1,081,100
19	(yg) Acquisition of 1981 revenue bond				
20	mortgages	SEG	S	–0–	–0–
21	(yn) Veterans trust fund loans and				
22	expenses	SEG	B	10,150,000	10,150,000
23	(yo) Debt payment	SEG	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(z) Gifts	SEG	C	–0–	–0–
2	(zm) Museum gifts and bequests	SEG	C	–0–	–0–
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			904,000	721,000
	PROGRAM REVENUE			649,400	649,400
	FEDERAL			(517,600)	(517,600)
	OTHER			(–0–)	(–0–)
	SERVICE			(131,800)	(131,800)
	SEGREGATED FUNDS			23,055,400	22,499,600
	FEDERAL			(1,081,100)	(1,081,100)
	OTHER			(21,974,300)	(21,418,500)
	TOTAL–ALL SOURCES			24,608,800	23,870,000
3	(3) SELF-AMORTIZING MORTGAGE LOANS FOR VETERANS				
4	(b) Self insurance	GPR	S	–0–	–0–
5	(e) General program deficiency	GPR	S	–0–	–0–
6	(q) Foreclosure loss payments	SEG	C	801,000	801,000
7	(r) Funded reserves	SEG	C	50,000	50,000
8	(rm) Other reserves	SEG	C	–0–	–0–
9	(s) General program operations	SEG	A	3,509,100	3,455,100
10	(sm) County grants	SEG	A	469,000	450,900
11	(t) Debt service	SEG	C	33,378,900	32,059,200
12	(v) Revenue obligation repayment	SEG	C	–0–	–0–
13	(w) Revenue obligation funding	SEG	C	–0–	–0–
14	(wd) Loan–servicing administration	SEG	A	–0–	–0–
15	(wg) Escrow payments, recoveries, and				
16	refunds	SEG	C	–0–	–0–
17	(wp) Loan–servicing rights	SEG	B	–0–	–0–



STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				–0–	–0–
SEGREGATED FUNDS				38,208,000	36,816,200
OTHER				(38,208,000)	(36,816,200)
TOTAL–ALL SOURCES				38,208,000	36,816,200
1	(4) VETERANS MEMORIAL CEMETERIES				
2	(ad) Cemetery administration and				
3	maintenance	GPR	A	–0–	–0–
4	(g) Cemetery operations	PR	A	88,900	88,900
5	(h) Gifts, grants and bequests	PR	C	–0–	–0–
6	(m) Federal aid; cemetery operations				
7	and burials	PR–F	C	310,200	310,200
8	(q) Cemetery administration and				
9	maintenance	SEG	A	644,000	644,000
10	(qm) Repayment of principal and				
11	interest	SEG	S	99,100	98,600
12	(r) Cemetery energy costs	SEG	A	50,700	55,800
(4) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				–0–	–0–
PROGRAM REVENUE				399,100	399,100
FEDERAL				(310,200)	(310,200)
OTHER				(88,900)	(88,900)
SEGREGATED FUNDS				793,800	798,400
OTHER				(793,800)	(798,400)
TOTAL–ALL SOURCES				1,192,900	1,197,500
20.485 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES				2,580,700	2,491,000
PROGRAM REVENUE				79,847,000	81,702,500
FEDERAL				(852,800)	(852,800)
OTHER				(78,862,400)	(80,717,900)
SERVICE				(131,800)	(131,800)
SEGREGATED FUNDS				62,265,900	60,322,900
FEDERAL				(1,081,100)	(1,081,100)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09	
OTHER				(61,184,800)	(59,241,800)	
TOTAL–ALL SOURCES				144,693,600	144,516,400	
<b>1</b>	<b>20.490 Wisconsin housing and economic development authority</b>					
<b>2</b>	(1) FACILITATION OF CONSTRUCTION					
<b>3</b>	(a) Capital reserve fund deficiency	GPR	C	–0–	–0–	
		(1) PROGRAM TOTALS				
		GENERAL PURPOSE REVENUES			–0–	–0–
		TOTAL–ALL SOURCES			–0–	–0–
<b>4</b>	(2) HOUSING REHABILITATION LOAN PROGRAM					
<b>5</b>	(a) General program operations	GPR	C	–0–	–0–	
<b>6</b>	(q) Loan loss reserve fund	SEG	C	–0–	–0–	
		(2) PROGRAM TOTALS				
		GENERAL PURPOSE REVENUES			–0–	–0–
		SEGREGATED FUNDS			–0–	–0–
		OTHER			(–0–)	(–0–)
		TOTAL–ALL SOURCES			–0–	–0–
<b>7</b>	(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE					
<b>8</b>	(g) Disadvantaged business					
<b>9</b>	mobilization loan guarantee	PR	C	–0–	–0–	
		(4) PROGRAM TOTALS				
		PROGRAM REVENUE			–0–	–0–
		OTHER			(–0–)	(–0–)
		TOTAL–ALL SOURCES			–0–	–0–
<b>10</b>	(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES					
<b>11</b>	(a) Wisconsin development reserve					
<b>12</b>	fund	GPR	C	–0–	–0–	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(q) Recycling fund transfer to				
2	Wisconsin development reserve				
3	fund	SEG	C	-0-	-0-
4	(r) Agrichemical management fund				
5	transfer to Wisconsin development				
6	reserve fund	SEG	C	-0-	-0-
7	(s) Petroleum inspection fund transfer				
8	to Wisconsin development reserve				
9	fund	SEG	A	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
10	(6) WISCONSIN JOB TRAINING LOAN GUARANTEES				
11	(a) Wisconsin job training reserve fund	GPR	S	-0-	-0-
12	(k) Department of commerce				
13	appropriations transfer to				
14	Wisconsin job training	PR-S	C	-0-	-0-
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.490 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	<b>20.495 University of Wisconsin hospitals and clinics board</b>				
2	(1) CONTRACTUAL SERVICES				
3	(g) General program operations	PR	C	143,850,500	143,850,500
	<b>20.495 DEPARTMENT TOTALS</b>				
	PROGRAM REVENUE			143,850,500	143,850,500
	OTHER			(143,850,500)	(143,850,500)
	TOTAL–ALL SOURCES			143,850,500	143,850,500
	Human Relations and Resources FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			3,994,460,200	4,037,168,800
	PROGRAM REVENUE			5,262,447,900	5,540,393,600
	FEDERAL			(4,244,319,100)	(4,461,235,700)
	OTHER			(695,850,700)	(746,606,000)
	SERVICE			(322,278,100)	(332,551,900)
	SEGREGATED FUNDS			333,032,100	376,610,700
	FEDERAL			(1,081,100)	(1,081,100)
	OTHER			(331,951,000)	(375,529,600)
	SERVICE			(–0–)	(–0–)
	LOCAL			(–0–)	(–0–)
	TOTAL–ALL SOURCES			9,589,940,200	9,954,173,100
	<b>General Executive Functions</b>				
4	<b>20.505 Administration, department of</b>				
5	(1) SUPERVISION AND MANAGEMENT				
6	(a) General program operations	GPR	A	7,125,200	7,125,200
7	(b) Midwest interstate low–level				
8	radioactive waste compact; loan				
9	from gen. fund	GPR	C	–0–	–0–
10	(br) Appropriation obligations				
11	repayment	GPR	A	190,833,100	200,629,300
12	(cm) Comprehensive planning grants;				
13	general purpose revenue	GPR	A	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cn) Comprehensive planning;				
2	administrative support	GPR	A	–0–	–0–
3	(e) Indigent civil legal services	GPR	A	–0–	1,000,000
4	(fo) Federal resource acquisition				
5	support grants	GPR	A	109,500	109,500
6	(g) Midwest interstate low–level				
7	radioactive waste compact;				
8	membership & costs	PR	A	5,000	5,000
9	(ge) High–voltage transmission line				
10	annual impact fee distributions	PR	C	–0–	–0–
11	(gs) High–voltage transmission line				
12	environmental impact fee				
13	distributions	PR	C	–0–	–0–
14	(ie) Land	PR	C	3,000,000	3,000,000
15	(if) Comprehensive planning grants;				
16	program revenue	PR	A	–0–	–0–
17	(im) Services to nonstate governmental				
18	units; entity contract	PR	A	1,394,800	1,394,800
19	(iq) Appropriation obligation proceeds	PR	C	–0–	–0–
20	(ir) Relay service	PR–S	A	4,733,500	4,733,500
21	(is) Information technology and				
22	communications services; nonstate				
23	entities	PR	A	19,029,500	19,029,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(it) Appropriation obligations;				
2	agreements and ancillary				
3	arrangements	PR	C	–0–	–0–
4	(iu) Plat and proposed incorporation				
5	and annexation review	PR	C	607,300	607,300
6	(iv) Integrated business information				
7	system; nonstate entities	PR	C	–0–	–0–
8	(j) Gifts, grants, and bequests	PR	C	–0–	–0–
9	(ja) Justice information systems	PR	A	3,613,200	3,729,100
10	(ka) Materials and services to state				
11	agencies and certain districts	PR–S	A	7,405,400	7,405,400
12	(kb) Transportation, records, and				
13	document services	PR–S	A	20,483,000	20,483,000
14	(kc) Capital planning and building				
15	construction services	PR–S	A	12,166,900	12,166,900
16	(kd) Integrated business information				
17	system	PR	C	9,062,900	10,594,500
18	(ke) Telecommunications services; state				
19	agencies; veterans services	PR–S	A	21,677,600	21,677,600
20	(kf) Procurement services	PR–S	C	3,645,400	3,645,400
21	(kj) Financial services	PR–S	A	9,844,700	9,844,700
22	(kL) Printing, mail, communication and				
23	information technology services;				
24	agencies	PR–S	A	108,746,400	110,444,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(km) University of Wisconsin–Green Bay				
2	programming	PR–S	A	250,000	250,000
3	(kn) Weatherization assistance	PR–S	C	10,000,000	10,000,000
4	(kp) Interagency assistance; justice				
5	information systems	PR–S	A	732,500	732,500
6	(kq) Justice information systems				
7	development, operation and				
8	maintenance	PR–S	A	13,900	–0–
9	(ku) Management assistance grants to				
10	counties	PR–S	A	600,000	600,000
11	(mb) Federal aid	PR–F	C	8,528,800	8,510,500
12	(md) Oil overcharge restitution funds	PR–F	C	268,700	268,700
13	(n) Federal aid; local assistance	PR–F	C	90,000,000	90,000,000
14	(ng) Sale of forest products; funds for				
15	public schools and public roads	PR	C	–0–	–0–
16	(pz) Indirect cost reimbursements	PR–F	C	359,500	186,100
17	(r) VendorNet fund administration	SEG	A	90,200	90,200
18	(sm) Excise tax fund – provision of				
19	reserves and pymt. of costs – rev.				
20	oblig.	SEG	S	–0–	–0–
21	(v) General program operations —				
22	environmental improvement				
23	programs; state funds	SEG	A	979,300	979,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(x) General program operations —				
2	clean water fund program; federal				
3	funds	SEG-F	C	–0–	–0–
4	(y) General program operations — safe				
5	drinking water loan program;				
6	federal funds	SEG-F	C	–0–	–0–
7	(z) Transportation planning grants to				
8	local governmental units	SEG-S	B	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			198,067,800	208,864,000
	PROGRAM REVENUE			336,169,000	339,308,600
	FEDERAL			(99,157,000)	(98,965,300)
	OTHER			(36,712,700)	(38,360,200)
	SERVICE			(200,299,300)	(201,983,100)
	SEGREGATED FUNDS			1,069,500	1,069,500
	FEDERAL			(–0–)	(–0–)
	OTHER			(1,069,500)	(1,069,500)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			535,306,300	549,242,100
9	(2) RISK MANAGEMENT				
10	(a) General fund supplement — risk				
11	management claims	GPR	S	–0–	–0–
12	(am) Costs and judgments	GPR	S	–0–	–0–
13	(k) Risk management costs	PR-S	C	24,607,000	25,695,000
14	(ki) Risk management administration	PR-S	A	7,245,600	7,245,600
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			31,852,600	32,940,600
	SERVICE			(31,852,600)	(32,940,600)
	TOTAL–ALL SOURCES			31,852,600	32,940,600
15	(3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(q) General program operations; utility				
2	public benefits	SEG	A	12,608,600	12,608,600
3	(r) Low-income assistance grants	SEG	S	20,500,000	20,500,000
4	(rr) Air quality improvement grants	SEG	S	–0–	–0–
5	(s) Transfer to air quality improvement				
6	fund	SEG	S	–0–	–0–
<b>(3) PROGRAM TOTALS</b>					
	SEGREGATED FUNDS			33,108,600	33,108,600
	OTHER			(33,108,600)	(33,108,600)
	TOTAL–ALL SOURCES			33,108,600	33,108,600
7	(4) ATTACHED DIVISIONS AND OTHER BODIES				
8	(a) Adjudication of tax appeals	GPR	A	551,000	554,600
9	(b) Adjudication of equalization				
10	appeals	GPR	S	–0–	–0–
11	(bm) Aid to the Wisconsin covenant				
12	foundation, inc.	GPR	A	180,200	180,200
13	(d) Claims awards	GPR	S	23,700	23,700
14	(ea) Women's council operations	GPR	A	144,200	144,200
15	(ec) Service award program; general				
16	program operations	GPR	A	20,300	20,300
17	(er) Service award program; state				
18	matching awards	GPR	S	1,642,200	1,785,000
19	(es) Principal, interest & rebates;				
20	general purpose revenue–schools	GPR	S	4,478,400	4,475,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(et) Principal, interest & rebates;				
2	general purpose rev.–public library				
3	boards	GPR	S	19,900	19,900
4	(f) Hearings and appeals operations	GPR	A	2,494,200	2,494,200
5	(h) Program services	PR	A	32,100	32,100
6	(ha) Principal, interest & rebates;				
7	program revenue–schools	PR	C	1,255,100	1,260,200
8	(hb) Principal, interest & rebates;				
9	program revenue–public library				
10	boards	PR	C	11,500	11,500
11	(hc) Administration of Governor’s				
12	Wisconsin Educational Technology				
13	Conference	PR	A	180,000	180,000
14	(j) National and community service				
15	board; gifts and grants	PR	C	–0–	–0–
16	(js) Educ. tech. block grants; Wisc.				
17	advncd. telecomm. foundation				
18	assessments	PR	C	–0–	–0–
19	(k) Waste facility siting board; general				
20	program operations	PR–S	A	53,900	53,900
21	(ka) State use board — general program				
22	operations	PR–S	A	126,000	126,000
23	(kb) National and community service				
24	board; administrative support	PR–S	A	48,000	48,000
25	(kp) Hearings and appeals fees	PR–S	A	3,156,900	3,156,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(L) Equipment purchases and leases	PR	C	–0–	–0–
2	(Lm) Educational telecommunications;				
3	additional services	PR	C	–0–	–0–
4	(mp) Federal e–rate aid	PR–F	C	5,365,000	5,365,000
5	(o) National and community service				
6	board; federal aid for				
7	administration	PR–F	C	428,800	428,800
8	(p) National and community service				
9	board; federal aid for grants	PR–F	C	3,354,300	3,354,300
10	(r) State capitol and executive				
11	residence board; gifts and grants	SEG	C	–0–	–0–
12	(s) Telecommunications access; school				
13	districts	SEG	B	11,340,700	11,340,700
14	(t) Telecommunications access; private				
15	and technical colleges and libraries	SEG	B	5,066,000	5,066,000
16	(tm) Telecommunications access; private				
17	schools	SEG	B	701,300	701,300
18	(tu) Telecommunications access; state				
19	schools	SEG	B	68,200	68,200
20	(tw) Telecommunications access;				
21	juvenile correctional facilities	SEG	B	102,300	102,300

**(4) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	9,554,100	9,697,800
PROGRAM REVENUE	14,011,600	14,016,700
FEDERAL	(9,148,100)	(9,148,100)
OTHER	(1,478,700)	(1,483,800)
SERVICE	(3,384,800)	(3,384,800)
SEGREGATED FUNDS	17,278,500	17,278,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
	OTHER			(17,278,500)	(17,278,500)	
	TOTAL–ALL SOURCES			40,844,200	40,993,000	
1	(5) FACILITIES MANAGEMENT					
2	(c) Principal repayment and interest;					
3	Black Point Estate	GPR	S	113,400	127,700	
4	(g) Principal repayment, interest and					
5	rebates; parking	PR–S	S	1,796,400	1,796,000	
6	(ka) Facility operations and					
7	maintenance; police and protection					
8	functions	PR–S	A	39,230,000	39,777,200	
9	(kb) Parking	PR	A	924,800	954,100	
10	(kc) Principal repayment, interest and					
11	rebates	PR–S	C	18,624,100	18,137,300	
12	(kd) Energy conservation construction					
13	projects; prin repymt, interest &					
14	rebates	PR	S	–0–	–0–	
15	(ke) Additional energy conservation					
16	construction projects	PR–S	C	–0–	–0–	
	<b>(5) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			113,400	127,700	
	PROGRAM REVENUE			60,575,300	60,664,600	
	OTHER			(924,800)	(954,100)	
	SERVICE			(59,650,500)	(59,710,500)	
	TOTAL–ALL SOURCES			60,688,700	60,792,300	
17	(6) OFFICE OF JUSTICE ASSISTANCE					
18	(a) General program operations	GPR	A	240,600	240,600	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(b) Alts. to pros. & incar. for pers. who				
2	use alch. or oth. drgs.; pre. assess.	GPR	A	375,000	–0–
3	(c) Law enforcement officer				
4	supplement grants	GPR	A	1,450,000	1,450,000
5	(d) Youth diversion	GPR	A	380,000	380,000
6	(f) Child advocacy centers	GPR	A	–0–	240,000
7	(gj) Grants for victims of sexual				
8	assault; child pornography				
9	surcharge	PR	C	–0–	–0–
10	(i) Gifts and grants	PR	C	–0–	–0–
11	(k) Law enforcement programs and				
12	youth diversion – administration	PR–S	A	204,500	204,500
13	(kc) Grants for digital recording of				
14	custodial interrogations	PR–S	A	750,000	750,000
15	(kj) Youth diversion program	PR–S	A	794,900	794,900
16	(km) Interagency and intra–agency aids	PR–S	C	300,000	300,000
17	(ku) Grants for substance abuse				
18	treatment programs for criminal				
19	offenders	PR	C	755,000	755,000
20	(m) Federal aid, justice assistance,				
21	state operations	PR–F	C	3,005,100	2,587,100
22	(mb) Federal aid, homeland security	PR–F	C	36,745,100	36,600,000
23	(p) Federal aid, local assistance and				
24	aids	PR–F	C	18,904,900	18,904,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			2,445,600	2,310,600
PROGRAM REVENUE			61,459,500	60,896,400
FEDERAL			(58,655,100)	(58,092,000)
OTHER			(755,000)	(755,000)
SERVICE			(2,049,400)	(2,049,400)
TOTAL–ALL SOURCES			63,905,100	63,207,000
1 (8) DIVISION OF GAMING				
2 (am) Interest on racing and bingo				
3 moneys	GPR	S	12,300	12,300
4 (g) General program operations; racing	PR	A	1,624,100	1,593,400
5 (h) General program operations; Indian				
6 gaming	PR	A	1,811,200	1,811,200
7 (hm) Indian gaming receipts	PR	C	–0–	–0–
8 (j) General program operations; raffles				
9 and crane games	PR	A	212,300	212,300
10 (jm) General program operations; bingo	PR	A	272,000	272,000
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			12,300	12,300
PROGRAM REVENUE			3,919,600	3,888,900
OTHER			(3,919,600)	(3,888,900)
TOTAL–ALL SOURCES			3,931,900	3,901,200
20.505 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			210,193,200	221,012,400
PROGRAM REVENUE			507,987,600	511,715,800
FEDERAL			(166,960,200)	(166,205,400)
OTHER			(43,790,800)	(45,442,000)
SERVICE			(297,236,600)	(300,068,400)
SEGREGATED FUNDS			51,456,600	51,456,600
FEDERAL			(–0–)	(–0–)
OTHER			(51,456,600)	(51,456,600)
SERVICE			(–0–)	(–0–)
TOTAL–ALL SOURCES			769,637,400	784,184,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	<b>20.507 Board of commissioners of public lands</b>				
2	(1) TRUST LANDS AND INVESTMENTS				
3	(h) Trust lands and investments –				
4	general program operations	PR–S	A	1,504,400	1,504,400
5	(j) Payments to American Indian				
6	tribes or bands for raised sunken				
7	logs	PR	C	–0–	–0–
8	(k) Trust lands and investments –				
9	interagency and intra–agency				
10	assistance	PR–S	A	–0–	–0–
11	(mg) Federal aid — flood control	PR–F	C	52,700	52,700
	<b>20.507 DEPARTMENT TOTALS</b>				
	PROGRAM REVENUE			1,557,100	1,557,100
	FEDERAL			(52,700)	(52,700)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,504,400)	(1,504,400)
	TOTAL–ALL SOURCES			1,557,100	1,557,100
12	<b>20.511 Government accountability board</b>				
13	(1) ADMINISTRATION OF ELECTIONS, ETHICS, AND LOBBYING LAWS				
14	(a) General program operations;				
15	general purpose revenue	GPR	B	2,285,700	2,287,800
16	(b) Election–related cost				
17	reimbursement	GPR	S	80,000	160,000
18	(be) Investigations	GPR	S	32,800	32,800
19	(bm) Training of chief inspectors	GPR	B	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(c) Voting system transitional				
2	assistance	GPR	B	–0–	–0–
3	(d) Election administration transfer	GPR	A	–0–	–0–
4	(g) Recount fees	PR	C	–0–	–0–
5	(h) Materials and services	PR	A	115,000	115,000
6	(i) Elections administration; program				
7	revenue	PR	A	37,500	37,500
8	(im) Lobbying administration; program				
9	revenue	PR	A	411,200	411,200
10	(j) Electronic filing software	PR	C	–0–	–0–
11	(jm) Gifts and grants	PR	C	–0–	–0–
12	(q) Wisconsin election campaign fund	SEG	C	750,000	750,000
13	(t) Election administration	SEG	A	100	100
14	(x) Federal aid	SEG–F	C	1,575,500	1,477,800
	<b>20.511 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			2,398,500	2,480,600
	PROGRAM REVENUE			563,700	563,700
	OTHER			(563,700)	(563,700)
	SEGREGATED FUNDS			2,325,600	2,227,900
	FEDERAL			(1,575,500)	(1,477,800)
	OTHER			(750,100)	(750,100)
	TOTAL–ALL SOURCES			5,287,800	5,272,200
15	<b>20.515 Employee trust funds, department of</b>				
16	(1) EMPLOYEE BENEFIT PLANS				
17	(a) Annuity supplements and				
18	payments	GPR	S	1,300,400	1,068,700
19	(c) Contingencies	GPR	S	250,000	250,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
1	(gm) Gifts and grants	PR	C	–0–	–0–	
2	(m) Federal aid	PR–F	C	–0–	–0–	
3	(sr) Gifts and grants; public employee					
4	trust fund	SEG	C	–0–	–0–	
5	(t) Automated operating system	SEG	C	2,692,500	645,200	
6	(u) Employee–funded reimbursement					
7	account plan	SEG	C	–0–	–0–	
8	(um) Benefit administration	SEG	B	5,000	5,000	
9	(ut) Health insurance data collection					
10	and analysis contracts	SEG	A	900,100	903,600	
11	(w) Administration	SEG	A	23,385,500	23,463,100	
	<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,550,400	1,318,700	
	PROGRAM REVENUE			–0–	–0–	
	FEDERAL			(–0–)	(–0–)	
	OTHER			(–0–)	(–0–)	
	SEGREGATED FUNDS			26,983,100	25,016,900	
	OTHER			(26,983,100)	(25,016,900)	
	TOTAL–ALL SOURCES			28,533,500	26,335,600	
12	(2) PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM					
13	(a) Private employer health care					
14	coverage program; operating costs	GPR	B	–0–	–0–	
15	(b) Grants for program administration	GPR	B	–0–	–0–	
16	(g) Private employer health care					
17	coverage plan	PR	C	–0–	–0–	
	<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			–0–	–0–	
	PROGRAM REVENUE			–0–	–0–	

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09	
OTHER				(-0-)	(-0-)	
TOTAL-ALL SOURCES				-0-	-0-	
<b>20.515 DEPARTMENT TOTALS</b>						
GENERAL PURPOSE REVENUES				1,550,400	1,318,700	
PROGRAM REVENUE				-0-	-0-	
FEDERAL				(-0-)	(-0-)	
OTHER				(-0-)	(-0-)	
SEGREGATED FUNDS				26,983,100	25,016,900	
OTHER				(26,983,100)	(25,016,900)	
TOTAL-ALL SOURCES				28,533,500	26,335,600	
<b>1</b>	<b>20.525 Office of the governor</b>					
<b>2</b>	(1) EXECUTIVE ADMINISTRATION					
<b>3</b>	(a)	General program operations	GPR	S	3,626,600	3,626,600
<b>4</b>	(b)	Contingent fund	GPR	S	21,700	21,700
<b>5</b>	(c)	Membership in national				
<b>6</b>		associations	GPR	S	125,900	125,900
<b>7</b>	(d)	Disability board	GPR	S	-0-	-0-
<b>8</b>	(f)	Literacy improvement aids	GPR	A	25,200	25,200
<b>9</b>	(i)	Gifts and grants	PR	C	-0-	-0-
<b>10</b>	(m)	Federal aid	PR-F	C	-0-	-0-
<b>(1) PROGRAM TOTALS</b>						
GENERAL PURPOSE REVENUES				3,799,400	3,799,400	
PROGRAM REVENUE				-0-	-0-	
FEDERAL				(-0-)	(-0-)	
OTHER				(-0-)	(-0-)	
TOTAL-ALL SOURCES				3,799,400	3,799,400	
<b>11</b>	(2) EXECUTIVE RESIDENCE					
<b>12</b>	(a)	General program operations	GPR	S	248,400	248,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09	
	(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			248,400	248,400	
	TOTAL–ALL SOURCES			248,400	248,400	
	20.525 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			4,047,800	4,047,800	
	PROGRAM REVENUE			–0–	–0–	
	FEDERAL			(–0–)	(–0–)	
	OTHER			(–0–)	(–0–)	
	TOTAL–ALL SOURCES			4,047,800	4,047,800	
<b>1</b>	<b>20.536 Investment board</b>					
<b>2</b>	(1)	INVESTMENT OF FUNDS				
<b>3</b>	(k)	General program operations	PR	C	22,474,700	22,474,700
<b>4</b>	(ka)	General program operations;				
<b>5</b>		environmental improvement fund	PR–S	C	–0–	–0–
	20.536 DEPARTMENT TOTALS					
		PROGRAM REVENUE			22,474,700	22,474,700
		OTHER			(22,474,700)	(22,474,700)
		SERVICE			(–0–)	(–0–)
		TOTAL–ALL SOURCES			22,474,700	22,474,700
<b>6</b>	<b>20.540 Office of the lieutenant governor</b>					
<b>7</b>	(1)	EXECUTIVE COORDINATION				
<b>8</b>	(a)	General program operations	GPR	A	408,200	408,200
<b>9</b>	(g)	Gifts, grants and proceeds	PR	C	–0–	–0–
<b>10</b>	(k)	Grants from state agencies	PR–S	C	–0–	–0–
<b>11</b>	(m)	Federal aid	PR–F	C	–0–	–0–
	20.540 DEPARTMENT TOTALS					
		GENERAL PURPOSE REVENUES			408,200	408,200
		PROGRAM REVENUE			–0–	–0–
		FEDERAL			(–0–)	(–0–)
		OTHER			(–0–)	(–0–)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
SERVICE			(–0–)	(–0–)
TOTAL–ALL SOURCES			408,200	408,200
<b>1 20.545 State employment relations, office of</b>				
<b>2 (1) STATE EMPLOYMENT RELATIONS</b>				
<b>3 (a) General program operations</b>	GPR	A	5,238,000	5,238,000
<b>4 (i) Services to non–state governmental</b>				
<b>5 units</b>	PR	A	214,100	214,100
<b>6 (j) Gifts and donations</b>	PR	C	–0–	–0–
<b>7 (jm) Employee development and</b>				
<b>8 training services</b>	PR	A	282,700	282,700
<b>9 (k) Funds received from other state</b>				
<b>10 agencies</b>	PR	C	325,000	325,000
<b>11 (ka) Publications</b>	PR	A	158,700	158,700
<b>12 (km) Collective bargaining grievance</b>				
<b>13 arbitrations</b>	PR	A	140,600	157,800
<b>14 (m) Federal grants and contracts</b>	PR–F	C	–0–	–0–
<b>15 (pz) Indirect cost reimbursements</b>	PR–F	C	–0–	–0–
<b>20.545 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			5,238,000	5,238,000
PROGRAM REVENUE			1,121,100	1,138,300
FEDERAL			(–0–)	(–0–)
OTHER			(1,121,100)	(1,138,300)
TOTAL–ALL SOURCES			6,359,100	6,376,300
<b>16 20.550 Public defender board</b>				
<b>17 (1) LEGAL ASSISTANCE</b>				
<b>18 (a) Program administration</b>	GPR	A	2,547,000	2,548,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(b) Appellate representation	GPR	A	5,004,300	5,005,900
2	(c) Trial representation	GPR	A	46,236,100	46,390,300
3	(d) Private bar and investigator				
4	reimbursement	GPR	B	24,425,800	22,777,900
5	(e) Private bar and investigator				
6	payments; administration costs	GPR	A	684,900	685,000
7	(f) Transcripts, discovery and				
8	interpreters	GPR	A	1,339,100	1,339,100
9	(fb) Payments from clients;				
10	administrative costs	PR	A	242,400	246,500
11	(g) Gifts, grants and proceeds	PR	C	–0–	–0–
12	(h) Contractual agreements	PR–S	A	–0–	–0–
13	(i) Tuition payments	PR	C	–0–	–0–
14	(kj) Conferences and training	PR–S	A	140,800	140,800
15	(L) Private bar and inv.				
16	reimbursement; payments for legal				
17	representation	PR	C	1,024,700	1,024,700
18	(m) Federal aid	PR–F	C	–0–	–0–
<b>20.550 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			80,237,200	78,747,000
	PROGRAM REVENUE			1,407,900	1,412,000
	FEDERAL			(–0–)	(–0–)
	OTHER			(1,267,100)	(1,271,200)
	SERVICE			(140,800)	(140,800)
	TOTAL–ALL SOURCES			81,645,100	80,159,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	<b>20.566 Revenue, department of</b>				
2	(1) COLLECTION OF TAXES				
3	(a) General program operations	GPR	A	47,670,400	47,670,400
4	(g) Administration of county sales and				
5	use taxes	PR	A	3,457,200	3,460,000
6	(ga) Cigarette tax stamps	PR	A	261,700	261,700
7	(gb) Business tax registration	PR	A	1,625,800	1,627,000
8	(gd) Administration of special district				
9	taxes	PR	A	466,500	466,500
10	(ge) Administration of local professional				
11	football stadium districts	PR	A	143,700	143,700
12	(gf) Administration of resort tax	PR	A	23,400	23,400
13	(gg) Administration of local taxes	PR	A	195,500	195,500
14	(gh) Administration of regional transit				
15	authority fees	PR	A	–0–	–0–
16	(gm) Administration of tax on controlled				
17	substances dealers	PR	A	–0–	–0–
18	(h) Debt collection	PR	A	433,600	433,600
19	(ha) Administration of liquor tax and				
20	alcohol beverages enforcement	PR	A	1,073,800	1,073,800
21	(hb) Collections by the department	PR	A	505,700	592,100
22	(hm) Collections under contracts	PR	S	354,200	354,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(hn) Collections under the multi–state				
2	tax commission audit program	PR–S	S	57,400	57,400
3	(ho) Collections under multistate				
4	streamlined sales tax	PR	S	–0–	–0–
5	(hp) Administration of income tax				
6	checkoff voluntary payments	PR	A	30,000	30,000
7	(i) Gifts and grants	PR	C	–0–	–0–
8	(m) Federal funds; state operations	PR–F	C	–0–	–0–
9	(q) Recycling surcharge administration	SEG	A	218,600	218,600
10	(qm) Administration of rental vehicle fee	SEG	A	37,900	37,900
11	(r) Administration of dry cleaner fees	SEG	A	60,200	60,200
12	(s) Petroleum inspection fee collection	SEG	A	163,700	163,700
13	(u) Motor fuel tax administration	SEG	A	1,489,600	1,489,600
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			47,670,400	47,670,400
	PROGRAM REVENUE			8,628,500	8,718,900
	FEDERAL			(–0–)	(–0–)
	OTHER			(8,571,100)	(8,661,500)
	SERVICE			(57,400)	(57,400)
	SEGREGATED FUNDS			1,970,000	1,970,000
	OTHER			(1,970,000)	(1,970,000)
	TOTAL–ALL SOURCES			58,268,900	58,359,300
14	(2) STATE AND LOCAL FINANCE				
15	(a) General program operations	GPR	A	8,619,000	8,619,000
16	(b) Integrated property assessment				
17	system technology	GPR	A	–0–	2,700,000
18	(g) County assessment studies	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gb) Manufacturing property				
2	assessment	PR	A	1,309,100	1,309,100
3	(gi) Municipal finance report				
4	compliance	PR	A	40,300	40,300
5	(h) Reassessments	PR	A	635,500	635,500
6	(hi) Wisconsin property assessment				
7	manual	PR	A	90,300	–0–
8	(hm) Administration of tax incremental				
9	financing program	PR	C	125,000	125,300
10	(i) Gifts and grants	PR	C	–0–	–0–
11	(m) Federal funds; state operations	PR–F	C	–0–	–0–
12	(q) Railroad and air carrier tax				
13	administration	SEG	A	215,700	218,400
14	(r) Lottery credit administration	SEG	A	282,600	282,600
	<b>(2) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			8,619,000	11,319,000
	PROGRAM REVENUE			2,200,200	2,110,200
	FEDERAL			(–0–)	(–0–)
	OTHER			(2,200,200)	(2,110,200)
	SEGREGATED FUNDS			498,300	501,000
	OTHER			(498,300)	(501,000)
	TOTAL–ALL SOURCES			11,317,500	13,930,200
15	(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
16	(a) General program operations	GPR	A	27,077,700	27,077,700
17	(b) Integrated tax system technology	GPR	A	4,259,700	4,259,700
18	(c) Expert professional services	GPR	B	75,000	75,000
19	(g) Services	PR	A	98,200	98,200



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gm) Reciprocity agreement and				
2	publications	PR	A	201,100	201,100
3	(go) Reciprocity agreement; Illinois	PR	A	–0–	–0–
4	(i) Gifts and grants	PR	C	–0–	–0–
5	(k) Internal services	PR–S	A	3,272,700	3,272,700
6	(m) Federal funds; state operations	PR–F	C	–0–	–0–
	<b>(3) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			31,412,400	31,412,400
	PROGRAM REVENUE			3,572,000	3,572,000
	FEDERAL			(–0–)	(–0–)
	OTHER			(299,300)	(299,300)
	SERVICE			(3,272,700)	(3,272,700)
	TOTAL–ALL SOURCES			34,984,400	34,984,400
7	(7) INVESTMENT AND LOCAL IMPACT FUND				
8	(e) Investment and local impact fund				
9	supplement	GPR	A	–0–	–0–
10	(g) Investment and local impact fund				
11	administrative expenses	PR	A	–0–	–0–
12	(n) Federal mining revenue	PR–F	C	–0–	–0–
13	(v) Investment and local impact fund	SEG	C	–0–	–0–
	<b>(7) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
14	(8) LOTTERY				
15	(q) General program operations	SEG	A	22,074,700	22,074,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(r) Retailer compensation	SEG	S	35,531,700	36,053,700
2	(s) Prizes	SEG	S	–0–	–0–
3	(v) Vendor fees	SEG	S	12,819,100	13,002,000
<b>(8) PROGRAM TOTALS</b>					
	SEGREGATED FUNDS			70,425,500	71,130,400
	OTHER			(70,425,500)	(71,130,400)
	<b>TOTAL–ALL SOURCES</b>			<b>70,425,500</b>	<b>71,130,400</b>
<b>20.566 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			87,701,800	90,401,800
	PROGRAM REVENUE			14,400,700	14,401,100
	FEDERAL			(–0–)	(–0–)
	OTHER			(11,070,600)	(11,071,000)
	SERVICE			(3,330,100)	(3,330,100)
	SEGREGATED FUNDS			72,893,800	73,601,400
	OTHER			(72,893,800)	(73,601,400)
	<b>TOTAL–ALL SOURCES</b>			<b>174,996,300</b>	<b>178,404,300</b>
4	<b>20.575 Secretary of state</b>				
5	(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				
6	(g) Program fees	PR	A	759,400	759,400
7	(ka) Agency collections	PR–S	A	4,000	4,000
<b>20.575 DEPARTMENT TOTALS</b>					
	PROGRAM REVENUE			763,400	763,400
	OTHER			(759,400)	(759,400)
	SERVICE			(4,000)	(4,000)
	<b>TOTAL–ALL SOURCES</b>			<b>763,400</b>	<b>763,400</b>
8	<b>20.585 Treasurer, state</b>				
9	(1) CUSTODIAN OF STATE FUNDS				
10	(b) Insurance	GPR	A	–0–	–0–
11	(e) Unclaimed property; contingency				
12	appropriation	GPR	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(g) Processing services	PR	A	267,500	267,500
2	(h) Training conferences	PR	C	–0–	–0–
3	(i) Gifts and grants	PR	C	–0–	–0–
4	(j) Unclaimed property; claims	PR	C	–0–	–0–
5	(k) Unclaimed property; administrative				
6	expenses	PR	A	5,111,400	5,113,000
7	(kb) General program operations	PR–S	A	–0–	–0–
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			5,378,900	5,380,500
	OTHER			(5,378,900)	(5,380,500)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			5,378,900	5,380,500
8	(2) COLLEGE TUITION PREPAYMENT PROGRAM				
9	(q) Pymt of qualified higher ed				
10	expenses & refunds; college tuition				
11	& exp pgm	SEG	S	–0–	–0–
12	(s) Administrative expenses; college				
13	tuition and expenses program	SEG	A	67,000	67,000
14	(t) Pymt of qualified higher ed exp &				
15	refunds; college savings pgm trust				
16	fund	SEG	S	–0–	–0–
17	(tm) Administrative expenses; college				
18	savings program trust fund	SEG	A	815,100	815,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09	
1	(u) Pymt of qualified higher ed exp &					
2	ref; college svgs pgm bank dep trust					
3	fund	SEG	S	-0-	-0-	
4	(um) Administrative expenses; college					
5	savings program bank deposit trust					
6	fund	SEG	A	-0-	-0-	
7	(v) Pymt of qualified higher ed exp &					
8	ref; college svgs pgm CU dep trust					
9	fund	SEG	S	-0-	-0-	
10	(vm) Administrative expenses; college					
11	svgs pgm credit union deposit trust					
12	fund	SEG	A	-0-	-0-	
	(2) PROGRAM TOTALS					
	SEGREGATED FUNDS			882,100	882,100	
	OTHER			(882,100)	(882,100)	
	TOTAL-ALL SOURCES			882,100	882,100	
	20.585 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			-0-	-0-	
	PROGRAM REVENUE			5,378,900	5,380,500	
	OTHER			(5,378,900)	(5,380,500)	
	SERVICE			(-0-)	(-0-)	
	SEGREGATED FUNDS			882,100	882,100	
	OTHER			(882,100)	(882,100)	
	TOTAL-ALL SOURCES			6,261,000	6,262,600	
	General Executive Functions FUNCTIONAL AREA TOTALS					
	GENERAL PURPOSE REVENUES			391,775,100	403,654,500	
	PROGRAM REVENUE			555,655,100	559,406,600	
	FEDERAL			(167,012,900)	(166,258,100)	
	OTHER			(86,426,300)	(88,100,800)	
	SERVICE			(302,215,900)	(305,047,700)	
	SEGREGATED FUNDS			154,541,200	153,184,900	
	FEDERAL			(1,575,500)	(1,477,800)	
	OTHER			(152,965,700)	(151,707,100)	
	SERVICE			(-0-)	(-0-)	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			1,101,971,400	1,116,246,000

### Judicial

1	<b>20.625 Circuit courts</b>				
2	(1) COURT OPERATIONS				
3	(a) Circuit courts	GPR	S	64,254,300	64,484,500
4	(as) Violent crime court costs	GPR	A	–0–	–0–
5	(b) Permanent reserve judges	GPR	A	–0–	–0–
6	(c) Court interpreter fees	GPR	A	1,060,600	1,125,100
7	(d) Circuit court support payments	GPR	B	18,739,600	18,739,600
8	(e) Guardian ad litem costs	GPR	A	4,738,500	4,738,500
9	(m) Federal aid	PR–F	C	–0–	–0–
	<b>20.625 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			88,793,000	89,087,700
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	TOTAL–ALL SOURCES			88,793,000	89,087,700
10	<b>20.660 Court of appeals</b>				
11	(1) APPELLATE PROCEEDINGS				
12	(a) General program operations	GPR	S	9,527,000	9,527,000
13	(m) Federal aid	PR–F	C	–0–	–0–
	<b>20.660 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			9,527,000	9,527,000
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	TOTAL–ALL SOURCES			9,527,000	9,527,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	<b>20.665 Judicial commission</b>				
2	(1) JUDICIAL CONDUCT				
3	(a) General program operations	GPR	A	220,900	220,900
4	(cm) Contractual agreements	GPR	B	18,200	18,200
5	(mm) Federal aid	PR-F	C	-0-	-0-
	<b>20.665 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			239,100	239,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			239,100	239,100
6	<b>20.670 Judicial council</b>				
7	(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE				
8	(a) General program operations	GPR	A	90,000	111,200
9	(m) Federal aid	PR-F	C	-0-	-0-
	<b>20.670 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			90,000	111,200
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			90,000	111,200
10	<b>20.680 Supreme court</b>				
11	(1) SUPREME COURT PROCEEDINGS				
12	(a) General program operations	GPR	S	4,865,900	4,865,900
13	(m) Federal aid	PR-F	C	-0-	-0-
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			4,865,900	4,865,900
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,865,900	4,865,900
14	(2) DIRECTOR OF STATE COURTS				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
1	(a) General program operations	GPR	A	7,039,100	7,067,300	
2	(b) Judicial planning and research	GPR	A	–0–	–0–	
3	(g) Gifts and grants	PR	C	–0–	–0–	
4	(ga) Court commissioner training	PR	C	60,600	60,600	
5	(gc) Court interpreter training and					
6	certification	PR	C	45,600	45,600	
7	(h) Materials and services	PR	C	60,900	60,900	
8	(i) Municipal judge training	PR	C	146,400	146,400	
9	(j) Court information systems	PR	C	9,310,800	9,343,000	
10	(kc) Central services	PR–S	A	220,500	220,500	
11	(ke) Interagency and intra–agency					
12	automation assistance	PR–S	C	–0–	–0–	
13	(m) Federal aid	PR–F	C	886,900	886,900	
14	(qm) Mediation fund	SEG	C	755,800	755,800	
	<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			7,039,100	7,067,300	
	PROGRAM REVENUE			10,731,700	10,763,900	
	FEDERAL			(886,900)	(886,900)	
	OTHER			(9,624,300)	(9,656,500)	
	SERVICE			(220,500)	(220,500)	
	SEGREGATED FUNDS			755,800	755,800	
	OTHER			(755,800)	(755,800)	
	TOTAL–ALL SOURCES			18,526,600	18,587,000	
15	(3) BAR EXAMINERS AND RESPONSIBILITY					
16	(g) Board of bar examiners	PR	C	704,900	704,900	
17	(h) Office of lawyer regulation	PR	C	2,524,700	2,524,700	
	<b>(3) PROGRAM TOTALS</b>					
	PROGRAM REVENUE			3,229,600	3,229,600	

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
OTHER				(3,229,600)	(3,229,600)
TOTAL–ALL SOURCES				3,229,600	3,229,600
1	(4) LAW LIBRARY				
2	(a) General program operations	GPR	A	2,058,200	2,058,200
3	(g) Library collections and services	PR	C	137,200	137,200
4	(h) Gifts and grants	PR	C	554,100	554,100
(4) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				2,058,200	2,058,200
PROGRAM REVENUE				691,300	691,300
OTHER				(691,300)	(691,300)
TOTAL–ALL SOURCES				2,749,500	2,749,500
20.680 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES				13,963,200	13,991,400
PROGRAM REVENUE				14,652,600	14,684,800
FEDERAL				(886,900)	(886,900)
OTHER				(13,545,200)	(13,577,400)
SERVICE				(220,500)	(220,500)
SEGREGATED FUNDS				755,800	755,800
OTHER				(755,800)	(755,800)
TOTAL–ALL SOURCES				29,371,600	29,432,000
Judicial					
FUNCTIONAL AREA TOTALS					
GENERAL PURPOSE REVENUES				112,612,300	112,956,400
PROGRAM REVENUE				14,652,600	14,684,800
FEDERAL				(886,900)	(886,900)
OTHER				(13,545,200)	(13,577,400)
SERVICE				(220,500)	(220,500)
SEGREGATED FUNDS				755,800	755,800
FEDERAL				(–0–)	(–0–)
OTHER				(755,800)	(755,800)
SERVICE				(–0–)	(–0–)
LOCAL				(–0–)	(–0–)
TOTAL–ALL SOURCES				128,020,700	128,397,000



STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
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## Legislative

1	<b>20.765 Legislature</b>			
2	(1) ENACTMENT OF STATE LAWS			
3	(a) General program operations —			
4	assembly	GPR	S	24,089,400      24,089,400
5	(b) General program operations —			
6	senate	GPR	S	17,116,800      17,116,800
7	(d) Legislative documents	GPR	S	4,108,800      4,108,800
8	(e) Gifts, grants and bequests	PR	C	–0–      –0–
	(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUES			45,315,000      45,315,000
	PROGRAM REVENUE			–0–      –0–
	OTHER			(–0–)      (–0–)
	TOTAL–ALL SOURCES			45,315,000      45,315,000
9	(3) SERVICE AGENCIES AND NATIONAL ASSOCIATIONS			
10	(a) Revisor of statutes bureau	GPR	B	925,400      –0–
11	(b) Legislative reference bureau	GPR	B	5,814,900      5,923,600
12	(c) Legislative audit bureau	GPR	B	5,773,800      5,773,800
13	(d) Legislative fiscal bureau	GPR	B	3,715,700      3,715,700
14	(e) Joint leg council, exec of functions,			
15	research, dev studies, comm assist	GPR	B	3,743,000      3,743,000
16	(ec) Joint legislative council;			
17	contractual studies	GPR	B	15,000      –0–
18	(em) Legislative technology services			
19	bureau	GPR	B	3,673,100      3,679,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(f) Joint committee on legislative				
2	organization	GPR	B	-0-	-0-
3	(fa) Membership in national				
4	associations	GPR	S	201,400	214,700
5	(g) Gifts and grants to service agencies	PR	C	-0-	-0-
6	(ka) Audit bureau reimbursable audits	PR-S	A	1,946,800	1,959,700
7	(m) Federal aid	PR-F	C	-0-	-0-
	<b>(3) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			23,862,300	23,050,000
	PROGRAM REVENUE			1,946,800	1,959,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,946,800)	(1,959,700)
	TOTAL-ALL SOURCES			25,809,100	25,009,700
8	(4) CAPITOL OFFICES RELOCATION				
9	(a) Capitol offices relocation costs	GPR	B	-0-	-0-
	<b>(4) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	<b>20.765 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			69,177,300	68,365,000
	PROGRAM REVENUE			1,946,800	1,959,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,946,800)	(1,959,700)
	TOTAL-ALL SOURCES			71,124,100	70,324,700
	<b>Legislative</b>				
	<b>FUNCTIONAL AREA TOTALS</b>				
	GENERAL PURPOSE REVENUES			69,177,300	68,365,000
	PROGRAM REVENUE			1,946,800	1,959,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,946,800)	(1,959,700)
	SEGREGATED FUNDS			-0-	-0-
	FEDERAL			(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
OTHER			(–0–)	(–0–)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			71,124,100	70,324,700

### General Appropriations

1	<b>20.835 Shared revenue and tax relief</b>				
2	(1) SHARED REVENUE PAYMENTS				
3	(b) Small municipalities shared				
4	revenue	GPR	S	–0–	–0–
5	(c) Expenditure restraint program				
6	account	GPR	S	58,145,700	58,145,700
7	(d) Shared revenue account	GPR	S	32,900,000	33,400,000
8	(db) County and municipal aid account	GPR	S	854,703,200	854,703,200
9	(dm) Public utility distribution account	GPR	S	6,242,400	6,242,400
10	(e) State aid; tax exempt property	GPR	S	65,067,600	65,000,000
11	(f) County mandate relief account	GPR	S	–0–	–0–
12	(t) Shared revenue and municipal aid				
13	account; transportation fund	SEG	A	–0–	–0–
14	(u) Shared revenue and municipal aid				
15	account; utility public benefits fund	SEG	A	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,017,058,900	1,017,491,300
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			1,017,058,900	1,017,491,300
16	(2) TAX RELIEF				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(b) Claim of right credit	GPR	S	–0–	–0–
2	(bm) Film production services credit	GPR	S	250,000	750,000
3	(bn) Dairy manufacturing facility				
4	investment credit	GPR	A	600,000	700,000
5	(br) Interest payments on				
6	overassessments of manufacturing				
7	property	GPR	S	10,000	10,000
8	(c) Homestead tax credit	GPR	S	113,200,000	108,700,000
9	(ci) Development zones investment				
10	credit	GPR	S	–0–	–0–
11	(cL) Development zones location credit	GPR	S	–0–	–0–
12	(cm) Development zones jobs credit	GPR	S	–0–	–0–
13	(cn) Development zones sales tax credit	GPR	S	–0–	–0–
14	(co) Enterprise zone jobs credit	GPR	S	1,625,000	6,500,000
15	(d) Farmers' drought property tax				
16	credit	GPR	S	–0–	–0–
17	(dm) Farmland preservation credit	GPR	S	12,550,000	12,650,000
18	(dn) Farmland tax relief credit	GPR	S	–0–	–0–
19	(em) Veterans and surviving spouses				
20	property tax credit	GPR	S	1,000,000	1,000,000
21	(ep) Cigarette and tobacco product tax				
22	refunds	GPR	S	17,800,000	21,700,000
23	(f) Earned income tax credit	GPR	S	70,974,600	90,735,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(ka) Farmland tax relief credit; Indian				
2	gaming receipts	PR-S	C	-0-	-0-
3	(kf) Earned income tax credit;				
4	temporary assistance for needy				
5	families	PR-S	A	21,125,400	6,664,200
6	(q) Farmland tax relief credit	SEG	S	15,000,000	15,000,000
7	(r) Earned income tax credit; utility				
8	public benefits	SEG	A	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			218,009,600	242,745,800
	PROGRAM REVENUE			21,125,400	6,664,200
	SERVICE			(21,125,400)	(6,664,200)
	SEGREGATED FUNDS			15,000,000	15,000,000
	OTHER			(15,000,000)	(15,000,000)
	TOTAL-ALL SOURCES			254,135,000	264,410,000
9	(3) STATE PROPERTY TAX CREDITS				
10	(b) School levy tax credit and first				
11	dollar credit	GPR	S	593,050,000	672,400,000
12	(q) Lottery and gaming credit	SEG	S	128,799,400	130,346,900
13	(s) Lottery and gaming credit; late				
14	applications	SEG	S	240,700	240,700
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			593,050,000	672,400,000
	SEGREGATED FUNDS			129,040,100	130,587,600
	OTHER			(129,040,100)	(130,587,600)
	TOTAL-ALL SOURCES			722,090,100	802,987,600
15	(4) COUNTY AND LOCAL TAXES				
16	(g) County taxes	PR	C	-0-	-0-
17	(gb) Special district taxes	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gd) Premier resort area tax	PR	C	–0–	–0–
2	(ge) Local professional football stadium				
3	district taxes	PR	C	–0–	–0–
4	(gg) Local taxes	PR	C	–0–	–0–
5	(gh) Regional transit authority fees	PR	C	–0–	–0–
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
6	(5) PAYMENTS IN LIEU OF TAXES				
7	(a) Payments for municipal services	GPR	A	21,998,800	21,998,800
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			21,998,800	21,998,800
	TOTAL–ALL SOURCES			21,998,800	21,998,800
	20.835 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			1,850,117,300	1,954,635,900
	PROGRAM REVENUE			21,125,400	6,664,200
	OTHER			(–0–)	(–0–)
	SERVICE			(21,125,400)	(6,664,200)
	SEGREGATED FUNDS			144,040,100	145,587,600
	OTHER			(144,040,100)	(145,587,600)
	TOTAL–ALL SOURCES			2,015,282,800	2,106,887,700
8	<b>20.855 Miscellaneous appropriations</b>				
9	(1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
10	(a) Obligation on operating notes	GPR	S	11,725,000	11,200,000
11	(b) Operating note expenses	GPR	S	350,000	350,000
12	(bm) Payment of cancelled drafts	GPR	S	1,275,000	1,275,000
13	(c) Interest payments to program				
14	revenue accounts	GPR	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(d) Interest payments to segregated				
2	funds	GPR	S	–0–	–0–
3	(dm) Interest reimbursements to federal				
4	government	GPR	S	–0–	–0–
5	(e) Interest on prorated local				
6	government payments	GPR	S	–0–	–0–
7	(gm) Payment of cancelled drafts;				
8	program revenues	PR	S	–0–	–0–
9	(q) Redemption of operating notes	SEG	S	–0–	–0–
10	(r) Interest payments to general fund	SEG	S	–0–	–0–
11	(rm) Payment of cancelled drafts;				
12	segregated revenues	SEG	S	–0–	–0–
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			13,350,000	12,825,000
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			13,350,000	12,825,000
13	(3) CAPITOL RENOVATION EXPENSES				
14	(b) Capitol restoration and relocation				
15	planning	GPR	B	–0–	–0–
16	(c) Historically significant furnishings	GPR	B	–0–	–0–
	<b>(3) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–
17	(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(a) Interest on overpayment of taxes	GPR	S	4,500,000	2,500,000
2	(am) Great Lakes protection fund				
3	contribution	GPR	C	–0–	–0–
4	(b) Election campaign payments	GPR	S	242,900	242,900
5	(bm) Oil pipeline terminal tax				
6	distribution	GPR	S	1,071,400	1,188,500
7	(c) Minnesota income tax reciprocity	GPR	S	68,559,500	74,044,300
8	(ca) Minnesota income tax reciprocity				
9	bench mark	GPR	A	–0–	–0–
10	(cm) Illinois income tax reciprocity	GPR	S	37,108,700	39,706,300
11	(cn) Illinois income tax reciprocity				
12	bench mark	GPR	A	–0–	–0–
13	(co) Illinois income tax reciprocity, 1998				
14	and 1999	GPR	A	–0–	–0–
15	(e) Transfer to conservation fund; land				
16	acquisition reimbursement	GPR	S	233,800	153,300
17	(f) Transfer to environmental fund;				
18	nonpoint sources	GPR	A	11,514,000	13,625,000
19	(fm) Transfer to the transportation fund;				
20	hub facility exemptions	GPR	S	1,953,300	1,953,300
21	(fs) Aid for certain local purchases and				
22	projects	GPR	A	87,500	–0–
23	(q) Terminal tax distribution	SEG	S	1,380,200	1,458,900
24	(r) Petroleum allowance	SEG	S	600,000	600,000



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(s) Transfer to conservation fund;				
2	motorboat formula	SEG	S	13,560,800	13,756,700
3	(t) Transfer to conservation fund;				
4	snowmobile formula	SEG	S	4,537,600	4,499,000
5	(u) Transfer to conservation fund;				
6	all-terrain vehicle formula	SEG	S	1,815,200	1,877,200
7	(w) Transfer to transportation fund;				
8	petroleum inspection fund	SEG	A	20,321,700	6,321,700
(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			125,271,100	133,413,600
	SEGREGATED FUNDS			42,215,500	28,513,500
	OTHER			(42,215,500)	(28,513,500)
	TOTAL–ALL SOURCES			167,486,600	161,927,100
9	(5) STATE HOUSING AUTHORITY RESERVE FUND				
10	(a) Enhancement of credit of authority				
11	debt	GPR	A	–0–	–0–
(5) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–
12	(6) MISCELLANEOUS RECEIPTS				
13	(g) Gifts and grants	PR	C	–0–	–0–
14	(h) Vehicle and aircraft receipts	PR	A	–0–	–0–
15	(i) Miscellaneous program revenue	PR	A	–0–	–0–
16	(j) Custody accounts	PR	C	–0–	–0–
17	(k) Aids to individuals and				
18	organizations	PR–S	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ka) Local assistance	PR-S	C	-0-	-0-
2	(m) Federal aid	PR-F	C	-0-	-0-
3	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
<b>(6) PROGRAM TOTALS</b>					
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4	(8) MARQUETTE UNIVERSITY				
5	(a) Dental clinic and educ facility;				
6	principal repayment, interest &				
7	rebates	GPR	S	997,800	992,800
<b>(8) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			997,800	992,800
	TOTAL-ALL SOURCES			997,800	992,800
8	(9) STATE CAPITOL RENOVATION AND RESTORATION				
9	(a) South wing renovation and				
10	restoration	GPR	C	-0-	-0-
<b>(9) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
<b>20.855 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			139,618,900	147,231,400
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			42,215,500	28,513,500
	OTHER			(42,215,500)	(28,513,500)
	TOTAL-ALL SOURCES			181,834,400	175,744,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	<b>20.865 Program supplements</b>				
2	(1) EMPLOYEE COMPENSATION AND SUPPORT				
3	(a) Judgments, legal expenses and				
4	worker's compensation benefits	GPR	S	46,700	46,700
5	(c) Compensation and related				
6	adjustments	GPR	S	–0–	–0–
7	(ci) Nonrepresented university system				
8	faculty and academic pay				
9	adjustments	GPR	S	–0–	–0–
10	(cj) Pay adjustments for certain				
11	university employees	GPR	A	–0–	–0–
12	(d) Employer fringe benefit costs	GPR	S	–0–	–0–
13	(e) Additional biweekly payroll	GPR	A	–0–	–0–
14	(em) Financial and procurement services	GPR	A	–0–	–0–
15	(fm) Risk management	GPR	A	–0–	–0–
16	(fn) Physically handicapped				
17	supplements	GPR	A	6,800	6,800
18	(g) Judgments and legal expenses;				
19	program revenues	PR	S	–0–	–0–
20	(i) Compensation and related				
21	adjustments; program revenues	PR	S	–0–	–0–
22	(ic) Nonrepresented university system				
23	faculty and academic pay				
24	adjustments	PR	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(j) Employer fringe benefit costs;				
2	program revenues	PR	S	–0–	–0–
3	(jm) Additional biweekly payroll;				
4	nonfederal program revenue	PR	S	–0–	–0–
5	(js) Financial and procurement				
6	services; program revenues	PR	S	–0–	–0–
7	(kr) Risk management; program				
8	revenues	PR–S	S	–0–	–0–
9	(Ln) Physically handicapped				
10	supplements; program revenues	PR	S	–0–	–0–
11	(m) Additional biweekly payroll; federal				
12	program revenues	PR–F	S	–0–	–0–
13	(q) Judgments and legal expenses;				
14	segregated revenues	SEG	S	–0–	–0–
15	(s) Compensation and related				
16	adjustments; segregated revenues	SEG	S	–0–	–0–
17	(si) Nonrepresented university system				
18	faculty and academic pay				
19	adjustments	SEG	S	–0–	–0–
20	(t) Employer fringe benefit costs;				
21	segregated revenues	SEG	S	–0–	–0–
22	(tm) Additional biweekly payroll;				
23	nonfederal segregated revenues	SEG	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ts) Financial and procurement				
2	services; segregated revenues	SEG	S	–0–	–0–
3	(ur) Risk management; segregated				
4	revenues	SEG	S	–0–	–0–
5	(vn) Physically handicapped				
6	supplements; segregated revenues	SEG	S	–0–	–0–
7	(x) Additional biweekly payroll; federal				
8	segregated revenues	SEG–F	S	–0–	–0–
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			53,500	53,500
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			53,500	53,500
9	(2) STATE PROGRAMS AND FACILITIES				
10	(a) Private facility rental increases	GPR	A	902,400	1,374,100
11	(ag) State–owned office rent supplement	GPR	A	–0–	–0–
12	(am) Space management and child care	GPR	A	–0–	–0–
13	(d) State deposit fund	GPR	S	–0–	–0–
14	(e) Maintenance of capitol and				
15	executive residence	GPR	A	5,337,400	5,337,400
16	(eb) Executive residence furnishings				
17	replacement	GPR	C	12,000	12,000
18	(em) Groundwater survey and analysis	GPR	A	216,100	216,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(g) Private facility rental increases;				
2	program revenues	PR	S	–0–	–0–
3	(gg) State–owned office rent				
4	supplements; program revenues	PR	S	–0–	–0–
5	(gm) Space management and child care;				
6	program revenues	PR	S	–0–	–0–
7	(i) Integrated business information				
8	system; program revenues	PR–S	S	–0–	–0–
9	(j) State deposit fund; program				
10	revenues	PR	S	–0–	–0–
11	(L) Data processing and				
12	telecommunications study; program				
13	revenues	PR–S	S	–0–	–0–
14	(q) Private facility rental increases;				
15	segregated revenues	SEG	S	–0–	–0–
16	(qg) State–owned office rent				
17	supplements; segregated revenues	SEG	S	–0–	–0–
18	(qm) Space management and child care;				
19	segregated revenues	SEG	S	–0–	–0–
20	(r) Integrated business information				
21	system; segregated revenues	SEG–S	S	–0–	–0–
22	(t) State deposit fund; segregated				
23	revenues	SEG	S	–0–	–0–
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			6,467,900	6,939,600
	PROGRAM REVENUE			–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			6,467,900	6,939,600
1	(3) TAXES AND SPECIAL CHARGES				
2	(a) Property taxes	GPR	S	–0–	–0–
3	(g) Property taxes; program revenues	PR	S	–0–	–0–
4	(i) Payments for municipal services;				
5	program revenues	PR	S	–0–	–0–
6	(q) Property taxes; segregated				
7	revenues	SEG	S	–0–	–0–
8	(s) Payments for municipal services;				
9	segregated revenues	SEG	S	–0–	–0–
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
10	(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS				
11	(a) General purpose revenue funds				
12	general program supplementation	GPR	B	6,510,500	10,578,300
13	(g) Program revenue funds general				
14	program supplementation	PR	S	–0–	2,352,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(gm) Wisconsin advanced				
2	telecommunications foundation				
3	funds supplementation	PR	C	–0–	–0–
4	(k) Public assistance programs				
5	supplementation	PR–S	C	–0–	–0–
6	(m) Federal funds general program				
7	supplementation	PR–F	C	–0–	–0–
8	(u) Segregated funds general program				
9	supplementation	SEG	S	13,093,200	24,563,200
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			6,510,500	10,578,300
	PROGRAM REVENUE			–0–	2,352,800
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(2,352,800)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			13,093,200	24,563,200
	OTHER			(13,093,200)	(24,563,200)
	TOTAL–ALL SOURCES			19,603,700	37,494,300
10	(8) SUPPLEMENTATION OF PGM REV & PGM REV–SVC APPNS FROM PUBLIC EMP TRUST FUND				
11	(g) Supplementation of program				
12	revenue and program rev.–service				
13	appropriations	PR	S	–0–	–0–
14	(s) Supplementation of appropriations				
15	from the public employee trust fund	SEG	S	–0–	–0–
	(8) PROGRAM TOTALS				
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
	20.865 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			13,031,900	17,571,400



STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
	PROGRAM REVENUE			–0–	2,352,800
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(2,352,800)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			13,093,200	24,563,200
	FEDERAL			(–0–)	(–0–)
	OTHER			(13,093,200)	(24,563,200)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			26,125,100	44,487,400
<b>1</b>	<b>20.866 Public debt</b>				
<b>2</b>	(1) BOND SECURITY AND REDEMPTION FUND				
<b>3</b>	(u) Principal repayment and interest	SEG	S	–0–	–0–
	<b>20.866 DEPARTMENT TOTALS</b>				
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
<b>4</b>	<b>20.867 Building commission</b>				
<b>5</b>	(1) STATE OFFICE BUILDINGS				
<b>6</b>	(a) Principal repayment and interest;				
<b>7</b>	housing of state agencies	GPR	S	–0–	–0–
<b>8</b>	(b) Principal repayment and interest;				
<b>9</b>	capitol and executive residence	GPR	S	10,778,800	10,522,900
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			10,778,800	10,522,900
	TOTAL–ALL SOURCES			10,778,800	10,522,900
<b>10</b>	(2) ALL STATE–OWNED FACILITIES				
<b>11</b>	(b) Asbestos removal	GPR	A	–0–	–0–
<b>12</b>	(c) Hazardous materials removal	GPR	A	–0–	–0–
<b>13</b>	(f) Facilities preventive maintenance	GPR	A	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(q) Building trust fund	SEG	C	–0–	–0–
2	(r) Planning and design	SEG	C	–0–	–0–
3	(u) Aids for buildings	SEG	C	–0–	–0–
4	(v) Building program funding				
5	contingency	SEG	C	–0–	–0–
6	(w) Building program funding	SEG	C	–0–	–0–
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			–0–	–0–
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
7	(3) STATE BUILDING PROGRAM				
8	(a) Principal repayment and interest	GPR	S	23,345,800	36,154,000
9	(b) Principal repayment and interest	GPR	S	1,423,200	1,478,800
10	(bm) Principal repayment, interest, and				
11	rebates; HR academy, inc.	GPR	S	112,800	116,300
12	(bn) Principal repayment, interest,				
13	rebates; Hmong Cultural Center	GPR	S	–0–	–0–
14	(bp) Principal repayment, interest and				
15	rebates	GPR	S	–0–	30,000
16	(bq) Principal repayment, interest and				
17	rebates; children's research				
18	institute	GPR	S	772,100	806,300
19	(br) Principal repayment, interest and				
20	rebates	GPR	S	86,100	84,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(bu) Principal repayment, interest,				
2	rebates; Kenosha Civil War Exhibit	GPR	S	–0–	–0–
3	(bv) Principal repayment, interest,				
4	rebates; Bond Health Center	GPR	S	–0–	–0–
5	(c) Lease rental payments	GPR	S	–0–	–0–
6	(d) Interest rebates on obligation				
7	proceeds; general fund	GPR	S	–0–	–0–
8	(e) Principal repayment, interest and				
9	rebates; parking ramp	GPR	S	–0–	–0–
10	(g) Principal repayment, interest and				
11	rebates; program revenues	PR	S	–0–	–0–
12	(h) Principal repayment, interest and				
13	rebates	PR	S	–0–	–0–
14	(i) Principal repayment, interest and				
15	rebates; capital equipment	PR	S	–0–	–0–
16	(k) Interest rebates on obligation				
17	proceeds; program revenues	PR–S	C	–0–	–0–
18	(q) Principal repayment and interest;				
19	segregated revenues	SEG	S	–0–	–0–
20	(r) Interest rebates on obligation				
21	proceeds; conservation fund	SEG	S	–0–	–0–
22	(s) Interest rebates on obligation				
23	proceeds; transportation fund	SEG	S	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(t) Interest rebates on obligation				
2	proceeds; veterans trust fund	SEG	S	–0–	–0–
3	(w) Bonding services	SEG	S	1,024,200	1,024,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			25,740,000	38,669,800
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL–ALL SOURCES			26,764,200	39,694,000
4	(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
5	(q) Funding in lieu of borrowing	SEG	C	–0–	–0–
6	(r) Interest on veterans obligations	SEG	C	–0–	–0–
	(4) PROGRAM TOTALS				
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
7	(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				
8	(g) Financial consulting services	PR	C	–0–	–0–
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
	20.867 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			36,518,800	49,192,700
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL–ALL SOURCES			37,543,000	50,216,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	<b>20.875 Budget stabilization fund</b>				
2	(1) TRANSFERS TO FUND				
3	(a) General fund transfer	GPR	S	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–
4	(2) TRANSFERS FROM FUND				
5	(q) Budget stabilization fund transfer	SEG	A	–0–	–0–
	(2) PROGRAM TOTALS				
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
	20.875 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
	General Appropriations				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			2,039,286,900	2,168,631,400
	PROGRAM REVENUE			21,125,400	9,017,000
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(2,352,800)
	SERVICE			(21,125,400)	(6,664,200)
	SEGREGATED FUNDS			200,373,000	199,688,500
	FEDERAL			(–0–)	(–0–)
	OTHER			(200,373,000)	(199,688,500)
	SERVICE			(–0–)	(–0–)
	LOCAL			(–0–)	(–0–)
	TOTAL–ALL SOURCES			2,260,785,300	2,377,336,900
	STATE TOTAL				
	GENERAL PURPOSE REVENUES			27,960,387,800	28,814,085,100
	PROGRAM REVENUE			13,823,813,200	14,211,949,000
	FEDERAL			10,262,396,700	10,595,560,100
	OTHER			(6,239,071,300)	(6,457,183,500)
	SERVICE			(3,237,682,000)	(3,345,389,500)
	SERVICE			(785,643,400)	(792,987,100)
	SEGREGATED FUNDS			3,874,177,900	4,006,576,000
	FEDERAL			(821,291,700)	(827,524,100)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
OTHER			(2,742,681,200)	(2,866,165,500)
SERVICE			(204,037,400)	(205,694,700)
LOCAL			(106,167,600)	(107,191,700)

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**SECTION 178.** 20.115 (1) (d) of the statutes is repealed.

**SECTION 179.** 20.115 (1) (k) of the statutes is repealed.

**SECTION 179j.** 20.115 (1) (u) of the statutes is amended to read:

20.115 (1) (u) *Recyclable and nonrecyclable products regulation.* From the recycling and renewable energy fund, the amounts in the schedule for the implementation and enforcement of ss. 100.29, 100.295 and 100.33.

**SECTION 180.** 20.115 (2) (d) of the statutes is amended to read:

20.115 (2) (d) *Principal repayment and interest.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the acquisition, construction, development, enlargement or improvement of department facilities and, to make the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing this acquisition, construction, development, enlargement, or improvement, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

**SECTION 181.** 20.115 (3) (title) of the statutes is amended to read:

20.115 (3) (title) MARKETING AGRICULTURAL DEVELOPMENT SERVICES.

**SECTION 182.** 20.115 (3) (g) of the statutes is amended to read:

20.115 (3) (g) *Related services.* The amounts in the schedule for the conduct of authorized marketing agricultural development services. All moneys received from authorized fees related to marketing agricultural development services shall be credited to this appropriation account.

1           **SECTION 183.** 20.115 (3) (ja) of the statutes is amended to read:

2           20.115 (3) (ja) *Marketing Agricultural development services and materials.* All  
3           moneys received from publication sales and service fees authorized by law that are  
4           related to marketing agricultural development, for the publication of informational  
5           materials and the provision of services related to marketing agricultural  
6           development.

7           **SECTION 183p.** 20.115 (4) (am) of the statutes is created to read:

8           20.115 (4) (am) *Buy local grants.* Biennially, the amounts in the schedule for  
9           buy local grants under s. 93.48.

10          **SECTION 185.** 20.115 (4) (d) of the statutes is repealed.

11          **SECTION 185t.** 20.115 (4) (qm) of the statutes is created to read:

12          20.115 (4) (qm) *Grants for soybean crushing facilities.* Biennially, from the  
13          recycling fund, the amounts in the schedule for grants for soybean crushing facilities  
14          under 2007 Wisconsin Act .... (this act), section 9103 (4u).

15          **SECTION 186m.** 20.115 (4) (s) of the statutes is created to read:

16          20.115 (4) (s) *Grazing lands conservation.* From the agrichemical management  
17          fund, the amounts in the schedule for grants for the Wisconsin grazing lands  
18          conservation initiative under s. 93.60.

19          **SECTION 188.** 20.115 (7) (b) of the statutes is amended to read:

20          20.115 (7) (b) *Principal repayment and interest, conservation reserve*  
21          *enhancement.* A sum sufficient to reimburse s. 20.866 (1) (u) for the principal and  
22          interest costs incurred in financing the conservation reserve enhancement program  
23          under s. 20.866 (2) (wf) ~~and~~, to make the payments determined by the building  
24          commission under s. 13.488 (1) (m) that are attributable to the proceeds of

1 obligations incurred in financing those projects, and to make payments under an  
2 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 189.** 20.115 (7) (d) of the statutes is repealed.

4 **SECTION 190.** 20.115 (7) (e) of the statutes is repealed.

5 **SECTION 191.** 20.115 (7) (f) of the statutes is amended to read:

6 20.115 (7) (f) *Principal repayment and interest; soil and water.* A sum sufficient  
7 to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
8 in providing funds for soil and water resource management projects under s. 92.14  
9 and, to make the payments determined by the building commission under s. 13.488  
10 (1) (m) that are attributable to the proceeds of obligations incurred in financing those  
11 projects, and to make payments under an agreement or ancillary arrangement  
12 entered into under s. 18.06 (8) (a).

13 **SECTION 192.** 20.115 (7) (s) of the statutes is amended to read:

14 20.115 (7) (s) *Principal repayment and interest; soil and water; environmental*  
15 *fund.* From the environmental fund, the amounts in the schedule for the payment  
16 of principal and interest costs incurred in providing funds for soil and water resource  
17 management projects under s. 92.14 and, to make the payments determined by the  
18 building commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
19 obligations incurred in financing those projects, and to make payments under an  
20 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

21 **SECTION 192e.** 20.115 (7) (t) of the statutes is created to read:

22 20.115 (7) (t) *International Crane Foundation funding.* From the agrichemical  
23 management fund, the amounts in the schedule to provide funding to the  
24 International Crane Foundation under 2007 Wisconsin Act .... (this act), section 9103  
25 (2c).



1           **SECTION 192g.** 20.115 (7) (t) of the statutes, as created by 2007 Wisconsin Act  
2     .... (this act), is repealed.

3           **SECTION 193.** 20.115 (7) (ue) of the statutes is repealed.

4           **SECTION 193h.** 20.115 (7) (va) of the statutes is amended to read:

5           20.115 (7) (va) *Clean sweep grants.* From the recycling and renewable energy  
6     fund, the amounts in the schedule for chemical and container collection grants under  
7     s. 93.55 and for household hazardous waste grants under s. 93.57.

8           **SECTION 194.** 20.115 (7) (wm) of the statutes is amended to read:

9           20.115 (7) (wm) *Agricultural chemical cleanup reimbursement.* From the  
10    agricultural chemical cleanup fund, as a continuing appropriation, the amounts in  
11    the schedule for reimbursement of corrective action costs under s. 94.73 and for  
12    financial assistance to prevent pollution from agricultural chemicals under s. 94.74.

13          **SECTION 194n.** 20.143 (1) (br) of the statutes is repealed.

14          **SECTION 195.** 20.143 (1) (c) of the statutes is amended to read:

15          20.143 (1) (c) *Wisconsin development fund; grants, loans, reimbursements, and*  
16    *assistance.* Biennially, the amounts in the schedule ~~for grants under ss. 560.145,~~  
17    ~~560.16, 560.175, and 560.26;~~ for grants and loans under ~~ss. s. 560.275 (2), 560.62,~~  
18    ~~560.63, and 560.66;~~ for loans under ~~s. 560.147~~ and subch. V of ch. 560; for  
19    reimbursements under s. 560.167; for providing assistance under s. 560.06; for the  
20    costs specified in s. 560.607; for the loan under 1999 Wisconsin Act 9, section 9110  
21    (4); for the grants under 1995 Wisconsin Act 27, section 9116 (7gg), 1995 Wisconsin  
22    Act 119, section 2 (1), 1997 Wisconsin Act 27, section 9110 (6g), 1999 Wisconsin Act  
23    9, section 9110 (5), ~~and 2003 Wisconsin Act 33, section 9109 (1d) and (2q), and 2007~~  
24    Wisconsin Act .... (this act), section 9108 (4u), (6c), (7c), (7f), (8c), (8i), (9i), and (10q);  
25    and for providing up to \$100,000 annually for the continued development of a

1 manufacturing and advanced technology training center in Racine. Of the amounts  
2 in the schedule, \$50,000 shall be allocated in each of fiscal years 1997–98 and  
3 1998–99 for providing the assistance under s. 560.06 (1). ~~Notwithstanding s.~~  
4 ~~560.607, of the amounts in the schedule, \$125,000 shall be allocated in each of 4~~  
5 ~~consecutive fiscal years, beginning with fiscal year 1998–99, for grants and loans~~  
6 ~~under s. 560.62 (1) (a).~~

7 **SECTION 197f.** 20.143 (1) (hm) of the statutes is amended to read:

8 20.143 (1) (hm) *Certified capital companies.* All moneys received under ~~subch.~~  
9 ~~II of ch. 560 s. 560.29~~ for the cost of administering ~~subch. II of ch. 560 s. 560.29.~~  
10 Notwithstanding s. 20.001 (3) (c), at the end of each fiscal year the unencumbered  
11 balance in this appropriation account shall lapse to the general fund.

12 **SECTION 198.** 20.143 (1) (ie) of the statutes is amended to read:

13 20.143 (1) (ie) *Wisconsin development fund, repayments.* All moneys received  
14 in repayment of grants or loans under s. 560.085 (4) (b), 1985 stats., s. 560.147, 2005  
15 stats., s. 560.16, 1995 stats., s. 560.165, 1993 stats., s. 560.275 (2), 2005 stats., s.  
16 560.62, 2005 stats., s. 560.63, 2005 stats., and s. 560.66, 2005 stats., subch. V of ch.  
17 560 ~~except s. 560.65, and~~ 1989 Wisconsin Act 336, section 3015 (1m), 1989 Wisconsin  
18 Act 336, section 3015 (2m), 1989 Wisconsin Act 336, section 3015 (3gx), 1997  
19 Wisconsin Act 27, section 9110 (7f), 1997 Wisconsin Act 310, section 2 (2d), ~~and~~ 1999  
20 Wisconsin Act 9, section 9110 (4), and 2007 Wisconsin Act ... (this act), section 9108  
21 (5x), to be used for grants and loans under s. 560.275 (2) and subch. V of ch. 560 ~~except~~  
22 ~~s. 560.65, for loans under s. 560.147, for grants under ss. 560.16 and 560.175, for~~  
23 assistance under s. 560.06 (2), for the loan under 1999 Wisconsin Act 9, section 9110  
24 (4), and the loans under 2007 Wisconsin Act ... (this act), section 9108 (5x), for the  
25 grant under 2001 Wisconsin Act 16, section 9110 (7g), for the grants under 2003

1 Wisconsin Act 33, section 9109 (1d) and (2q), and for reimbursements under s.  
2 560.167.

3 **SECTION 198f.** 20.143 (1) (if) of the statutes is repealed.

4 **SECTION 198g.** 20.143 (1) (r) of the statutes is repealed.

5 **SECTION 199j.** 20.143 (1) (tm) of the statutes is created to read:

6 20.143 (1) (tm) *Wisconsin development fund grants and loans; recycling and*  
7 *renewable energy fund.* Biennially, from the recycling and renewable energy fund,  
8 the amounts in the schedule for grants and loans under ss. 560.126 and 560.61 and  
9 for grants under 2007 Wisconsin Act .... (this act), section 9108 (4v).

10 **SECTION 199k.** 20.143 (1) (um) of the statutes is created to read:

11 20.143 (1) (um) *Wisconsin development fund, administration; recycling and*  
12 *renewable energy fund.* From the recycling and renewable energy fund, the amounts  
13 in the schedule for administering the programs under s. 560.126 and subch. V of ch.  
14 560.

15 **SECTION 200m.** 20.143 (2) (gg) of the statutes is created to read:

16 20.143 (2) (gg) *Housing program services; other entities.* All moneys received  
17 from entities other than state agencies for housing program services, for the purpose  
18 of providing housing program services.

19 **SECTION 201.** 20.143 (2) (gm) of the statutes is created to read:

20 20.143 (2) (gm) *Housing grants and loans; surplus transfer.* Biennially, the  
21 amounts in the schedule for grants and loans under s. 560.9803, for grants under s.  
22 560.9805, and for the grant under 2007 Wisconsin Act .... (this act), section 9108 (5i).  
23 All moneys received from the Wisconsin Housing and Economic Development  
24 Authority under s. 234.165 (3) (a) shall be credited to this appropriation account.

1           **SECTION 202.** 20.143 (2) (gm) of the statutes, as created by 2007 Wisconsin Act  
2 .... (this act), is repealed.

3           **SECTION 202s.** 20.143 (2) (L) of the statutes is created to read:

4           20.143 (2) (L) *Shelter for homeless and transitional housing grants; surplus*  
5 *transfer.* Biennially, the amounts in the schedule for transitional housing grants  
6 under s. 560.9806 and for grants to agencies and shelter facilities for homeless  
7 individuals and families as provided under s. 560.9808. All moneys received from  
8 the Wisconsin Housing and Economic Development Authority under s. 234.165 (3)  
9 (b) shall be credited to this account.

10          **SECTION 202t.** 20.143 (2) (L) of the statutes, as created by 2007 Wisconsin Act  
11 .... (this act), is repealed.

12          **SECTION 206e.** 20.143 (3) (j) of the statutes is amended to read:

13          20.143 (3) (j) *Safety and building operations.* The amounts in the schedule for  
14 the purposes of chs. 101, 145, and 168 and ss. 236.12 (2) (a), 236.13 (1) (d) and (2m),  
15 and 236.335, for the purpose of transferring the amounts in the schedule under par.  
16 (kg) to the appropriation account under par. (kg), and for the purpose of transferring  
17 the amounts in the schedule under par. (km) to the appropriation account under par.  
18 (km). All moneys received under ch. 145, ss. 101.177 (4) (a) 4., 101.178, 101.19,  
19 101.63 (9), 101.654 (3), 101.73 (12), 101.82 (4), 101.955 (2), 101.973 (7), and 236.12  
20 (7), except moneys received under s. 101.9208 (2m), and all moneys transferred  
21 under 2005 Wisconsin Act 45, section 76 (6), shall be credited to this appropriation.

22          **SECTION 206f.** 20.143 (3) (kg) of the statutes is created to read:

23          20.143 (3) (kg) *Construction career academy grant.* Biennially, the amounts in  
24 the schedule for the purpose of the construction career academy grant program

1 under s. 101.31. All moneys transferred from par. (j) to this appropriation shall be  
2 credited to this appropriation.

3 **SECTION 206g.** 20.143 (3) (km) of the statutes is created to read:

4 20.143 (3) (km) *Crex Meadows youth conservation camp grant.* Biennially, the  
5 amounts in the schedule for the purpose of providing funding for the Crex Meadows  
6 youth conservation camp. All moneys transferred from par. (j) to this appropriation  
7 shall be credited to this appropriation.

8 **SECTION 207.** 20.143 (3) (t) of the statutes is amended to read:

9 20.143 (3) (t) *Petroleum inspection fund — revenue obligation repayment.*  
10 From the petroleum inspection fund, a sum sufficient to repay the fund in the state  
11 treasury created under s. 18.57 (1), or the separate and distinct fund outside the state  
12 treasury under s. 18.562 (3), the amount needed to retire revenue obligations issued  
13 under subch. II or IV of ch. 18, as authorized under s. 101.143 (9m), and to make  
14 payments under an agreement or ancillary arrangement entered into under s. 18.55  
15 (6) with respect to revenue obligations issued under s. 101.143 (9m).

16 **SECTION 208.** 20.143 (3) (u) of the statutes is amended to read:

17 20.143 (3) (u) *Revenue obligation debt service — petroleum inspection fund.*  
18 From the fund in the state treasury created under s. 18.57 (1), all moneys received  
19 by the fund for the purpose of the retirement of revenue obligations, providing for  
20 reserves and for operations relating to the management and retirement of revenue  
21 obligations issued under subch. II or IV of ch. 18, as authorized under s. 101.143 (9m),  
22 and to make payments under an agreement or ancillary arrangement entered into  
23 under s. 18.55 (6) with respect to revenue obligations issued under s. 101.143 (9m).  
24 All moneys received by the fund are irrevocably appropriated in accordance with  
25 subch. II of ch. 18 and further established in resolutions authorizing the issuance of

1 the revenue obligations and setting forth the distribution of funds to be received  
2 thereafter. Estimated disbursements under this paragraph shall not be included in  
3 the schedule under s. 20.005.

4 **SECTION 210.** 20.145 (1) (g) of the statutes is renumbered 20.145 (1) (g) (intro.)  
5 and amended to read:

6 20.145 (1) (g) *General program operations.* (intro.) The amounts in the  
7 schedule for general program operations, including organizational support services.  
8 All of the following shall be credited to this appropriation account:

9 1. Ninety percent of all moneys received under ss. 601.31, 601.32, 601.42 (7),  
10 601.45, and 601.47 and by the commissioner for expenses related to insurance  
11 company restructurings, except for restructurings specified in par. (h), ~~shall be~~  
12 ~~credited to this appropriation account.~~

13 **SECTION 211.** 20.145 (1) (g) 2. of the statutes is created to read:

14 20.145 (1) (g) 2. All moneys received under s. 655.27 (2) from the injured  
15 patients and families compensation fund and under s. 604.04 (3) from the local  
16 government property insurance fund and the state life insurance fund as payment  
17 for organizational support services.

18 **SECTION 212.** 20.145 (1) (k) of the statutes is repealed.

19 **SECTION 212p.** 20.145 (2) (a) of the statutes is created to read:

20 20.145 (2) (a) *Supplement for claims payable.* A sum sufficient, not to exceed  
21 \$100,000,000, for paying any portion of a claim for damages arising out of the  
22 rendering of health care services that the injured patients and families  
23 compensation fund under s. 655.27 is required to pay under ch. 655 but that the  
24 injured patients and families compensation fund is unable to pay because of  
25 insufficient moneys.

1           **SECTION 213.** 20.145 (5) of the statutes is repealed.

2           **SECTION 215.** 20.155 (3) (title) of the statutes is repealed and recreated to read:

3           20.155 (3) (title) AFFILIATED GRANT PROGRAMS.

4           **SECTION 216.** 20.155 (3) (q) of the statutes is amended to read:

5           20.155 (3) (q) *General program operations and grants.* From the wireless 911  
6 fund, all moneys received under s. 146.70 (3m) (f) 1. to administer and make grants  
7 under s. 146.70 (3m) (d) and supplemental grants under s. 146.70 (3m) (e). No  
8 moneys may be encumbered or expended from this appropriation after April 1, 2009.

9           **SECTION 217.** 20.155 (3) (s) of the statutes is created to read:

10           20.155 (3) (s) *Energy efficiency and renewable resource programs.* From the  
11 utility public benefits fund, the amounts in the schedule for the costs of  
12 administering s. 196.374. All moneys received under s. 196.374 (3) (b) 4. shall be  
13 credited to this appropriation account.

14           **SECTION 217h.** 20.165 (1) (s) of the statutes is created to read:

15           20.165 (1) (s) *Wholesale drug distributor bonding.* As a continuing  
16 appropriation, all moneys received under s. 450.071 (5) and deposited in the fund  
17 created under s. 25.315, for securing payment of fees or costs that relate to the  
18 issuance of a license to engage in the wholesale distribution of prescription drugs.

19           **SECTION 218.** 20.190 (1) (c) of the statutes is amended to read:

20           20.190 (1) (c) *Housing facilities principal repayment, interest and rebates.* A  
21 sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest  
22 costs incurred in financing housing facilities at the state fair park in West Allis and,  
23 to make the payments determined by the building commission under s. 13.488 (1) (m)  
24 that are attributable to the proceeds of obligations incurred in financing these

1 facilities, and to make payments under an agreement or ancillary arrangement  
2 entered into under s. 18.06 (8) (a).

3 **SECTION 219.** 20.190 (1) (d) of the statutes is amended to read:

4 20.190 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
5 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
6 the acquisition, construction, development, enlargement, or improvement of park  
7 facilities ~~and~~, to make the payments determined by the building commission under  
8 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
9 financing this acquisition, construction, development, enlargement, or  
10 improvement, and to make payments under an agreement or ancillary arrangement  
11 entered into under s. 18.06 (8) (a).

12 **SECTION 219t.** 20.190 (1) (h) of the statutes is amended to read:

13 20.190 (1) (h) *State fair operations.* All moneys received by the state fair park  
14 board for or on account of the state fair, state fair park or other events ~~and all moneys~~  
15 ~~received from any lease of the Olympic Ice Training Center under s. 42.11 (3) to be~~  
16 used to support the operation, management and development of state fair park and  
17 for the grant program under s. 42.12. The unencumbered balance of this  
18 appropriation on June 30 of each year shall be transferred to the appropriation under  
19 par. (i).

20 **SECTION 220.** 20.190 (1) (i) of the statutes is amended to read:

21 20.190 (1) (i) *State fair capital expenses.* The surplus of receipts transferred  
22 from par. (h), to be used for the acquisition of land, the payment of construction costs,  
23 including architectural and engineering services, furnishings, and equipment,  
24 maintenance of state-owned housing and temporary financing necessary to provide  
25 facilities for exposition purposes. The state fair park board may use moneys in this



1 appropriation to reimburse s. 20.866 (1) (u) for payment of principal and interest  
2 costs incurred in financing state fair park facilities and to make payments under an  
3 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

4 **SECTION 221.** 20.190 (1) (j) of the statutes is amended to read:

5 20.190 (1) (j) *State fair principal repayment, interest and rebates.* A sum  
6 sufficient from revenues earned under par. (h) to reimburse s. 20.866 (1) (u) for the  
7 payment of principal and interest costs incurred in financing state fair park facilities  
8 and, to make the payments determined by the building commission under s. 13.488  
9 (1) (m) that are attributable to the proceeds of obligations incurred in financing state  
10 fair park facilities, and to make payments under an agreement or ancillary  
11 arrangement entered into under s. 18.06 (8) (a).

12 **SECTION 221m.** 20.215 (1) (fm) of the statutes is created to read:

13 20.215 (1) (fm) *Onetime grants.* The amounts in the schedule for the grants  
14 under 2007 Wisconsin Act .... (this act), section 9104 (1j).

15 **SECTION 221p.** 20.215 (1) (fm) of the statutes, as created by 2007 Wisconsin Act  
16 .... (this act), is repealed.

17 **SECTION 221s.** 20.225 (1) (b) of the statutes is amended to read:

18 20.225 (1) (b) *Energy costs.* The amounts in the schedule to pay for utilities and  
19 for fuel, heat, and air conditioning, to pay assessments levied by the department of  
20 administration under s. 16.847 (3) for debt service costs and energy cost savings  
21 generated at facilities of the board, and to pay costs incurred under ss. 16.858 and  
22 16.895, by or on behalf of the board.

23 **SECTION 222.** 20.225 (1) (c) of the statutes is amended to read:

24 20.225 (1) (c) *Principal repayment and interest.* A sum sufficient to reimburse  
25 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing

1 the acquisition, construction, development, enlargement or improvement of facilities  
2 approved by the building commission for operation by the educational  
3 communications board and to make payments under an agreement or ancillary  
4 arrangement entered into under s. 18.06 (8) (a).

5 **SECTION 223.** 20.225 (1) (i) of the statutes is amended to read:

6 20.225 (1) (i) *Program revenue facilities; principal repayment, interest, and*  
7 *rebates.* A sum sufficient from gifts and grants to reimburse s. 20.866 (1) (u) for the  
8 payment of principal and interest costs incurred in financing the acquisition,  
9 construction, development, enlargement, or improvement of facilities approved by  
10 the building commission for operation by the educational communications board  
11 and, to make payments determined by the building commission under s. 13.488 (1)  
12 (m) that are attributable to the proceeds of obligations incurred in financing the  
13 facilities, and to make payments under an agreement or ancillary arrangement  
14 entered into under s. 18.06 (8) (a).

15 **SECTION 224.** 20.235 (1) (fe) of the statutes is amended to read:

16 20.235 (1) (fe) *Wisconsin higher education grants; University of Wisconsin*  
17 *System students.* A sum sufficient equal to ~~\$45,057,200~~ \$50,000,000 in the ~~2005–06~~  
18 ~~2007–08~~ fiscal year, equal to ~~\$39,280,600~~ \$55,000,000 in the ~~2006–07~~ 2008–09 fiscal  
19 year, and equal to the amount calculated under s. 39.435 (7) for the Wisconsin higher  
20 education grant program under s. 39.435 for University of Wisconsin System  
21 students, except for grants awarded under s. 39.435 (2) or (5), thereafter.

22 **SECTION 225.** 20.235 (1) (fm) of the statutes is created to read:

23 20.235 (1) (fm) *Wisconsin covenant scholars grants.* The amounts in the  
24 schedule for Wisconsin covenant scholars grants under s. 39.437.

25 **SECTION 226.** 20.235 (1) (fz) of the statutes is created to read:

1           20.235 (1) (fz) *Remission of fees for veterans and dependents.* Biennially, the  
2 amounts in the schedule to reimburse the Board of Regents of the University of  
3 Wisconsin System and technical college district boards under s. 39.50 for fee  
4 remissions made under ss. 36.27 (3n) or (3p) and 38.24 (7) or (8).

5           **SECTION 227.** 20.245 (1) (b) of the statutes is created to read:

6           20.245 (1) (b) *Wisconsin Black Historical Society and Museum.* The amounts  
7 in the schedule for grants to the Wisconsin Black Historical Society and Museum  
8 under s. 44.02 (28).

9           **SECTION 227m.** 20.245 (1) (c) of the statutes is amended to read:

10          20.245 (1) (c) *Energy costs.* The amounts in the schedule to pay for utilities and  
11 for fuel, heat, and air conditioning, to pay assessments levied by the department of  
12 administration under s. 16.847 (3) for debt service costs and energy cost savings  
13 generated at facilities of the society, and to pay costs incurred by or on behalf of the  
14 historical society under ss. 16.858 and 16.895.

15          **SECTION 228.** 20.245 (1) (e) of the statutes is amended to read:

16          20.245 (1) (e) *Principal repayment, interest, and rebates.* A sum sufficient to  
17 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
18 in financing the acquisition, construction, development, enlargement, or  
19 improvement of facilities of the historical society; and for the payment of principal  
20 and interest costs incurred in financing the acquisition and installation of systems  
21 and equipment necessary to prepare historic records for transfer to new storage  
22 facilities; ~~and,~~ to make the payments determined by the building commission under  
23 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
24 financing this acquisition and installation, and to make payments under an  
25 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

1           **SECTION 229.** 20.245 (1) (j) of the statutes is amended to read:

2           20.245 (1) (j) *Self-amortizing facilities; principal repayment, interest, and*  
3 *rebates.* A sum sufficient from the revenues received under pars. (h) and (r) to  
4 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
5 in financing the acquisition, construction, development, enlargement, or  
6 improvement of facilities of the historical society ~~and~~, to make the payments  
7 determined by the building commission under s. 13.488 (1) (m) that are attributable  
8 to the proceeds of obligations incurred in financing such facilities, and to make  
9 payments under an agreement or ancillary arrangement entered into under s. 18.06  
10 (8) (a).

11           **SECTION 230.** 20.245 (1) (k) of the statutes is created to read:

12           20.245 (1) (k) *Storage facility.* The amounts in the schedule to support the  
13 operation of a storage facility for the collections of the historical society. All moneys  
14 transferred from the appropriation account under s. 20.505 (8) (hm) 4d. shall be  
15 credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the  
16 unencumbered balance on June 30 of each year shall revert to the appropriation  
17 account under s. 20.505 (8) (hm).

18           **SECTION 231.** 20.245 (1) (kw) of the statutes is created to read:

19           20.245 (1) (kw) *Records management–service funds.* All moneys received from  
20 other state agencies for planning activities relating to the management of public  
21 records and other information in the possession of the historical society, the  
22 management of those records and other information, and other program services  
23 relating to those records and other information for those purposes.

24           **SECTION 232.** 20.250 (1) (c) of the statutes is amended to read:

1           20.250 (1) (c) *Principal repayment, interest, and rebates; biomedical research*  
2 *and technology incubator.* A sum sufficient to reimburse s. 20.866 (1) (u) for the  
3 payment of principal and interest costs incurred in financing the ~~construction~~ grants  
4 under s. 13.48 (31), ~~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~~ grants under s. 13.48 (31), and to  
7 make payments under an agreement or ancillary arrangement entered into under  
8 s. 18.06 (8) (a).

9           **SECTION 233.** 20.250 (1) (e) of the statutes is amended to read:

10           20.250 (1) (e) *Principal repayment and interest.* A sum sufficient to reimburse  
11 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in aiding the  
12 construction of a basic science education facility and in aiding the funding of a health  
13 information technology center and to make payments under an agreement or  
14 ancillary arrangement entered into under s. 18.06 (8) (a).

15           **SECTION 234m.** 20.255 (1) (c) of the statutes is amended to read:

16           20.255 (1) (c) *Energy costs; Wisconsin Educational Services Program for the*  
17 *Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired.*  
18 The amounts in the schedule to be used at the facilities of the Wisconsin Educational  
19 Services Program for the Deaf and Hard of Hearing and the Wisconsin Center for the  
20 Blind and Visually Impaired to pay for utilities and for fuel, heat and air  
21 conditioning, to pay assessments levied by the department of administration under  
22 s. 16.847 (3) for debt service costs and energy cost savings generated at departmental  
23 facilities. and to pay costs incurred by or on behalf of the department under ss. 16.858  
24 and 16.895.

25           **SECTION 235.** 20.255 (1) (d) of the statutes is amended to read:

1           20.255 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
2 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
3 the acquisition, construction, development, enlargement or improvement of  
4 institutional facilities for individuals with hearing impairments under s. 115.52,  
5 individuals with visual impairments under s. 115.525, and reference and loan library  
6 facilities under s. 43.05 (11) and to make payments under an agreement or ancillary  
7 arrangement entered into under s. 18.06 (8) (a).

8           **SECTION 235m.** 20.255 (1) (gh) of the statutes is repealed.

9           **SECTION 236m.** 20.255 (2) (ad) of the statutes is amended to read:

10           20.255 (2) (ad) *Supplemental aid.* The amounts in the schedule for aid to school  
11 districts under s. 115.435 and for the payment to the Butternut school district under  
12 2007 Wisconsin Act .... (this act), section 9137 (4k).

13           **SECTION 236nb.** 20.255 (2) (ae) of the statutes is created to read:

14           20.255 (2) (ae) *Sparsity aid.* The amounts in the schedule for sparsity aid to  
15 school districts under s. 115.436.

16           **SECTION 236nd.** 20.255 (2) (af) of the statutes is created to read:

17           20.255 (2) (af) *Belmont school library aid.* The amounts in the schedule for aid  
18 to the Belmont School District to create an on–line school library catalog. No moneys  
19 may be encumbered from this appropriation after June 30, 2008.

20           **SECTION 236nm.** 20.255 (2) (bb) of the statutes is created to read:

21           20.255 (2) (bb) *Aid for high poverty school districts.* The amounts in the  
22 schedule for aid to high poverty school districts under s. 121.136.

23           **SECTION 236o.** 20.255 (2) (be) of the statutes is created to read:

24           20.255 (2) (be) *Supplemental special education aid.* The amounts in the  
25 schedule for supplemental special education aid under s. 115.883.

1           **SECTION 236p.** 20.255 (2) (bs) of the statutes is created to read:

2           20.255 (2) (bs) *School district consolidation grants.* The amounts in the  
3 schedule for grants for school district consolidation feasibility studies under 2007  
4 Wisconsin Act .... [this act], section 9137 (3k). No funds may be encumbered from this  
5 appropriation after June 30, 2009.

6           **SECTION 241.** 20.255 (2) (df) of the statutes is created to read:

7           20.255 (2) (df) *Grants for improving pupil academic achievement.* The amounts  
8 in the schedule for grants to the school district operating under ch. 119 to improve  
9 pupil academic achievement under s. 115.395.

10          **SECTION 241m.** 20.255 (2) (dL) of the statutes is created to read:

11          20.255 (2) (dL) *Grants for nursing services.* The amounts in the schedule for  
12 grants to school districts for nursing services under s. 115.28 (47).

13          **SECTION 242.** 20.255 (2) (dp) of the statutes is created to read:

14          20.255 (2) (dp) *Four-year-old kindergarten grants.* The amounts in the  
15 schedule for 4-year-old kindergarten grants under s. 115.445.

16          **SECTION 243.** 20.255 (2) (fz) of the statutes is created to read:

17          20.255 (2) (fz) *Grants for science, technology, engineering, and mathematics*  
18 *programs.* The amounts in the schedule for grants to school districts for science,  
19 technology, engineering, and mathematics programs under s. 115.28 (46).

20          **SECTION 243c.** 20.255 (2) (u) of the statutes is created to read:

21          20.255 (2) (u) *La Causa Charter School.* From the universal service fund, the  
22 amounts in the schedule for La Causa Charter School in the city of Milwaukee under  
23 2007 Wisconsin Act .... (this act), section 9137 (7c) (a). No moneys may be  
24 encumbered from this appropriation after June 30, 2008.

25          **SECTION 243f.** 20.255 (3) (a) of the statutes is created to read:

1           20.255 (3) (a) *One-time grants to organizations.* The amounts in the schedule  
2 for the grants under 2007 Wisconsin Act .... (this act), section 9137 (5i).

3           **SECTION 243g.** 20.255 (3) (a) of the statutes, as created by 2007 Wisconsin Act  
4 .... (this act), is repealed.

5           **SECTION 245.** 20.255 (3) (c) of the statutes is amended to read:

6           20.255 (3) (c) *National Grants for national teacher certification or master*  
7 *educator licensure.* A sum sufficient for payments grants to teachers who are  
8 certified by the National Board for Professional Teaching Standards or licensed as  
9 master educators as provided under s. 115.42.

10          **SECTION 246m.** 20.255 (3) (dn) of the statutes is amended to read:

11          20.255 (3) (dn) *Project Lead the Way grants.* The amounts in the schedule for  
12 annual grants to Project Lead the Way to provide discounted professional  
13 development services and software for participating high schools in this state. No  
14 moneys may be encumbered under this paragraph after June 30, ~~2007~~ 2009.

15          **SECTION 247.** 20.255 (3) (fz) of the statutes is amended to read:

16          20.255 (3) (fz) *Minority group pupil Precollege scholarships.* The amounts in  
17 the schedule for the payment of ~~minority group pupil precollege~~ scholarships under  
18 s. 115.43.

19          **SECTION 248.** 20.255 (3) (q) of the statutes is amended to read:

20          20.255 (3) (q) (title) *Periodical and reference information databases; Newsline*  
21 *for the Blind.* From the universal service fund, the amounts in the schedule for the  
22 Newsline for the Blind, provided by the Regional Library for the Blind and Physically  
23 Handicapped, and to contract for periodical and reference information databases  
24 under s. 115.28 (26).

25          **SECTION 248m.** 20.285 (1) (c) of the statutes is amended to read:



1           20.285 (1) (c) *Energy costs.* The amounts in the schedule to pay for utilities and  
2 for fuel, heat, and air conditioning, to pay assessments levied by the department of  
3 administration under s. 16.847 (3) for debt service costs and energy cost savings  
4 generated at university facilities. and to pay costs incurred under ss. 16.858 and  
5 16.895, including all operating costs recommended by the department of  
6 administration that result from the installation of pollution abatement equipment  
7 in state-owned or operated heating, cooling, or power plants, by or on behalf of the  
8 board of regents, and including the cost of purchasing electricity, steam, and chilled  
9 water generated by the cogeneration facility constructed pursuant to an agreement  
10 under 2001 Wisconsin Act 109, section 9156 (2z) (g).

11           **SECTION 249.** 20.285 (1) (d) of the statutes is amended to read:

12           20.285 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
13 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
14 the acquisition, construction, development, enlargement or improvement of  
15 university academic facilities and to make payments under an agreement or  
16 ancillary arrangement entered into under s. 18.06 (8) (a).

17           **SECTION 250.** 20.285 (1) (db) of the statutes is amended to read:

18           20.285 (1) (db) *Self-amortizing facilities principal and interest.* A sum  
19 sufficient to reimburse s. 20.866 (1) (u) for any amounts advanced to meet principal  
20 and interest costs on self-amortizing university facilities whenever the combined  
21 balances of all accounts of activities, of any campus, included in par. (h) and sub. (6)  
22 (g) are insufficient, as determined by the department of administration, to make  
23 transfers to pars. (kd) and (ke) as required by par. (h) and sub. (6) (g), and to make  
24 payments under an agreement or ancillary arrangement entered into under s. 18.06  
25 (8) (a). Amounts advanced under the authority of this paragraph shall be repaid to

1 the general fund in installments to be determined jointly by the department of  
2 administration and the campus concerned. For projects authorized by the building  
3 commission before July 1, 1998, annually an amount equal to 80% of the principal  
4 and interest costs for maintenance of University of Wisconsin–Madison  
5 intercollegiate athletic facilities shall be paid from the appropriation under this  
6 paragraph. For projects authorized by the building commission on or after July 1,  
7 1998, annually an amount equal to 70% of the principal and interest costs for  
8 maintenance of University of Wisconsin–Madison intercollegiate athletic facilities  
9 shall be paid from the appropriation under this paragraph.

10 **SECTION 252.** 20.285 (1) (h) of the statutes is amended to read:

11 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and  
12 (6) (g), all moneys received by the University of Wisconsin System for or on account  
13 of any housing facility, commons, dining halls, cafeteria, student union, athletic  
14 activities, stationery stand or bookstore, parking facilities or car fleet, or such other  
15 auxiliary enterprise activities as the board designates and including such fee  
16 revenues as allocated by the board and including such moneys received under leases  
17 entered into previously with nonprofit building corporations as the board designates  
18 to be receipts under this paragraph, but not including any moneys received from the  
19 sale of real property during the period before July 1, 2007, and the period beginning  
20 on the effective date of this paragraph .... [revisor inserts date], and ending on June  
21 30, 2009, to be used for the operation, maintenance, and capital expenditures of  
22 activities specified in this paragraph, including the transfer of funds to pars. (kd) and  
23 (ke), and to nonprofit building corporations to be used by the corporations for the  
24 retirement of existing indebtedness and such other payments as may be required  
25 under existing loan agreements, for optional rental payments in addition to the

1 mandatory rental payments under the leases and subleases in connection with the  
2 providing of facilities for such activities, and for grants under ss. 36.25 (14) and  
3 36.34. A separate account shall be maintained for each campus and extension. Upon  
4 the request of the extension or any campus within the system, the board of regents  
5 may transfer surplus moneys appropriated under this paragraph to the  
6 appropriation account under par. (kp).

7 **SECTION 253.** 20.285 (1) (im) of the statutes is amended to read:

8 20.285 (1) (im) *Academic student fees.* Except as provided under pars. (ip), (Lm)  
9 and (Ls) and sub. (2) (j), all moneys received from academic student fees for degree  
10 credit instruction, other than for credit outreach instruction sponsored by the  
11 University of Wisconsin–Extension, and to reimburse s. 20.866 (1) (u) for the  
12 payment of principal and interest costs incurred in financing the construction of  
13 tri–state initiative facilities at the University of Wisconsin–Platteville as  
14 enumerated in 2005 Wisconsin Act 25, section 9105 (1) (h), and to make payments  
15 determined by the building commission under s. 13.488 (1) (m) that are attributable  
16 to the proceeds of obligations incurred in financing the facilities, and to make  
17 payments under an agreement or ancillary arrangement entered into under s. 18.06  
18 (8) (a).

19 **SECTION 254.** 20.285 (1) (iz) of the statutes is amended to read:

20 20.285 (1) (iz) *General operations receipts.* All moneys received for or on  
21 account of the University of Wisconsin System, unless otherwise specifically  
22 appropriated, including all moneys received from the sale of real property during the  
23 period prior to July 1, 2007, and the period beginning on the effective date of this  
24 paragraph .... [revisor inserts date], and ending on June 30, 2009, to be used for  
25 general operations. In fiscal years 2007–08, 2008–09, 2009–10, and 2010–11, the

1 board shall annually transfer \$15,000,000 from this appropriation account to the  
2 medical assistance trust fund.

3 **SECTION 255.** 20.285 (1) (j) of the statutes is amended to read:

4 20.285 (1) (j) *Gifts and donations.* All moneys received from gifts, grants,  
5 bequests and devises, except moneys received from the sale of real property during  
6 the period before July 1, 2007, and the period beginning on the effective date of this  
7 paragraph .... [revisor inserts date], and ending on June 30, 2009, to be administered  
8 and expended in accordance with the terms of the gift, grant, bequest or devise to  
9 carry out the purposes for which made and received.

10 **SECTION 256.** 20.285 (1) (je) of the statutes is amended to read:

11 20.285 (1) (je) *Veterinary diagnostic laboratory; fees.* All moneys received  
12 under s. 36.58 (3), other than from state agencies, to be used for general program  
13 operations of the veterinary diagnostic laboratory and to reimburse s. 20.866 (1) (u)  
14 for the payment of principal and interest costs incurred in financing the construction  
15 of the veterinary diagnostic laboratory enumerated in 2001 Wisconsin Act 16, section  
16 9107 (1) (m) 1. ~~and~~, to make payments determined by the building commission under  
17 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
18 financing that facility, and to make payments under an agreement or ancillary  
19 arrangement entered into under s. 18.06 (8) (a).

20 **SECTION 257.** 20.285 (1) (jq) of the statutes is amended to read:

21 20.285 (1) (jq) *Steam and chilled–water plant; principal repayment, interest,*  
22 *and rebates; nonstate entities.* All moneys received from utility charges to the  
23 University of Wisconsin Hospitals and Clinics Authority and agencies of the federal  
24 government that are approved by the department of administration under s. 36.11  
25 (48) to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs

1 incurred in purchasing the Walnut Street steam and chilled–water plant  
2 enumerated under 2003 Wisconsin Act 33, section 9106 (1) (g) 2., and to make  
3 payments determined by the building commission under s. 13.488 (1) (m) that are  
4 attributable to the proceeds of obligations incurred in financing the purchase of the  
5 plant, and to make payments under an agreement or ancillary arrangement entered  
6 into under s. 18.06 (8) (a).

7 **SECTION 258.** 20.285 (1) (ka) of the statutes is amended to read:

8 20.285 (1) (ka) *Sale of real property.* All net proceeds from the sale of real  
9 property by the board under s. 36.34, 1969 stats., and s. 36.33, except net proceeds  
10 received during the period before July 1, 2007, and the period beginning on the  
11 effective date of this paragraph .... [revisor inserts date], and ending on June 30,  
12 2009, to be used for the purposes of s. 36.34, 1969 stats., and s. 36.33, including the  
13 expenses enumerated in s. 13.48 (2) (d) incurred in selling the real property under  
14 those sections.

15 **SECTION 259.** 20.285 (1) (kd) of the statutes is amended to read:

16 20.285 (1) (kd) *Principal repayment, interest and rebates.* From the revenues  
17 credited under par. (h) and sub. (6) (g), a sum sufficient to reimburse s. 20.866 (1) (u)  
18 for the payment of principal and interest costs incurred in financing the acquisition,  
19 construction, development, enlargement or improvement of self–amortizing  
20 university facilities and, to make the payments determined by the building  
21 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
22 obligations incurred in financing such facilities, and to make payments under an  
23 agreement or ancillary arrangement entered into under s. 18.06 (8) (a). For projects  
24 authorized by the building commission before July 1, 1998, annually an amount  
25 equal to 20% of the principal and interest costs for maintenance of University of

1 Wisconsin–Madison intercollegiate athletic facilities shall be paid from the  
2 appropriation under this paragraph. For projects authorized by the building  
3 commission on or after July 1, 1998, but before July 1, 2001, annually an amount  
4 equal to 30% of the principal and interest costs for maintenance of University of  
5 Wisconsin–Madison intercollegiate athletic facilities shall be paid from the  
6 appropriation under this paragraph. For projects authorized by the building  
7 commission on or after July 1, 2001, annually an amount equal to 40% of the  
8 principal and interest costs for maintenance of University of Wisconsin–Madison  
9 intercollegiate athletic facilities shall be paid from the appropriation under this  
10 paragraph.

11 **SECTION 260.** 20.285 (1) (km) of the statutes is amended to read:

12 20.285 (1) (km) *Aquaculture demonstration facility; principal repayment and*  
13 *interest.* The amounts in the schedule to reimburse s. 20.866 (1) (u) for the payment  
14 of principal and interest costs incurred in financing the construction of the  
15 aquaculture demonstration facility enumerated under 1999 Wisconsin Act 9, section  
16 9107 (1) (i) 3. ~~and~~, to make the payments determined by the building commission  
17 under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred  
18 in financing that facility, and to make payments under an agreement or ancillary  
19 arrangement entered into under s. 18.06 (8) (a). All moneys transferred from the  
20 appropriation account under s. 20.505 (8) (hm) 1c. shall be credited to this  
21 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
22 balance on June 30 of each year shall revert to the appropriation account under s.  
23 20.505 (8) (hm).

24 **SECTION 261.** 20.285 (1) (ko) of the statutes is amended to read:

1           20.285 (1) (ko) *Steam and chilled–water plant; principal repayment, interest,*  
2 *and rebates.* All moneys received from utility charges to University of  
3 Wisconsin–Madison campus operations that are approved by the department of  
4 administration under s. 36.11 (48) to reimburse s. 20.866 (1) (u) for the payment of  
5 principal and interest costs incurred in purchasing the Walnut Street steam and  
6 chilled–water plant enumerated under 2003 Wisconsin Act 33, section 9106 (1) (g)  
7 2., and to make payments determined by the building commission under s. 13.488  
8 (1) (m) that are attributable to the proceeds of obligations incurred in financing the  
9 purchase of the plant, and to make payments under an agreement or ancillary  
10 arrangement entered into under s. 18.06 (8) (a).

11           **SECTION 261e.** 20.285 (1) (qr) of the statutes is created to read:

12           20.285 (1) (qr) *Discovery farm grants.* From the agricultural chemical cleanup  
13 fund, the amounts in the schedule for making grants under s. 36.25 (47).

14           **SECTION 261r.** 20.285 (1) (tb) of the statutes is amended to read:

15           20.285 (1) (tb) *Extension recycling education.* From the recycling and  
16 renewable energy fund, the amounts in the schedule for University of  
17 Wisconsin–Extension educational and technical assistance programs in recycling  
18 and recycling market development.

19           **SECTION 261t.** 20.285 (1) (tm) of the statutes is amended to read:

20           20.285 (1) (tm) *Solid waste research and experiments.* From the recycling and  
21 renewable energy fund, the amounts in the schedule for research into alternative  
22 methods of solid waste management and for administering solid waste experiment  
23 centers.

24           **SECTION 262.** 20.285 (5) (i) of the statutes is amended to read:

1           20.285 (5) (i) *Nonincome sports*. All moneys received from the sale of parking  
2 provided for all events at athletic facilities at the University of Wisconsin–Madison,  
3 less related expenses appropriated under sub. (1) (h), to be used for the sports  
4 administered by the division of intercollegiate athletics at the University of  
5 Wisconsin–Madison other than men’s basketball, football and hockey ~~and~~ for debt  
6 service on any sports–related facility, and to make payments under an agreement or  
7 ancillary arrangement entered into under s. 18.06 (8) (a). Of the amount  
8 appropriated under this paragraph, the board shall allocate at least \$50,000  
9 annually to support scholarships for women athletes.

10           **SECTION 265m.** 20.292 (1) (gm) of the statutes is amended to read:

11           20.292 (1) (gm) *Fire schools; state operations*. The amounts in the schedule for  
12 supervising and conducting schools for instruction in fire protection and prevention  
13 under s. 38.04 (9). All moneys transferred from s. 20.143 (3) (L) to this appropriation  
14 shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), at the end  
15 of each fiscal year the unencumbered balance in this appropriation shall revert to the  
16 appropriation under s. 20.143 (3) (L).

17           **SECTION 266.** 20.320 (1) (c) of the statutes is amended to read:

18           20.320 (1) (c) *Principal repayment and interest — clean water fund program*.  
19 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
20 interest costs incurred in transferring moneys from s. 20.866 (2) (tc) to the  
21 environmental improvement fund for the purposes of the clean water fund program  
22 under s. 281.58 and to make payments under an agreement or ancillary arrangement  
23 entered into under s. 18.06 (8) (a).

24           **SECTION 267.** 20.320 (1) (q) of the statutes is amended to read:



1           20.320 (1) (q) *Clean water fund program revenue obligation funding.* As a  
2 continuing appropriation, all proceeds from revenue obligations issued for the clean  
3 water fund program under subch. II or IV of ch. 18, as authorized under s. 281.59 (4)  
4 and deposited in the fund in the state treasury created under s. 18.57 (1), providing  
5 for reserves and for expenses of issuance and management of the revenue  
6 obligations, and to make payments under an agreement or ancillary arrangement  
7 entered into under s. 18.55 (6) with respect to revenue obligations issued under s.  
8 281.59 (4), and the remainder to be transferred to the environmental improvement  
9 fund for the purposes of the clean water fund program under s. 281.58. Estimated  
10 disbursements under this paragraph shall not be included in the schedule under s.  
11 20.005.

12           **SECTION 268.** 20.320 (1) (r) of the statutes is amended to read:

13           20.320 (1) (r) *Clean water fund program repayment of revenue obligations.*  
14 From the environmental improvement fund, a sum sufficient to repay the fund in the  
15 state treasury created under s. 18.57 (1) the amount needed to retire revenue  
16 obligations issued for the clean water fund program under subch. II or IV of ch. 18,  
17 as authorized under s. 281.59 (4), and to make payments under an agreement or  
18 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue  
19 obligations issued under s. 281.59 (4).

20           **SECTION 269.** 20.320 (1) (t) of the statutes is amended to read:

21           20.320 (1) (t) *Principal repayment and interest — clean water fund program*  
22 *bonds.* From the environmental improvement fund, the amounts in the schedule to  
23 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
24 in transferring moneys from s. 20.866 (2) (tc) to the environmental improvement  
25 fund for the purposes of the clean water fund program under s. 281.58 and to make

1 payments under an agreement or ancillary arrangement entered into under s. 18.06  
2 (8) (a). Fifty percent of all moneys received from municipalities as payment of  
3 interest on loans or portions of loans under s. 281.58 the revenues of which have not  
4 been pledged to secure revenue obligations shall be credited to this appropriation  
5 account.

6 **SECTION 270.** 20.320 (1) (u) of the statutes is amended to read:

7 20.320 (1) (u) *Principal repayment and interest — clean water fund program*  
8 *revenue obligation repayment.* From the fund in the state treasury created under s.  
9 18.57 (1), all moneys received by the fund and not transferred under s. 281.59 (4) (c)  
10 to the environmental improvement fund, for the purpose of the retirement of revenue  
11 obligations, providing for reserves and for operations relating to the management  
12 and retirement of revenue obligations issued for the clean water fund program under  
13 subch. II or IV of ch. 18, as authorized under s. 281.59 (4), and to make payments  
14 under an agreement or ancillary arrangement entered into under s. 18.55 (6) with  
15 respect to revenue obligations issued under s. 281.59 (4). All moneys received are  
16 irrevocably appropriated in accordance with subch. II of ch. 18 and further  
17 established in resolutions authorizing the issuance of the revenue obligations and  
18 setting forth the distribution of funds to be received thereafter.

19 **SECTION 271.** 20.320 (2) (c) of the statutes is amended to read:

20 20.320 (2) (c) *Principal repayment and interest — safe drinking water loan*  
21 *program.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
22 and interest costs incurred in financing the safe drinking water loan program under  
23 s. 20.866 (2) (td) and to make payments under an agreement or ancillary  
24 arrangement entered into under s. 18.06 (8) (a).

25 **SECTION 272.** 20.370 (1) (cy) of the statutes is created to read:

1           20.370 (1) (cy) *Forestry – cooperating foresters*. All moneys received under s.  
2           28.05 (3) (c) for payment to cooperating foresters to be used for those payments.

3           **SECTION 273.** 20.370 (1) (es) of the statutes is created to read:

4           20.370 (1) (es) *Parks — interpretive programs*. All moneys received from fees  
5           authorized under s. 27.01 (9) (d) for educational and interpretive programs in state  
6           parks to be used for costs associated with those programs.

7           **SECTION 274.** 20.370 (1) (gt) of the statutes is created to read:

8           20.370 (1) (gt) *Habitat conservation plan fees*. All moneys received from gifts,  
9           grants, and bequests to, and all fees paid by partners in, the Karner blue butterfly  
10          habitat conservation plan to be used for the administration and implementation of  
11          the plan.

12          **SECTION 274m.** 20.370 (1) (ms) of the statutes is amended to read:

13          20.370 (1) (ms) *General program operations — state all-terrain vehicle projects*.  
14          The amounts in the schedule from moneys received from all-terrain vehicle fees  
15          under s. 23.33 (2) (c) to (e) ~~and (2j)~~ for state all-terrain vehicle projects.

16          **SECTION 277.** 20.370 (2) (dg) of the statutes is amended to read:

17          20.370 (2) (dg) *Solid waste management — solid and hazardous waste disposal*  
18          *administration*. All moneys received from fees under ss. 289.42 (1), 289.43 (7) (e) 1.  
19          and 2., 289.61, 291.05 (7) and 291.33, ~~except for moneys appropriated under sub. (9)~~  
20          ~~(mj)~~, for the purpose of administering ss. 289.42 (1), 289.43, 289.47, 289.53, 289.95,  
21          291.23, 291.25, 291.29, 291.31 and 291.87 and subch. III of ch. 289.

22          **SECTION 278.** 20.370 (2) (di) of the statutes is repealed.

23          **SECTION 278g.** 20.370 (2) (hq) of the statutes is amended to read:

1           20.370 (2) (hq) *Recycling; administration.* From the recycling and renewable  
2 energy fund, the amounts in the schedule for the administration of subch. II of ch.  
3 287, other than ss. 287.21, 287.23 and 287.25.

4           **SECTION 280.** 20.370 (3) (at) of the statutes is amended to read:

5           20.370 (3) (at) *Education and safety programs.* For programs or courses of  
6 instruction under ss. 23.33 (5) (d), 29.591 (3), 30.74 (1) (a) and 350.055 (1). All  
7 moneys remitted to the department under ss. 23.33 (5) (d), 29.563 (12) (c) 2., 29.591  
8 (3), 30.74 (1) (b), and 350.055 (1) shall be credited to this appropriation.

9           **SECTION 281.** 20.370 (3) (mm) of the statutes is amended to read:

10           20.370 (3) (mm) *General program operations — federal funds.* All From the  
11 general fund, all moneys received as federal aid for enforcement activities, as  
12 authorized by the governor under s. 16.54, to be expended for those activities.

13           **SECTION 281g.** 20.370 (3) (mr) of the statutes is amended to read:

14           20.370 (3) (mr) *Recycling; enforcement and research.* From the recycling and  
15 renewable energy fund, the amounts in the schedule for research and enforcement  
16 under subch. II of ch. 287, other than under ss. 287.21, 287.23 and 287.25.

17           **SECTION 281q.** 20.370 (5) (ad) of the statutes is created to read:

18           20.370 (5) (ad) *Resource aids—interpretive center.* From the general fund, the  
19 amounts in the schedule for a grant to the Florence Wild Rivers Interpretive Center  
20 under s. 30.255.

21           **SECTION 281qm.** 20.370 (5) (av) of the statutes is amended to read:

22           20.370 (5) (av) *Resource aids — private forest grants.* Biennially, the amounts  
23 in the schedule for private forest grants under s. 26.38.

24           **SECTION 281r.** 20.370 (5) (bw) of the statutes is amended to read:

1           20.370 (5) (bw) *Resource aids — urban forestry, county sustainable forestry, and*  
2 *county forest administrator administration grants.* The amounts in the schedule for  
3 urban forestry grants under s. 23.097, county sustainable forestry grants under s.  
4 28.11 (5r), and county forest administrator administration grants under s. 28.11  
5 (5m).

6           **SECTION 282.** 20.370 (5) (bz) of the statutes is created to read:

7           20.370 (5) (bz) *Resource aids — forestry outdoor activity grants.* As a  
8 continuing appropriation, the amounts in the schedule for grants awarded by the  
9 managed forest land board under s. 77.895.

10          **SECTION 282e.** 20.370 (5) (cq) of the statutes is amended to read:

11          20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As  
12 a continuing appropriation, the amounts in the schedule for recreational boating  
13 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the  
14 Portage levee system and the Portage canal under s. 31.309, for development of a  
15 state park under s. 23.198, for the Southeastern Wisconsin Fox River commission  
16 under 2005 Wisconsin Act 25, section 9135 (4w) and 2007 Wisconsin Act .... (this act).  
17 section 9135 (2v), for funding for the Fox River Navigational System Authority under  
18 s. 237.08 (2), and for the engineering and environmental study under s. 31.307.

19          **SECTION 282f.** 20.370 (5) (cq) of the statutes, as affected by 2007 Wisconsin Act  
20 .... (this act), is amended to read:

21          20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As  
22 a continuing appropriation, the amounts in the schedule for recreational boating  
23 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the  
24 Portage levee system and the Portage canal under s. 31.309, for development of a  
25 state park under s. 23.198, ~~for the Southeastern Wisconsin Fox River commission~~

1 ~~under 2005 Wisconsin Act 25, section 9135 (4w) and 2007 Wisconsin Act .... (this act),~~  
2 ~~section 9135 (2v), for funding for the Fox River Navigational System Authority under~~  
3 ~~s. 237.08 (2), and for the engineering and environmental study under s. 31.307.~~

4 **SECTION 282k.** 20.370 (5) (cu) of the statutes is amended to read:

5 20.370 (5) (cu) *Recreation aids — all-terrain vehicle project aids.* As a  
6 continuing appropriation, the amounts in the schedule from moneys received from  
7 all-terrain vehicle fees under s. 23.33 (2) (c) to (e) and (2j) to provide aid to towns,  
8 villages, cities, counties, and federal agencies for nonstate all-terrain vehicle  
9 projects, to make incentive payments to landowners under s. 23.33 (5r), and to  
10 provide grants under s. 23.33 (11m) (g) to counties and municipalities participating  
11 in the lightweight utility vehicle pilot program.

12 **SECTION 282km.** 20.370 (5) (cu) of the statutes, as affected by 2007 Wisconsin  
13 Act .... (this act), is amended to read:

14 20.370 (5) (cu) *Recreation aids — all-terrain vehicle project aids.* As a  
15 continuing appropriation, the amounts in the schedule from moneys received from  
16 all-terrain vehicle fees under s. 23.33 (2) (c) to (e) ~~and (2j)~~ to provide aid to towns,  
17 villages, cities, counties, and federal agencies for nonstate all-terrain vehicle  
18 projects, ~~to make incentive payments to landowners under s. 23.33 (5r), and to~~  
19 ~~provide grants under s. 23.33 (11m) (g) to counties and municipalities participating~~  
20 ~~in the lightweight utility vehicle pilot program.~~

21 **SECTION 282L.** 20.370 (5) (cv) of the statutes is created to read:

22 20.370 (5) (cv) *Recreation aids — all-terrain vehicle landowner incentive*  
23 *program.* All moneys received as fees under s. 23.33 (2j) to be used for incentive  
24 payments to landowners for public all-terrain vehicle corridors under s. 23.33 (5r).

25 **SECTION 282Lm.** 20.370 (6) (ar) of the statutes is amended to read:

1           20.370 (6) (ar) *Environmental aids — lake protection.* From the conservation  
2 fund, as a continuing appropriation, the amounts in the schedule for grants under  
3 ~~s. 23.22 (2) (e)~~ and for grants and contracts under ss. 281.68 and 281.69.

4           **SECTION 282m.** 20.370 (6) (as) of the statutes is created to read:

5           20.370 (6) (as) *Environmental aids—invasive aquatic species.* Biennially, from  
6 the conservation fund, the amounts in the schedule for grants under s. 23.22 (2) (c)  
7 to control invasive species that are aquatic species.

8           **SECTION 282nf.** 20.370 (6) (br) of the statutes is amended to read:

9           20.370 (6) (br) *Environmental aids — waste reduction and recycling.* From the  
10 recycling and renewable energy fund, as a continuing appropriation, the amounts in  
11 the schedule for waste reduction and recycling demonstration grants under s. 287.25  
12 and for business waste reduction and recycling assistance under s. 287.26.

13           **SECTION 282nh.** 20.370 (6) (bu) of the statutes is amended to read:

14           20.370 (6) (bu) *Financial assistance for responsible units.* From the recycling  
15 and renewable energy fund, the amounts in the schedule for grants to responsible  
16 units under s. 287.23.

17           **SECTION 282nj.** 20.370 (6) (bv) of the statutes is amended to read:

18           20.370 (6) (bv) *Recycling efficiency incentive grants.* From the recycling and  
19 renewable energy fund, the amounts in the schedule for recycling efficiency incentive  
20 grants under s. 287.235.

21           **SECTION 282p.** 20.370 (6) (cr) (title) of the statutes is amended to read:

22           20.370 (6) (cr) (title) *Environmental aids — compensation for well*  
23 *contamination and abandonment.*

24           **SECTION 282r.** 20.370 (6) (dq) of the statutes is amended to read:

1           20.370 (6) (dq) *Environmental aids – urban nonpoint source*. Biennially, from  
2 the environmental fund, the amounts in the schedule to provide financial assistance  
3 for urban nonpoint source water pollution abatement and storm water management  
4 under s. 281.66 and for municipal flood control and riparian restoration under s.  
5 281.665 and to make the grant under 2007 Wisconsin Act ... (this act), section 9135  
6 (1i).

7           **SECTION 282w.** 20.370 (6) (ev) of the statutes is created to read:

8           20.370 (6) (ev) *Reimbursement for disposal of contaminated sediment*. From  
9 the recycling fund, the amounts in the schedule for reimbursement for out-of-state  
10 disposal of contaminated sediment under s. 292.68.

11           **SECTION 283.** 20.370 (7) (aa) of the statutes is amended to read:

12           20.370 (7) (aa) *Resource acquisition and development — principal repayment*  
13 *and interest*. A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
14 principal and interest costs incurred in financing the placement of structures and fill  
15 under s. 30.203, in financing the acquisition, construction, development,  
16 enlargement, or improvement of state recreation facilities under s. 20.866 (2) (tp) and  
17 (tr), in financing state aids for land acquisition and development of local parks under  
18 s. 20.866 (2) (tq), in financing land acquisition activities under s. 20.866 (2) (ts) and  
19 (tt), in financing the aid program for dams under s. 20.866 (2) (tx), in financing ice  
20 age trail development under s. 20.866 (2) (tw), in financing the Warren  
21 Knowles–Gaylord Nelson stewardship program under s. 20.866 (2) (tz) and in  
22 financing the Warren Knowles–Gaylord Nelson stewardship 2000 program under s.  
23 20.866 (2) (ta), but not including payments made under par. (ac), and to make  
24 payments under an agreement or ancillary arrangement entered into under s. 18.06  
25 (8) (a). Payments may not be made from this appropriation account for principal and



1 interest costs incurred in financing land acquisition and development of state forests  
2 under ss. 20.866 (2) (ta) and (tz) until all moneys available under s. 20.370 (7) (au)  
3 have been expended.

4 **SECTION 284.** 20.370 (7) (ac) of the statutes is amended to read:

5 20.370 (7) (ac) *Principal repayment and interest — recreational boating bonds.*  
6 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
7 interest costs incurred in assisting municipalities and other qualifying entities in the  
8 acquisition, construction, development, enlargement or improvement of recreational  
9 boating facilities under s. 30.92 and to make payments under an agreement or  
10 ancillary arrangement entered into under s. 18.06 (8) (a).

11 **SECTION 285.** 20.370 (7) (ag) of the statutes is amended to read:

12 20.370 (7) (ag) *Land acquisition — principal repayment and interest.* All  
13 moneys received from proceeds from the sale of land under s. 23.0917 (5m) (b) 2. to  
14 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
15 in financing land acquisition under s. 23.0917 (5m) from the appropriation under s.  
16 20.866 (2) (ta) and to make payments under an agreement or ancillary arrangement  
17 entered into under s. 18.06 (8) (a).

18 **SECTION 286.** 20.370 (7) (aq) of the statutes is amended to read:

19 20.370 (7) (aq) *Resource acquisition and development — principal repayment*  
20 *and interest.* From the conservation fund, a sum sufficient to reimburse s. 20.866 (1)  
21 (u) for the payment of principal and interest costs incurred in financing land  
22 acquisition activities under s. 20.866 (2) (ty) and to make payments under an  
23 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

24 **SECTION 287.** 20.370 (7) (ar) of the statutes is amended to read:

1           20.370 (7) (ar) *Dam repair and removal — principal repayment and interest.*  
2 From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
3 payment of principal and interest costs incurred in financing the aid program for  
4 dams under s. 20.866 (2) (tL) and to make payments under an agreement or ancillary  
5 arrangement entered into under s. 18.06 (8) (a).

6           **SECTION 288.** 20.370 (7) (at) of the statutes is amended to read:

7           20.370 (7) (at) *Recreation development — principal repayment and interest.*  
8 From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
9 payment of principal and interest costs incurred in acquiring, constructing,  
10 developing, enlarging, or improving state recreation facilities and state fish  
11 hatcheries under s. 20.866 (2) (tu) and to make payments under an agreement or  
12 ancillary arrangement entered into under s. 18.06 (8) (a).

13           **SECTION 289.** 20.370 (7) (au) of the statutes is amended to read:

14           20.370 (7) (au) *State forest acquisition and development — principal repayment*  
15 *and interest.* From the conservation fund, the amounts in the schedule to reimburse  
16 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
17 land acquisition and development for state forests from the appropriations under s.  
18 20.866 (2) (ta) and (tz) and to make payments under an agreement or ancillary  
19 arrangement entered into under s. 18.06 (8) (a).

20           **SECTION 290.** 20.370 (7) (bq) of the statutes is amended to read:

21           20.370 (7) (bq) *Principal repayment and interest — remedial action.* From the  
22 environmental fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment  
23 of principal and interest costs incurred in financing remedial action under ss. 281.83  
24 and 292.31 and for the payment of this state's share of environmental repair that is

1 funded under 42 USC 9601 to 9675 and to make payments under an agreement or  
2 ancillary arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 291.** 20.370 (7) (br) of the statutes is created to read:

4 20.370 (7) (br) *Principal repayment and interest — contaminated sediment.*

5 From the environmental fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
6 principal and interest costs incurred in financing projects to remove contaminated  
7 sediment under s. 20.866 (2) (ti), to make the payments determined by the building  
8 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
9 obligations incurred in financing those projects, and to make payments under an  
10 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

11 **SECTION 292.** 20.370 (7) (ca) of the statutes is amended to read:

12 20.370 (7) (ca) *Principal repayment and interest — nonpoint source grants.* A

13 sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest  
14 costs incurred in providing funds under s. 20.866 (2) (te) for nonpoint source water  
15 pollution abatement projects under s. 281.65 and, to make the payments determined  
16 by the building commission under s. 13.488 (1) (m) that are attributable to the  
17 proceeds of obligations incurred in financing those projects, to the extent that these  
18 payments are not made under par. (cg), and to make payments under an agreement  
19 or ancillary arrangement entered into under s. 18.06 (8) (a).

20 **SECTION 293.** 20.370 (7) (cb) of the statutes is amended to read:

21 20.370 (7) (cb) *Principal repayment and interest — pollution abatement bonds.*

22 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
23 interest costs incurred in financing the acquisition, construction, development,  
24 enlargement or improvement of point source water pollution abatement facilities  
25 and sewage collection facilities under ss. 281.55, 281.56 and 281.57 and to make

1 payments under an agreement or ancillary arrangement entered into under s. 18.06  
2 (8) (a).

3 **SECTION 294.** 20.370 (7) (cc) of the statutes is amended to read:

4 20.370 (7) (cc) *Principal repayment and interest — combined sewer overflow;*  
5 *pollution abatement bonds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the  
6 payment of principal and interest costs incurred in financing the construction of  
7 combined sewer overflow projects under s. 281.63 and to make payments under an  
8 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

9 **SECTION 295.** 20.370 (7) (cd) of the statutes is amended to read:

10 20.370 (7) (cd) *Principal repayment and interest — municipal clean drinking*  
11 *water grants.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
12 principal and interest costs incurred in making municipal clean drinking water  
13 grants under s. 281.53 and to make payments under an agreement or ancillary  
14 arrangement entered into under s. 18.06 (8) (a).

15 **SECTION 296.** 20.370 (7) (ce) of the statutes is amended to read:

16 20.370 (7) (ce) *Principal repayment and interest — nonpoint source.* A sum  
17 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
18 incurred in financing nonpoint source projects under s. 20.866 (2) (tf) and, to make  
19 the payments determined by the building commission under s. 13.488 (1) (m) that are  
20 attributable to the proceeds of obligations incurred in financing those projects, and  
21 to make payments under an agreement or ancillary arrangement entered into under  
22 s. 18.06 (8) (a).

23 **SECTION 297.** 20.370 (7) (cf) of the statutes is amended to read:

24 20.370 (7) (cf) *Principal repayment and interest — urban nonpoint source*  
25 *cost-sharing.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of

1 principal and interest costs incurred in financing cost-sharing grants for projects  
2 under s. 20.866 (2) (th) and, to make the payments determined by the building  
3 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
4 obligations incurred in financing those grants, and to make payments under an  
5 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

6 **SECTION 298.** 20.370 (7) (cg) of the statutes is amended to read:

7 20.370 (7) (cg) *Principal repayment and interest — nonpoint repayments.* All  
8 moneys received as repayments of cash surpluses and cash advances from recipients  
9 of grants under the nonpoint source water pollution abatement program under s.  
10 281.65, to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
11 incurred in providing funds under s. 20.866 (2) (te) for nonpoint source water  
12 pollution projects under s. 281.65 and, to make the payments determined by the  
13 building commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
14 obligations incurred in financing those projects, and to make payments under an  
15 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

16 **SECTION 299.** 20.370 (7) (ea) of the statutes is amended to read:

17 20.370 (7) (ea) *Administrative facilities — principal repayment and interest.*  
18 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
19 interest costs incurred in financing the acquisition, construction, development,  
20 enlargement, or improvement of administrative office, laboratory, equipment  
21 storage, or maintenance facilities and to make payments under an agreement or  
22 ancillary arrangement entered into under s. 18.06 (8) (a).

23 **SECTION 300.** 20.370 (7) (eq) of the statutes is amended to read:

24 20.370 (7) (eq) *Administrative facilities — principal repayment and interest.*  
25 From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the

1 payment of principal and interest costs incurred in financing the acquisition,  
2 construction, development, enlargement, or improvement of administrative office,  
3 laboratory, equipment storage, or maintenance facilities and to make payments  
4 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

5 **SECTION 301.** 20.370 (7) (er) of the statutes is amended to read:

6 20.370 (7) (er) *Administrative facilities — principal repayment and interest;*  
7 *environmental fund.* From the environmental fund, a sum sufficient to reimburse  
8 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
9 the acquisition, construction, development, enlargement, or improvement of  
10 administrative office, laboratory, equipment storage, or maintenance facilities under  
11 s. 20.866 (2) (tk) and, to make the payments determined by the building commission  
12 under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred  
13 in financing this acquisition, construction, development, enlargement, or  
14 improvement, and to make payments under an agreement or ancillary arrangement  
15 entered into under s. 18.06 (8) (a).

16 **SECTION 302k.** 20.370 (8) (iw) of the statutes is amended to read:

17 20.370 (8) (iw) *Statewide recycling administration.* From the recycling and  
18 renewable energy fund, the amounts in the schedule for administration of a  
19 statewide recycling program under ch. 287.

20 **SECTION 302s.** 20.370 (9) (hv) of the statutes is created to read:

21 20.370 (9) (hv) *Fee amounts for statewide automated issuing system.* All  
22 moneys received from the deductions made under s. 29.024 (6) (ag) to be used for  
23 payments to a person contracted under s. 29.024 (6) (a) 4. as required by the contract.

24 **SECTION 302tk.** 20.370 (9) (is) of the statutes is amended to read:

1           20.370 **(9)** (is) *Statewide recycling administration*. From the recycling and  
2 renewable energy fund, the amounts in the schedule for the administration of  
3 recycling activities under ch. 287.

4           **SECTION 303.** 20.370 (9) (mj) of the statutes is repealed.

5           **SECTION 304.** 20.370 (9) (ms) of the statutes is repealed.

6           **SECTION 305.** 20.373 (1) (g) of the statutes is amended to read:

7           20.373 **(1)** (g) *Administration, operation, repair, and rehabilitation*. ~~All~~ From  
8 the general fund, all moneys received from the sale of surplus land under 2005  
9 Wisconsin Act 25, section 9105 (14q), to be used for administration of the authority  
10 and the operation, repair, and rehabilitation of the Fox River lock system.

11           **SECTION 305g.** 20.375 of the statutes is created to read:

12           **20.375 Lower Fox River Remediation Authority.** There is appropriated  
13 to the Lower Fox River Remediation Authority for the following program:

14           **(1) INITIAL COSTS.** (a) *Initial costs*. Biennially, the amounts in the schedule for  
15 the costs of the initial organization and operation of the authority under ch. 279.

16           **SECTION 306.** 20.395 (2) (cw) of the statutes is created to read:

17           20.395 **(2)** (cw) *Harbor assistance, local funds*. All moneys received from any  
18 local unit of government or other source for harbor assistance or harbor  
19 improvements under s. 85.095, for such purposes.

20           **SECTION 306m.** 20.395 (2) (fr) of the statutes is amended to read:

21           20.395 **(2)** (fr) *Local roads improvement program, state funds*. As a continuing  
22 appropriation, the amounts in the schedule for the local roads improvement program  
23 under s. 86.31 (3), ~~and~~ for the payment required under 1997 Wisconsin Act 27, section  
24 9149 (4z), and for the payments authorized under s. 86.31 (3t).

25           **SECTION 307.** 20.395 (2) (ft) of the statutes is amended to read:

1           20.395 (2) (ft) *Local roads improvement program; discretionary grants, state*  
2 *funds. As a continuing appropriation, the amounts in the schedule for the local roads*  
3 *improvement program under s. 86.31 (3g) to (3r), for the payments required under*  
4 *2007 Wisconsin Act ... (this act), section 9148 (3) and (14qq), and for the grant under*  
5 *2007 Wisconsin Act ... (this act), section 9148 (9z).*

6           **SECTION 307c.** 20.395 (2) (jq), (jv) and (jx) of the statutes are repealed.

7           **SECTION 307e.** 20.395 (2) (nx) of the statutes is amended to read:

8           20.395 (2) (nx) *Transportation enhancement activities, federal funds. All*  
9 *moneys received from the federal government for purposes of transportation*  
10 *enhancement activities under s. 85.026 and for grants under s. ~~85.024~~, for such*  
11 *purposes.*

12           **SECTION 307g.** 20.395 (2) (ov) of the statutes is created to read:

13           20.395 (2) (ov) *Bicycle and pedestrian facilities, local funds. All moneys*  
14 *received from any local unit of government for purposes of the bicycle and pedestrian*  
15 *facilities program under s. 85.024, for such purposes.*

16           **SECTION 307i.** 20.395 (2) (ox) of the statutes is created to read:

17           20.395 (2) (ox) *Bicycle and pedestrian facilities, federal funds. All moneys*  
18 *received from the federal government for purposes of the bicycle and pedestrian*  
19 *facilities program under s. 85.024, for such purposes.*

20           **SECTION 308.** 20.395 (2) (qv) of the statutes is created to read:

21           20.395 (2) (qv) *Safe routes to school, local funds. All moneys received from any*  
22 *local unit of government for the safe routes to school program under s. 85.029, for*  
23 *such purpose.*

24           **SECTION 309.** 20.395 (2) (qx) of the statutes is created to read:



1           20.395 (2) (qx) *Safe routes to school, federal funds.* All moneys received from  
2 the federal government for the safe routes to school program under s. 85.029, for such  
3 purpose.

4           **SECTION 309c.** 20.395 (3) (cq) of the statutes is amended to read:

5           20.395 (3) (cq) *State highway rehabilitation, state funds.* As a continuing  
6 appropriation, the amounts in the schedule for improvement of existing state trunk  
7 and connecting highways; for improvement of bridges on state trunk or connecting  
8 highways and other bridges for which improvement is a state responsibility, for  
9 necessary approach work for such bridges and for replacement of such bridges with  
10 at-grade crossing improvements; for the construction and rehabilitation of the  
11 national system of interstate and defense highways and bridges and related  
12 appurtenances; for special maintenance activities under s. 84.04 on roadside  
13 improvements; for bridges under s. 84.10; for the bridge project under s. 84.115; for  
14 payment to a local unit of government for a jurisdictional transfer under s. 84.02 (8);  
15 for the disadvantaged business demonstration and training program under s.  
16 84.076; for the transfers required under 1999 Wisconsin Act 9, section 9250 (1) and  
17 2003 Wisconsin Act 33, section 9153 (4q); and for the purposes described under 1999  
18 Wisconsin Act 9, section 9150 (8g), and 2001 Wisconsin Act 16, section 9152 (4e), and  
19 2007 Wisconsin Act ... (this act), section 9148 (9i) (b) and (9x). This paragraph does  
20 not apply to any southeast Wisconsin freeway rehabilitation projects under s. 84.014,  
21 or to the installation, replacement, rehabilitation, or maintenance of highway signs,  
22 traffic control signals, highway lighting, pavement markings, or intelligent  
23 transportation systems, unless incidental to the improvement of existing state trunk  
24 and connecting highways.

25           **SECTION 310.** 20.395 (6) (af) of the statutes is amended to read:

1           20.395 (6) (af) *Principal repayment and interest, local roads for job preservation*  
2 *program and major highway and rehabilitation projects, state funds.* From the  
3 general fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
4 principal and interest costs incurred in financing the local roads for job preservation  
5 program under s. 86.312 and major highway and rehabilitation projects, as provided  
6 under ss. 20.866 (2) (uum) and (uur), 84.555, and 84.95, ~~and~~ to make the payments  
7 determined by the building commission under s. 13.488 (1) (m) that are attributable  
8 to the proceeds of obligations incurred in financing the local roads for job  
9 preservation program under s. 86.312, and to make payments under an agreement  
10 or ancillary arrangement entered into under s. 18.06 (8) (a).

11           **SECTION 311.** 20.395 (6) (aq) of the statutes is amended to read:

12           20.395 (6) (aq) *Principal repayment and interest, transportation facilities, state*  
13 *funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
14 and interest costs incurred in financing the acquisition, construction, development,  
15 enlargement, or improvement of transportation facilities under ss. 84.51, 84.52,  
16 84.53, 85.08 (2) (L) and (4m) (c) and (d), 85.09, and 85.095 (2) and to make payments  
17 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

18           **SECTION 312.** 20.395 (6) (ar) of the statutes is amended to read:

19           20.395 (6) (ar) *Principal repayment and interest, buildings, state funds.* A sum  
20 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
21 incurred in financing the acquisition, construction, development, enlargement, or  
22 improvement of the department of transportation's administrative offices or  
23 equipment storage and maintenance facilities and to make payments under an  
24 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

25           **SECTION 313.** 20.395 (6) (as) of the statutes is amended to read:

1           20.395 (6) (as) *Transportation facilities and highway projects revenue*  
2 *obligation repayment.* From any fund created under s. 84.59 (2), all moneys received  
3 by the fund and not transferred under s. 84.59 (3) to the transportation fund, for the  
4 purpose of the retirement of revenue obligations, providing for reserves and, for  
5 operations relating to the management and retirement of revenue obligations issued  
6 under s. 84.59, and to make payments under an agreement or ancillary arrangement  
7 entered into under s. 18.55 (6) with respect to revenue obligations issued under s.  
8 84.59. All moneys received are irrevocably appropriated in accordance with subch.  
9 II of ch. 18 and further established in resolutions authorizing the issuance of the  
10 revenue obligations and setting forth the distribution of funds to be received  
11 thereafter. Estimated disbursements under this paragraph shall not be included in  
12 the schedule under s. 20.005.

13           **SECTION 314b.** 20.395 (6) (au) of the statutes is amended to read:

14           20.395 (6) (au) *Principal repayment and interest, Marquette interchange and*  
15 *I 94 north–south corridor reconstruction project projects, state funds.* A sum  
16 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
17 incurred in financing the Marquette interchange reconstruction project and the  
18 reconstruction of the I 94 north–south corridor, as provided under ss. 20.866 (2) (uup)  
19 and 84.555, and to make payments under an agreement or ancillary arrangement  
20 entered into under s. 18.06 (8) (a).

21           **SECTION 316.** 20.410 (1) (e) of the statutes is amended to read:

22           20.410 (1) (e) *Principal repayment and interest.* A sum sufficient to reimburse  
23 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
24 the acquisition, construction, development, enlargement, or improvement of

1       correctional facilities and to make payments under an agreement or ancillary  
2       arrangement entered into under s. 18.06 (8) (a).

3               **SECTION 317.** 20.410 (1) (ec) of the statutes is amended to read:

4               20.410 (1) (ec) *Prison industries principal, interest and rebates.* A sum  
5       sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
6       incurred in financing the acquisition, development, enlargement or improvement of  
7       equipment used in prison industries as authorized under s. 20.866 (2) (uy) if the  
8       moneys credited under par. (km) and appropriated under par. (ko) are insufficient,  
9       and to make full payment of the amounts determined by the building commission  
10       under s. 13.488 (1) (m) if the appropriation under par. (ko) is insufficient to make full  
11       payment of those amounts, and to make payments under an agreement or ancillary  
12       arrangement entered into under s. 18.06 (8) (a).

13               **SECTION 317d.** 20.410 (1) (f) of the statutes is amended to read:

14               20.410 (1) (f) *Energy costs.* The amounts in the schedule to be used at state  
15       correctional institutions to pay for utilities and for fuel, heat and air conditioning,  
16       to pay assessments levied by the department of administration under s. 16.847 (3)  
17       for debt service costs and energy cost savings generated at departmental facilities,  
18       and to pay costs incurred by or on behalf of the department under ss. 16.858 and  
19       16.895.

20               **SECTION 318.** 20.410 (1) (gd) of the statutes is amended to read:

21               20.410 (1) (gd) *Sex offender management.* The amounts in the schedule for the  
22       supervision of persons ~~on probation, parole, or extended supervision~~ who are  
23       required to register as sex offenders under s. 301.45, including lie detector tests given  
24       under s. 301.132 and community treatment. All moneys received from sex offenders  
25       under s. 301.45 (10) shall be credited to this appropriation account.

1           **SECTION 319.** 20.410 (1) (gk) of the statutes is created to read:

2           20.410 (1) (gk) *Global positioning system tracking devices.* All moneys received  
3 from sex offenders who are required to pay for global positioning system tracking  
4 devices under s. 301.48 (4) (b) for expenditures related to the global positioning  
5 system tracking program under s. 301.48.

6           **SECTION 320.** 20.410 (1) (ko) of the statutes is amended to read:

7           20.410 (1) (ko) *Prison industries principal repayment, interest and rebates.* A  
8 sum sufficient from the moneys credited under par. (km) to reimburse s. 20.866 (1)  
9 (u) for the payment of principal and interest costs incurred in financing the  
10 acquisition, development, enlargement or improvement of equipment used in prison  
11 industries as authorized under s. 20.866 (2) (uy) ~~and~~, to make the payments  
12 determined by the building commission under s. 13.488 (1) (m) that are attributable  
13 to the proceeds of obligations incurred in financing such facilities, and to make  
14 payments under an agreement or ancillary arrangement entered into under s. 18.06  
15 (8) (a).

16           **SECTION 320f.** 20.410 (1) (qm) of the statutes is amended to read:

17           20.410 (1) (qm) *Computer recycling.* From the recycling and renewable energy  
18 fund, the amounts in the schedule for the department to recycle computers.

19           **SECTION 323.** 20.410 (3) (d) of the statutes is renumbered 20.505 (6) (d) and  
20 amended to read:

21           20.505 (6) (d) *Youth diversion.* The amounts in the schedule for youth diversion  
22 services under s. ~~301.265 (1) and (3)~~ 16.964 (8) (a) and (c).

23           **SECTION 324.** 20.410 (3) (e) of the statutes is amended to read:

24           20.410 (3) (e) *Principal repayment and interest.* A sum sufficient to reimburse  
25 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing

1 the acquisition, construction, development, enlargement, or improvement of the  
2 department's juvenile correctional facilities and to make payments under an  
3 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

4 **SECTION 324g.** 20.410 (3) (hm) of the statutes is amended to read:

5 20.410 (3) (hm) *Juvenile correctional services.* Except as provided in pars. (ho)  
6 and (hr), the amounts in the schedule for juvenile correctional services specified in  
7 s. 301.26 (4) (c) and (d). All moneys received from the sale of surplus property,  
8 including vehicles, from juvenile correctional institutions operated by the  
9 department, all moneys received as payments in restitution of property damaged at  
10 juvenile correctional institutions operated by the department, all moneys received  
11 from miscellaneous services provided at a juvenile correctional institution operated  
12 by the department, all moneys transferred from the appropriation account under  
13 pars. (ho) and (hr) as provided in ~~2005 Wisconsin Act 25, section 9209 (1x)~~ 2007  
14 Wisconsin Act ... (this act), section 9209 (1f), all moneys transferred under s. 301.26  
15 (4) (cm), and, except as provided in par. (hr), all moneys received in payment for  
16 juvenile correctional services specified in s. 301.26 (4) (d), (dt), and (g) shall be  
17 credited to this appropriation account. If moneys generated by the daily rate under  
18 s. 301.26 (4) (d), other than moneys generated under s. 301.26 (5) (b), exceed actual  
19 fiscal year institutional costs by 2% or more, all moneys in excess of that 2% shall be  
20 remitted to the counties during the subsequent calendar year or transferred to the  
21 appropriation account under par. (kx) during the subsequent fiscal year. Each  
22 county and the department shall receive a proportionate share of the remittance and  
23 transfer depending on the total number of days of placement at juvenile correctional  
24 institutions including the Mendota Juvenile Treatment Center. Counties shall use  
25 the funds for purposes specified in s. 301.26. The department shall deposit in the

1 general fund the amounts transferred under this paragraph to the appropriation  
2 account under par. (kx). Notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and  
3 20.903, the department may project a deficit in this appropriation account on June  
4 30 of any odd-numbered year as provided in s. 301.26 (5) (a), and any such projected  
5 deficit shall be recouped during the next fiscal biennium as provided in s. 301.26 (5)  
6 (b).

7 **SECTION 324h.** 20.410 (3) (hm) of the statutes, as affected by 2007 Wisconsin  
8 Act .... (this act), is amended to read:

9 20.410 (3) (hm) *Juvenile correctional services.* Except as provided in pars. (ho)  
10 and (hr), the amounts in the schedule for juvenile correctional services specified in  
11 s. 301.26 (4) (c) and (d). All moneys received from the sale of surplus property,  
12 including vehicles, from juvenile correctional institutions operated by the  
13 department, all moneys received as payments in restitution of property damaged at  
14 juvenile correctional institutions operated by the department, all moneys received  
15 from miscellaneous services provided at a juvenile correctional institution operated  
16 by the department, ~~all moneys transferred from the appropriation account under~~  
17 ~~pars. (ho) and (hr) as provided in 2007 Wisconsin Act .... (this act), section 9209 (1f),~~  
18 all moneys transferred under s. 301.26 (4) (cm), and, except as provided in par. (hr),  
19 all moneys received in payment for juvenile correctional services specified in s.  
20 301.26 (4) (d), (dt), and (g) shall be credited to this appropriation account. If moneys  
21 generated by the daily rate under s. 301.26 (4) (d), other than moneys generated  
22 under s. 301.26 (5) (b), exceed actual fiscal year institutional costs by 2% or more, all  
23 moneys in excess of that 2% shall be remitted to the counties during the subsequent  
24 calendar year or transferred to the appropriation account under par. (kx) during the  
25 subsequent fiscal year. Each county and the department shall receive a

1 proportionate share of the remittance and transfer depending on the total number  
2 of days of placement at juvenile correctional institutions including the Mendota  
3 Juvenile Treatment Center. Counties shall use the funds for purposes specified in  
4 s. 301.26. The department shall deposit in the general fund the amounts transferred  
5 under this paragraph to the appropriation account under par. (kx). Notwithstanding  
6 ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, the department may project a deficit in  
7 this appropriation account on June 30 of any odd-numbered year as provided in s.  
8 301.26 (5) (a), and any such projected deficit shall be recouped during the next fiscal  
9 biennium as provided in s. 301.26 (5) (b).

10 **SECTION 324i.** 20.410 (3) (ho) of the statutes is amended to read:

11 20.410 (3) (ho) *Juvenile residential aftercare.* The amounts in the schedule for  
12 providing foster care, treatment foster care, group home care, and institutional child  
13 care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52.  
14 All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment  
15 for providing foster care, treatment foster care, group home care, and institutional  
16 child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and  
17 938.52 as specified in s. 301.26 (4) (e) and (ed) shall be credited to this appropriation  
18 account. If moneys generated by the daily rate exceed actual fiscal year foster care,  
19 treatment foster care, group home care, and institutional child care costs, that excess  
20 shall be transferred to the appropriation account under par. (hm) as provided in 2007  
21 Wisconsin Act .... (this act), section 9209 (1f), except that if those moneys generated  
22 exceed those costs by 2% or more, all moneys in excess of 2% shall be remitted to the  
23 counties during the subsequent calendar year or transferred to the appropriation  
24 account under par. (kx) during the subsequent fiscal year. Each county and the  
25 department shall receive a proportionate share of the remittance and transfer



1 depending on the total number of days of placement in foster care, treatment foster  
2 care, group home care or institutional child care. Counties shall use the funds for  
3 purposes specified in s. 301.26. The department shall deposit in the general fund the  
4 amounts transferred under this paragraph to the appropriation account under par.  
5 (kx).

6 **SECTION 324k.** 20.410 (3) (ho) of the statutes, as affected by 2007 Wisconsin Act  
7 .... (this act), is amended to read:

8 20.410 (3) (ho) *Juvenile residential aftercare.* The amounts in the schedule for  
9 providing foster care, treatment foster care, group home care, and institutional child  
10 care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52.  
11 All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment  
12 for providing foster care, treatment foster care, group home care, and institutional  
13 child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and  
14 938.52 as specified in s. 301.26 (4) (e) and (ed) shall be credited to this appropriation  
15 account. If moneys generated by the daily rate exceed actual fiscal year foster care,  
16 treatment foster care, group home care, and institutional child care costs, ~~that excess~~  
17 ~~shall be transferred to the appropriation account under par. (hm) as provided in 2007~~  
18 ~~Wisconsin Act .... (this act), section 9209 (1f), except that if those moneys generated~~  
19 ~~exceed those costs by 2% or more, all moneys in excess of 2% shall be remitted to the~~  
20 ~~counties during the subsequent calendar year or transferred to the appropriation~~  
21 ~~account under par. (kx) during the subsequent fiscal year. Each county and the~~  
22 ~~department shall receive a proportionate share of the remittance and transfer~~  
23 ~~depending on the total number of days of placement in foster care, treatment foster~~  
24 ~~care, group home care or institutional child care. Counties shall use the funds for~~  
25 ~~purposes specified in s. 301.26. The department shall deposit in the general fund the~~

1 amounts transferred under this paragraph to the appropriation account under par.  
2 (kx).

3 **SECTION 325.** 20.410 (3) (k) of the statutes is repealed.

4 **SECTION 326.** 20.410 (3) (kj) of the statutes is renumbered 20.505 (6) (kj) and  
5 amended to read:

6 20.505 (6) (kj) *Youth diversion program.* The amounts in the schedule for youth  
7 diversion services under s. ~~301.265 (1) and (3)~~ 16.964 (8) (a) and (c). All moneys  
8 transferred from the appropriation account under s. 20.455 (2) (i) 8. shall be credited  
9 to this appropriation account.

10 **SECTION 327.** 20.410 (3) (ko) of the statutes is amended to read:

11 20.410 (3) (ko) *Interagency programs; community youth and family aids.* All  
12 moneys transferred from the appropriation account under s. ~~20.435 (3)~~ 20.437 (1)  
13 (nL) for the purposes of s. 301.26, to be used for those purposes.

14 **SECTION 330.** 20.432 (1) (kb) of the statutes is amended to read:

15 20.432 (1) (kb) *Insurance and other information, counseling and assistance.*  
16 The amounts in the schedule for the purpose of providing information and counseling  
17 on medicare supplemental insurance, long-term care insurance, and medical  
18 assistance eligibility requirements, training, educational materials, and technical  
19 assistance under s. 16.009 (2) (j). The office of the commissioner of insurance shall  
20 credit to this appropriation account amounts equal to the amounts in the schedule  
21 for the purposes of this paragraph, from the appropriation under s. 20.145 (1) (g) 1.  
22 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each  
23 fiscal year shall revert to the appropriation account under s. 20.145 (1) (g).

24 **SECTION 330s.** 20.434 of the statutes is created to read:

1           **20.434 Board for people with developmental disabilities.** There is  
2 appropriated to the board for people with developmental disabilities for the following  
3 program:

4           **(1) DEVELOPMENTAL DISABILITIES.** (a) *General program operations.* The  
5 amounts in the schedule to be used for general program operations of the board for  
6 people with developmental disabilities.

7           (mc) *Federal project operations.* All moneys received from the federal  
8 government as project operations under 42 USC 15021 to 15029, for the purposes for  
9 which provided.

10           (md) *Federal project aids.* All moneys received from the federal government  
11 as aids under 42 USC 15021 to 15029, for the purposes for which provided.

12           **SECTION 331.** 20.435 (1) (ac) of the statutes is renumbered 20.437 (2) (ac) and  
13 amended to read:

14           20.437 **(2)** (ac) *Child abuse and neglect prevention technical assistance.* The  
15 amounts in the schedule for child abuse and neglect prevention technical assistance  
16 and training under s. ~~46.515~~ 48.983 (8).

17           **SECTION 335.** 20.435 (1) (gr) of the statutes is renumbered 20.437 (2) (gr) and  
18 amended to read:

19           20.437 **(2)** (gr) *Supplemental food program for women, infants, and children*  
20 *administration.* All moneys received from the supplemental food enforcement  
21 surcharges on fines, forfeitures, and recoupments that are levied by a court under  
22 s. ~~253.06~~ 49.17 (4) (c) and on forfeitures and recoupments that are levied by the  
23 department under s. ~~253.06~~ 49.17 (5) (c) to finance fraud reduction in the  
24 supplemental food program for women, infants, and children under s. ~~253.06~~ 49.17.

25           **SECTION 336.** 20.435 (2) (b) of the statutes is repealed.

1           **SECTION 337.** 20.435 (2) (bj) of the statutes is amended to read:

2           20.435 (2) (bj) *Competency examinations and conditional and supervised*  
3 *release services.* Biennially, the amounts in the schedule for outpatient competency  
4 examinations and treatment services; and for payment by the department of costs  
5 for treatment and services for persons released under s. 980.06 (2) (c), 1997 stats.,  
6 s. 980.08 (5), 2003 stats., or s. 971.17 (3) (d) or (4) (e) or 980.08 (4) (g), for which the  
7 department has contracted with county departments under s. 51.42 (3) (aw) 1. d.,  
8 with other public agencies, or with private agencies to provide the treatment and  
9 services.

10           **SECTION 338.** 20.435 (2) (bm) of the statutes is amended to read:

11           20.435 (2) (bm) *Secure mental health units or facilities.* The amounts in the  
12 schedule for the general program operations of the Wisconsin Resource Center under  
13 s. 46.056 and other secure mental health units or facilities under s. 980.065 ~~for at~~  
14 which persons committed under s. 980.06 and are placed in a secure mental health  
15 unit or facility, but not for security operations at the Wisconsin Resource Center.

16           **SECTION 339.** 20.435 (2) (ee) of the statutes is amended to read:

17           20.435 (2) (ee) *Principal repayment and interest.* A sum sufficient to reimburse  
18 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
19 the acquisition, development, enlargement, or extension of mental health facilities  
20 and to make payments under an agreement or ancillary arrangement entered into  
21 under s. 18.06 (8) (a).

22           **SECTION 339m.** 20.435 (2) (f) of the statutes is amended to read:

23           20.435 (2) (f) *Energy costs.* The amounts in the schedule to be used at mental  
24 health institutes and centers for the developmentally disabled to pay for utilities and  
25 for fuel, heat and air conditioning, to pay assessments levied by the department of

1 administration under s. 16.847 (3) for debt service costs and energy cost savings  
2 generated at departmental facilities, and to pay costs incurred by or on behalf of the  
3 department under ss. 16.858 and 16.895.

4 **SECTION 340.** 20.435 (3) (title) of the statutes is renumbered 20.437 (1) (title).

5 **SECTION 341.** 20.435 (3) (a) of the statutes is renumbered 20.437 (1) (a) and  
6 amended to read:

7 20.437 (1) (a) *General program operations.* The amounts in the schedule for  
8 general program operations relating to children's services for children and families,  
9 including field services and administrative services.

10 **SECTION 341x.** 20.435 (3) (bc) of the statutes is amended to read:

11 20.435 (3) (bc) *Grants for children's community programs.* The amounts in the  
12 schedule for grants for children's community programs under s. 46.481 and 2007  
13 Wisconsin Act .... (this act), section 9121 (9u). Notwithstanding ss. 20.001 (3) (a) and  
14 20.002 (1), the department may transfer funds between fiscal years under this  
15 paragraph. All moneys under this appropriation account that are distributed under  
16 s. 46.481 or 2007 Wisconsin Act .... (this act), section 9121 (9u) but are not  
17 encumbered by December 31 of each year lapse to the general fund on the next  
18 January 1 unless carried forward to the next calendar year by the joint committee  
19 on finance.

20 **SECTION 342.** 20.435 (3) (bc) of the statutes, as affected by 2007 Wisconsin Act  
21 .... (this act), section 341x, is renumbered 20.437 (1) (bc) and amended to read:

22 20.437 (1) (bc) *Grants for children's community programs.* The amounts in the  
23 schedule for grants for children's community programs under s. 46.481 48.481 and  
24 2007 Wisconsin Act .... (this act), section 9121 9155 (9u). Notwithstanding ss. 20.001  
25 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under

1 this paragraph. All moneys under this appropriation account that are distributed  
2 under s. ~~46.481~~ 48.481 or 2007 Wisconsin Act ... (this act), section ~~9124~~ 9155 (9u) but  
3 are not encumbered by December 31 of each year lapse to the general fund on the next  
4 January 1 unless carried forward to the next calendar year by the joint committee  
5 on finance.

6 **SECTION 343.** 20.435 (3) (bm) of the statutes is repealed.

7 **SECTION 344.** 20.435 (3) (cd) of the statutes is renumbered 20.437 (1) (cd) and  
8 amended to read:

9 20.437 (1) (cd) *Domestic abuse grants.* The amounts in the schedule for the  
10 purposes of s. ~~46.95~~ 49.165. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the  
11 department may transfer funds between fiscal years under this paragraph. All funds  
12 allocated by the department under s. ~~46.95~~ 49.165 (2) but not encumbered by  
13 December 31 of each year lapse to the general fund on the next January 1 unless  
14 transferred to the next calendar year by the joint committee on finance.

15 **SECTION 345.** 20.435 (3) (cf) of the statutes is renumbered 20.437 (1) (cf).

16 **SECTION 346.** 20.435 (3) (cw) of the statutes is renumbered 20.437 (1) (cw).

17 **SECTION 347.** 20.435 (3) (cx) of the statutes is renumbered 20.437 (1) (cx).

18 **SECTION 348.** 20.435 (3) (da) of the statutes is renumbered 20.437 (1) (da).

19 **SECTION 349.** 20.435 (3) (dd) of the statutes is renumbered 20.437 (1) (dd).

20 **SECTION 350.** 20.435 (3) (dg) of the statutes is renumbered 20.437 (1) (dg).

21 **SECTION 351.** 20.435 (3) (eg) of the statutes is renumbered 20.437 (1) (eg) and  
22 amended to read:

23 20.437 (1) (eg) *Brighter futures initiative and tribal adolescent services.* The  
24 amounts in the schedule for the brighter futures initiative under s. ~~46.99~~ 48.545 and  
25 for tribal adolescent services under s. ~~46.995~~ 48.487.

1           **SECTION 352.** 20.435 (3) (f) of the statutes is renumbered 20.437 (1) (f) and  
2 amended to read:

3           20.437 (1) (f) *Second-chance homes.* The amounts in the schedule for grants  
4 for 2nd-chance homes under s. ~~46.997~~ 48.647 (2) (a) and for an evaluation of that  
5 grant program under s. ~~46.997~~ 48.647 (4). Notwithstanding s. 20.001 (3) (a) and  
6 20.002 (1), the department of children and families shall transfer from this  
7 appropriation account to the appropriation account ~~for the department of workforce~~  
8 ~~development under s. 20.445 (3) under sub. (2) (dz)~~ all funds allocated under s. ~~46.997~~  
9 48.647 (2) (a) and (4) but unexpended by June 30 of each year.

10           **SECTION 353.** 20.435 (3) (fp) of the statutes is repealed.

11           **SECTION 354.** 20.435 (3) (gx) of the statutes is renumbered 20.437 (1) (gx).

12           **SECTION 355.** 20.435 (3) (hh) of the statutes is renumbered 20.437 (1) (hh) and  
13 amended to read:

14           20.437 (1) (hh) *Domestic abuse surcharge grants.* All moneys received from the  
15 domestic abuse surcharge on court fines, as authorized under s. 971.37 (1m) (c) 1. or  
16 973.055, to provide grants to domestic abuse services organizations under s. ~~46.95~~  
17 49.165.

18           **SECTION 356.** 20.435 (3) (i) of the statutes is renumbered 20.437 (1) (i).

19           **SECTION 357.** 20.435 (3) (j) of the statutes is renumbered 20.437 (1) (j) and  
20 amended to read:

21           20.437 (1) (j) *Statewide automated child welfare information system receipts.*  
22 All moneys received from counties under s. ~~46.45~~ 48.565 (2) (a), for the costs of  
23 implementing and operating the statewide automated child welfare information  
24 system established under s. ~~46.03~~ 48.47 (7g).

25           **SECTION 358.** 20.435 (3) (jb) of the statutes is renumbered 20.437 (1) (jb).

1           **SECTION 359.** 20.435 (3) (jj) of the statutes is renumbered 20.437 (1) (jj).

2           **SECTION 360.** 20.435 (3) (jm) of the statutes is renumbered 20.437 (2) (jm).

3           **SECTION 361.** 20.435 (3) (kc) of the statutes is renumbered 20.437 (1) (kc) and  
4 amended to read:

5           20.437 (1) (kc) *Interagency and intra–agency aids; kinship care and long–term*  
6 *kinship care.* The amounts in the schedule for payments under s. 48.57 (3m) and (3n).  
7 All moneys transferred from the appropriation account under ~~s. 20.445 (3) sub. (2)~~  
8 (md) to this appropriation account shall be credited to this appropriation account.  
9 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year  
10 is transferred to the appropriation account under ~~s. 20.445 (3) sub. (2)~~ (kx).

11           **SECTION 362.** 20.435 (3) (kd) of the statutes is renumbered 20.437 (1) (kd) and  
12 amended to read:

13           20.437 (1) (kd) *Kinship care and long–term kinship care assessments.* The  
14 amounts in the schedule for assessments of kinship care relatives, as defined in s.  
15 48.57 (3m) (a) 2., and long–term kinship care relatives, as defined in s. 48.57 (3n) (a)  
16 2., who provide care and maintenance for children to determine if those kinship care  
17 relatives and long–term kinship care relatives are eligible to receive payments under  
18 s. 48.57 (3m) or (3n). All moneys transferred from the appropriation account under  
19 ~~s. 20.445 (3) sub. (2)~~ (md) to this appropriation account shall be credited to this  
20 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
21 balance on June 30 of each year is transferred to the appropriation account under ~~s.~~  
22 ~~20.445 (3) sub. (2)~~ (kx).

23           **SECTION 363.** 20.435 (3) (kw) of the statutes is renumbered 20.437 (1) (kw).

24           **SECTION 364.** 20.435 (3) (kx) of the statutes is renumbered 20.437 (1) (kx).

25           **SECTION 366g.** 20.435 (3) (ky) of the statutes is renumbered 20.437 (1) (ky).



1           **SECTION 368g.** 20.435 (3) (kz) of the statutes is renumbered 20.437 (1) (kz).

2           **SECTION 369.** 20.435 (3) (m) of the statutes is repealed.

3           **SECTION 370.** 20.435 (3) (ma) of the statutes is repealed.

4           **SECTION 371.** 20.435 (3) (mb) of the statutes is repealed.

5           **SECTION 372.** 20.435 (3) (mc) of the statutes is repealed.

6           **SECTION 373.** 20.435 (3) (md) of the statutes is repealed.

7           **SECTION 374.** 20.435 (3) (me) of the statutes is renumbered 20.437 (1) (me) and  
8 amended to read:

9           20.437 (1) (me) *Federal block grant local assistance.* All block grant moneys  
10 received from the federal government, as authorized by the governor under s. 16.54,  
11 for ~~youth services~~ local assistance for children and families, for the purposes for  
12 which received.

13           **SECTION 375.** 20.435 (3) (mw) of the statutes is renumbered 20.437 (1) (mw).

14           **SECTION 376.** 20.435 (3) (mx) of the statutes is renumbered 20.437 (1) (mx).

15           **SECTION 377.** 20.435 (3) (n) of the statutes is repealed.

16           **SECTION 378.** 20.435 (3) (na) of the statutes is repealed.

17           **SECTION 379.** 20.435 (3) (nL) of the statutes is repealed.

18           **SECTION 380.** 20.435 (3) (pd) of the statutes is renumbered 20.437 (1) (pd) and  
19 amended to read:

20           20.437 (1) (pd) *Federal aid; state foster care and adoption services.* All federal  
21 moneys received for meeting the costs of providing foster care, treatment foster care,  
22 institutional child care, and subsidized adoptions under ss. 48.48 (12) and 48.52, the  
23 cost of care for children under s. 49.19 (10) (d), the cost of providing, or contracting  
24 with private adoption agencies to assist the department in providing, services to  
25 children with special needs who are under the guardianship of the department to

1 prepare those children for adoption, and the cost of providing postadoption services  
2 to children with special needs who have been adopted. Disbursements for foster care  
3 under s. ~~46.03 (20)~~ 49.32 (2) and for the purposes described under s. 48.627 may be  
4 made from this appropriation.

5 **SECTION 381.** 20.435 (3) (pm) of the statutes is renumbered 20.437 (1) (pm).

6 **SECTION 382.** 20.435 (4) (b) of the statutes is amended to read:

7 20.435 (4) (b) *Medical Assistance program benefits.* Biennially, the amounts  
8 in the schedule to provide a portion of the state share of Medical Assistance program  
9 benefits administered under s. 49.45, for a portion of the Badger Care health care  
10 program under s. 49.665, to provide a portion of the Medical Assistance program  
11 benefits administered under s. 49.45 that are not also provided under par. (o), to fund  
12 the pilot project under s. 46.27 (9) and (10), to provide a portion of the facility  
13 payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided  
14 by resource centers under s. 46.283, for services under the family care benefit under  
15 s. 46.284 (5), for assisting victims of diseases, as provided in ss. 49.68, 49.683, and  
16 49.685, and for reduction of any operating deficits as specified in 2005 Wisconsin Act  
17 15, section 3. Notwithstanding s. 20.002 (1), the department may transfer from this  
18 appropriation account to the appropriation account under sub. (7) (kb) funds in the  
19 amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001  
20 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation  
21 account and may transfer between fiscal years funds that it transfers from the  
22 appropriation account under sub. (7) (kb) for the purposes specified in s. 46.485 (3r).  
23 Notwithstanding s. 20.002 (1), the department may transfer from this appropriation  
24 account to the appropriation account under sub. (7) (bd) funds in the amount and for  
25 the purposes specified in s. 49.45 (6v).

1           **SECTION 383.** 20.435 (4) (b) of the statutes, as affected by 2007 Wisconsin Act  
2 .... (this act), is amended to read:

3           20.435 (4) (b) *Medical Assistance program benefits.* Biennially, the amounts  
4 in the schedule to provide a portion of the state share of Medical Assistance program  
5 benefits administered under ~~s. 49.45 subch. IV of ch. 49~~, for a portion of the Badger  
6 Care health care program under s. 49.665, to provide a portion of the Medical  
7 Assistance program benefits administered under ~~s. 49.45 subch. IV of ch. 49~~ that are  
8 not also provided under par. (o), to fund the pilot project under s. 46.27 (9) and (10),  
9 to provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123  
10 (9m), to fund services provided by resource centers under s. 46.283, for services under  
11 the family care benefit under s. 46.284 (5), for assisting victims of diseases, as  
12 provided in ss. 49.68, 49.683, and 49.685, and for reduction of any operating deficits  
13 as specified in 2005 Wisconsin Act 15, section 3. Notwithstanding s. 20.002 (1), the  
14 department may transfer from this appropriation account to the appropriation  
15 account under sub. (7) (kb) funds in the amount of and for the purposes specified in  
16 s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may  
17 credit or deposit into this appropriation account and may transfer between fiscal  
18 years funds that it transfers from the appropriation account under sub. (7) (kb) for  
19 the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the  
20 department may transfer from this appropriation account to the appropriation  
21 account under sub. (7) (bd) funds in the amount and for the purposes specified in s.  
22 49.45 (6v).

23           **SECTION 384.** 20.435 (4) (bc) of the statutes is repealed.

24           **SECTION 385.** 20.435 (4) (bm) of the statutes is amended to read:

1           20.435 (4) (bm) *Medical Assistance, food stamps, and Badger Care*  
2 *administration; contract costs, insurer reports, and resource centers.* Biennially, the  
3 amounts in the schedule to provide a portion of the state share of administrative  
4 contract costs for the Medical Assistance program under s. 49.45, the food stamp  
5 program under s. 49.79, and the Badger Care health care program under s. 49.665  
6 and to provide the state share of administrative contract costs for the food stamp  
7 program under s. 49.79, other than payments to counties and tribal governing bodies  
8 under s. 49.78 (8), to develop and implement a registry of recipient immunizations,  
9 to reimburse insurers 3rd parties for their costs under s. 49.475, for costs associated  
10 with outreach activities, and for services of resource centers under s. 46.283. No  
11 state positions may be funded in the department of health and family services from  
12 this appropriation, except positions for the performance of duties under a contract  
13 in effect before January 1, 1987, related to the administration of the Medical  
14 Assistance program between the subunit of the department primarily responsible for  
15 administering the Medical Assistance program and another subunit of the  
16 department. Total administrative funding authorized for the program under s.  
17 49.665 may not exceed 10% of the amounts budgeted under pars. (b), (p), and (x).

18           **SECTION 386.** 20.435 (4) (bm) of the statutes, as affected by 2007 Wisconsin Act  
19 .... (this act), is amended to read:

20           20.435 (4) (bm) *Medical Assistance, food stamps, and Badger Care*  
21 *administration; contract costs, reports, and resource centers.* Biennially, the amounts  
22 in the schedule to provide a portion of the state share of administrative contract costs  
23 for the Medical Assistance program under s. 49.45 subch. IV of ch. 49 and the Badger  
24 Care health care program under s. 49.665 and to provide the state share of  
25 administrative costs for the food stamp program under s. 49.79, other than payments

1 to counties and tribal governing bodies under s. 49.78 (8), to develop and implement  
2 a registry of recipient immunizations, to reimburse 3rd parties for their costs under  
3 s. 49.475, for costs associated with outreach activities, and for services of resource  
4 centers under s. 46.283. No state positions may be funded in the department of  
5 health and family services from this appropriation, except positions for the  
6 performance of duties under a contract in effect before January 1, 1987, related to  
7 the administration of the Medical Assistance program between the subunit of the  
8 department primarily responsible for administering the Medical Assistance  
9 program and another subunit of the department. Total administrative funding  
10 authorized for the program under s. 49.665 may not exceed 10% of the amounts  
11 budgeted under pars. (bc), (p), and (x).

12 **SECTION 387.** 20.435 (4) (bn) of the statutes is amended to read:

13 20.435 (4) (bn) *Income maintenance.* Biennially, the amounts in the schedule  
14 for funeral expenses under s. 49.785, for administration of the food stamp  
15 employment and training program under s. 49.79 (9). and for payments under s.  
16 49.78 (8) relating to the administration of the Medical Assistance program, the  
17 Badger Care health care program under s. 49.665, the food stamp program, and the  
18 cemetery, funeral, and burial expenses program under s. 49.785.

19 **SECTION 388.** 20.435 (4) (bn) of the statutes, as affected by 2007 Wisconsin Act  
20 .... (this act), is amended to read:

21 20.435 (4) (bn) *Income maintenance.* Biennially, the amounts in the schedule  
22 for funeral expenses under s. 49.785, for administration of the food stamp  
23 employment and training program under s. 49.79 (9), and for payments under s.  
24 49.78 (8) relating to the administration of the Medical Assistance program under  
25 subch. IV of ch. 49, the Badger Care health care program under s. 49.665, the food

1 stamp program, and the cemetery, funeral, and burial expenses program under s.  
2 49.785.

3 **SECTION 390.** 20.435 (4) (h) of the statutes is amended to read:

4 20.435 (4) (h) *General or medical assistance medical program;*  
5 *intergovernmental transfer. The As a continuing appropriation, the amounts in the*  
6 *schedule to provide supplemental payments to eligible health care providers that*  
7 *contract with Milwaukee County to provide health care services funded by a relief*  
8 *block grant under s. 49.025 or to provide benefits under the demonstration project*  
9 *under s. 49.45 (23). All moneys received from Milwaukee County for this either*  
10 *purpose shall be credited to this appropriation account.*

11 **SECTION 391.** 20.435 (4) (im) of the statutes is amended to read:

12 20.435 (4) (im) *Medical assistance; ~~recovery of correct payments~~ correct*  
13 *payment recovery; collections; other recoveries. All moneys received from the recovery*  
14 *of correct medical assistance payments under ss. 49.496 and 867.035 and rules*  
15 *promulgated under s. 46.286 (7) and all moneys received as collections and other*  
16 *recoveries from providers, drug manufacturers, and other 3rd parties under medical*  
17 *assistance performance-based contracts, for payments to counties and tribal*  
18 *governing bodies under s. 49.496 (4), for payment of claims under s. 867.035 (3), for*  
19 *payments to the federal government for its share of medical assistance benefits*  
20 *recovered, for the state share of medical assistance benefits provided under subch.*  
21 *IV of ch. 49 ~~as specified in ss. 49.496 (5) and 867.035 (4), and for the state share of~~*  
22 *~~medical assistance benefits provided under s. 46.284 (5), and for costs related to~~*  
23 *collections and other recoveries.*

24 **SECTION 392.** 20.435 (4) (jw) of the statutes is created to read:

1           20.435 (4) (jw) *BadgerCare Plus administrative costs.* Biennially, the amounts  
2 in the schedule to provide a portion of the state share of administrative costs for the  
3 BadgerCare Plus Medical Assistance program under s. 49.471. Ten percent of all  
4 moneys received from penalty assessments under s. 49.471 (9) (c) shall be credited  
5 to this appropriation account.

6           **SECTION 392w.** 20.435 (4) (jz) of the statutes is amended to read:

7           20.435 (4) (jz) *Badger Care cost sharing and employer penalty assessments,*  
8 *and premium subsidies.* All moneys received from payments under s. 49.665 (5), all  
9 moneys transferred under s. 149.165 (4), and all moneys received from penalty  
10 assessments under s. 49.665 (7) (b) 2. to be used for the Badger Care health care  
11 program under s. 49.665 and for the demonstration project under s. 49.45 (23).

12           **SECTION 393.** 20.435 (4) (jz) of the statutes, as affected by 2007 Wisconsin Act  
13 .... (this act), is amended to read:

14           20.435 (4) (jz) *Medical Assistance and Badger Care cost sharing, employer*  
15 *penalty assessments, and premium subsidies.* All moneys received from in cost  
16 sharing from medical assistance recipients, including payments under s. 49.665 (5),  
17 all moneys transferred under s. 149.165 (4), and all moneys received from penalty  
18 assessments under s. 49.665 (7) (b) 2., and 90 percent of all moneys received from  
19 penalty assessments under s. 49.471 (9) (c) to be used for the Badger Care health care  
20 program under s. 49.665 and for the ~~demonstration project under s. 49.45 (23)~~  
21 Medical Assistance program under subch. IV of ch. 49.

22           **SECTION 394.** 20.435 (4) (o) of the statutes is amended to read:

23           20.435 (4) (o) *Federal aid; medical assistance.* All federal moneys received for  
24 meeting costs of ~~medical assistance~~ Medical Assistance administered under ss.  
25 46.284 (5), ~~49.45~~ and 49.665 and subch. IV of ch. 49, to be used for those purposes and

1 for transfer to the ~~medical assistance~~ Medical Assistance trust fund, for those  
2 purposes.

3 **SECTION 395.** 20.435 (4) (pa) of the statutes is amended to read:

4 20.435 (4) (pa) *Federal aid; Medical Assistance and food stamp contracts*  
5 *administration.* All federal moneys received for the federal share of the cost of  
6 contracting for payment and services administration and reporting, other than  
7 moneys received under par. (nn), to reimburse ~~insurers~~ 3rd parties for their costs  
8 under s. 49.475, for administrative contract costs for the food stamp program under  
9 s. 49.79, and for services of resource centers under s. 46.283.

10 **SECTION 395m.** 20.435 (4) (vt) of the statutes is repealed.

11 **SECTION 401.** 20.435 (5) (ab) of the statutes is renumbered 20.437 (2) (ab) and  
12 amended to read:

13 20.437 (2) (ab) *Child abuse and neglect prevention grants.* The amounts in the  
14 schedule for child abuse and neglect prevention grants under s. ~~46.515~~ 48.983.

15 **SECTION 402.** 20.435 (5) (am) of the statutes is amended to read:

16 20.435 (5) (am) *Services, reimbursement and payment related to human*  
17 *immunodeficiency virus.* The amounts in the schedule for the purchase of services  
18 under s. 252.12 (2) (a) for individuals with respect to human immunodeficiency virus  
19 and related infections, including hepatitis C virus infection, to subsidize premium  
20 330 payments under ss. 252.16 and 252.17, for grants for the prevention of human  
21 immunodeficiency virus infection and related infections, including hepatitis C virus  
22 infection, under s. 252.12 (2) (c) 2. and 3., ~~and~~ to reimburse or supplement the  
23 reimbursement of the cost of AZT, pentamidine and certain other drugs under s.  
24 49.686, and to pay for premiums and drug copayments under the pilot program  
25 under s. 49.686 (6).



1           **SECTION 403m.** 20.435 (5) (dg) of the statutes is created to read:

2           20.435 (5) (dg) *Clinic aids.* Biennially, the amounts in the schedule for aids  
3 under s. 146.68.

4           **SECTION 403r.** 20.435 (5) (dm) of the statutes is amended to read:

5           20.435 (5) (dm) *Rural health dental clinics.* The amounts in the schedule for  
6 the rural health dental clinics under s. 146.65 and grants under 2007 Wisconsin Act  
7 ... (this act), section 9121 (8x).

8           **SECTION 404.** 20.435 (5) (dn) of the statutes is renumbered 20.437 (2) (dn) and  
9 amended to read:

10           20.437 (2) (dn) *Food distribution grants.* The amounts in the schedule for  
11 grants for food distribution programs under ss. ~~46.75 and 46.77~~ 49.171 and 49.1715.

12           **SECTION 405.** 20.435 (5) (em) of the statutes is renumbered 20.437 (2) (em) and  
13 amended to read:

14           20.437 (2) (em) *Supplemental food program for women, infants and children*  
15 *benefits.* As a continuing appropriation, the amounts in the schedule to provide a  
16 state supplement under s. ~~253.06~~ 49.17 to the federal special supplemental food  
17 program for women, infants, and children authorized under 42 USC 1786.

18           **SECTION 405e.** 20.435 (5) (eu) of the statutes is created to read:

19           20.435 (5) (eu) *Reducing fetal and infant mortality and morbidity.* Biennially,  
20 the amounts in the schedule to provide services under 2007 Wisconsin Act ... (this  
21 act), section 9121 (6d).

22           **SECTION 405f.** 20.435 (5) (eu) of the statutes, as created by 2007 Wisconsin Act  
23 .... (this act), is repealed.

24           **SECTION 406.** 20.435 (5) (ke) of the statutes is amended to read:

1           20.435 (5) (ke) *Cooperative American Indian health projects.* The amounts in  
2 the schedule for grants for cooperative American Indian health projects under s.  
3 146.19. All moneys transferred from the appropriation account under s. 20.505 (8)  
4 (hm) 18b. shall be credited to this appropriation account. Notwithstanding s. 20.001  
5 (3) (a), the unencumbered balance on June 30 of each year shall revert to the  
6 appropriation account under s. 20.505 (8) (hm).

7           **SECTION 408.** 20.435 (6) (e) of the statutes is amended to read:

8           20.435 (6) (e) *Principal repayment and interest.* A sum sufficient to reimburse  
9 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
10 the development or improvement of the workshop for the blind and to make  
11 payments under an agreement or ancillary arrangement entered into under s. 18.06  
12 (8) (a).

13           **SECTION 409.** 20.435 (6) (gc) of the statutes is amended to read:

14           20.435 (6) (gc) *Disabled children children's long-term support waiver waivers;*  
15 *state operations.* From all moneys received under ss. 46.03 (18) and 46.10 for services  
16 for children reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the  
17 waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs) or 2003  
18 Wisconsin Act 33, section 9124 (8c) provided under the disabled children's long-term  
19 support program, as defined in s. 46.011 (1g), the amounts in the schedule for  
20 collection of moneys received under ss. 46.03 (18) and 46.10 for services for children  
21 reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the waiver  
22 requested under 2001 Wisconsin Act 16, section 9123 (16rs) or 2003 Wisconsin Act  
23 33, section 9124 (8c) provided under the disabled children's long-term support  
24 program.

25           **SECTION 410.** 20.435 (6) (gd) of the statutes is repealed.

1           **SECTION 411.** 20.435 (7) (b) of the statutes is amended to read:

2           20.435 (7) (b) *Community aids and Medical Assistance payments.* The  
3 amounts in the schedule for human services under s. 46.40, to fund services provided  
4 by resource centers under s. 46.283 (5), for services under the family care benefit  
5 under s. 46.284 (5), ~~for reimbursement to counties having a population of less than~~  
6 ~~500,000 for the cost of court attached intake services under s. 48.06 (4), for shelter~~  
7 ~~care under ss. 48.58 and 938.22, for foster care, treatment foster care, and subsidized~~  
8 ~~guardianship care under ss. 46.261 and 49.19 (10), for Medical Assistance payment~~  
9 adjustments under s. 49.45 (52), and for Medical Assistance payments under s. 49.45  
10 (6tw) and (53). Social services disbursements under s. 46.03 (20) (b) may be made  
11 from this appropriation. Refunds received relating to payments made under s. 46.03  
12 (20) (b) for the provision of services for which moneys are appropriated under this  
13 paragraph shall be returned to this appropriation. Notwithstanding ss. 20.001 (3)  
14 (a) and 20.002 (1), the department of health and family services may transfer funds  
15 between fiscal years under this paragraph. The department shall deposit into this  
16 appropriation funds it recovers under ss. 46.495 (2) (b) and 51.423 (15), from prior  
17 year audit adjustments including those resulting from audits of services under s.  
18 46.26, 1993 stats., or s. 46.27. Except for amounts authorized to be carried forward  
19 under s. 46.45, all funds recovered under ss. 46.495 (2) (b) and 51.423 (15) and all  
20 funds allocated under s. 46.40 and not spent or encumbered by December 31 of each  
21 year shall lapse to the general fund on the succeeding January 1 unless carried  
22 forward to the next calendar year by the joint committee on finance.

23           **SECTION 412.** 20.435 (7) (bc) of the statutes is amended to read:

24           20.435 (7) (bc) *Grants for community programs.* The amounts in the schedule  
25 for grants for community programs under s. 46.48. Notwithstanding ss. 20.001 (3)

1 (a) and 20.002 (1), the department may transfer funds between fiscal years under  
2 this paragraph. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department  
3 of health and family services may credit or deposit into this appropriation funds for  
4 the purpose specified in s. 46.48 (13) that the department transfers from the  
5 appropriation under par. (bL) that are allocated by the department under that  
6 appropriation but unexpended or unencumbered on June 30 of each year. Except for  
7 amounts authorized to be carried forward under s. 46.48 and as otherwise provided  
8 in this paragraph, all funds allocated but not encumbered by December 31 of each  
9 year lapse to the general fund on the next January 1 unless carried forward to the  
10 next calendar year by the joint committee on finance. Notwithstanding ss. 20.001  
11 (3) (a) and 20.002 (1), the department shall transfer from this appropriation account  
12 to the appropriation account for the department of ~~workforce development~~ children  
13 and families under s. ~~20.445 (3)~~ 20.437 (2) (dz) funds allocated by the department  
14 under s. 46.48 (30) but unexpended on June 30 of each year.

15 **SECTION 413.** 20.435 (7) (bd) of the statutes is amended to read:

16 20.435 (7) (bd) ~~Community options program; pilot projects; family care benefit~~  
17 Long-term care programs. The amounts in the schedule for assessments, case  
18 planning, services, administration and risk reserve escrow accounts under s. 46.27,  
19 for pilot projects under s. 46.271 (1), to fund services provided by resource centers  
20 under s. 46.283 (5), for services under the family care benefit under s. 46.284 (5), for  
21 services and supports under s. 46.2803 (2), and for the payment of premiums under  
22 s. 49.472 (5). If the department transfers funds to this appropriation from the  
23 appropriation account under sub. (4) (b), the amounts in the schedule for the fiscal  
24 year for which the transfer is made are increased by the amount of the transfer for  
25 the purposes specified in s. 49.45 (6v). Notwithstanding ss. 20.001 (3) (a) and 20.002

1 (1), the department may under this paragraph transfer moneys between fiscal years.  
2 Except for moneys authorized for transfer under this appropriation or under s. 46.27  
3 (7) (fm) or (g), all moneys under this appropriation that are allocated under s. 46.27  
4 and are not spent or encumbered by counties or by the department by December 31  
5 of each year shall lapse to the general fund on the succeeding January 1 unless  
6 transferred to the next calendar year by the joint committee on finance.

7 **SECTION 414.** 20.435 (7) (bt) of the statutes is amended to read:

8 20.435 (7) (bt) *Early intervention services for infants and toddlers with*  
9 *disabilities.* ~~The As a continuing appropriation, the amounts in the schedule for the~~  
10 ~~early intervention services under s. 51.44. Notwithstanding ss. 20.001 (3) (a) and~~  
11 ~~20.002 (1), the department may transfer funds between fiscal years under this~~  
12 ~~paragraph. All funds distributed by the department under s. 51.44 but not~~  
13 ~~encumbered by December 31 of each year shall lapse to the general fund on the next~~  
14 ~~January 1 unless carried forward to the next calendar year by the joint committee~~  
15 ~~on finance.~~

16 **SECTION 415.** 20.435 (7) (g) of the statutes is created to read:

17 20.435 (7) (g) *Long-term care; county contributions.* All moneys received from  
18 counties as contributions to the family care program under s. 46.2805 to 46.2895, the  
19 Pace program described under s. 46.2805 (1) (a), and the Wisconsin Partnership  
20 Program described under s. 46.2805 (1) (b), to fund services under the family care  
21 benefit under s. 46.284 (5) and services under the Pace and Wisconsin Partnership  
22 programs.

23 **SECTION 416.** 20.435 (7) (h) of the statutes is amended to read:

24 20.435 (7) (h) *Disabled children children's long-term support-waiver waivers.*  
25 All moneys received under ss. 46.03 (18) and 46.10 for services for children

1 reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the waiver  
2 requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act  
3 33, section 9124 (8c) provided under the disabled children's long-term support  
4 program, as defined in s. 46.011 (1g), less the amounts appropriated under sub. (6)  
5 (gc), for distribution to counties according to a formula developed by the department  
6 as a portion of the state share of payments for services for children under the waiver  
7 under s. 46.278 or the waiver requested under 2001 Wisconsin Act 16, section 9123  
8 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c) for services provided under the  
9 disabled children's long-term support program.

10 **SECTION 417.** 20.435 (7) (hy) of the statutes is amended to read:

11 20.435 (7) (hy) *Services for drivers, local assistance.* The As a continuing  
12 appropriation, the amounts in the schedule for the purpose of s. 51.42 for drivers  
13 referred through assessment, to be allocated according to a plan developed by the  
14 department of health and family services. All moneys transferred from sub. (6) (hx)  
15 shall be credited to this appropriation, ~~except that the unencumbered balance on~~  
16 ~~June 30 of each year shall revert to the appropriation under sub. (6) (hx).~~

17 **SECTION 418.** 20.435 (7) (o) of the statutes is amended to read:

18 20.435 (7) (o) *Federal aid; community aids.* All federal moneys received in  
19 amounts pursuant to allocation plans developed by the department for the provision  
20 or purchase of services authorized under par. (b); ~~all federal moneys received as child~~  
21 ~~welfare funds under 42 USC 620 to 626 as limited under s. 48.985; all federal~~  
22 temporary assistance for needy families moneys received under 42 USC 601 to 619  
23 that are authorized to be used to purchase or provide social services under 42 USC  
24 1397 to 1397e; all unanticipated federal social services block grant funds received  
25 under 42 USC 1397 to 1397e, in accordance with s. 46.49 (2); and all federal moneys

1 received under 42 USC 1396 to 1396v in reimbursement of the cost of preventing  
2 out-of-home placements of children, for distribution under s. 46.40. Disbursements  
3 from this appropriation may be made directly to counties for social and mental  
4 hygiene services under s. 46.03 (20) (b) or 46.031 or directly to counties in accordance  
5 with federal requirements for the dispersal of federal funds.

6 **SECTION 420.** 20.435 (8) (mb) of the statutes is amended to read:

7 20.435 (8) (mb) *Income augmentation services receipts.* All moneys that are  
8 received under ~~42 USC 670 to 679a~~, 42 USC 1395 to 1395ddd, and 42 USC 1396 to  
9 1396v as the result of income augmentation activities for which the state has  
10 contracted and all moneys that are received under ~~42 USC 1396 to 1396v in~~  
11 ~~reimbursement of the cost of providing targeted case management services to~~  
12 ~~children whose care is not eligible for reimbursement under 42 USC 670 to 679a~~, to  
13 be used as provided in s. 46.46. All moneys received under this paragraph in excess  
14 of the moneys necessary to support the costs specified in s. 46.46 shall be deposited  
15 in the general fund as a nonappropriated receipt.

16 **SECTION 422.** 20.435 (8) (mm) of the statutes is amended to read:

17 20.435 (8) (mm) *Reimbursements from federal government.* All moneys  
18 received from the federal government, other than moneys described under ss. 46.45  
19 ~~(2)~~, 46.46, 49.45 (6u), and 49.49, that are intended to reimburse the state for  
20 expenditures in previous fiscal years from general purpose revenue appropriations  
21 whose purpose includes a requirement to match or secure federal funds and that  
22 exceeded in those fiscal years the estimates reflected in the intentions of the  
23 legislature and governor, as expressed by them in the budget determinations, and  
24 the joint committee on finance, as expressed by the committee in any determinations,  
25 and the estimates approved for expenditure by the secretary of administration under

1 s. 16.50 (2), for the purpose of paying federal disallowances, federal sanctions or  
2 penalties and the costs of any corrective action affecting the department of health  
3 and family services. Notwithstanding s. 20.001 (3) (c), at the end of each fiscal year,  
4 the amount determined by the department of administration under s. 16.54 (12) (d)  
5 shall lapse to the general fund.

6 **SECTION 423.** 20.437 (intro.) of the statutes is created to read:

7 **20.437 Children and families, department of.** (intro.) There is  
8 appropriated to the department of children and families for the following programs:

9 **SECTION 424.** 20.437 (1) (b) of the statutes is created to read:

10 **20.437 (1) (b) *Children and family aids payments.*** The amounts in the schedule  
11 for services for children and families under s. 48.563, for reimbursement to counties  
12 having a population of less than 500,000 for the cost of court attached intake services  
13 under s. 48.06 (4), for shelter care under ss. 48.58 and 938.22, and for foster care,  
14 treatment foster care, and subsidized guardianship care under ss. 48.645 and 49.19  
15 (10). Social services disbursements under s. 49.32 (2) (b) may be made from this  
16 appropriation. Refunds received relating to payments made under s. 48.47 (20) (b)  
17 for the provision of services for which moneys are appropriated under this paragraph  
18 shall be returned to this appropriation. Notwithstanding ss. 20.001 (3) (a) and  
19 20.002 (1), the department of children and families may transfer funds between  
20 fiscal years under this paragraph. The department shall deposit into this  
21 appropriation funds it recovers under s. 48.569 (2) (b), from prior fiscal year audit  
22 adjustments. Except for amounts authorized to be carried forward under s. 48.565,  
23 all funds recovered under s. 48.569 (2) (b) and all funds allocated under s. 48.563 and  
24 not spent or encumbered by December 31 of each year shall lapse to the general fund



1 on the succeeding January 1 unless carried forward to the next calendar year by the  
2 joint committee on finance.

3 **SECTION 424e.** 20.437 (1) (bc) of the statutes, as affected by 2007 Wisconsin Act  
4 …. (this act), section 342, is amended to read:

5 20.437 (1) (bc) *Grants for children's community programs.* The amounts in the  
6 schedule for grants for children's community programs under s. 48.481 and 2007  
7 Wisconsin Act …. (this act), section 9155 (9u). Notwithstanding ss. 20.001 (3) (a) and  
8 20.002 (1), the department may transfer funds between fiscal years under this  
9 paragraph. All moneys under this appropriation account that are distributed under  
10 s. 48.481 or 2007 Wisconsin Act …. (this act), section 9155 (9u) but are not  
11 encumbered by December 31 of each year lapse to the general fund on the next  
12 January 1 unless carried forward to the next calendar year by the joint committee  
13 on finance.

14 **SECTION 425.** 20.437 (1) (gg) of the statutes is created to read:

15 20.437 (1) (gg) *Collection remittances to local units of government.* All moneys  
16 received under ss. 49.32 (1) and 49.345 for the purposes of remitting departmental  
17 collections under s. 49.32 (1) (g) or 49.345 (8) (g).

18 **SECTION 426.** 20.437 (1) (m) of the statutes is created to read:

19 20.437 (1) (m) *Federal project operations.* All moneys received from the federal  
20 government or any of its agencies for the state administration of specific limited term  
21 projects to be expended for the purposes specified.

22 **SECTION 427.** 20.437 (1) (ma) of the statutes is created to read:

23 20.437 (1) (ma) *Federal project aids.* All moneys received from the federal  
24 government or any of its agencies for specific limited term projects to be expended  
25 as aids to individuals or organizations for the purposes specified.

1           **SECTION 428.** 20.437 (1) (mb) of the statutes is created to read:

2           20.437 (1) (mb) *Federal project local assistance.* All moneys received from the  
3 federal government or any of its agencies for specific limited term projects to be  
4 expended as local assistance for the purposes specified.

5           **SECTION 429.** 20.437 (1) (mc) of the statutes is created to read:

6           20.437 (1) (mc) *Federal block grant operations.* All block grant moneys received  
7 from the federal government or any of its agencies for the state administration of  
8 federal block grants for the purposes specified.

9           **SECTION 430.** 20.437 (1) (md) of the statutes is created to read:

10          20.437 (1) (md) *Federal block grant aids.* All block grant moneys received from  
11 the federal government or any of its agencies to be expended as aids to individuals  
12 or organizations.

13          **SECTION 431.** 20.437 (1) (n) of the statutes is created to read:

14          20.437 (1) (n) *Federal program operations.* All moneys received from the  
15 federal government or any of its agencies for the state administration of continuing  
16 programs to be expended for the purposes specified.

17          **SECTION 432.** 20.437 (1) (na) of the statutes is created to read:

18          20.437 (1) (na) *Federal program aids.* All moneys received from the federal  
19 government or any of its agencies for continuing programs to be expended as aids to  
20 individuals or organizations for the purposes specified.

21          **SECTION 433.** 20.437 (1) (nL) of the statutes is created to read:

22          20.437 (1) (nL) *Federal program local assistance.* All moneys received from the  
23 federal government or any of its agencies for continuing programs to be expended as  
24 local assistance.

25          **SECTION 434.** 20.437 (1) (o) of the statutes is created to read:

1           20.437 (1) (o) *Federal aid; children and family aids.* All federal moneys  
2 received in amounts pursuant to allocation plans developed by the department for  
3 the provision or purchase of services authorized under par. (b); all federal moneys  
4 received as child welfare funds under 42 USC 620 to 626 as limited under s. 48.985;  
5 all federal temporary assistance for needy families moneys received under 42 USC  
6 601 to 619 that are authorized to be used to purchase or provide social services under  
7 42 USC 1397 to 1397e; all unanticipated federal social services block grant funds  
8 received under 42 USC 1397 to 1397e, in accordance with s. 48.568; for distribution  
9 under s. 48.563. Disbursements from this appropriation may be made directly to  
10 counties for services to children and families under s. 49.32 (2) (b) or 49.325 or  
11 directly to counties in accordance with federal requirements for the dispersal of  
12 federal funds.

13           **SECTION 435.** 20.437 (2) of the statutes is created to read:

14           20.437 (2) ECONOMIC SUPPORT. (m) *Federal project operations.* All moneys  
15 received from the federal government or any of its agencies for the state  
16 administration of specific limited-term projects to be expended for the purposes  
17 specified.

18           (na) *Federal program aids.* All moneys received from the federal government  
19 or any of its agencies for continuing programs to be expended as local assistance.

20           (nn) *Federal program operations.* All moneys received from the federal  
21 government or any of its agencies for the state administration of continuing  
22 programs to be expended for the purposes specified.

23           **SECTION 437.** 20.437 (3) of the statutes is created to read:

24           20.437 (3) GENERAL ADMINISTRATION. The amounts indicated in this subsection  
25 for expenses not immediately identifiable with a specific program. When

1 practicable, the expenditures from the appropriations under this subsection shall be  
2 distributed to the various programs.

3 (a) *General program operations.* The amounts in the schedule for executive,  
4 management, and policy and budget services and activities.

5 (i) *Gifts and grants.* All moneys received from gifts, grants, donations, and  
6 burial trusts for the execution of the department's functions consistent with the  
7 purpose of the gift, grant, donation, or trust.

8 (jb) *Fees for administrative services.* All moneys received from fees charged for  
9 providing state mailings, special computer services, training programs, printed  
10 materials, and publications, for the purpose of providing state mailings, special  
11 computer services, training programs, printed materials, and publications.

12 (k) *Administrative and support services.* The amounts in the schedule for  
13 administrative and support services and products. All moneys received as payment  
14 for administrative and support services and products shall be credited to this  
15 appropriation.

16 (kx) *Interagency and intra-agency programs.* All moneys received from other  
17 state agencies and all moneys received by the department from the department not  
18 credited to the appropriation account under par. (k) for the administration of  
19 programs or projects for which received.

20 (ky) *Interagency and intra-agency aids.* All moneys received from other state  
21 agencies and all moneys received by the department from the department not  
22 credited to the appropriation account under par. (k) for aids to individuals and  
23 organizations.

1           (kz) *Interagency and intra-agency local assistance.* All moneys received from  
2 other state agencies and all moneys received by the department from the department  
3 not credited to the appropriation account under par. (k) for local assistance.

4           (m) *Federal project operations.* All moneys received from the federal  
5 government or any of its agencies for the state administration of specific limited term  
6 projects to be expended for the purposes specified.

7           (ma) *Federal project aids.* All moneys received from the federal government  
8 or any of its agencies for specific limited term projects to be expended as aids to  
9 individuals or organizations for the purposes specified.

10          (mb) *Federal project local assistance.* All moneys received from the federal  
11 government or any of its agencies for specific limited term projects to be expended  
12 as local assistance for the purposes specified.

13          (mc) *Federal block grant operations.* All block grant moneys received from the  
14 federal government for the state administration of federal block grants for the  
15 purposes specified.

16          (md) *Federal block grant aids.* All block grant moneys received from the federal  
17 government or any of its agencies to be expended as aids to individuals or  
18 organizations.

19          (me) *Federal block grant local assistance.* All block grant moneys received from  
20 the federal government or any of its agencies to be expended on local assistance to  
21 counties and municipalities.

22          (mm) *Reimbursements from federal government.* All moneys received from the  
23 federal government, other than moneys described under ss. 48.565 (2) and 48.567,  
24 that are intended to reimburse the state for expenditures in previous fiscal years  
25 from general purpose revenue appropriations whose purpose includes a requirement

1 to match or secure federal funds and that exceeded in those fiscal years the estimates  
2 reflected in the intentions of the legislature and governor, as expressed by them in  
3 the budget determinations, and the joint committee on finance, as expressed by the  
4 committee in any determinations, and the estimates approved for expenditure by the  
5 secretary of administration under s. 16.50 (2), for the purpose of paying federal  
6 disallowances, federal sanctions or penalties and the costs of any corrective action  
7 affecting the department of children and families. Notwithstanding s. 20.001 (3) (c),  
8 at the end of each fiscal year, the amount determined by the department of  
9 administration under s. 16.54 (12) (d) shall lapse to the general fund.

10 (mp) *Income augmentation services receipts.* All moneys that are received  
11 under 42 USC 670 to 679a as the result of income augmentation activities for which  
12 the state has contracted and all moneys that are received under 42 USC 1396 to  
13 1396v in reimbursement of the cost of providing targeted case management services  
14 to children whose care is not eligible for reimbursement under 42 USC 670 to 679a,  
15 to be used as provided in s. 48.567. All moneys received under this paragraph in  
16 excess of the moneys necessary to support the costs specified in s. 48.567 shall be  
17 deposited into the general fund as a nonappropriated receipt.

18 (n) *Federal program operations.* All moneys received from the federal  
19 government or any of its agencies for the state administration of continuing  
20 programs to be expended for the purposes specified.

21 (na) *Federal program aids.* All moneys received from the federal government  
22 or any of its agencies for continuing programs to be expended as aids to individuals  
23 or organizations for the purposes specified.

1 (nL) *Federal program local assistance.* All moneys received from the federal  
2 government or any of its agencies for continuing programs to be expended as local  
3 assistance for the purposes specified.

4 (pz) *Indirect cost reimbursements.* All moneys received from the federal  
5 government as reimbursement of indirect costs of grants and contracts for the  
6 purposes authorized in s. 16.54 (9) (b).

7 **SECTION 440g.** 20.445 (1) (fm) of the statutes is created to read:

8 20.445 (1) (fm) *Youth summer jobs programs.* The amounts in the schedule for  
9 youth summer jobs programs in 1st class cities under s. 106.18.

10 **SECTION 440m.** 20.445 (1) (fr) of the statutes is created to read:

11 20.445 (1) (fr) *Racine County workforce development grant.* The amounts in the  
12 schedule for the grant to the Racine County Workforce Development Board under  
13 2007 Wisconsin Act .... (this act), section 9154 (5k).

14 **SECTION 440p.** 20.445 (1) (fr) of the statutes, as created by 2007 Wisconsin Act  
15 .... (this act), is repealed.

16 **SECTION 441.** 20.445 (1) (gd) of the statutes is amended to read:

17 20.445 (1) (gd) *Unemployment interest and penalty payments.* ~~From the All~~  
18 moneys received as interest and penalties collected under ss. 108.04 (11) (c) and (cm)  
19 and (13) (c) and 108.22, assessments under s. 108.19 (1m), and forfeitures under s.  
20 103.05 (5), all moneys not appropriated under ~~pars. (ge), (gf), par. (gg), and (gi),~~ and  
21 all moneys transferred to this appropriation account from the appropriation account  
22 under par. (gh) for the payment of benefits specified in s. 108.07 (5) and 1987  
23 Wisconsin Act 38, section 132 (1) (c), for the payment of interest to employers under  
24 s. 108.17 (3m), for research relating to the condition of the unemployment reserve  
25 fund under s. 108.14 (6), for administration of the unemployment insurance program

1 and federal or state unemployment insurance programs authorized by the governor  
2 under s. 16.54, for satisfaction of any federal audit exception concerning a payment  
3 from the unemployment reserve fund or any federal aid disallowance concerning the  
4 unemployment insurance program, for assistance to the department of justice in the  
5 enforcement of ch. 108, for the payment of interest due on advances from the federal  
6 unemployment account under title XII of the social security act to the unemployment  
7 reserve fund, and for payments made to the unemployment reserve fund to obtain  
8 a lower interest rate or deferral of interest payments on these advances, except as  
9 otherwise provided in s. 108.20.

10 **SECTION 442.** 20.445 (1) (ge) of the statutes is repealed.

11 **SECTION 443.** 20.445 (1) (gf) of the statutes is repealed.

12 **SECTION 445.** 20.445 (1) (gi) of the statutes is repealed.

13 **SECTION 447.** 20.445 (3) (title) of the statutes is renumbered 20.437 (2) (title).

14 **SECTION 448.** 20.445 (3) (a) of the statutes is renumbered 20.437 (2) (a).

15 **SECTION 449.** 20.445 (3) (b) of the statutes is created to read:

16 20.445 (3) (b) *Child support local assistance.* As a continuing appropriation,  
17 the amounts in the schedule to be distributed as child support incentive payments  
18 under s. 49.24 (1).

19 **SECTION 450.** 20.445 (3) (b) of the statutes, as created by 2007 Wisconsin Act  
20 .... (this act), is renumbered 20.437 (2) (b).

21 **SECTION 450d.** 20.445 (3) (b) of the statutes, as created by 2007 Wisconsin Act  
22 .... (this act), is repealed.

23 **SECTION 451.** 20.445 (3) (cm) of the statutes is renumbered 20.437 (2) (cm).

24 **SECTION 452.** 20.445 (3) (cr) of the statutes is renumbered 20.445 (1) (cr).

25 **SECTION 453.** 20.445 (3) (dz) of the statutes is renumbered 20.437 (2) (dz).



1           **SECTION 453e.** 20.445 (3) (e) of the statutes is created to read:

2           20.445 (3) (e) *Grant to Racine YWCA.* The amounts in the schedule for the  
3 grant under 2007 Wisconsin Act .... (this act), section 9154 (4k).

4           **SECTION 453f.** 20.445 (3) (e) of the statutes, as created by 2007 Wisconsin Act  
5 .... (this act), is repealed.

6           **SECTION 453m.** 20.445 (3) (g) of the statutes is created to read:

7           20.445 (3) (g) *Wisconsin Works; fraud investigation recoveries.* All moneys  
8 received under s. 49.197 (2) to be used for the Wisconsin Works program and for the  
9 child care subsidy program under s. 49.155, as provided in s. 49.197 (2) (c).

10          **SECTION 453p.** 20.445 (3) (g) of the statutes, as created by 2007 Wisconsin Act  
11 .... (this act), is renumbered 20.437 (2) (g).

12          **SECTION 454.** 20.445 (3) (i) of the statutes is renumbered 20.437 (2) (i).

13          **SECTION 455.** 20.445 (3) (ja) of the statutes is amended to read:

14          20.445 (3) (ja) *Child support state operations — fees and reimbursements.* All  
15 moneys received from fees charged under s. 49.22 (8), from fees ordered or otherwise  
16 owed under s. 767.57 (1e) (a), from fees collected under ss. 49.854 (11) (b) and 767.57  
17 (1e) (b) 1m. and (c), from reimbursements under s. 108.13 (4) (f), from fees charged  
18 and incentive payments and collections retained under s. 49.22 (7m), and under s.  
19 49.855 (4) from the department of revenue or the department of administration that  
20 were withheld by the department of revenue or the internal revenue service for  
21 unpaid fees ordered or otherwise owed under s. 767.57 (1e) (a), for costs associated  
22 with receiving and disbursing support and support–related payments, including any  
23 contract costs, and for administering the program under s. 49.22 and all other  
24 purposes specified in s. 49.22.

1           **SECTION 456.** 20.445 (3) (ja) of the statutes, as affected by 2007 Wisconsin Act  
2 .... (this act), is renumbered 20.437 (2) (ja).

3           **SECTION 457.** 20.445 (3) (jb) of the statutes is renumbered 20.437 (2) (jb).

4           **SECTION 458.** 20.445 (3) (jL) of the statutes is renumbered 20.437 (2) (jL).

5           **SECTION 459.** 20.445 (3) (k) of the statutes is amended to read:

6           20.445 **(3)** (k) *Child support transfers.* All moneys transferred from the  
7 appropriation account under par. (r), to be expended under the Wisconsin Works  
8 program under subch. III of ch. 49 and under the work experience program for  
9 noncustodial parents under s. 49.36, ~~to be distributed as child support incentive~~  
10 ~~payments as provided in s. 49.24,~~ for costs associated with receiving and disbursing  
11 support and support-related payments, including any contract costs, for  
12 administering the program under s. 49.22 and all other purposes specified in s. 49.22,  
13 and for the support of dependent children in accordance with applicable federal and  
14 state statutes, federal regulations, and state rules.

15           **SECTION 460d.** 20.445 (3) (k) of the statutes, as affected by 2007 Wisconsin Act  
16 .... (this act), section 459, is amended to read:

17           20.445 **(3)** (k) *Child support transfers.* All moneys transferred from the  
18 appropriation account under par. (r), to be expended under the Wisconsin Works  
19 program under subch. III of ch. 49 and under the work experience program for  
20 noncustodial parents under s. 49.36, to be distributed as child support incentive  
21 payments as provided in s. 49.24, for costs associated with receiving and disbursing  
22 support and support-related payments, including any contract costs, for  
23 administering the program under s. 49.22 and all other purposes specified in s. 49.22,  
24 and for the support of dependent children in accordance with applicable federal and  
25 state statutes, federal regulations, and state rules.

1           **SECTION 460e.** 20.445 (3) (k) of the statutes, as affected by 2007 Wisconsin Act  
2     .... (this act), section 459, is renumbered 20.437 (2) (k).

3           **SECTION 463.** 20.445 (3) (kp) of the statutes is renumbered 20.437 (2) (kp).

4           **SECTION 464.** 20.445 (3) (kx) of the statutes is amended to read:

5           20.445 **(3)** (kx) *Interagency and intra–agency programs.* All moneys received  
6     from other state agencies and all moneys received by the department from the  
7     department for the administration of programs and projects for which received,  
8     including administration of the food stamp employment and training program under  
9     s. ~~49.13~~, and for local assistance and aids to individuals and organizations relating  
10    to economic support.

11          **SECTION 465.** 20.445 (3) (kx) of the statutes, as affected by 2007 Wisconsin Act  
12    .... (this act), is renumbered 20.437 (2) (kx).

13          **SECTION 466.** 20.445 (3) (L) of the statutes is renumbered 20.437 (2) (L).

14          **SECTION 467.** 20.445 (3) (ma) of the statutes is renumbered 20.437 (2) (ma).

15          **SECTION 468.** 20.445 (3) (mc) of the statutes is renumbered 20.437 (2) (mc) and  
16    amended to read:

17          20.437 **(2)** (mc) *Federal block grant operations.* The amounts in the schedule,  
18    less the amounts withheld under s. 49.143 (3), for the purposes of operating and  
19    administering the block grant programs for which the block grant moneys are  
20    received and transferring moneys to the appropriation account under s. ~~20.435 (3)~~  
21    sub. (1) (kx). All block grant moneys received for these purposes from the federal  
22    government or any of its agencies for the state administration of federal block grants  
23    shall be credited to this appropriation account.

24          **SECTION 469.** 20.445 (3) (md) of the statutes is renumbered 20.437 (2) (md) and  
25    amended to read:

1           20.437 (2) (md) *Federal block grant aids.* The amounts in the schedule, less  
2 the amounts withheld under s. 49.143 (3), for aids to individuals or organizations and  
3 to be transferred to the appropriation accounts under ~~ss. 20.435 (3) sub. (1) (kc), (kd),~~  
4 ~~and (kx),~~ and ss. 20.435 (4) (kz), (6) (kx), (7) (ky), and (8) (kx) and 20.835 (2) (kf). All  
5 block grant moneys received for these purposes from the federal government or any  
6 of its agencies and all moneys recovered under s. 49.143 (3) shall be credited to this  
7 appropriation account. The department may credit to this appropriation account the  
8 amount of any returned check, or payment in other form, that is subject to  
9 expenditure in the same contract period in which the original payment attempt was  
10 made, regardless of the fiscal year in which the original payment attempt was made.

11           **SECTION 470.** 20.445 (3) (me) of the statutes is renumbered 20.437 (2) (me).

12           **SECTION 471.** 20.445 (3) (mm) of the statutes is renumbered 20.437 (2) (mm)  
13 and amended to read:

14           20.437 (2) (mm) *Reimbursements from federal government.* All moneys  
15 received from the federal government that are intended to reimburse the state for  
16 expenditures in previous fiscal years from general purpose revenue appropriations  
17 whose purpose includes a requirement to match or secure federal funds and that  
18 exceeded in those fiscal years the estimates reflected in the intentions of the  
19 legislature and governor, as expressed by them in the budget determinations, and  
20 the joint committee on finance, as expressed by the committee in any determinations,  
21 and the estimates approved for expenditure by the secretary of administration under  
22 s. 16.50 (2), for the purpose of paying federal disallowances, federal sanctions or  
23 penalties and the costs of any corrective action affecting the department of workforce  
24 ~~development~~ children and families. Notwithstanding s. 20.001 (3) (c), at the end of

1 each fiscal year, the amount determined by the department of administration under  
2 s. 16.54 (12) (d) shall lapse to the general fund.

3 **SECTION 472.** 20.445 (3) (n) of the statutes is renumbered 20.437 (2) (n).

4 **SECTION 473.** 20.445 (3) (na) of the statutes is renumbered 20.445 (1) (om).

5 **SECTION 474.** 20.445 (3) (nL) of the statutes is renumbered 20.437 (2) (nL).

6 **SECTION 475.** 20.445 (3) (pv) of the statutes is renumbered 20.437 (2) (pv) and  
7 amended to read:

8 20.437 (2) (pv) *Electronic benefits transfer.* All moneys received from the  
9 federal government for the electronic transfer of benefits administered by the  
10 department of ~~workforce development~~ children and families, to be expended for the  
11 purposes specified. Estimated disbursements under this paragraph shall not be  
12 included in the schedule under s. 20.005.

13 **SECTION 476.** 20.445 (3) (pz) of the statutes is renumbered 20.437 (2) (pz).

14 **SECTION 477.** 20.445 (3) (q) of the statutes is renumbered 20.437 (2) (q).

15 **SECTION 478.** 20.445 (3) (qm) of the statutes is renumbered 20.437 (2) (qm).

16 **SECTION 479.** 20.445 (3) (r) of the statutes is renumbered 20.437 (2) (r) and  
17 amended to read:

18 20.437 (2) (r) *Support receipt and disbursement program; payments.* From the  
19 support collections trust fund, except as provided in par. (qm), all moneys received  
20 under s. 49.854, except for moneys received under s. 49.854 (11) (b), all moneys  
21 received under ss. 767.57 and 767.75 for child or family support, maintenance,  
22 spousal support, health care expenses, or birth expenses, all other moneys received  
23 under judgments or orders in actions affecting the family, as defined in s. 767.001 (1),  
24 and all moneys received under s. 49.855 (4) from the department of revenue or the  
25 department of administration that were withheld by the department of revenue or

1 the internal revenue service for delinquent child support, family support, or  
2 maintenance or outstanding court-ordered amounts for past support, medical  
3 expenses, or birth expenses, for disbursement to the persons for whom the payments  
4 are awarded, for returning seized funds under s. 49.854 (5) (f), and, if assigned under  
5 s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.145 (2) (s), 49.19 (4) (h) 1. b.,  
6 or 49.775 (2) (bm), for transfer to the appropriation account under par. (k). Estimated  
7 disbursements under this paragraph shall not be included in the schedule under s.  
8 20.005.

9 **SECTION 480.** 20.445 (3) (s) of the statutes is renumbered 20.437 (2) (s).

10 **SECTION 481.** 20.445 (5) (a) of the statutes is amended to read:

11 20.445 (5) (a) *General program operations; purchased services for clients.* The  
12 As a continuing appropriation, the amounts in the schedule for general program  
13 operations, including field services to clients and administrative services, for the  
14 purchase of goods and services authorized under ch. 47, and for vocational  
15 rehabilitation and other independent living services to persons with disabilities.  
16 ~~Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds~~  
17 ~~between fiscal years under this paragraph. All funds appropriated for a particular~~  
18 ~~fiscal year that are transferred to the next fiscal year and are not spent or~~  
19 ~~encumbered by September 30 of that next fiscal year shall lapse to the general fund~~  
20 ~~on the succeeding October 1.~~

21 **SECTION 482.** 20.455 (1) (gh) of the statutes is amended to read:

22 20.455 (1) (gh) *Investigation and prosecution.* Moneys received under ss. 23.22  
23 (9) (c), 49.49 (6), 100.263, 133.16, 281.98 (2), 283.91 (5), 289.96 (3) (b), 291.97 (3),  
24 292.99 (2), 293.87 (4) (b), 295.19 (3) (b) 2., and 299.97 (2), for the expenses of  
25 investigation and prosecution of violations, including attorney fees.

1           **SECTION 483.** 20.455 (1) (kt) of the statutes is repealed.

2           **SECTION 484.** 20.455 (2) (e) of the statutes is repealed.

3           **SECTION 487.** 20.455 (2) (i) 8. of the statutes is amended to read:

4           20.455 (2) (i) 8. The amount transferred to s. ~~20.410 (3)~~ 20.505 (6) (kj) shall be  
5 the amount in the schedule under s. ~~20.410 (3)~~ 20.505 (6) (kj).

6           **SECTION 488.** 20.455 (2) (i) 13m. of the statutes is repealed.

7           **SECTION 491.** 20.455 (2) (kh) of the statutes is repealed.

8           **SECTION 492.** 20.455 (2) (Lm) of the statutes is amended to read:

9           20.455 (2) (Lm) *Crime laboratories; deoxyribonucleic acid analysis.* All moneys  
10 received from crime laboratories and drug law enforcement surcharges authorized  
11 under s. 165.755 and deoxyribonucleic acid analysis surcharges authorized under s.  
12 973.046 to provide deoxyribonucleic acid analysis, to administer s. 165.77, to pay for  
13 the costs of mailing and materials under s. 165.76 for the submission of biological  
14 specimens by the departments of corrections and health and family services and by  
15 county sheriffs, and to transfer to the appropriation account under par. (kd) the  
16 amounts in the schedule under par. (kd), ~~and to transfer to the appropriation account~~  
17 ~~under par. (kh) the amounts in the schedule under par. (kh).~~

18           **SECTION 493.** 20.455 (2) (ma) of the statutes is repealed.

19           **SECTION 494.** 20.455 (5) (b) of the statutes is amended to read:

20           20.455 (5) (b) *Awards for victims of crimes.* The amounts in the schedule for  
21 the payment of compensation and funeral and burial expenses awards to the victims  
22 of crimes under subch. I of ch. 949.

23           **SECTION 495.** 20.455 (5) (d) of the statutes is created to read:

24           20.455 (5) (d) *Reimbursement for forensic examinations.* A sum sufficient for  
25 the payments of awards under s. 949.26.

1           **SECTION 496.** 20.455 (5) (g) of the statutes is amended to read:

2           20.455 (5) (g) *Crime victim and witness assistance surcharge, general services.*

3           The amounts in the schedule for purposes of ch. 950. All moneys received from part  
4           ~~A~~ of any crime victim and witness assistance ~~surecharges~~ surcharge authorized  
5           under s. 973.045 (1) that are allocated as part A of the surcharge under s. 973.045  
6           ~~(3) (1r) (a) 1., all moneys received from any crime victim and witness assistance~~  
7           surcharge authorized under s. 973.045 (1m), and all moneys received from any  
8           delinquency victim and witness assistance ~~surecharges~~ surcharge authorized under  
9           s. 938.34 (8d) (a) shall be credited to this appropriation account. The department of  
10          justice shall transfer from this appropriation account to the appropriation account  
11          under par. (kj) the amounts in the schedule under par. (kj).

12          **SECTION 497.** 20.455 (5) (gc) of the statutes is amended to read:

13          20.455 (5) (gc) *Crime victim and witness surcharge, sexual assault victim*  
14          *services.* All moneys received from ~~part B~~ of any crime victim and witness assistance  
15          ~~surecharges~~ surcharge authorized under s. 973.045 (1) that are allocated as part B of  
16          the surcharge under s. 973.045 ~~(3) (1r) (a) 2.,~~ to provide grants for sexual assault  
17          victim services under s. 165.93.

18          **SECTION 498.** 20.455 (5) (hh) of the statutes is created to read:

19          20.455 (5) (hh) *Crime victim restitution.* All moneys received by the  
20          department under s. 973.20 (9) (b) to provide crime victim restitution.

21          **SECTION 499.** 20.455 (5) (i) of the statutes is amended to read:

22          20.455 (5) (i) *Victim compensation, inmate payments.* All moneys received  
23          under s. 303.06 (2) and (3) for the administration of subch. I of ch. 949 and for crime  
24          victim compensation payments or services.

25          **SECTION 500.** 20.455 (5) (kj) of the statutes is amended to read:



1           20.455 (5) (kj) *Victim payments, victim surcharge.* The amounts in the schedule  
2 for the payment of compensation and funeral and burial expenses awards to the  
3 victims of crimes under subch. I of ch. 949. All moneys transferred from the  
4 appropriation account under par. (g) shall be credited to this appropriation account.  
5 If the department of justice determines that the total of the amounts in this  
6 appropriation account and the amounts for compensation and awards to victims of  
7 crime under subch. I of ch. 949 in the appropriation accounts under pars. (b), (h), (i)  
8 and (m) exceeds the amount needed to fully fund compensation and awards to victims  
9 of crimes under subch. I of ch. 949, the department of justice may transfer moneys  
10 from this appropriation account to the appropriation account under par. (kk). The  
11 amount transferred to the appropriation account under par. (kk) may not exceed the  
12 amount by which the total amounts appropriated under this paragraph and pars. (b),  
13 (h), (i) and (m) for compensation and awards to victims of crimes under subch. I of  
14 ch. 949 exceed the amount needed to fully fund compensation and awards to victims  
15 of crimes under subch. I of ch. 949.

16           **SECTION 501.** 20.465 (1) (d) of the statutes is amended to read:

17           20.465 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
18 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
19 the acquisition, construction, development, enlargement, or improvement of  
20 armories and other military facilities and to make payments under an agreement or  
21 ancillary arrangement entered into under s. 18.06 (8) (a).

22           **SECTION 501m.** 20.465 (1) (f) of the statutes is amended to read:

23           20.465 (1) (f) *Energy costs.* The amounts in the schedule to be used at military  
24 buildings under control of the department to pay for utilities and for fuel, heat and  
25 air conditioning, to pay assessments levied by the department of administration

1 under s. 16.847 (3) for debt service costs and energy cost savings generated at  
2 departmental facilities, and to pay costs incurred by or on behalf of the department  
3 under ss. 16.858 and 16.895.

4 **SECTION 507.** 20.465 (3) (s) of the statutes is amended to read:

5 20.465 (3) (s) *Major disaster assistance; petroleum inspection fund.* From the  
6 petroleum inspection fund, as a continuing appropriation, the amounts in the  
7 schedule to provide payments for damages and costs incurred as the result of a major  
8 disaster.

9 **SECTION 508.** 20.485 (1) (a) of the statutes is created to read:

10 20.485 (1) (a) *Aids to indigent veterans.* The amounts in the schedule for the  
11 payment of assistance to indigent veterans under s. 45.43 to enable the veterans to  
12 reside at the Wisconsin Veterans Home at Union Grove.

13 **SECTION 509.** 20.485 (1) (f) of the statutes is amended to read:

14 20.485 (1) (f) *Principal repayment and interest.* A sum sufficient to reimburse  
15 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
16 the acquisition, construction, development, enlargement, or improvement of  
17 facilities provided under s. 20.866 (2) (x) and (z) and to make payments under an  
18 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

19 **SECTION 509m.** 20.485 (1) (gk) of the statutes is amended to read:

20 20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the  
21 care of the members of the Wisconsin veterans homes under s. 45.50, for the payment  
22 of stipends under s. 45.50 (9), for the transfer of moneys to the appropriation account  
23 under s. 20.435 (4) (ky) for payment of the state share of the medical assistance costs  
24 related to the provision of stipends under s. 45.50 (9), and for the transfer of moneys  
25 under s. 45.03 (20). All moneys received under par. (m) and s. 45.51 (7) (b) and (8)

1 and all moneys received for the care of members under medical assistance, as defined  
2 in s. 49.43 (8), shall be credited to this appropriation.

3 **SECTION 510.** 20.485 (1) (go) of the statutes is amended to read:

4 20.485 (1) (go) *Self-amortizing facilities; principal repayment and interest.*  
5 From the moneys received for providing housing services at Wisconsin veterans  
6 homes under s. 45.50 and the Northern Wisconsin Center for the Developmentally  
7 Disabled, a sum sufficient to reimburse s. 20.866 (1) (u) for the principal and interest  
8 costs incurred in acquiring, constructing, developing, enlarging or improving  
9 facilities at Wisconsin veterans homes under s. 45.50 and the Northern Wisconsin  
10 Center for the Developmentally Disabled ~~and~~, to make the payments determined by  
11 the building commission under s. 13.488 (1) (m) that are attributable to the proceeds  
12 of obligations incurred in financing such facilities, and to make payments under an  
13 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

14 **SECTION 511.** 20.485 (2) (a) of the statutes is created to read:

15 20.485 (2) (a) *General program operations; loans and aids.* From the general  
16 fund, the amounts in the schedule for general program operations of providing loans  
17 and aids to veterans.

18 **SECTION 512.** 20.485 (2) (ac) of the statutes is created to read:

19 20.485 (2) (ac) *Veterans assistance.* From the general fund, the amounts in the  
20 schedule for general program operations of the veterans assistance program under  
21 s. 45.43. No moneys may be encumbered or expended from this appropriation after  
22 June 30, 2009.

23 **SECTION 513g.** 20.485 (2) (e) of the statutes is created to read:

1           20.485 (2) (e) *Korean War memorial grant*. From the general fund, the amounts  
2 in the schedule for the refurbishment of the Korean War memorial at Plover. No  
3 moneys may be encumbered from this appropriation after June 30, 2008.

4           **SECTION 513m.** 20.485 (2) (f) of the statutes is amended to read:

5           20.485 (2) (f) *Mission welcome home*. From the general fund, the amounts in  
6 the schedule to provide payments under s. 45.03 (13) (j). No moneys may be  
7 encumbered from the appropriation under this paragraph after June 30, ~~2007~~ 2009.

8           **SECTION 514.** 20.485 (2) (m) of the statutes is amended to read:

9           20.485 (2) (m) *Federal aid payments; veterans training assistance*. All moneys  
10 received from the federal government for ~~the education and training of war orphans~~  
11 assistance to veterans and their dependents to be expended for the purposes  
12 specified or for the use of department facilities to be expended for any purpose  
13 authorized by law.

14           **SECTION 515.** 20.485 (3) (t) of the statutes is amended to read:

15           20.485 (3) (t) *Debt service*. As a continuing appropriation from the veterans  
16 mortgage loan repayment fund, all moneys deposited and held in accounts in the  
17 veterans mortgage loan repayment fund to reimburse s. 20.866 (1) (u) for the  
18 payment of debt service costs incurred in providing veterans mortgage loans under  
19 s. 45.37 (6) (a) and for debt service costs incurred in contracting public debt for any  
20 of the purposes under s. 18.04 (5), for these purposes and to make payments under  
21 an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

22           **SECTION 516.** 20.485 (4) (qm) of the statutes is amended to read:

23           20.485 (4) (qm) *Repayment of principal and interest*. From the veterans trust  
24 fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
25 interest costs incurred in financing the acquisition, construction, development,

1 enlargement, or improvement of veterans cemeteries provided under s. 20.866 (2) (z)  
2 and to make payments under an agreement or ancillary arrangement entered into  
3 under s. 18.06 (8) (a).

4 **SECTION 516c.** 20.485 (4) (r) of the statutes is amended to read:

5 20.485 (4) (r) *Cemetery energy costs.* From the veterans trust fund, the amounts  
6 in the schedule to be used at the veterans memorial cemeteries operated under s.  
7 45.61 for utilities and for fuel, heat and air conditioning, to pay assessments levied  
8 by the department of administration under s. 16.847 (3) for debt service costs and  
9 energy cost savings generated at departmental facilities, and for costs incurred by  
10 or on behalf of the department of veterans affairs under ss. 16.858 and 16.895.

11 **SECTION 516d.** 20.490 (5) (q) of the statutes is amended to read:

12 20.490 (5) (q) *Recycling and renewable energy fund transfer to Wisconsin*  
13 *development reserve fund.* From the recycling and renewable energy fund, as a  
14 continuing appropriation, the amounts in the schedule to be transferred to the  
15 Wisconsin development reserve fund under s. 234.93.

16 **SECTION 516e.** 20.505 (1) (e) of the statutes is created to read:

17 20.505 (1) (e) *Indigent civil legal services.* The amounts in the schedule to  
18 provide grants for the provision of civil legal services to indigent persons under s.  
19 16.19.

20 **SECTION 517is.** 20.505 (1) (is) of the statutes is amended to read:

21 20.505 (1) (is) *Information technology and communications services; nonstate*  
22 *entities.* From the sources specified in ss. 16.972 (2) (b) and (c), 16.974 (2) and (3),  
23 and 16.997 (2) (d), to provide computer, telecommunications, electronic  
24 communications, and supercomputer services, but not integrated business  
25 information system services under s. 16.971 (2) (cf), to state authorities, units of the

1 federal government, local governmental units, and entities in the private sector, the  
2 amounts in the schedule.

3 **SECTION 517iv.** 20.505 (1) (iv) of the statutes is created to read:

4 20.505 (1) (iv) *Integrated business information system; nonstate entities.* All  
5 moneys received from any authority, as defined in s. 16.97 (2), or local governmental  
6 unit, as defined in s. 16.97 (7), for information system purposes under s. 16.971 (2)  
7 (cf), to be used for those purposes.

8 **SECTION 517kd.** 20.505 (1) (kd) of the statutes is created to read:

9 20.505 (1) (kd) *Integrated business information system.* All moneys received  
10 from any agency, as defined in s. 16.97 (1m), for information technology purposes  
11 under s. 16.971 (2) (cf), to be used for those purposes.

12 **SECTION 517kL.** 20.505 (1) (kL) of the statutes is amended to read:

13 20.505 (1) (kL) *Printing, mail, communication, and information technology*  
14 *services; agencies.* From the sources specified in ss. 16.971, 16.972, 16.973, and  
15 16.974 (3), to provide printing, mail processing, electronic communications, and  
16 information technology development, management, and processing services, but not  
17 integrated business information system services under s. 16.971 (2) (cf), to state  
18 agencies, the amounts in the schedule.

19 **SECTION 519.** 20.505 (2) (am) of the statutes is amended to read:

20 20.505 (2) (am) *Costs and judgments.* ~~The amounts in the schedule~~ A sum  
21 sufficient for costs and judgments under s. 175.40 (6m) (c) 1. or 2.

22 **SECTION 520.** 20.505 (4) (bm) of the statutes is created to read:

23 20.505 (4) (bm) *Aid to The Wisconsin Covenant Foundation, Inc.* The amounts  
24 in the schedule for aids to The Wisconsin Covenant Foundation, Inc., to be used for  
25 promoting attendance at nonprofit postsecondary educational institutions in this

1 state and for salary, travel, and other expenses directly incurred by The Wisconsin  
2 Covenant Foundation, Inc., in its postsecondary education promotional activities,  
3 subject to s. 16.257 (2).

4 **SECTION 522.** 20.505 (4) (dr) of the statutes is repealed.

5 **SECTION 523.** 20.505 (4) (es) of the statutes is amended to read:

6 20.505 (4) (es) *Principal, interest, and rebates; general purpose revenue —*  
7 *schools.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
8 and interest costs incurred in financing educational technology infrastructure  
9 financial assistance to school districts under s. 16.995 and, to make full payment of  
10 the amounts determined by the building commission under s. 13.488 (1) (m), to the  
11 extent that these costs and payments are not paid under par. (ha), and to make  
12 payments under an agreement or ancillary arrangement entered into under s. 18.06  
13 (8) (a).

14 **SECTION 524.** 20.505 (4) (et) of the statutes is amended to read:

15 20.505 (4) (et) *Principal, interest, and rebates; general purpose revenue —*  
16 *public library boards.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment  
17 of principal and interest costs incurred in financing educational technology  
18 infrastructure financial assistance to public library boards under s. 16.995 and, to  
19 make full payment of the amounts determined by the building commission under s.  
20 13.488 (1) (m), to the extent that these costs and payments are not paid under  
21 (hb), and to make payments under an agreement or ancillary arrangement entered  
22 into under s. 18.06 (8) (a).

23 **SECTION 524w.** 20.505 (4) (h) of the statutes is amended to read:

24 20.505 (4) (h) *Program services.* The amounts in the schedule to carry out the  
25 responsibilities of divisions, commissions, and boards attached to the department of

1 administration, other than the board on aging and long-term care, the board for  
2 people with developmental disabilities, and the public records board, and to carry out  
3 the responsibilities of special and executive committees. All moneys received from  
4 fees which are authorized by law or administrative rule to be collected by any  
5 division, board or commission attached to the department, other than the board on  
6 aging and long-term care, the board for people with developmental disabilities, and  
7 the public records board, and all moneys received from fees that are authorized by  
8 law or executive order to be collected by any special or executive committee shall be  
9 credited to this appropriation account and used to carry out the purposes for which  
10 collected.

11 **SECTION 525.** 20.505 (4) (ha) of the statutes is amended to read:

12 20.505 (4) (ha) *Principal, interest, and rebates; program revenue — schools.* All  
13 moneys received under s. 16.995 (3) to reimburse s. 20.866 (1) (u) for the payment of  
14 principal and interest costs incurred in financing educational technology  
15 infrastructure financial assistance to school districts under s. 16.995 and, to make  
16 full payment of the amounts determined by the building commission under s. 13.488  
17 (1) (m), and to make payments under an agreement or ancillary arrangement  
18 entered into under s. 18.06 (8) (a).

19 **SECTION 526.** 20.505 (4) (hb) of the statutes is amended to read:

20 20.505 (4) (hb) *Principal, interest, and rebates; program revenue — public*  
21 *library boards.* All moneys received under s. 16.995 (3) to reimburse s. 20.866 (1) (u)  
22 for the payment of principal and interest costs incurred in financing educational  
23 technology infrastructure financial assistance to public library boards under s.  
24 16.995 and, to make full payment of the amounts determined by the building



1 commission under s. 13.488 (1) (m), and to make payments under an agreement or  
2 ancillary arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 527.** 20.505 (4) (kp) of the statutes is amended to read:

4 20.505 (4) (kp) *Hearings and appeals fees.* The amounts in the schedule for  
5 hearings and appeals services to the department of health and family services under  
6 s. 227.43 (1) (bu), the department of ~~workforce development~~ children and families  
7 under s. 227.43 (1) (by), and to all agencies under s. 227.43 (1m). All moneys received  
8 from the fees charged under s. 227.43 (3) (c), (d), and (e) shall be credited to this  
9 appropriation account.

10 **SECTION 529.** 20.505 (4) (mp) of the statutes is amended to read:

11 20.505 (4) (mp) *Federal e-rate aid.* All federal moneys received under 47 USC  
12 254 for the provision of educational telecommunications access to educational  
13 agencies under s. 16.997 to pay administrative expenses relating to the receipt and  
14 disbursement of those federal moneys and, to reimburse pars. (es) and (et) as  
15 provided in s. 16.995 (3m), and, to the extent that sufficient moneys for the provision  
16 of that access are available after payment of those expenses and that reimbursement,  
17 to make payments to telecommunications providers that under contracts under s.  
18 16.971 (13), (14), (15), or (16) provide that access to educational agencies that are  
19 eligible for a rate discount for telecommunications services under 47 USC 254; and  
20 all federal moneys received under 47 USC 254 for the provision of additional  
21 educational telecommunications access to educational agencies under s. 16.998 to  
22 reduce the rates charged those educational agencies for those services as provided  
23 in s. 16.998.

24 **SECTION 530.** 20.505 (4) (mr) of the statutes is repealed.

25 **SECTION 531.** 20.505 (4) (s) of the statutes is amended to read:

1           20.505 (4) (s) *Telecommunications access; school districts*. Biennially, from the  
2 universal service fund, the amounts in the schedule to make payments to  
3 telecommunications providers under contracts under s. 16.971 (13) to the extent that  
4 the amounts due are not paid from the appropriation under sub. (1) (is), and to make  
5 grants to school district consortia under s. 16.997 (7), ~~and, prior to January 1, 2006,~~  
6 ~~to make grants to school districts under s. 16.997 (6).~~

7           **SECTION 532.** 20.505 (4) (tm) of the statutes is amended to read:

8           20.505 (4) (tm) *Telecommunications access; private schools*. Biennially, from  
9 the universal service fund, the amounts in the schedule to make payments to  
10 telecommunications providers under contracts under s. 16.971 (15) to the extent that  
11 the amounts due are not paid from the appropriation under sub. (1) (is) ~~and, prior~~  
12 ~~to January 1, 2006, to make grants to private schools under s. 16.997 (6).~~

13           **SECTION 533.** 20.505 (5) (c) of the statutes is amended to read:

14           20.505 (5) (c) *Principal repayment and interest; Black Point Estate*. A sum  
15 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
16 incurred in adapting for public use the property known as Black Point Estate and to  
17 make payments under an agreement or ancillary arrangement entered into under  
18 s. 18.06 (8) (a).

19           **SECTION 534.** 20.505 (5) (g) of the statutes is amended to read:

20           20.505 (5) (g) *Principal repayment, interest and rebates; parking*. From the fees  
21 collected under s. 16.843 (2) (cm), a sum sufficient to reimburse s. 20.866 (1) (u) for  
22 the payment of principal and interest costs incurred in financing land acquisition for  
23 and construction of parking located in the city of Madison, ~~and~~ to make the payments  
24 determined by the building commission under s. 13.488 (1) (m) that are attributable

1 to the proceeds of obligations incurred in financing parking, and to make payments  
2 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 534m.** 20.505 (5) (ka) of the statutes is amended to read:

4 20.505 (5) (ka) *Facility operations and maintenance; police and protection*  
5 *functions.* The amounts in the schedule for the purpose of financing the costs of  
6 operation of state–owned or operated facilities that are not funded from other  
7 appropriations, including custodial and maintenance services; minor projects;  
8 utilities, fuel, heat and air conditioning; assessments levied by the department  
9 under s. 16.847 (3) for debt service costs and energy cost savings generated at  
10 departmental facilities; costs incurred under ss. 16.858 and 16.895 by or on behalf  
11 of the department; and supplementing the costs of operation of child care facilities  
12 for children of state employees under s. 16.841; and for police and protection  
13 functions under s. 16.84 (2) and (3). All moneys received from state agencies for the  
14 operation of such facilities, parking rental fees established under s. 16.843 (2) (bm)  
15 and miscellaneous other sources, all moneys received from assessments under s.  
16 16.895, all moneys received for the performance of gaming protection functions  
17 under s. 16.84 (3), and all moneys transferred from the appropriation account under  
18 s. 20.865 (2) (e) for this purpose shall be credited to this appropriation account.

19 **SECTION 535.** 20.505 (5) (kc) of the statutes is amended to read:

20 20.505 (5) (kc) *Principal repayment, interest and rebates.* All moneys  
21 transferred from par. (ka), to be transferred to the appropriation under s. 20.866 (1)  
22 (u) for the payment of principal and interest costs incurred in financing the  
23 acquisition, construction, development, enlargement or improvement of facilities  
24 housing state agencies and, to make the payments determined by the building  
25 commission under s. 13.488 (1) (m) that are attributable to the proceeds of

1 obligations incurred in financing such facilities, and to make payments under an  
2 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 535m.** 20.505 (5) (kd) of the statutes is created to read:

4 20.505 (5) (kd) *Energy conservation construction projects; principal repayment,*  
5 *interest and rebates.* All moneys received by the department from agencies, as  
6 defined in s. 16.70 (1e), in payment of assessments under s. 16.847 (3), and all moneys  
7 transferred from other appropriation accounts under s. 16.847 (3), for the purpose  
8 of reimbursing s. 20.866 (1) (u) for the payment of principal and interest costs  
9 incurred in financing energy conservation construction projects at state facilities, for  
10 the purpose of transferring to the appropriation account under par. (ke) the revenues  
11 from assessments collected from agencies under s. 16.847 (3) in excess of the amount  
12 required to make the payments required under this paragraph, and to make the  
13 payments determined by the building commission under s. 13.488 (1) (m) that are  
14 attributable to the proceeds of obligations incurred in financing energy conservation  
15 construction projects at state facilities, and to make payments under an agreement  
16 or ancillary arrangement entered into under s. 18.06 (8) (a). Annually no later than  
17 June 30, the department shall transfer from this appropriation account to the  
18 appropriation account under par. (ke) an amount equal to the excess assessments  
19 collected by the department under s. 16.847 (3) during the fiscal year ending on that  
20 June 30.

21 **SECTION 535n.** 20.505 (5) (ke) of the statutes is created to read:

22 20.505 (5) (ke) *Additional energy conservation construction projects.* All  
23 moneys transferred from the appropriation account under par. (kd) for the purpose  
24 of providing additional funding to agencies, as defined in s. 16.70 (1e), for energy

1 conservation construction projects at state facilities under the jurisdiction of the  
2 agencies as provided in s. 16.847 (2).

3 **SECTION 536.** 20.505 (6) (b) of the statutes is amended to read:

4 20.505 (6) (b) *Alternatives to prosecution and incarceration for persons who use*  
5 *alcohol or other drugs; presentencing assessments*. The amounts in the schedule for  
6 making grants to counties under s. 16.964 (12) (b) and entering into contracts under  
7 s. 16.964 (12) (j) and for making grants under 2007 Wisconsin Act ... (this act),  
8 section 9101 (4).

9 **SECTION 536m.** 20.505 (6) (f) of the statutes is created to read:

10 20.505 (6) (f) *Child advocacy centers*. The amounts in the schedule for grants  
11 to child advocacy centers under s. 16.964 (14).

12 **SECTION 539.** 20.505 (6) (k) of the statutes is amended to read:

13 20.505 (6) (k) *Law enforcement programs and youth diversion —*  
14 *administration*. The amounts in the schedule for administering grants for law  
15 enforcement assistance and for administering the youth diversion program under s.  
16 16.964 (8). All moneys transferred from the appropriation account under s. 20.455  
17 (2) (i) 13. shall be credited to this appropriation account.

18 **SECTION 541.** 20.505 (8) (hm) 2m. of the statutes is repealed.

19 **SECTION 542.** 20.505 (8) (hm) 4d. of the statutes is created to read:

20 20.505 (8) (hm) 4d. The amount transferred to s. 20.245 (1) (k) shall be the  
21 amount in the schedule under s. 20.245 (1) (k).

22 **SECTION 542g.** 20.505 (8) (hm) 21. of the statutes is created to read:

23 20.505 (8) (hm) 21. The amount transferred to s. 20.435 (3) (kz) shall be  
24 \$500,000 in fiscal year 2007–08.

1           **SECTION 543g.** 20.511 (1) (i) of the statutes, as created by 2007 Wisconsin Act  
2 1, is amended to read:

3           20.511 (1) (i) ~~General program operations~~ *Elections administration; program*  
4 *revenue.* The amounts in the schedule for ~~general program operations of the board~~  
5 the administration of chs. 5 to 12. All moneys received from fees imposed under ~~ss.~~  
6 s. 11.055 (1) and 13.75 shall be credited to this appropriation account.

7           **SECTION 543r.** 20.511 (1) (im) of the statutes is created to read:

8           20.511 (1) (im) *Lobbying administration; program revenue.* The amounts in the  
9 schedule for the administration of subch. III of ch. 13. All moneys received from the  
10 fees imposed under s. 13.75 shall be credited to this appropriation account.

11           **SECTION 543t.** 20.515 (1) (ut) of the statutes, as affected by 2005 Wisconsin Act  
12 228, is amended to read:

13           20.515 (1) (ut) *Health insurance data collection and analysis contracts.* From  
14 the public employee trust fund, the amounts in the schedule for the costs of  
15 contracting for insurance data collection and analysis services under s. ~~ss.~~ 40.03 (6)  
16 (j) and 153.05 (2r).

17           **SECTION 545.** 20.545 (1) (km) of the statutes is amended to read:

18           20.545 (1) (km) *Collective bargaining grievance arbitrations.* The amounts in  
19 the schedule for the payment of the state's share of costs related to collective  
20 bargaining grievance arbitrations under s. 111.86. All moneys received from state  
21 agencies for the purpose of reimbursing the state's share of the costs related to  
22 grievance arbitrations under s. 111.86 and to reimburse the state's share of costs for  
23 training related to grievance arbitrations shall be credited to this appropriation  
24 account.

25           **SECTION 546.** 20.550 (1) (f) of the statutes is amended to read:

1           20.550 (1) (f) *Transcripts, discovery, and interpreters.* The amounts in the  
2 schedule for the costs of interpreters and discovery materials and for the  
3 compensation of court reporters or clerks of circuit court for preliminary  
4 examination, trial, and appeal transcripts, and the payment of related costs under  
5 s. 967.06 (3).

6           **SECTION 547.** 20.550 (1) (L) of the statutes is amended to read:

7           20.550 (1) (L) *Private bar and investigator reimbursement; payments for legal*  
8 *representation.* All moneys received, after first deducting the amounts appropriated  
9 under par. (fb), from persons as payment for legal representation to be used for the  
10 reimbursement of private attorneys appointed to act as counsel for a child or an  
11 indigent person under s. 977.08 and for reimbursement for contracting for services  
12 of private investigators.

13           **SECTION 548.** 20.566 (1) (go) of the statutes is renumbered 20.566 (2) (hm).

14           **SECTION 548m.** 20.566 (1) (h) of the statutes is amended to read:

15           20.566 (1) (h) *Debt collection.* From moneys received from the collection of  
16 debts owed to state agencies under ss. 71.93 and 565.30 (5), from the collection of  
17 unpaid fines, forfeitures, costs, fees, surcharges, and restitution payments under s.  
18 565.30 (5r) (b), from the collection of fees under s. 73.03 (52) and (52n), and from  
19 moneys received from the collection of debts owed to municipalities and counties  
20 under s. 71.935, the amounts in the schedule to pay the administrative expenses of  
21 the department of revenue for the collection of those debts, fines, forfeitures, costs,  
22 surcharges, fees, and restitution payments. Notwithstanding s. 20.001 (3) (a), at the  
23 end of the fiscal year the unencumbered balance of this appropriation account lapses  
24 to the general fund.

25           **SECTION 549.** 20.566 (1) (hb) of the statutes is created to read:

1           20.566 (1) (hb) *Collections by the department.* From moneys received from the  
2 collection of extraordinary, targeted state delinquent taxes, the amounts in the  
3 schedule to pay for the costs of collecting those taxes. Notwithstanding s. 20.001 (3)  
4 (a), at the end of the fiscal year, the unencumbered balance of this appropriation  
5 account lapses to the general fund.

6           **SECTION 551.** 20.566 (1) (hp) (title) of the statutes is amended to read:

7           20.566 (1) (hp) (title) *Administration of ~~endangered resources; professional~~*  
8 *~~football district; breast cancer research; fire fighters memorial; veterans trust fund;~~*  
9 *~~multiple sclerosis programs; prostate cancer research~~ income tax checkoff *voluntary**  
10 *payments.*

11           **SECTION 551r.** 20.566 (1) (q) of the statutes is amended to read:

12           20.566 (1) (q) *Recycling surcharge administration.* From the recycling and  
13 renewable energy fund, the amounts in the schedule for the costs, including data  
14 processing costs, incurred in administering the recycling surcharge under subch. VII  
15 of ch. 77.

16           **SECTION 552.** 20.566 (2) (am) of the statutes is repealed.

17           **SECTION 553.** 20.566 (2) (b) of the statutes is created to read:

18           20.566 (2) (b) *Integrated property assessment system technology.* The amounts  
19 in the schedule for technology expenses necessary to create an integrated property  
20 assessment system, including expenses necessary to publish the manual under s.  
21 73.03 (2a) on the Internet.

22           **SECTION 554.** 20.566 (2) (hi) of the statutes is repealed.

23           **SECTION 555.** 20.566 (3) (gm) of the statutes is amended to read:

24           20.566 (3) (gm) *Reciprocity agreement and publications.* The amounts in the  
25 schedule to provide services for the Minnesota income tax reciprocity agreement



1 under s. 71.10 (7) and for publications except as provided in par. (g) and sub. (2) ~~(hi)~~  
2 ~~(b)~~. All moneys received by the department of revenue in return for the provision of  
3 these services shall be credited to this appropriation. Notwithstanding s. 20.001 (3)  
4 (a), at the end of the 2006–07 fiscal year, the unencumbered balance of this  
5 appropriation account shall lapse to the general fund.

6 **SECTION 555f.** 20.566 (7) (v) of the statutes is amended to read:

7 20.566 (7) (v) *Investment and local impact fund.* From the investment and local  
8 impact fund, all moneys received under s. 70.395 (1e) and (2) (dc) and (dg), less the  
9 moneys appropriated under ~~ss. 20.143 (1) (r) and s. 20.370 (2) (gr)~~, to be disbursed  
10 under ss. 70.395 (2) (d) to (g), 293.33 (4) and 293.65 (5) (a).

11 **SECTION 557g.** 20.665 (1) (d) of the statutes is repealed.

12 **SECTION 557r.** 20.670 of the statutes is created to read:

13 **20.670 Judicial council.** There is appropriated to the judicial council for the  
14 following programs:

15 **(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE.** (a) *General program*  
16 *operations.* The amounts in the schedule for the program under s. 758.13.

17 (m) *Federal aid.* All federal moneys received as authorized under s. 16.54 to  
18 carry out the purposes for which made and received.

19 **SECTION 558.** 20.680 (2) (j) of the statutes is amended to read:

20 20.680 (2) (j) *Court information systems.* All moneys received under s. 758.19  
21 (4m), all moneys received under ss. 814.61, 814.62, and 814.63 that are required to  
22 be credited to this appropriation account under those sections, and one–half of the  
23 moneys received under s. 814.86 (1) for the operation of circuit court automated  
24 information systems under s. 758.19 (4).

25 **SECTION 558d.** 20.765 (1) (d) of the statutes is amended to read:

1           20.765 (1) (d) *Legislative documents.* A sum sufficient to pay legislative  
2 expenses for acquisition, production, retention, sales and distribution of legislative  
3 documents authorized under ss. 13.17, 13.90 (1) (g), 13.92 (1) (e), ~~13.93 (3)~~ and (2m),  
4 and 35.78 (1) or the rules of the senate and assembly, except as provided in sub. (3)  
5 (em).

6           **SECTION 558g.** 20.765 (1) (e) of the statutes is created to read:

7           20.765 (1) (e) *Gifts, grants, and bequests.* All moneys received from gifts,  
8 grants, and bequests to carry out the purposes for which made.

9           **SECTION 558h.** 20.765 (3) (a) of the statutes is amended to read:

10          20.765 (3) (a) *Revisor of statutes bureau.* For the revisor of statutes bureau,  
11 biennially, the amounts in the schedule for general program operations under s.  
12 13.93, 2005 stats. No moneys may be encumbered or expended from this  
13 appropriation after June 30, 2008.

14          **SECTION 558t.** 20.765 (3) (g) of the statutes is amended to read:

15          20.765 (3) (g) *Gifts and grants to service agencies.* For the legislative service  
16 agency under s. 13.81, 13.82, 13.90, 13.91, 13.92, ~~13.93~~, 13.94, 13.95 or 13.96 to which  
17 directed, as a continuing appropriation, all gifts, grants, bequests and devises for the  
18 purposes for which made not inconsistent with said sections.

19          **SECTION 568h.** 20.835 (2) (bn) of the statutes is created to read:

20          20.835 (2) (bn) *Dairy manufacturing facility investment credit.* The amounts  
21 in the schedule to make the payments under ss. 71.07 (3p), 71.28 (3p), and 71.47 (3p).

22          **SECTION 569.** 20.835 (2) (kf) of the statutes is amended to read:

23          20.835 (2) (kf) *Earned income tax credit; temporary assistance for needy*  
24 *families.* The amounts in the schedule to be used to pay, to the extent permitted  
25 under federal law, the claims approved under s. 71.07 (9e). All moneys transferred

1 from the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (md) shall be credited  
2 to this appropriation account.

3 **SECTION 570.** 20.835 (3) (b) of the statutes is amended to read:

4 20.835 (3) (b) *School levy tax credit and first dollar credit*. A sum sufficient to  
5 make the payments under s. 79.10 (4) and (5m).

6 **SECTION 571.** 20.855 (1) (a) of the statutes is amended to read:

7 20.855 (1) (a) *Obligation on operating notes*. A sum sufficient to pay principal,  
8 interest and premium, if any, due on operating notes, including amounts due on  
9 periodic payments, and to make payments under an agreement or ancillary  
10 arrangement entered into under s. 18.73 (5) (a), pursuant to resolutions authorizing  
11 the issuance of the operating notes under s. 18.73 (1).

12 **SECTION 572c.** 20.855 (4) (f) of the statutes is repealed and recreated to read:

13 20.855 (4) (f) *Transfer to environmental fund; nonpoint sources*. From the  
14 general fund, the amounts in the schedule to be transferred to the environmental  
15 fund.

16 **SECTION 572m.** 20.855 (4) (fs) of the statutes is created to read:

17 20.855 (4) (fs) *Aids for certain local purchases and projects*. The amounts in  
18 the schedule to provide the assistance specified in 2007 Wisconsin Act .... (this act),  
19 section 9155 (5a).

20 **SECTION 572n.** 20.855 (4) (fs) of the statutes, as created by 2007 Wisconsin Act  
21 .... (this act), is repealed.

22 **SECTION 575.** 20.855 (8) (a) of the statutes is amended to read:

23 20.855 (8) (a) *Dental clinic and education facility; principal repayment, interest*  
24 *and rebates*. A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
25 principal and interest costs incurred in financing the construction grant under s.

1 13.48 (32), and to make the payments determined by the building commission under  
2 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
3 financing the construction grant under s. 13.48 (32), and to make payments under  
4 an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

5 **SECTION 580i.** 20.865 (2) (i) of the statutes is created to read:

6 20.865 (2) (i) *Integrated business information system; program revenues.* From  
7 the appropriate program revenue and program revenue–service accounts, a sum  
8 sufficient to supplement the appropriations to state agencies to cover costs incurred  
9 by state agencies under s. 16.971 (2) (cf) in excess of budgeted amounts.

10 **SECTION 580r.** 20.865 (2) (r) of the statutes is created to read:

11 20.865 (2) (r) *Integrated business information system; segregated revenues.*  
12 From the appropriate segregated funds, a sum sufficient to supplement the  
13 appropriations to state agencies to cover costs incurred by state agencies under s.  
14 16.971 (2) (cf) in excess of budgeted amounts.

15 **SECTION 582.** 20.866 (intro.) of the statutes is amended to read:

16 **20.866 Public debt.** (intro.) There are irrevocably appropriated to the bond  
17 security and redemption fund and to the capital improvement fund, as a first charge  
18 upon all revenues of this state, sums sufficient for payment of principal, interest and  
19 premium due, if any, on public debt contracted under subchs. I and IV of ch. 18. There  
20 are also irrevocably appropriated to the bond security and redemption fund and to  
21 the capital improvement fund, as a first charge upon all revenues of this state, sums  
22 sufficient for the payment due, if any, under an agreement or ancillary arrangement  
23 entered into under s. 18.06 (8) (a) relating to any public debt contracted under  
24 subchs. I and IV of ch. 18.

25 **SECTION 583.** 20.866 (1) (u) of the statutes is amended to read:

1           20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys  
2 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b), (f), and (s), 20.190  
3 (1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),  
4 20.255 (1) (d), 20.285 (1) (d), (db), (im), (in), (je), (jq), (kd), (km), and (ko) and (5) (i),  
5 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar), (at), (au), (bq), (br),  
6 (ca), (cb), (cc), (cd), (ce), (cf), (cg), (ea), (eq), and (er), 20.395 (6) (af), (aq), (ar), and (au),  
7 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e), 20.465 (1) (d), 20.485  
8 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (4) (es), (et), (ha), and (hb) and (5) (c), (g)  
9 and, (kc), and (kd), 20.855 (8) (a), and 20.867 (1) (a) and (b) and (3) (a), (b), (bm), (bn),  
10 (bp), (bq), (br), ~~(bt)~~ (bu), (bv), (g), (h), (i), and (q) for the payment of principal and,  
11 interest on, premium due, if any, and payment due, if any, under an agreement or  
12 ancillary arrangement entered into under s. 18.06 (8) (a) relating to any public debt  
13 contracted under subchs. I and IV of ch. 18.

14           **SECTION 583g.** 20.866 (2) (s) of the statutes is amended to read:

15           20.866 (2) (s) *University of Wisconsin; academic facilities.* From the capital  
16 improvement fund, a sum sufficient for the board of regents of the University of  
17 Wisconsin System to acquire, construct, develop, enlarge or improve university  
18 academic educational facilities and facilities to support such facilities. The state may  
19 contract public debt in an amount not to exceed ~~\$1,358,615,800~~ \$1,567,180,800 for  
20 this purpose.

21           **SECTION 583r.** 20.866 (2) (t) of the statutes is amended to read:

22           20.866 (2) (t) *University of Wisconsin; self-amortizing facilities.* From the  
23 capital improvement fund, a sum sufficient for the board of regents of the University  
24 of Wisconsin System to acquire, construct, develop, enlarge or improve university  
25 self-amortizing educational facilities and facilities to support such facilities. The

1 state may contract public debt in an amount not to exceed \$1,279,517,100  
2 \$1,615,268,200 for this purpose. Of this amount, \$4,500,000 is allocated only for the  
3 University of Wisconsin–Madison indoor practice facility for athletic programs and  
4 only at the time that ownership of the facility is transferred to the state.

5 **SECTION 584b.** 20.866 (2) (ta) of the statutes is amended to read:

6 20.866 (2) (ta) *Natural resources; Warren Knowles–Gaylord Nelson*  
7 *stewardship 2000 program.* From the capital improvement fund a sum sufficient for  
8 the Warren Knowles–Gaylord Nelson stewardship 2000 program under s. 23.0917.  
9 The state may contract public debt in an amount not to exceed ~~\$572,000,000~~  
10 \$1,432,000,000 for this program. Except as provided in s. 23.0917 (4g) (b), (4m) (k),  
11 (5) and (5m), the amounts obligated, as defined in s. 23.0917 (1) (e), under this  
12 paragraph may not exceed \$46,000,000 in fiscal year 2000–01, may not exceed  
13 \$46,000,000 in fiscal year 2001–02, and may not exceed \$60,000,000 in each fiscal  
14 year beginning with fiscal year 2002–03 and ending with fiscal year 2009–10, and  
15 may not exceed \$86,000,000 in each fiscal year beginning with fiscal year 2010–11  
16 and ending with fiscal year 2019–20.

17 **SECTION 585.** 20.866 (2) (tc) of the statutes is amended to read:

18 20.866 (2) (tc) *Clean water fund program.* From the capital improvement fund,  
19 a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred  
20 to the environmental improvement fund for the purposes of the clean water fund  
21 program under ss. 281.58 and 281.59. The state may contract public debt in an  
22 amount not to exceed ~~\$637,743,200~~ \$697,643,200 for this purpose. Of this amount,  
23 the amount needed to meet the requirements for state deposits under 33 USC 1382  
24 is allocated for those deposits. Of this amount, \$8,250,000 is allocated to fund the  
25 minority business development and training program under s. 200.49 (2) (b).

1 Moneys from this appropriation account may be expended for the purposes of s.  
2 281.57 (10m) and (10r) only in the amount by which the department of natural  
3 resources and the department of administration determine that moneys available  
4 under par. (tn) are insufficient for the purposes of s. 281.57 (10m) and (10r).

5 **SECTION 586.** 20.866 (2) (td) of the statutes is amended to read:

6 20.866 (2) (td) *Safe drinking water loan program.* From the capital  
7 improvement fund, a sum sufficient to be transferred to the environmental  
8 improvement fund for the safe drinking water loan program under s. 281.61. The  
9 state may contract public debt in an amount not to exceed ~~\$32,310,000~~ \$38,400,000  
10 for this purpose.

11 **SECTION 587.** 20.866 (2) (te) of the statutes is amended to read:

12 20.866 (2) (te) *Natural resources; nonpoint source grants.* From the capital  
13 improvement fund, a sum sufficient for the department of natural resources to  
14 provide funds for nonpoint source water pollution abatement projects under s. 281.65  
15 and to provide the grant under 2003 Wisconsin Act 33, section 9138 (3f). The state  
16 may contract public debt in an amount not to exceed ~~\$89,310,400~~ \$94,310,400 for this  
17 purpose.

18 **SECTION 588.** 20.866 (2) (tf) of the statutes is amended to read:

19 20.866 (2) (tf) *Natural resources; nonpoint source.* From the capital  
20 improvement fund, a sum sufficient for the department of natural resources to fund  
21 nonpoint source water pollution abatement projects under s. 281.65 (4c). The state  
22 may contract public debt in an amount not to exceed ~~\$4,000,000~~ \$11,000,000 for this  
23 purpose.

24 **SECTION 589.** 20.866 (2) (tg) of the statutes is amended to read:

1           20.866 (2) (tg) *Natural resources; environmental repair*. From the capital  
2 improvement fund, a sum sufficient for the department of natural resources to fund  
3 investigations and remedial action under s. 292.11 (7) (a) or 292.31 and remedial  
4 action under s. 281.83 and for payment of this state's share of environmental repair  
5 that is funded under 42 USC 6991 to 6991i or 42 USC 9601 to 9675. The state may  
6 contract public debt in an amount not to exceed ~~\$51,000,000~~ \$54,000,000 for this  
7 purpose. Of this amount, \$7,000,000 is allocated for remedial action under s. 281.83.

8           **SECTION 590.** 20.866 (2) (th) of the statutes is amended to read:

9           20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing*. From  
10 the capital improvement fund, a sum sufficient for the department of natural  
11 resources to provide cost-sharing grants for urban nonpoint source water pollution  
12 abatement and storm water management projects under s. 281.66 and, to provide  
13 municipal flood control and riparian restoration cost-sharing grants under s.  
14 281.665, and to make the grant under 2007 Wisconsin Act ... (this act), section 9135  
15 (1i). The state may contract public debt in an amount not to exceed ~~\$23,900,000~~  
16 \$29,900,000 for this purpose. Of this amount, \$500,000 is allocated in fiscal  
17 biennium 2001–03 for dam rehabilitation grants under s. 31.387.

18           **SECTION 591.** 20.866 (2) (ti) of the statutes is created to read:

19           20.866 (2) (ti) *Natural resources; contaminated sediment removal*. From the  
20 capital improvement fund, a sum sufficient for the department of natural resources  
21 to fund removal of contaminated sediment under s. 281.87. The state may contract  
22 public debt in an amount not to exceed \$17,000,000 for this purpose.

23           **SECTION 591m.** 20.866 (2) (tk) of the statutes is amended to read:

24           20.866 (2) (tk) *Natural resources; environmental segregated fund supported*  
25 *administrative facilities*. From the capital improvement fund, a sum sufficient for



1 the department of natural resources to acquire, construct, develop, enlarge or  
2 improve natural resource administrative office, laboratory, equipment storage and  
3 maintenance facilities. The state may contract public debt in an amount not to  
4 exceed ~~\$7,490,000~~ \$10,339,800 for this purpose.

5 **SECTION 591p.** 20.866 (2) (tu) of the statutes is amended to read:

6 20.866 (2) (tu) *Natural resources; segregated revenue supported facilities.* From  
7 the capital improvement fund, a sum sufficient for the department of natural  
8 resources to acquire, construct, develop, enlarge or improve natural resource  
9 administrative office, laboratory, equipment storage or maintenance facilities and to  
10 acquire, construct, develop, enlarge or improve state recreation facilities and state  
11 fish hatcheries. The state may contract public debt in an amount not to exceed  
12 ~~\$55,078,100~~ \$73,277,700 for this purpose.

13 **SECTION 592.** 20.866 (2) (up) of the statutes is amended to read:

14 20.866 (2) (up) *Transportation; rail passenger route development.* From the  
15 capital improvement fund, a sum sufficient for the department of transportation to  
16 fund rail passenger route development under s. 85.061 (3). The state may contract  
17 public debt in an amount not to exceed ~~\$50,000,000~~ \$82,000,000 for this purpose. Of  
18 this amount, not more than \$10,000,000 may be used to fund the purposes specified  
19 in s. 85.061 (3) (a) 2. and 3.

20 **SECTION 593.** 20.866 (2) (uup) of the statutes is amended to read:

21 20.866 (2) (uup) *Transportation; Marquette interchange and I 94 north–south*  
22 *corridor reconstruction project projects.* From the capital improvement fund, a sum  
23 sufficient for the department of transportation to fund the Marquette interchange  
24 reconstruction project under s. 84.014, as provided under s. 84.555, and the  
25 reconstruction of the I 94 north–south corridor, as provided under s. 84.555 (1m) (a).

1 The state may contract public debt in an amount not to exceed \$213,100,000  
2 \$303,300,000 for ~~this purpose~~ these purposes.

3 **SECTION 594.** 20.866 (2) (uv) of the statutes is amended to read:

4 20.866 (2) (uv) *Transportation, harbor improvements.* From the capital  
5 improvement fund, a sum sufficient for the department of transportation to provide  
6 grants for harbor improvements. The state may contract public debt in an amount  
7 not to exceed ~~\$40,700,000~~ \$53,400,000 for this purpose.

8 **SECTION 595.** 20.866 (2) (uw) of the statutes is amended to read:

9 20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the  
10 capital improvement fund, a sum sufficient for the department of transportation to  
11 acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and  
12 loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d).  
13 The state may contract public debt in an amount not to exceed \$44,500,000  
14 \$66,500,000 for these purposes.

15 **SECTION 595g.** 20.866 (2) (ux) of the statutes is amended to read:

16 20.866 (2) (ux) *Corrections; correctional facilities.* From the capital  
17 improvement fund, a sum sufficient for the department of corrections to acquire,  
18 construct, develop, enlarge or improve adult and juvenile correctional facilities. The  
19 state may contract public debt in an amount not to exceed \$801,979,400  
20 \$812,235,900 for this purpose.

21 **SECTION 595r.** 20.866 (2) (v) of the statutes is amended to read:

22 20.866 (2) (v) *Health and family services; mental health and secure treatment*  
23 *facilities.* From the capital improvement fund, a sum sufficient for the department  
24 of health and family services to acquire, construct, develop, enlarge or extend mental

1 health and secure treatment facilities. The state may contract public debt in an  
2 amount not to exceed ~~\$127,761,700~~ \$172,817,700 for this purpose.

3 **SECTION 596.** 20.866 (2) (we) of the statutes is amended to read:

4 20.866 (2) (we) *Agriculture; soil and water.* From the capital improvement  
5 fund, a sum sufficient for the department of agriculture, trade and consumer  
6 protection to provide for soil and water resource management under s. 92.14. The  
7 state may contract public debt in an amount not to exceed ~~\$26,075,000~~ \$33,075,000  
8 for this purpose.

9 **SECTION 596c.** 20.866 (2) (ws) of the statutes is created to read:

10 20.866 (2) (ws) *Administration; energy conservation projects; capital*  
11 *improvement fund.* From the capital improvement fund, a sum sufficient for the  
12 department of administration to provide funding to agencies, as defined in s. 16.70  
13 (1e), for energy conservation construction projects at state facilities under the  
14 jurisdiction of the agencies pursuant to s. 16.847 (2). The state may contract public  
15 debt in an amount not exceeding \$30,000,000 for this purpose.

16 **SECTION 596e.** 20.866 (2) (y) of the statutes is amended to read:

17 20.866 (2) (y) *Building commission; housing state departments and agencies.*  
18 From the capital improvement fund, a sum sufficient to the building commission for  
19 the purpose of housing state departments and agencies. The state may contract  
20 public debt in an amount not to exceed ~~\$485,015,400~~ \$554,279,900 for this purpose.

21 **SECTION 596g.** 20.866 (2) (z) (intro.) of the statutes is amended to read:

22 20.866 (2) (z) *Building commission; other public purposes.* (intro.) From the  
23 capital improvement fund, a sum sufficient to the building commission for relocation  
24 assistance and capital improvements for other public purposes authorized by law but  
25 not otherwise specified in this chapter. The state may contract public debt in an

1 amount not to exceed \$1,758,901,000 \$1,883,901,000 for this purpose. Of this  
2 amount:

3 **SECTION 596hd.** 20.866 (2) (zbc) of the statutes is created to read:

4 20.866 (2) (zbc) *Bond Health Center.* From the capital improvement fund, a  
5 sum sufficient for the building commission to provide a grant to the Bond Health  
6 Center specified in s. 13.48 (36p) (b) for construction costs related to expanding a  
7 hospital facility. The state may contract public debt in an amount not to exceed  
8 \$1,000,000 for this purpose.

9 **SECTION 596i.** 20.866 (2) (zbh) of the statutes is amended to read:

10 20.866 (2) (zbh) *Medical College of Wisconsin, Inc.; biomedical research and*  
11 *technology incubator.* From the capital improvement fund, a sum sufficient to  
12 provide a grant to the Medical College of Wisconsin, Inc., to aid in the construction  
13 of and installation of equipment at a biomedical research and technology incubator.  
14 The state may contract public debt in an amount not to exceed \$25,000,000  
15 \$35,000,000 for this purpose.

16 **SECTION 596k.** 20.866 (2) (zbn) of the statutes is created to read:

17 20.866 (2) (zbn) *Civil War exhibit at the Kenosha Public Museums.* From the  
18 capital improvement fund, a sum sufficient for the building commission to provide  
19 a grant to the Kenosha Public Museums for construction of a Civil War exhibit. The  
20 state may contract public debt in an amount not to exceed \$500,000 for this purpose.

21 **SECTION 596kb.** 20.866 (2) (z bq) of the statutes is repealed.

22 **SECTION 596kd.** 20.866 (2) (zbs) of the statutes is created to read:

23 20.866 (2) (zbs) *Hmong cultural centers.* From the capital improvement fund,  
24 a sum sufficient for the building commission to provide a grant to an organization  
25 specified in s. 13.48 (36) (b) for purchase or construction of a Hmong cultural center

1 in Dane County and La Crosse County. The state may contract public debt in an  
2 amount not to exceed \$2,250,000 for this purpose.

3 **SECTION 596nd.** 20.866 (2) (zc) of the statutes is amended to read:

4 20.866 (2) (zc) *Administration; school educational technology infrastructure*  
5 *financial assistance.* From the capital improvement fund, a sum sufficient for the  
6 department of administration to provide educational technology infrastructure  
7 financial assistance to school districts under s. 16.995. The state may contract public  
8 debt in an amount not to exceed ~~\$90,200,000~~ \$71,911,300 for this purpose.

9 **SECTION 596np.** 20.866 (2) (zcm) of the statutes is amended to read:

10 20.866 (2) (zcm) *Administration; public library educational technology*  
11 *infrastructure financial assistance.* From the capital improvement fund, a sum  
12 sufficient for the department of administration to provide educational technology  
13 infrastructure financial assistance to public library boards under s. 16.995. The  
14 state may contract public debt in an amount not to exceed ~~\$300,000~~ \$269,000 for this  
15 purpose.

16 **SECTION 596o.** 20.866 (2) (zd) of the statutes is amended to read:

17 20.866 (2) (zd) *Educational communications board; educational*  
18 *communications facilities.* From the capital improvement fund, a sum sufficient for  
19 the educational communications board to acquire, construct, develop, enlarge or  
20 improve educational communications facilities. The state may contract public debt  
21 in an amount not to exceed \$16,658,100 for this purpose before July 1, 2003, and an  
22 amount not to exceed ~~\$22,858,100~~ \$23,981,500 for this purpose on and after July 1,  
23 2003.

24 **SECTION 596q.** 20.866 (2) (zem) of the statutes is amended to read:

1           20.866 (2) (zem) *Historical society; historic records.* From the capital  
2 improvement fund, a sum sufficient for the historical society to construct a storage  
3 facility and to acquire and install systems and equipment necessary to prepare  
4 historic records for transfer to new storage facilities. The state may contract public  
5 debt in an amount not to exceed ~~\$15,400,000~~ \$18,650,000 for this purpose.

6           **SECTION 596s.** 20.866 (2) (zj) of the statutes is amended to read:

7           20.866 (2) (zj) *Military affairs; armories and military facilities.* From the  
8 capital improvement fund, a sum sufficient for the department of military affairs to  
9 acquire, construct, develop, enlarge, or improve armories and other military  
10 facilities. The state may contract public debt in an amount not to exceed ~~\$27,463,900~~  
11 \$32,772,500 for this purpose.

12           **SECTION 597.** 20.866 (2) (zn) of the statutes is amended to read:

13           20.866 (2) (zn) *Veterans affairs; self-amortizing mortgage loans.* From the  
14 capital improvement fund, a sum sufficient for the department of veterans affairs for  
15 loans to veterans under s. 45.37 (6) (a). The state may contract public debt in an  
16 amount not to exceed ~~\$2,120,840,000~~ \$2,205,840,000 for this purpose.

17           **SECTION 597e.** 20.866 (2) (zp) of the statutes is amended to read:

18           20.866 (2) (zp) *Veterans affairs; self-amortizing facilities.* From the capital  
19 improvement fund, a sum sufficient for the department of veterans affairs to acquire,  
20 construct, develop, enlarge or improve facilities at state veterans homes. The state  
21 may contract public debt in an amount not to exceed ~~\$34,912,600~~ \$38,051,600 for this  
22 purpose.

23           **SECTION 597s.** 20.866 (2) (zz) of the statutes is amended to read:

24           20.866 (2) (zz) *State fair park board; self-amortizing facilities.* From the  
25 capital improvement fund, a sum sufficient to the state fair park board to acquire,

1 construct, develop, enlarge, or improve facilities at the state fair park in West Allis.  
2 The state may contract public debt not to exceed ~~\$56,787,100~~ \$52,987,100 for this  
3 purpose.

4 **SECTION 598.** 20.867 (1) (a) of the statutes is amended to read:

5 20.867 (1) (a) *Principal repayment and interest; housing of state agencies.* A  
6 sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest  
7 costs incurred in financing the housing of state agencies and to make payments  
8 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

9 **SECTION 599.** 20.867 (1) (b) of the statutes is amended to read:

10 20.867 (1) (b) *Principal repayment and interest; capitol and executive residence.*  
11 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
12 interest costs incurred in financing building projects at the capitol and executive  
13 residence and to make payments under an agreement or ancillary arrangement  
14 entered into under s. 18.06 (8) (a).

15 **SECTION 600.** 20.867 (3) (a) of the statutes is amended to read:

16 20.867 (3) (a) *Principal repayment and interest.* A sum sufficient to pay all  
17 principal repayment and interest costs on tax-supported borrowing which is not  
18 initially allocable to the respective programs and to make payments under an  
19 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

20 **SECTION 601.** 20.867 (3) (b) of the statutes is amended to read:

21 20.867 (3) (b) *Principal repayment and interest.* A sum sufficient to reimburse  
22 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
23 capital improvements for other public purposes authorized by law but not otherwise  
24 specified in this chapter and to make payments under an agreement or ancillary  
25 arrangement entered into under s. 18.06 (8) (a).

1           **SECTION 602.** 20.867 (3) (bm) of the statutes is amended to read:

2           20.867 (3) (bm) *Principal repayment, interest, and rebates; HR Academy, Inc.*  
3           A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
4           interest costs incurred in financing the construction of a youth and family center for  
5           HR Academy, Inc., in the city of Milwaukee, ~~and~~ to make the payments determined  
6           by the building commission under s. 13.488 (1) (m) that are attributable to the  
7           proceeds of obligations incurred in financing the construction of a youth and family  
8           center for the HR Academy, Inc., and to make payments under an agreement or  
9           ancillary arrangement entered into under s. 18.06 (8) (a).

10          **SECTION 602c.** 20.867 (3) (bn) of the statutes is created to read:

11          20.867 (3) (bn) *Principal repayment, interest and rebates; Hmong cultural*  
12          *centers.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
13          and interest costs incurred in financing the purchase or construction of a Hmong  
14          cultural center in Dane County and La Crosse County, to make the payments  
15          determined by the building commission under s. 13.488 (1) (m) that are attributable  
16          to the proceeds of obligations incurred in financing the purchase or construction of  
17          the center, and to make payments under an agreement or ancillary arrangement  
18          entered into under s. 18.06 (8) (a).

19          **SECTION 603.** 20.867 (3) (bp) of the statutes is amended to read:

20          20.867 (3) (bp) *Principal repayment, interest and rebates.* A sum sufficient to  
21          reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
22          in financing the construction of a Swiss cultural center in the village of New Glarus,  
23          ~~and~~ to make the payments determined by the building commission under s. 13.488  
24          (1) (m) that are attributable to the proceeds of obligations incurred in financing the  
25          construction of a Swiss cultural center in the village of New Glarus, and to make



1 payments under an agreement or ancillary arrangement entered into under s. 18.06  
2 (8) (a).

3 **SECTION 604.** 20.867 (3) (bq) of the statutes is amended to read:

4 20.867 (3) (bq) *Principal repayment, interest and rebates; children's research*  
5 *institute.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
6 and interest costs incurred in financing the construction of a children's research  
7 institute in the city of Wauwatosa, to make the payments determined by the building  
8 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
9 obligations incurred in financing the construction of the institute, and to make  
10 payments under an agreement or ancillary arrangement entered into under s. 18.06  
11 (8) (a).

12 **SECTION 605.** 20.867 (3) (br) of the statutes is amended to read:

13 20.867 (3) (br) *Principal repayment, interest and rebates.* A sum sufficient to  
14 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
15 in financing the construction of the youth activities center specified in s. 13.48 (34),  
16 ~~and~~ to make the payments determined by the building commission under s. 13.488  
17 (1) (m) that are attributable to the proceeds of obligations incurred in financing the  
18 construction of that the youth activities center, and to make payments under an  
19 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

20 **SECTION 606d.** 20.867 (3) (bt) of the statutes is repealed.

21 **SECTION 606h.** 20.867 (3) (bu) of the statutes is created to read:

22 20.867 (3) (bu) *Principal repayment, interest and rebates; Civil War exhibit at*  
23 *the Kenosha Public Museums.* A sum sufficient to reimburse s. 20.866 (1) (u) for the  
24 payment of principal and interest costs incurred in financing the construction of a  
25 Civil War exhibit as part of the Kenosha Public Museums, to make the payments

1 determined by the building commission under s. 13.488 (1) (m) that are attributable  
2 to the proceeds of obligations incurred in financing the construction of the exhibit,  
3 and to make payments under an agreement or ancillary arrangement entered into  
4 under s. 18.06 (8) (a).

5 **SECTION 606k.** 20.867 (3) (bv) of the statutes is created to read:

6 **20.867 (3) (bv)** *Principal repayment, interest, and rebates; Bond Health Center.*

7 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
8 interest costs incurred in financing construction costs related to the Bond Health  
9 Center expansion specified in s. 13.48 (36p) (b), to make the payments determined  
10 by the building commission under s. 13.488 (1) (m) that are attributable to the  
11 proceeds of obligations incurred in financing the construction costs, and to make  
12 payments under an agreement or ancillary arrangement entered into under s. 18.06  
13 (8) (a).

14 **SECTION 607.** 20.867 (3) (g) of the statutes is amended to read:

15 **20.867 (3) (g)** *Principal repayment, interest and rebates; program revenues.*

16 From the appropriate program revenue accounts, a sum sufficient to pay all principal  
17 and interest costs on self-amortizing borrowing issued under s. 20.866 (2) which are  
18 not initially allocable to the respective programs and, to make any payments  
19 determined by the building commission under s. 13.488 (1) (m) on the proceeds of  
20 such borrowing, and to make payments under an agreement or ancillary  
21 arrangement entered into under s. 18.06 (8) (a).

22 **SECTION 608.** 20.867 (3) (h) of the statutes is amended to read:

23 **20.867 (3) (h)** *Principal repayment, interest, and rebates.* A sum sufficient to  
24 guarantee full payment of principal and interest costs for self-amortizing or  
25 partially self-amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (1) (j),

1 20.285 (1) (im), (je), (jq), (kd), (km), and (ko), 20.370 (7) (eq) ~~and~~ 20.485 (1) (go), and  
2 20.505 (5) (kd) if moneys available in those appropriations are insufficient to make  
3 full payment, ~~and~~ to make full payment of the amounts determined by the building  
4 commission under s. 13.488 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245  
5 (1) (j), 20.285 (1) (im), (je), (jq), (kd), (km), or (ko), ~~or~~ 20.485 (1) (go), or 20.505 (5) (kd)  
6 is insufficient to make full payment of those amounts, and to make payments under  
7 an agreement or ancillary arrangement entered into under s. 18.06 (8) (a). All  
8 amounts advanced under the authority of this paragraph shall be repaid to the  
9 general fund whenever the balance of the appropriation for which the advance was  
10 made is sufficient to meet any portion of the amount advanced. The department of  
11 administration may take whatever action is deemed necessary including the making  
12 of transfers from program revenue appropriations and corresponding appropriations  
13 from program receipts in segregated funds and including actions to enforce  
14 contractual obligations that will result in additional program revenue for the state,  
15 to ensure recovery of the amounts advanced.

16 **SECTION 609.** 20.867 (3) (i) of the statutes is amended to read:

17 20.867 (3) (i) *Principal repayment, interest and rebates; capital equipment.* A  
18 sum sufficient to pay principal and interest on public debt contracted under s. 20.866  
19 (2) (ym) ~~and~~, to make the payments determined by the building commission under  
20 s. 13.488 (1) (m) that are attributable to the proceeds of obligations contracted under  
21 s. 20.866 (2) (ym) for programs financed from program revenue or program  
22 revenue–service appropriations, and to make payments under an agreement or  
23 ancillary arrangement entered into under s. 18.06 (8) (a). All payments under this  
24 paragraph shall be repaid to the general fund from the revenues of state agencies for  
25 which capital equipment is financed under s. 20.866 (2) (ym).

1           **SECTION 610.** 20.867 (3) (q) of the statutes is amended to read:

2           20.867 **(3)** (q) *Principal repayment and interest; segregated revenues.* From the  
3 appropriate segregated funds, a sum sufficient to pay all principal and interest costs  
4 on self-amortizing borrowing issued under s. 20.866 (2) which are not initially  
5 allocable to the respective programs and to make payments under an agreement or  
6 ancillary arrangement entered into under s. 18.06 (8) (a).

7           **SECTION 611p.** 20.903 (2) (b) of the statutes is amended to read:

8           20.903 **(2)** (b) Notwithstanding sub. (1), liabilities may be created and moneys  
9 expended from the appropriations under ss. 20.370 (8) (mt), 20.395 (4) (eq), (er) and  
10 (es) and 20.505 (1) (im), (ka), (kb), ~~and (kc), (kd), and (kL)~~ in an additional amount  
11 not exceeding the depreciated value of equipment for operations financed under ss.  
12 20.370 (8) (mt), 20.395 (4) (eq), (er) and (es) and 20.505 (1) (im), (ka), (kb), ~~and (kc),~~  
13 (kd), and (kL). The secretary of administration may require such statements of  
14 assets and liabilities as he or she deems necessary before approving expenditure  
15 estimates in excess of the unexpended moneys in the appropriation account.

16           **SECTION 612.** 20.907 (5) (e) 6. of the statutes is amended to read:

17           20.907 **(5)** (e) 6. Advances from ~~child-caring institutions~~ residential care  
18 centers for children and youth and counties and moneys receivable from counties  
19 under s. ~~46.037~~ 49.343.

20           **SECTION 614.** 20.921 (2) (a) of the statutes is amended to read:

21           20.921 **(2)** (a) Whenever it becomes necessary in pursuance of any federal or  
22 state law or court-ordered assignment of income under s. 46.10 (14) (e), 49.345 (14)  
23 (e), 301.12 (14) (e), 767.225 (1) (L), 767.513 (3), or 767.75 to make deductions from  
24 the salaries of state officers or employees or employees of the University of Wisconsin  
25 Hospitals and Clinics Authority, the state agency or authority by which the officers

1 or employees are employed is responsible for making such those deductions and  
2 paying over the total thereof of those deductions for the purposes provided by the  
3 laws or orders under which they were made.

4 **SECTION 616.** 20.923 (4) (b) 7. of the statutes is repealed.

5 **SECTION 617.** 20.923 (4) (d) 7. of the statutes is renumbered 20.923 (4) (f) 7t.

6 **SECTION 618.** 20.923 (4) (d) 10s. of the statutes is renumbered 20.923 (4) (f) 8m.

7 **SECTION 619.** 20.923 (4) (e) 5. of the statutes is renumbered 20.923 (4) (f) 7v.

8 **SECTION 619m.** 20.923 (4) (e) 6. of the statutes is repealed.

9 **SECTION 620.** 20.923 (4) (e) 7. of the statutes is renumbered 20.923 (4) (f) 8e.

10 **SECTION 621.** 20.923 (4) (e) 10. of the statutes is renumbered 20.923 (4) (f) 8h.

11 **SECTION 622.** 20.923 (4) (f) 2d. of the statutes is created to read:

12 20.923 (4) (f) 2d. Children and families, department of: secretary.

13 **SECTION 623.** 20.923 (4) (f) 2g. of the statutes is renumbered 20.923 (4) (h) 2g.

14 **SECTION 624.** 20.923 (4) (f) 4. of the statutes is renumbered 20.923 (4) (g) 6.

15 **SECTION 625.** 20.923 (4) (h) 5. of the statutes is created to read:

16 20.923 (4) (h) 5. Health and family services, department of: secretary.

17 **SECTION 626.** 20.923 (4) (i) of the statutes is repealed.

18 **SECTION 628.** 20.923 (6) (bd) of the statutes is amended to read:

19 20.923 (6) (bd) ~~Health and family services~~ Children and families, department  
20 of: director of the office of urban development.

21 **SECTION 628m.** 20.923 (6) (d) of the statutes is amended to read:

22 20.923 (6) (d) Judicial council: attorney, technical and clerical help.

23 **SECTION 629.** 20.923 (6) (hr) of the statutes is repealed.

24 **SECTION 630.** 20.923 (12) of the statutes is amended to read:

1           20.923 **(12)** OTHER DEPARTMENT OF REGULATION AND LICENSING POSITIONS. The  
2 salaries for division administrators and bureau directors appointed under s. 440.04  
3 (6) shall not exceed the maximum of the salary range for executive salary group 4 3.

4           **SECTION 631.** 20.927 (1m) of the statutes is amended to read:

5           20.927 **(1m)** Except as provided under subs. (2) and (3), no funds of this state  
6 or of any county, city, village, town or ~~family~~ long-term care district under s. 46.2895  
7 or of any subdivision or agency of this state or of any county, city, village or town and  
8 no federal funds passing through the state treasury shall be authorized for or paid  
9 to a physician or surgeon or a hospital, clinic or other medical facility for the  
10 performance of an abortion.

11           **SECTION 632.** 20.9275 (1) (b) of the statutes is amended to read:

12           20.9275 **(1)** (b) “Local governmental unit” means a city, village, town, county  
13 or ~~family~~ long-term care district under s. 46.2895 or an agency or subdivision of a  
14 city, village, town, or county.

15           **SECTION 633.** 20.9275 (2) (intro.) of the statutes is amended to read:

16           20.9275 **(2)** (intro.) No state agency or local governmental unit may authorize  
17 payment of funds of this state, of any local governmental unit or, subject to sub. (3m),  
18 of federal funds passing through the state treasury as a grant, subsidy or other  
19 funding that wholly or partially or directly or indirectly involves pregnancy  
20 programs, projects or services, that is a grant, subsidy or other funding under s.  
21 ~~46.99, 46.995, 48.487, 48.545,~~ 253.05, 253.07, 253.08, or 253.085 or 42 USC 701 to  
22 710, if any of the following applies:

23           **SECTION 635.** 20.931 of the statutes is created to read:

24           **20.931 False claims for medical assistance; actions by or on behalf of**  
25 **state. (1)** In this section:

1 (b) “Claim” includes any request or demand for medical assistance made to any  
2 officer, employee, or agent of this state.

3 (c) “Employer” includes all agencies and authorities.

4 (d) “Knowingly” means, with respect to information, having actual knowledge  
5 of the information, acting in deliberate ignorance of the truth or falsity of the  
6 information, or acting in reckless disregard of the truth or falsity of the information.  
7 “Knowingly” does not mean specifically intending to defraud.

8 (dm) “Medical assistance” has the meaning given under s. 49.43 (8).

9 (e) “Proceeds” includes damages, civil penalties, surcharges, payments for costs  
10 of compliance, and any other economic benefit realized by this state as a result of an  
11 action or settlement of a claim.

12 (f) “State public official” has the meaning given in s. 19.42 (14).

13 **(2)** Except as provided in sub. (3), any person who does any of the following is  
14 liable to this state for 3 times the amount of the damages sustained by this state  
15 because of the actions of the person, and shall forfeit not less than \$5,000 nor more  
16 than \$10,000 for each violation:

17 (a) Knowingly presents or causes to be presented to any officer, employee, or  
18 agent of this state a false claim for medical assistance .

19 (b) Knowingly makes, uses, or causes to be made or used a false record or  
20 statement to obtain approval or payment of a false claim for medical assistance.

21 (c) Conspires to defraud this state by obtaining allowance or payment of a false  
22 claim for medical assistance, or by knowingly making or using, or causing to be made  
23 or used, a false record or statement to conceal, avoid, or decrease an obligation to pay  
24 or transmit money or property to the Medical Assistance program.

1 (g) Knowingly makes, uses, or causes to be made or used a false record or  
2 statement to conceal, avoid, or decrease any obligation to pay or transmit money or  
3 property to the Medical Assistance program.

4 (h) Is a beneficiary of the submission of a false claim for medical assistance to  
5 any officer, employee, or agent of this state, knows that the claim is false, and fails  
6 to disclose the false claim to this state within a reasonable time after the person  
7 becomes aware that the claim is false.

8 **(3)** The court may assess against a person who violates sub. (2) not less than  
9 2 nor more than 3 times the amount of the damages sustained by the state because  
10 of the acts of the person, and shall not assess any forfeiture, if the court finds all of  
11 the following:

12 (a) The person who commits the acts furnished the attorney general with all  
13 information known to the person about the acts within 30 days after the date on  
14 which the person obtained the information.

15 (b) The person fully cooperated with any investigation of the acts by this state.

16 (c) At the time that the person furnished the attorney general with information  
17 concerning the acts, no criminal prosecution or civil or administrative enforcement  
18 action had been commenced with respect to any such act, and the person did not have  
19 actual knowledge of the existence of any investigation into any such act.

20 **(5)** (a) Except as provided in subs. (10) and (12), any person may bring a civil  
21 action as a qui tam plaintiff against a person who commits an act in violation of sub.  
22 (2) for the person and the state in the name of the state.

23 (b) The plaintiff shall serve upon the attorney general a copy of the complaint  
24 and documents disclosing substantially all material evidence and information that  
25 the person possesses. The plaintiff shall file a copy of the complaint with the court



1 for inspection in camera. Except as provided in par. (c), the complaint shall remain  
2 under seal for a period of 60 days from the date of filing, and shall not be served upon  
3 the defendant until the court so orders. Within 60 days from the date of service upon  
4 the attorney general of the complaint, evidence, and information under this  
5 paragraph, the attorney general may intervene in the action.

6 (c) The attorney general may, for good cause shown, move the court for one or  
7 more extensions of the period during which a complaint in an action under this  
8 subsection remains under seal.

9 (d) Before the expiration of the period during which the complaint remains  
10 under seal, the attorney general shall do one of the following:

11 1. Proceed with the action or an alternate remedy under sub. (10), in which case  
12 the action or proceeding under sub. (10) shall be prosecuted by the state.

13 2. Notify the court that he or she declines to proceed with the action, in which  
14 case the person bringing the action may proceed with the action.

15 (e) If a person brings a valid action under this subsection, no person other than  
16 the state may intervene or bring a related action while the original action is pending  
17 based upon the same facts underlying the pending action.

18 (f) In any action or other proceeding under sub. (10) brought under this  
19 subsection, the plaintiff is required to prove all essential elements of the cause of  
20 action or complaint, including damages, by a preponderance of the evidence.

21 **(6)** If the state proceeds with an action under sub. (5) or an alternate remedy  
22 under sub. (10), the state has primary responsibility for prosecuting the action or  
23 proceeding under sub. (10). The state is not bound by any act of the person bringing  
24 the action, but that person has the right to continue as a party to the action, subject  
25 to the limitations under sub. (7).

1           (7) (a) The state may move to dismiss an action under sub. (5) or an  
2 administrative proceeding under sub. (10) to which the state is a party for good cause  
3 shown, notwithstanding objection of the person bringing the action, if that person is  
4 served with a copy of the state’s motion and is provided with an opportunity to oppose  
5 the motion before the court or the administrative agency before which the proceeding  
6 is conducted.

7           (b) With the approval of the governor, the attorney general may compromise  
8 and settle an action under sub. (5) or an administrative proceeding under sub. (10)  
9 to which the state is a party, notwithstanding objection of the person bringing the  
10 action, if the court determines, after affording to the person bringing the action the  
11 right to a hearing at which the person is afforded the opportunity to present evidence  
12 in opposition to the proposed settlement, that the proposed settlement is fair,  
13 adequate, and reasonable considering the relevant circumstances pertaining to the  
14 violation.

15           (c) Upon a showing by the state that unrestricted participation in the  
16 prosecution of an action under sub. (5) or an alternate proceeding to which the state  
17 is a party by the person bringing the action would interfere with or unduly delay the  
18 prosecution of the action or proceeding, or would result in consideration of  
19 repetitious or irrelevant evidence or evidence presented for purposes of harassment,  
20 the court may limit the person’s participation in the prosecution, such as:

- 21           1. Limiting the number of witnesses that the person may call.
- 22           2. Limiting the length of the testimony of the witnesses.
- 23           3. Limiting the cross-examination of witnesses by the person.
- 24           4. Otherwise limiting the participation by the person in the prosecution of the  
25 action or proceeding.

1           (d) Upon showing by a defendant that unrestricted participation in the  
2 prosecution of an action under sub. (5) or alternate proceeding under sub. (10) to  
3 which the state is a party by the person bringing the action would result in  
4 harassment or would cause the defendant undue burden or unnecessary expense, the  
5 court may limit the person's participation in the prosecution.

6           **(8)** Except as provided in sub. (7), if the state elects not to participate in an  
7 action filed under sub. (5), the person bringing the action may prosecute the action.  
8 If the attorney general so requests, the attorney general shall, at the state's expense,  
9 be served with copies of all pleadings and deposition transcripts in the action. If the  
10 person bringing the action initiates prosecution of the action, the court, without  
11 limiting the status and rights of that person, may permit the state to intervene at a  
12 later date upon showing by the state of good cause for the proposed intervention.

13           **(9)** Whether or not the state participates in an action under sub. (5), upon  
14 showing in camera by the attorney general that discovery by the person bringing the  
15 action would interfere with the state's ongoing investigation or prosecution of a  
16 criminal or civil matter arising out of the same facts as the facts upon which the  
17 action is based, the court may stay such discovery in whole or in part for a period of  
18 not more than 60 days. The court may extend the period of any such stay upon  
19 further showing in camera by the attorney general that the state has pursued the  
20 criminal or civil investigation of the matter with reasonable diligence and the  
21 proposed discovery in the action brought under sub. (5) will interfere with the  
22 ongoing criminal or civil investigation or prosecution.

23           **(10)** The attorney general may pursue a claim relating to an alleged violation  
24 of sub. (2) through an alternate remedy available to the state or any state agency,  
25 including an administrative proceeding to assess a civil forfeiture. If the attorney

1 general elects any such alternate remedy, the attorney general shall serve timely  
2 notice of his or her election upon the person bringing the action under sub. (5), and  
3 that person has the same rights in the alternate venue as the person would have had  
4 if the action had continued under sub. (5). Any finding of fact or conclusion of law  
5 made by a court or by a state agency in the alternate venue that has become final is  
6 conclusive upon all parties named in an action under sub. (5). For purposes of this  
7 subsection, a finding or conclusion is final if it has been finally determined on appeal,  
8 if all time for filing an appeal or petition for review with respect to the finding or  
9 conclusion has expired, or if the finding or conclusion is not subject to judicial review.

10 **(11)** (a) Except as provided in pars. (b) and (e), if the state proceeds with an  
11 action brought by a person under sub. (5) or the state pursues an alternate remedy  
12 relating to the same acts under sub. (10), the person who brings the action shall  
13 receive at least 15 percent but not more than 25 percent of the proceeds of the action  
14 or settlement of the claim, depending upon the extent to which the person  
15 contributed to the prosecution of the action or claim.

16 (b) Except as provided in par. (e), if an action or claim is one in which the court  
17 or other adjudicator finds to be based primarily upon disclosures of specific  
18 information not provided by the person who brings an action under sub. (5) relating  
19 to allegations or transactions specifically in a criminal, civil, or administrative  
20 hearing, or in a legislative or administrative report, hearing, audit, or investigation,  
21 or report made by the news media, the court or other adjudicator may award such  
22 amount as it considers appropriate, but not more than 10 percent of the proceeds of  
23 the action or settlement of the claim, depending upon the significance of the  
24 information and the role of the person bringing the action in advancing the  
25 prosecution of the action or claim.

1           (c) Except as provided in par. (e), in addition to any amount received under par.  
2           (a) or (b), a person bringing an action under sub. (5) shall be awarded his or her  
3           reasonable expenses necessarily incurred in bringing the action together with the  
4           person's costs and reasonable actual attorney fees. The court or other adjudicator  
5           shall assess any award under this paragraph against the defendant.

6           (d) Except as provided in par. (e), if the state does not proceed with an action  
7           or an alternate proceeding under sub. (10), the person bringing the action shall  
8           receive an amount that the court decides is reasonable for collection of the civil  
9           penalty and damages. The amount shall be not less than 25 percent and not more  
10          than 30 percent of the proceeds of the action and shall be paid from the proceeds. In  
11          addition, the person shall be paid his or her expenses, costs, and fees under par. (c).

12          (e) Whether or not the state proceeds with the action or an alternate proceeding  
13          under sub. (10), if the court or other adjudicator finds that an action under sub. (5)  
14          was brought by a person who planned or initiated the violation upon which the action  
15          or proceeding is based, then the court may, to the extent that the court considers  
16          appropriate, reduce the share of the proceeds of the action that the person would  
17          otherwise receive under par. (a), (b), or (d), taking into account the role of that person  
18          in advancing the prosecution of the action or claim and any other relevant  
19          circumstance pertaining to the violation, except that if the person bringing the action  
20          is convicted of criminal conduct arising from his or her role in a violation of sub. (2),  
21          the court or other adjudicator shall dismiss the person as a party and the person shall  
22          not receive any share of the proceeds of the action or claim or any expenses, costs, and  
23          fees under par. (c).

1           **(12)** (a) No court has jurisdiction over an action brought by a private person  
2 under sub. (5) against a state public official if the action is based upon information  
3 known to the attorney general at the time that the action is brought.

4           (b) No person may bring an action under sub. (5) that is based upon allegations  
5 or transactions that are the subject of a civil action or an administrative proceeding  
6 to assess a civil forfeiture in which the state is a party if that action or proceeding  
7 was commenced prior to the date that the action is filed.

8           **(13)** The state is not liable for any expenses incurred by a private person in  
9 bringing an action under sub. (5).

10          **(14)** Any employee who is discharged, demoted, suspended, threatened,  
11 harassed, or in any other manner discriminated against by his or her employer  
12 because of lawful actions taken by the employee, on behalf of the employee, or by  
13 others in furtherance of an action or claim filed under this section, including  
14 investigation for, initiation of, testimony for, or assistance in an action or claim filed  
15 or to be filed under sub. (5) is entitled to all necessary relief to make the employee  
16 whole. Such relief shall in each case include reinstatement with the same seniority  
17 status that the employee would have had but for the discrimination, 2 times the  
18 amount of back pay, interest on the back pay at the legal rate, and compensation for  
19 any special damages sustained as a result of the discrimination, including costs and  
20 reasonable actual attorney fees. An employee may bring an action to obtain the relief  
21 to which the employee is entitled under this subsection.

22          **(15)** A civil action may be brought based upon acts occurring prior to the  
23 effective date of this subsection .... [revisor inserts date], if the action is brought  
24 within the period specified in s. 893.981.

1           **(16)** A judgment of guilty entered against a defendant in a criminal action in  
2           which the defendant is charged with fraud or making false statements estops the  
3           defendant from denying the essential elements of the offense in any action under sub.  
4           (5) that involves the same elements as in the criminal action.

5           **(17)** The remedies provided for under this section are in addition to any other  
6           remedies provided for under any other law or available under the common law.

7           **(18)** This section shall be liberally construed and applied to promote the public  
8           interest and to effect the congressional intent in enacting 31 USC 3279 to 3733, as  
9           reflected in the act and the legislative history of the act.

10          **SECTION 635m.** 21.37 of the statutes is amended to read:

11          **21.37 The Wisconsin code of military justice.** The Wisconsin code of  
12          military justice as created by chapter 20, laws of 1969, shall govern the conduct of  
13          all members of the national guard and any other military force organized under the  
14          laws of this state. ~~The revisor of statutes~~ legislative reference bureau shall not print  
15          the Wisconsin code of military justice in the statutes.

16          **SECTION 635q.** 21.49 (2m) of the statutes is repealed.

17          **SECTION 636b.** 23.09 (19) (d) of the statutes is amended to read:

18          23.09 **(19)** (d) Grants Except as provided in s. 23.096 (2m), grants under this  
19          subsection shall be for up to 50% of the acquisition costs of the land or the rights in  
20          land for the urban green space. The governmental unit is responsible for the  
21          remainder of the acquisition costs.

22          **SECTION 637b.** 23.09 (20) (b) of the statutes is amended to read:

23          23.09 **(20)** (b) State Except as provided in s. 23.096 (2m), state aid under this  
24          subsection is limited to no more than 50% of the acquisition costs and the  
25          development costs of recreation lands and other outdoor recreation facilities. Costs

1 associated with operation and maintenance of parks and other outdoor recreational  
2 facilities established under this subsection are not eligible for state aid.  
3 Administrative costs of acquiring lands or land rights are not included in the  
4 acquisition costs eligible for state aid under this subsection. Title to lands or rights  
5 in lands acquired by a municipality under this subsection shall vest in the  
6 municipality, but such land shall not be converted to uses inconsistent with this  
7 subsection without prior approval of the state and proceeds from the sale or other  
8 disposal of such lands shall be used to promote the objectives of this subsection.

9 **SECTION 638b.** 23.09 (20m) (b) of the statutes is amended to read:

10 23.09 (20m) (b) The department shall establish a program to award grants  
11 from the appropriation under s. 20.866 (2) (ta) to governmental units and nonprofit  
12 conservation organizations to acquire development rights in land for nature-based  
13 outdoor recreation. The Except as provided s. 23.096 (2m), the grants shall be limited  
14 to no more than 50% of the acquisition costs of the development rights.

15 **SECTION 638m.** 23.0912 of the statutes is created to read:

16 **23.0912 Contracts for land management; reports. (1)** The department  
17 may contract with nonprofit conservation organizations, as defined in s. 23.0955 (1),  
18 and with private companies to perform land management activities on department  
19 land, as defined in s. 23.0917 (1) (c).

20 **(2)** The department shall prepare, for the joint committee on finance, an annual  
21 report concerning any contracts into which the department enters under sub. (1)  
22 during each fiscal year. For each contract entered, the report shall include  
23 information concerning the cost of the contract, the activities performed under the  
24 contract, and an assessment of the cost-effectiveness of the contract. The  
25 department shall submit the report to the committee no later than November 15 for



1 the preceding fiscal year, and shall submit the first report no later than November  
2 15, 2008.

3 **SECTION 638mg.** 23.0916 of the statutes is created to read:

4 **23.0916 Stewardship land access. (1) DEFINITIONS.** In this section:

5 (a) “Former managed forest land” means land that was withdrawn from the  
6 managed forest land program under subch. VI of ch. 77 on or after the effective date  
7 of this paragraph .... [revisor inserts date].

8 (b) “Nature–based outdoor activity” means hunting, fishing, trapping, hiking,  
9 cross–country skiing, and any other nature–based outdoor activity designated by  
10 rule by the department for purposes of this section.

11 (c) “Stewardship grant” means a grant that consists in whole or in part of  
12 funding from the stewardship program under s. 23.0917.

13 **(2) REQUIREMENT OF ACCESS; NONDEPARTMENT LAND.** (a) Except as provided in  
14 par. (b) and sub. (4), any person receiving a stewardship grant on or after the effective  
15 date of this paragraph .... [revisor inserts date], that will be used to acquire land in  
16 fee simple or to acquire an easement on former managed forest land shall permit  
17 public access to the land for nature–based outdoor activities.

18 (b) The person receiving the stewardship grant may prohibit public access for  
19 one or more nature–based outdoor activities, if the natural resources board  
20 determines that it is necessary to do so in order to do any of the following:

21 1. Protect public safety.

22 2. Protect a unique animal or plant community.

23 3. Accommodate usership patterns, as defined by rule by the department.

24 **(3) REQUIREMENT OF ACCESS; DEPARTMENT LAND.** (a) Except as provided in par.  
25 (b) and sub. (4) and ss. 29.089, 29.091, 29.301 (1) (b), and 29.621 (4), the department

1 shall permit public access for nature–based outdoor activities by others on land that  
2 is acquired by the department in fee simple or is an easement acquired by the  
3 department on former managed forest land.

4 (b) The department may prohibit public access for one or more nature–based  
5 outdoor activities if the natural resources board determines that it is necessary to do  
6 so in order to do any of the following:

- 7 1. Protect public safety.
- 8 2. Protect a unique animal or plant community.
- 9 3. Accommodate usership patterns, as defined by rule by the department.

10 **(4) FISH AND GAME REFUGES.** The department or an owner of land that is in a  
11 fish or game refuge and that is subject to sub. (2) (a) or (3) (a) may prohibit hunting,  
12 fishing, or trapping, or any combination thereof.

13 **(5) RULES.** The natural resources board, by rule, shall develop all of the  
14 following:

15 (a) Provisions relating to public access for nature–based outdoor activities for  
16 all lands other than those subject to sub. (2) (a) or (3) (a) that are acquired in whole  
17 or in part with funding from the stewardship programs under ss. 23.0915 and  
18 23.0917.

19 (b) A process for the review of determinations made under subs. (2) (b) and (3)  
20 (b).

21 **(6) REPORTING REQUIREMENT.** The department shall prepare an annual report  
22 that identifies all land subject to this section that has been acquired during each  
23 fiscal year and upon which public access for any nature–based outdoor activity is  
24 prohibited. For each acquisition, the report shall specify for which of these  
25 nature–based outdoor activities public access is prohibited and shall include the

1 reason for the prohibition. The department shall submit the report to the joint  
2 committee on finance and to the appropriate standing committees of the legislature  
3 in the manner provided under s. 13.172 (3). The department shall submit the report  
4 no later than November 15 for the preceding fiscal year and shall submit the first  
5 report no later than November 15, 2008.

6 **SECTION 638mj.** 23.09165 of the statutes is created to read:

7 **23.09165 Stewardship programs information and public access notice.**

8 **(1) DEFINITIONS.** In this section:

9 (a) “Department land” has the meaning given in s. 23.0917 (1) (c).

10 (b) “Land” has the meaning given in s. 23.0917 (1) (d).

11 (c) “Nonprofit conservation organization” has the meaning given in s. 23.0955

12 (1).

13 (d) “Stewardship land” means land that is acquired in whole or in part with  
14 funding from one or both stewardship programs.

15 (e) “Stewardship program” means the stewardship program under s. 23.0915  
16 or 23.0917.

17 **(2) LAND MAPPING AND DIRECTORY.** (a) Within 48 months after the effective date  
18 of this paragraph .... [revisor inserts date], the department shall establish and  
19 maintain an interactive mapping tool at the department’s Web site that identifies all  
20 stewardship land that is open for public access. Public access to the mapping tool at  
21 the Web site shall be available without charge.

22 (b) Within 48 months after the effective date of this paragraph .... [revisor  
23 inserts date], the department shall make available a directory of all stewardship  
24 land that is open for public access. The directory shall be organized by county and  
25 town and shall clearly show the location of the stewardship land and named or

1 numbered roads. The directory shall be updated at least every 2 years. The  
2 department may charge a fee for the directory, but the fee may not exceed the cost  
3 of the publication of the directory. In lieu of the department preparing and making  
4 available a directory, the department may provide to the public at the department's  
5 cost, a map, book, or directory that meets the requirements of this subsection and  
6 that is published by a private entity.

7 **(3) NOTICE OF ACCESS TO STEWARDSHIP LAND.** (a) An owner of stewardship land  
8 acquired on or after the effective date of this paragraph .... [revisor inserts date],  
9 shall, within 6 months after the disbursement of the stewardship program funds,  
10 provide notice of public access to the stewardship land by the placement of signs  
11 adequate to give notice. The owner of stewardship land acquired before the effective  
12 date of this paragraph .... [revisor inserts date], shall provide notice of public access  
13 to the stewardship land by the placement of signs adequate to give notice within 48  
14 months after the effective date of this paragraph .... [revisor inserts date]. The area  
15 of each sign shall be at least 108 square inches, and each sign shall be made of a  
16 durable substance. The signs shall be placed at major access points to the  
17 stewardship land.

18 (b) If the stewardship land that is acquired on or after the effective date of this  
19 paragraph .... [revisor inserts date], is surrounded by department land, the  
20 department shall, within 6 months after the disbursement of stewardship program  
21 funds, provide notice of public access to the stewardship land by the placement of  
22 signs adequate to give notice at the major access points to the department land. If  
23 the stewardship land that is acquired before the effective date of this paragraph ....  
24 [revisor inserts date], is surrounded by department land, the department shall  
25 provide notice of public access to the stewardship land by the placement of signs

1 adequate to give notice at the major access points to the department land within 48  
2 months after the effective date of this paragraph .... [revisor inserts date]. The area  
3 of each sign shall be at least 108 square inches, and each sign shall be made of a  
4 durable substance.

5 (c) The signs required under pars. (a) and (b) shall list either the primary  
6 activities that are restricted or prohibited on the stewardship land or the primary  
7 activities that are permitted on the stewardship land. The signs shall include either  
8 the name of the owner of the stewardship land or a person to contact regarding the  
9 stewardship land. Signs shall also be placed at the specified major access points that  
10 give notice that the stewardship land was acquired in whole or in part using  
11 stewardship program funds. The department may specify the amount of detail that  
12 is required on the signs to assure that the signs provide sufficient and useful  
13 information.

14 (d) If the stewardship land described under par. (a) or (b) has a cumulative  
15 acreage of 10 acres or more, the signs under par. (a) or (b) shall also include one of  
16 the following:

17 1. The postal address or telephone number of the owner of the stewardship  
18 land.

19 2. The postal address or telephone number of a person to contact regarding the  
20 stewardship land.

21 3. An Internet Web site address where a person can locate the information  
22 listed in subd. 1. or 2.

23 (e) Within 48 months after the effective date of this paragraph .... [revisor  
24 inserts date], the department shall provide a list of all stewardship land that was

1 acquired before the effective date of this paragraph .... [revisor inserts date], and for  
2 which public access has been restricted or prohibited and the reasons for that action.

3 (f) If an owner of any stewardship land fails to comply with the requirements  
4 of par. (a), that person is not eligible for any subprogram or grant or other state aid  
5 under the stewardship programs until the department determines that the person  
6 is in compliance with par. (a).

7 (g) If the department is notified that a sign required under par. (a) or (b) needs  
8 replacing, within 28 days after receiving that notification the department shall  
9 determine if the sign needs to be replaced. The department shall replace any sign  
10 required under par. (b) within 28 days after determining that the sign needs to be  
11 replaced. Within 7 days after determining that a sign required under par. (a) needs  
12 to be replaced, the department shall notify the owner of that determination. The  
13 owner of stewardship land that placed signs as required under par. (a) shall be  
14 ineligible for any subprogram or grant or other state aid under the stewardship  
15 programs if the sign is not replaced within 3 months after receiving the notice.

16 (h) If the department authorizes a nonprofit conservation organization to  
17 charge a fee for hunting on stewardship land, the fee for the hunting season may not  
18 exceed the sum of the fee for a daily resident vehicle admission receipt under s. 27.01  
19 (7) (f) 2. and the issuing fee for a daily vehicle admission receipt under s. 27.01 (7)  
20 (gr).

21 **(4) CONTACT INFORMATION.** An owner of stewardship land shall provide  
22 information requested by the department that will enable the department to contact  
23 that owner.

24 **(5) APPLICABILITY.** This section does not apply to the following stewardship  
25 land:

1 (a) Easements used for trails.

2 (b) Easements for which the primary purpose of the easement is not public  
3 access.

4 (c) Land acquired or managed under s. 23.17.

5 **SECTION 638r.** 23.0917 (2) (a) 3m. of the statutes is created to read:

6 23.0917 (2) (a) 3m. A subprogram for recreational boating aids.

7 **SECTION 639.** 23.0917 (3) (a) of the statutes is amended to read:

8 23.0917 (3) (a) Beginning with fiscal year 2000–01 and ending with fiscal year  
9 ~~2009–10~~ 2019–20, the department may obligate moneys under the subprogram for  
10 land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and  
11 grants for these purposes under s. 23.096, except as provided under ss. 23.197 (2m),  
12 (3m) (b), (7m), and (8) and 23.198 (1) (a).

13 **SECTION 640.** 23.0917 (3) (bm) of the statutes is amended to read:

14 23.0917 (3) (bm) During the period beginning with fiscal year 2001–02 and  
15 ending with fiscal year ~~2009–10~~ 2019–20, in obligating money under the subprogram  
16 for land acquisition, the department shall set aside not less than a total of \$ 2,000,000  
17 that may be obligated only to provide matching funds for grants awarded to the  
18 department for the purchase of land or easements under 16 USC 2103c.

19 **SECTION 641.** 23.0917 (3) (br) of the statutes is created to read:

20 23.0917 (3) (br) Beginning with fiscal year 2010–11 and ending with fiscal year  
21 2019–20, in obligating moneys under the subprogram for land acquisition, the  
22 department shall set aside in each fiscal year not less than \$12,000,000 that may be  
23 obligated only to provide for grants awarded to nonprofit conservation organizations  
24 under s. 23.096.

25 **SECTION 642c.** 23.0917 (3) (dm) 2. of the statutes is amended to read:

1           23.0917 (3) (dm) 2. For each fiscal year beginning with fiscal year 2002–03 and  
2 ending with fiscal year ~~2009–10~~ 2006–07, \$45,000,000.

3           **SECTION 642d.** 23.0917 (3) (dm) 3. and 3m. of the statutes are created to read:

4           23.0917 (3) (dm) 3. For fiscal year 2007–08, \$43,500,000.

5           3m. For fiscal years 2008–09 and 2009–10, \$42,500,000.

6           **SECTION 642e.** 23.0917 (3) (dm) 4. of the statutes is created to read:

7           23.0917 (3) (dm) 4. For each fiscal year beginning with fiscal year 2010–11 and  
8 ending with fiscal year 2019–20, \$62,000,000.

9           **SECTION 643.** 23.0917 (4) (a) of the statutes is amended to read:

10           23.0917 (4) (a) Beginning with fiscal year 2000–01 and ending with fiscal year  
11 ~~2009–10~~ 2019–20, the department may obligate moneys under the subprogram for  
12 property development and local assistance. Moneys obligated under this  
13 subprogram may be only used for nature–based outdoor recreation, except as  
14 provided under par. (cm).

15           **SECTION 644d.** 23.0917 (4) (d) 1. of the statutes is amended to read:

16           23.0917 (4) (d) 1. The department may obligate not more than \$11,500,000 in  
17 fiscal year 2000–01 and not more than \$11,500,000 in fiscal year 2001–02 under the  
18 subprogram except as provided in sub. (5). For each fiscal year beginning with  
19 2002–03 and ending with fiscal year 2009–10, the department may obligate not more  
20 than \$15,000,000 under the subprogram except as provided in sub. (5). For each  
21 fiscal year beginning with fiscal year 2010–11 and ending with fiscal year 2019–20,  
22 the department may obligate not more than \$21,500,000 under the subprogram  
23 except as provided in sub. (5).

24           **SECTION 645b.** 23.0917 (4) (d) 2. of the statutes is amended to read:



1           23.0917 (4) (d) 2. The Beginning with fiscal year 2000–01 and ending with  
2 fiscal year 2009–10, the department may obligate not more than \$8,000,000 in each  
3 fiscal year for local assistance.

4           **SECTION 646b.** 23.0917 (4) (d) 2n. of the statutes is created to read:

5           23.0917 (4) (d) 2n. Beginning with fiscal year 2010–11 and ending with fiscal  
6 year 2019–20, the department may obligate not more than \$11,500,000 in each fiscal  
7 year for local assistance.

8           **SECTION 646m.** 23.0917 (4j) of the statutes is created to read:

9           23.0917 (4j) RECREATIONAL BOATING AIDS. (a) In this subsection “local  
10 governmental unit” means a city, village, town, or county, a lake sanitary district, as  
11 defined in s. 30.50 (4q), a public inland lake protection and rehabilitation district  
12 organized under ch. 33, or any other local governmental unit, as defined in s. 66.0131  
13 (1) (a), that is established for the purpose of lake management.

14           (b) For fiscal year 2007–08, the department may not obligate more than  
15 \$1,500,000 for cost–sharing with local governmental units for recreational boating  
16 projects under s. 30.92. For each fiscal year beginning with fiscal year 2008–09 and  
17 ending with fiscal year 2019–20, the department may not obligate more than  
18 \$2,500,000 for cost–sharing with local governmental units for recreational boating  
19 projects under s. 30.92.

20           **SECTION 646r.** 23.0917 (5m) (a) of the statutes is amended to read:

21           23.0917 (5m) (a) Beginning in fiscal year 1999–2000, the department, subject  
22 to the approval of the governor and the joint committee on finance under sub. (6)  
23 (6m), may obligate under the subprogram for land acquisition any amount not in  
24 excess of the total bonding authority for that subprogram for the acquisition of land.

25           **SECTION 646t.** 23.0917 (6m) of the statutes is created to read:

1           23.0917 **(6m)** REVIEW BY JOINT COMMITTEE ON FINANCE. (a) The department may  
2 not obligate from the appropriation under s. 20.866 (2) (ta) for a given project or  
3 activity any moneys unless it first notifies the joint committee on finance in writing  
4 of the proposal. The committee may schedule a meeting to review the department's  
5 proposal only if at least 5 members of the committee, one of whom is a cochairperson,  
6 object to the proposal in writing. If the cochairpersons of the committee do not notify  
7 the department within 14 working days after the date of the department's  
8 notification that the committee has scheduled a meeting to review the proposal, the  
9 department may obligate the moneys. If, within 14 working days after the date of  
10 the notification by the department, the cochairpersons of the committee notify the  
11 department that the committee has scheduled a meeting to review the proposal, the  
12 department may obligate the moneys only upon approval of the committee unless  
13 par. (b) applies.

14           (b) If the committee does not hold the meeting to review the department's  
15 proposal within the time specified in par. (bg), the department may obligate the  
16 moneys.

17           (bg) 1. Except as provided in subd. 2., the committee shall hold a meeting to  
18 review the department's proposal within 16 working days after the cochairpersons  
19 notify the department that a meeting has been scheduled.

20           2. The committee shall hold a meeting to review the department's proposal  
21 within 31 working days after the cochairpersons notify the department that a  
22 meeting has been scheduled if the notification is made after the last day of the  
23 legislature's final general-business floorperiod but before the convening of the next  
24 legislature on the day specified under s. 13.02 (1).

1 (c) The procedures under pars. (a) and (b) apply only to an amount for a project  
2 or activity that exceeds \$750,000, except as provided in pars. (d) and (dm).

3 (d) The procedures under pars. (a) and (b) apply to any land acquisition under  
4 sub. (5m).

5 (dm) The procedures under pars. (a) and (b) apply to an amount for a project  
6 or activity that is less than or equal to \$750,000 if all of the following apply:

7 1. The project or activity is so closely related to one or more other department  
8 projects or activities for which the department has proposed to obligate or has  
9 obligated moneys under s. 20.866 (2) (ta) that the projects or activities, if combined,  
10 would constitute a larger project or activity that exceeds \$750,000.

11 2. The project or activity was separated from a larger project or activity by the  
12 department primarily to avoid the procedures under pars. (a) and (b).

13 (e) This subsection does not apply to moneys obligated for the purpose of  
14 property development as described under sub. (4) or to moneys obligated for land  
15 acquired by the department under s. 24.59 (1).

16 **SECTION 647.** 23.0917 (7) (a) of the statutes is amended to read:

17 23.0917 (7) (a) Except as provided in pars. (b) and (c), for purposes of  
18 calculating the acquisition costs for acquisition of land under ss. 23.09 (19), (20) and  
19 (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (4) and 30.277 from the  
20 appropriation under s. 20.866 (2) (ta), the acquisition costs shall equal the sum of the  
21 land's current fair market value and other acquisition costs, as determined by rule  
22 by the department.

23 **SECTION 647m.** 23.0917 (7) (e) of the statutes is renumbered 23.0917 (7) (e) 1.  
24 and amended to read:

1           23.0917 (7) (e) 1. For any land for which moneys are proposed to be obligated  
2 from the appropriation under s. 20.866 (2) (ta) in order to provide a grant or state aid  
3 to a governmental unit under s. 23.09 (19), (20), or (20m) or 30.277 or to a nonprofit  
4 conservation organization under s. 23.096, the department shall use at least 2  
5 appraisals to determine the fair market value of the land. The governmental unit  
6 or nonprofit conservation organization shall submit to the department one appraisal  
7 that is paid for by the governmental unit or nonprofit conservation organization. The  
8 department shall obtain its own independent appraisal. The department may also  
9 require that the governmental unit or nonprofit conservation organization submit  
10 a 3rd independent appraisal. The department shall reimburse the governmental  
11 unit or nonprofit conservation organization up to 50% of the costs of the 3rd appraisal  
12 as part of the acquisition costs of the land if the land is acquired by the governmental  
13 unit or nonprofit conservation organization with moneys obligated from the  
14 appropriation under s. 20.866 (2) (ta). ~~This paragraph~~

15           2. Subdivision 1. does not apply if the fair market value of the land is estimated  
16 by the department to be ~~\$200,000~~ \$350,000 or less.

17           **SECTION 647r.** 23.0917 (8) (e) of the statutes is created to read:

18           23.0917 (8) (e) Beginning with fiscal year 2007–08, the department may not  
19 obligate from the appropriation under s. 20.866 (2) (ta) more than 20 percent of the  
20 available bonding authority in a fiscal year for the acquisition of parcels of lands that  
21 are less than 10 acres in size.

22           **SECTION 648b.** 23.0917 (12) of the statutes is amended to read:

23           23.0917 (12) EXPENDITURES AFTER JUNE 30, ~~2010~~ 2020. If the remaining bonding  
24 authority for a subprogram under sub. (3) ~~or~~, (4), or (4j) on June 30, ~~2010~~ 2020, is an

1 amount greater than zero, the department may expend any portion of this remaining  
2 bonding authority for that subprogram in one or more subsequent fiscal years.

3 **SECTION 649b.** 23.092 (1) of the statutes is renumbered 23.092 (1m).

4 **SECTION 650b.** 23.092 (1b) of the statutes is created to read:

5 23.092 (1b) In this section, “nonprofit conservation organization” has the  
6 meaning given in s. 23.0955 (1).

7 **SECTION 651b.** 23.092 (2) of the statutes is amended to read:

8 23.092 (2) For each area designated under sub. (1) (1m), the department shall  
9 prepare a plan, based upon the specific qualities of the area designated, that is  
10 designed to protect, enhance or restore the habitat in the designated area. After  
11 preparation of a plan for a designated area, the department shall encourage  
12 landowners to use specific management practices that are designed to implement the  
13 plan.

14 **SECTION 652b.** 23.092 (4) of the statutes is amended to read:

15 23.092 (4) The department may share the costs of implementing land  
16 management practices with landowners, or with nonprofit conservation  
17 organizations that are qualified to enhance wildlife-based recreation if these  
18 organizations have the landowner’s permission to implement the practices. The  
19 department may share the costs of acquiring easements for habitat areas with  
20 landowners or with these nonprofit conservation organizations. If the funding for  
21 cost-sharing under this subsection will be expended from the appropriation under  
22 s. 20.866 (2) (ta), the amount expended for the cost-sharing may not exceed 50% of  
23 the cost of the management practices or of the acquisition costs for the easement  
24 except as provided in s. 23.096 (2m).

25 **SECTION 653b.** 23.094 (3m) of the statutes is amended to read:

1           23.094 **(3m)** LIMITS. ~~A~~ Except as provided in s. 23.096 (2m), a grant under sub.  
2 (3g) may not exceed 50% of the acquisition costs for the land or the easement.

3           **SECTION 654b.** 23.0953 of the statutes is created to read:

4           **23.0953 Grants to counties for land acquisition. (1)** In this section,  
5 “nature–based outdoor recreation” has the meaning given by the department by rule  
6 under s. 23.0917 (4) (f).

7           **(2)** (a) Beginning with fiscal year 2010–11 and ending with fiscal year 2019–20,  
8 the department shall establish a grant program under which the department may  
9 award a grant to a county for any of the following:

10           1. Acquisition of land for a county forest under s. 28.11.

11           2. Acquisition of land for a project that promotes nature–based outdoor  
12 recreation or conservation and for which the department is requesting the county’s  
13 assistance.

14           (b) Grants under this section shall be awarded from the appropriation under  
15 s. 20.866 (2) (ta), and, for purposes of s. 23.0917, shall be treated as moneys obligated  
16 from the subprogram under s. 23.0917 (3).

17           **(3)** Each county receiving a grant under this section shall provide matching  
18 funds that equal at least 50 percent of the acquisition costs.

19           **(4)** A county may not convert the land, or any rights in the land, acquired with  
20 grant moneys awarded under sub. (2) (a) 2. to a use that is inconsistent with the type  
21 of nature–based outdoor recreation or conservation activity for which the grant was  
22 awarded unless the natural resources board approves the conversion.

23           **SECTION 655b.** 23.096 (2) (b) of the statutes is amended to read:

24           23.096 **(2)** (b) ~~A~~ Except as provided in sub. (2m), a grant awarded under this  
25 section may not exceed 50% of the acquisition costs of the property.

1           **SECTION 656b.** 23.096 (2m) of the statutes is created to read:

2           23.096 **(2m)** Notwithstanding sub. (2) (b), in each fiscal year beginning with  
3 fiscal year 2010–11 and ending with fiscal year 2019–20, the department may award  
4 grants under this section that equal up to 75 percent of the acquisition costs of the  
5 property if the natural resources board determines that all of the following apply:

6           (a) That the property is uniquely valuable in conserving the natural resources  
7 of the state.

8           (b) That delaying or deferring the acquisition until 50 percent of the acquisition  
9 costs are procured by the nonprofit conservation organization is not reasonably  
10 possible.

11           (c) That sufficient bonding authority remains in the amount set aside under s.  
12 23.0917 (3) (br) for that fiscal year after awarding grants to nonprofit conservation  
13 organizations that meet the matching requirement under sub. (2) (b).

14           **SECTION 657.** 23.15 (1) of the statutes is amended to read:

15           23.15 **(1)** The natural resources board may sell, at public or private sale, lands  
16 and structures owned by the state under the jurisdiction of the department of natural  
17 resources, except central or district office facilities, when the natural resources board  
18 determines that said lands are no longer necessary for the state's use for  
19 conservation purposes and, if real property, the real property is not the subject of a  
20 petition under s. 560.9810 (2).

21           **SECTION 658.** 23.197 (10) of the statutes is created to read:

22           23.197 **(10)** MIRROR LAKE; BOATING ACCESS. From the appropriation under s.  
23 20.866 (2) (ta), the department shall provide funding in an amount not to exceed  
24 \$1,000,000 to improve navigability for recreational boating in Mirror Lake in Sauk  
25 County and in the streams flowing into the lake. For the purposes of s. 23.0917,

1 moneys provided under this subsection from the appropriation under s. 20.866 (2)  
2 (ta) shall be treated as moneys obligated under either or both of the subprograms  
3 under s. 23.0917 (3) and (4).

4 **SECTION 658g.** 23.197 (11) of the statutes is created to read:

5 23.197 (11) JERSEY VALLEY LAKE. From the appropriation under s. 20.866 (2)  
6 (ta), the department shall provide funding in an amount not to exceed \$500,000 to  
7 Vernon County to restore Jersey Valley Lake. The funding authorized under this  
8 subsection shall be in a manner that, for every \$1 expended by Vernon County for the  
9 repairs and installation, the department shall provide \$3. For purposes of s. 23.0917,  
10 moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as  
11 moneys obligated from either or both of the subprograms under s. 23.0917 (3) and (4).

12 **SECTION 658m.** 23.197 (12) of the statutes is created to read:

13 23.197 (12) MILWAUKEE METROPOLITAN SEWERAGE DISTRICT; FLOOD MANAGEMENT.  
14 From the appropriation under s. 20.866 (2) (ta), the department shall provide  
15 funding in an amount not to exceed \$1,000,000 to a nationwide nonprofit  
16 conservation organization dedicated to land and water resource preservation to  
17 acquire land for a flood management program conducted by the Milwaukee  
18 Metropolitan Sewerage District and for habitat restoration on the acquired land.  
19 The funding authorized under this subsection shall be in a manner that, for every  
20 \$1 expended by the nationwide nonprofit conservation organization for the land  
21 acquisition, the department shall provide \$3. For purposes of s. 23.0917, moneys  
22 provided from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys  
23 obligated from either or both of the subprograms under s. 23.0917 (3) and (4).

24 **SECTION 658r.** 23.197 (13) of the statutes is created to read:



1           23.197 **(13)** GREEN BAY; RECREATIONAL TRAIL. From the appropriation under s.  
2           20.866 (2) (ta), the department shall provide funding in an amount not to exceed  
3           \$875,800 to the city of Green Bay to acquire land for a bicycle and pedestrian trail.  
4           The funding authorized under this subsection shall be in a manner that, for every  
5           \$1 expended by the city of Green Bay for the land acquisition, the department shall  
6           provide \$3. For purposes of s. 23.0917, moneys provided from the appropriation  
7           under s. 20.866 (2) (ta) shall be treated as moneys obligated from either or both of the  
8           subprograms under s. 23.0917 (3) and (4).

9           **SECTION 658t.** 23.197 (14) of the statutes is created to read:

10          23.197 **(14)** ANTIGO; TRAIL DEVELOPMENT. From the appropriation under s.  
11          20.866 (2) (ta), the department shall provide funding in an amount not to exceed  
12          \$600,000 to the city of Antigo for property development related to the ice age trail and  
13          the Springbrook trail located within the city. The funding authorized under this  
14          subsection shall be in a manner that, for every \$1 expended by the city of Antigo for  
15          the property development, the department shall provide \$1. For purposes of s.  
16          23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be  
17          treated as moneys obligated from either or both of the subprograms under s. 23.0917  
18          (3) and (4).

19          **SECTION 659.** 23.1985 of the statutes is amended to read:

20          **23.1985 Acquisition of certain public lands.** Beginning in fiscal year  
21          2006–07 and ending in fiscal year ~~2009–10~~ 2019–20, from the appropriation under  
22          s. 20.866 (2) (ta), the department shall set aside \$2,000,000 in each fiscal year that  
23          may be obligated only to acquire land from the board of commissioners of public lands  
24          under s. 24.59 (1). If the department sets aside, but does not obligate moneys in a  
25          fiscal year under this section, the department may obligate those nonobligated

1 moneys in a subsequent fiscal year under this section in addition to the amounts the  
2 department is required to set aside for that subsequent fiscal year. For purposes of  
3 s. 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be  
4 treated as moneys obligated under the subprogram under s. 23.0917 (3).

5 **SECTION 660.** 23.22 (2) (b) 6. of the statutes is amended to read:

6 23.22 (2) (b) 6. Promulgate rules to identify, classify, and control invasive  
7 species for purposes of the program. In promulgating these rules, the department  
8 shall consider the recommendations of the council under sub. (3) (a). As part of these  
9 rules, the department may establish procedures and requirements for issuing  
10 permits to control invasive species.

11 **SECTION 661.** 23.22 (2) (c) of the statutes is amended to read:

12 23.22 (2) (c) Under the program established under par. (a), the department  
13 shall promulgate rules to establish a procedure to award cost-sharing grants to  
14 public and private entities for up to ~~50%~~ 75 percent of the costs of projects to control  
15 invasive species. The rules promulgated under this paragraph shall establish  
16 criteria for determining eligible projects and eligible grant recipients. Eligible  
17 projects shall include education and inspection activities at boat landings. The rules  
18 shall allow cost-share contributions to be in the form of money or in-kind goods or  
19 services or any combination thereof. In promulgating these rules, the department  
20 shall consider the recommendations of the council under sub. (3) (c). ~~From the~~  
21 ~~appropriation under s. 20.370 (6) (ar), the department shall make available for~~  
22 ~~cost-sharing grants to be awarded to local governmental units for the control of~~  
23 ~~invasive species that are aquatic species \$1,000,000 in fiscal year 2005-06 and~~  
24 ~~\$1,500,000 in fiscal year 2006-07 and each fiscal year thereafter.~~

25 **SECTION 662.** 23.22 (8) of the statutes is created to read:

1           23.22 **(8)** PENALTIES. (a) Except as provided in pars. (b) and (c), any person who  
2 violates a rule promulgated under sub. (2) (b) 6., or any permit issued under those  
3 rules, shall forfeit not more than \$200.

4           (b) Any person who intentionally violates any rule promulgated under sub. (2)  
5 (b) 6. or any permit issued under those rules shall be fined not less than \$1,000 nor  
6 more than \$5,000, or shall be imprisoned for not less than 6 months nor more than  
7 9 months or both.

8           (c) A person who violates a rule promulgated under sub. (2) (b) 6. or any permit  
9 issued under those rules and who, within 5 years before the arrest of the current  
10 conviction, was previously convicted of a violation of a rule promulgated under sub.  
11 (2) (b) 6. or any permit issued under those rules shall be fined not less than \$700 nor  
12 more than \$2,000 or shall be imprisoned for not less than 6 months nor more than  
13 9 months or both.

14           (d) The court may order a person who is convicted under par. (a), (b), or (c) to  
15 abate any nuisance caused by the violation, restore any natural resource damaged  
16 by the violation, or take other appropriate action to eliminate or minimize any  
17 environmental damage caused by the violation.

18           **SECTION 663.** 23.22 (9) of the statutes is created to read:

19           23.22 **(9)** ENFORCEMENT. (a) If the department of natural resources finds that  
20 any person is violating a rule promulgated under sub. (2) (b) 6. or a permit issued  
21 under those rules for which the person is subject to a forfeiture under sub. (8) (a), the  
22 department of natural resources may do one or more of the following:

23           1. Issue a citation pursuant to s. 23.50 to 23.99.

24           2. Refer the matter to the department of justice for enforcement under par. (b).

1           3. Revoke a permit issued under the rules promulgated under sub. (2) (b) 6.,  
2 after notice and opportunity for hearing.

3           (b) The department of justice shall initiate an enforcement action requested by  
4 the department under par. (a) 2. The enforcement action may include a request for  
5 injunctive relief. In any action initiated by it under this paragraph, the department  
6 of justice shall, prior to stipulation, consent order, judgment, or other final  
7 disposition of the case, consult with the department of natural resources for the  
8 purpose of determining the department's views on final disposition. The department  
9 of justice shall not enter into a final disposition different than that previously  
10 discussed without first informing the department of natural resources.

11           (c) In an action initiated pursuant to a citation or initiated under par. (b), the  
12 court may award, as an additional penalty, an amount equal to all or a portion of the  
13 costs of investigation, including any monitoring, incurred by the department of  
14 natural resources or the department of justice, which led to the establishment of the  
15 violation. The court may also award the department of justice the reasonable and  
16 necessary expenses of the prosecution, including attorney fees. The department of  
17 justice shall deposit in the state treasury for deposit into the general fund all moneys  
18 that the court awards to the department of justice under this paragraph. These  
19 moneys shall be credited to the appropriation account under s. 20.455 (1) (gh).

20           **SECTION 664.** 23.24 (6) (b) of the statutes is amended to read:

21           23.24 **(6)** (b) A person who violates sub. (3) and who, within 5 years before the  
22 arrest of the current conviction, was previously convicted of a violation of sub. (3)  
23 shall ~~forfeit~~ be fined not less than \$700 nor more than \$2,000 or shall be imprisoned  
24 for not less than 6 months nor more than 9 months or both.

25           **SECTION 664m.** 23.33 (2j) (c) of the statutes is amended to read:

1           23.33 (2j) (c) The fee for a nonresident trail pass issued for an all-terrain  
2 vehicle that is exempt from registration under sub. (2) (b) 2. is ~~\$17.25~~ \$34.25. A  
3 nonresident trail pass issued for such an all-terrain vehicle may be issued only by  
4 the department and persons appointed by the department and expires on June 30  
5 of each year.

6           **SECTION 665.** 23.33 (5) (d) of the statutes is amended to read:

7           23.33 (5) (d) *Safety certification program established.* The department shall  
8 establish or supervise the establishment of a program of instruction on all-terrain  
9 vehicle laws, including the intoxicated operation of an all-terrain vehicle law,  
10 regulations, safety and related subjects. The department shall establish by rule an  
11 instruction fee for this program. The department shall issue certificates to persons  
12 successfully completing the program. An instructor conducting the program of  
13 instruction under this paragraph shall collect the fee from each person who receives  
14 instruction. The department may determine the portion of this fee, which may not  
15 exceed 50%, that the instructor may retain to defray expenses incurred by the  
16 instructor in conducting the program. The instructor shall remit the remainder of  
17 the fee or, if nothing is retained, the entire fee to the department. The department  
18 shall issue a duplicate certificate of accomplishment to a person who is entitled to a  
19 duplicate certificate of accomplishment and who pays a fee of \$2.75.

20           **SECTION 665g.** 23.33 (5m) (title) of the statutes is amended to read:

21           23.33 (5m) (title) ~~GRANT~~ SAFETY PROGRAM.

22           **SECTION 665r.** 23.33 (5r) of the statutes is created to read:

23           23.33 (5r) ~~LANDOWNER INCENTIVE PROGRAM.~~ (a) In this subsection “public  
24 all-terrain vehicle corridor” has the meaning given in s. 23.33 (2j) (a).

1 (b) The department shall establish a program to make incentive payments to  
2 private landowners who permit public all-terrain vehicle corridors on their lands  
3 and who apply for the payments.

4 (c) An application is not considered complete until the forester or another  
5 employee of each county in which the public all-terrain vehicle corridor is located  
6 measures the length of the corridor in that county for the purpose of calculating the  
7 payment.

8 (d) Incentive payments under the program shall be calculated as follows:

9 1. For a public all-terrain vehicle corridor that was open to the public for 60  
10 days or more but for less than 180 days in the previous fiscal year, the incentive  
11 payment shall be \$25 per mile.

12 2. For a public all-terrain vehicle corridor that was open to the public for 180  
13 days or more but for less than 270 days in the previous fiscal year, the incentive  
14 payment shall be \$75 per mile.

15 3. For a public all-terrain vehicle corridor that was open to the public for 270  
16 days or more in the previous fiscal year, the incentive payment shall be \$100 per mile.

17 (e) If a private landowner enters into an agreement with a county to allow a  
18 public all-terrain vehicle corridor on the landowner's land for a period of at least 5  
19 years, the landowner shall receive a supplemental payment, in addition to the  
20 payment as calculated under par. (c), that equals 10 percent of the payment  
21 calculated under par. (c) for each full or partial fiscal year that is included in the  
22 5-year period.

23 (f) If the total amount of incentive payments made in a given fiscal year would  
24 exceed the amount available for the payments, the department shall establish a  
25 system to prorate the payments.

1 (g) During fiscal year 2007–08, the department may expend up to \$100,000  
2 from the appropriation under s. 20.370 (5) (cu) for incentive payments under this  
3 program.

4 **SECTION 666m.** 23.33 (11m) of the statutes is created to read:

5 **23.33 (11m)** LIGHTWEIGHT UTILITY VEHICLES PILOT PROGRAM. (a) In this  
6 subsection:

7 1. “Golf cart” means a vehicle whose speed attainable in one mile does not  
8 exceed 20 miles per hour on a paved, level surface, and is designed and intended to  
9 convey one or more persons and equipment to play the game of golf in an area  
10 designated as a golf course.

11 2. “Lightweight utility vehicle” means an engine–driven device having a gross  
12 weight of more than 700 pounds but not more than 1,999 pounds that is designed to  
13 travel on 4 or more low–pressure tires, is equipped with a cargo area, and is used  
14 primarily off a highway. “Lightweight utility vehicle” does not include golf carts or  
15 low–speed vehicles.

16 3. “Low pressure tire” means a tire that is designed to be mounted on a rim with  
17 a maximum diameter of 14 inches and to be inflated with an operating pressure not  
18 to exceed 20 pounds per square inch as recommended by the manufacturer.

19 4. “Low–speed vehicle” means a low–speed vehicle, as defined in 49 CFR 571.3,  
20 that satisfies the equipment standards under 49 CFR 571.500 and that was  
21 originally manufactured to meet the applicable equipment standards under 49 CFR  
22 571.500. “Low–speed vehicle” does not include a golf cart.

23 5. “Municipality” means a city, village, or town.

24 (b) The department of natural resources, in consultation with the department  
25 of transportation, shall administer a pilot program to investigate the effects of using

1 lightweight utility vehicles on trails and roadways that are used and authorized to  
2 be used by all-terrain vehicles, to evaluate whether it is feasible and appropriate to  
3 expand the allowable use of lightweight utility vehicles.

4 (c) The counties of Florence, Forest, Sawyer, Marinette, Langlade, Lincoln,  
5 Oneida, and Washburn, and the municipalities within those counties, are eligible to  
6 participate in the pilot program, and the governing body of each county or  
7 municipality may elect to participate in the pilot program by adopting a resolution  
8 to that effect. The governing body of each county or municipality may withdraw from  
9 the pilot program prior to the end of the pilot program under par. (h) by adopting a  
10 resolution to that effect.

11 (d) The counties and municipalities in the pilot program may designate any of  
12 the following:

13 1. All-terrain vehicle routes and trails within their respective jurisdictions  
14 that may be used by operators of lightweight utility vehicles.

15 2. All-terrain vehicle routes and trails within their respective jurisdictions  
16 upon which lightweight utility vehicle use is prohibited.

17 (e) For the purposes of all of the following, a lightweight utility vehicle that is  
18 operated as authorized under this subsection is considered an all-terrain vehicle:

19 1. Sections 345.11 (1r), 346.02 (11), 349.02, 885.235 (1g) and (1k), 895.049, and  
20 901.053.

21 2. Subsections (3), (3g), (4), (4c) to (4x), (6), (7), (10), (12), and (13).

22 3. Local ordinances enacted by a county or municipality under sub. (11).

23 (f) In addition to the provisions under par. (e), the operation of a lightweight  
24 utility vehicle as authorized under the pilot program is subject to all of the following:



1           1. The operator of a lightweight utility vehicle must possess a valid motor  
2 vehicle operator’s license.

3           2. Any trail fees imposed on all-terrain vehicle use by a county or municipality  
4 also apply to operation of a lightweight utility vehicle.

5           (g) The department of natural resources, in consultation with the department  
6 of transportation and with the counties and municipalities participating in the pilot  
7 program, shall evaluate the effect of using lightweight utility vehicles on roadways  
8 and on all-terrain vehicle routes and trails upon conclusion of the pilot program. The  
9 department may make grants from the appropriation under s. 20.370 (5) (cu) to each  
10 participating county and municipality, for the purpose of assisting the department  
11 of natural resources in the evaluation. The department of natural resources shall  
12 make grants in such a manner that the total amount of grants for a given county,  
13 including the grants to municipalities located wholly or partially in that county, does  
14 not exceed \$2,000. The department of natural resources shall report the results of  
15 its evaluation to the legislature under s. 13.172 (2) no later than January 1, 2010.

16           (h) The pilot program under this subsection does not apply after September 30,  
17 2009.

18           **SECTION 674d.** 24.61 (3) (a) 12. of the statutes is created to read:

19           24.61 (3) (a) 12. A drainage district created under ch. 88.

20           **SECTION 674g.** 24.61 (3) (b) of the statutes is amended to read:

21           24.61 (3) (b) *Terms; conditions.* A municipality, cooperative educational service  
22 agency, drainage district created under ch. 88, or federated public library system  
23 may obtain a state trust fund loan for the sum of money, for the time and upon the  
24 conditions as may be agreed upon between the board and the borrower, subject to the  
25 limitations, restrictions, and conditions set forth in this subchapter.

1           **SECTION 674k.** 24.66 (3r) of the statutes is created to read:

2           **24.66 (3r)** FOR A DRAINAGE DISTRICT. An application for a loan by a drainage  
3 district created under ch. 88 shall be accompanied by a certified copy of a resolution  
4 of the board of the drainage district approving the loan.

5           **SECTION 674p.** 24.67 (1) (n) of the statutes is created to read:

6           **24.67 (1) (n)** For a drainage district created under ch. 88, by the president of  
7 the drainage district board.

8           **SECTION 674s.** 24.67 (2) (i) of the statutes is created to read:

9           **24.67 (2) (i)** For a drainage district created under ch. 88, by the secretary of the  
10 drainage district board.

11           **SECTION 674v.** 24.67 (3) of the statutes is amended to read:

12           **24.67 (3)** If a municipality has acted under subs. (1) and (2), it shall certify that  
13 fact to the department of administration. Upon receiving a certification from a  
14 municipality, or upon direction of the board if a loan is made to a cooperative  
15 educational service agency, drainage district created under ch. 88, or a federated  
16 public library system, the secretary of administration shall draw a warrant for the  
17 amount of the loan, payable to the treasurer of the municipality, cooperative  
18 educational service agency, drainage district, or federated public library system  
19 making the loan or as the treasurer of the municipality, cooperative educational  
20 service agency, drainage district, or federated public library system directs. The  
21 certificate of indebtedness shall then be conclusive evidence of the validity of the  
22 indebtedness and that all the requirements of law concerning the application for the  
23 making and acceptance of the loan have been complied with.

24           **SECTION 674vm.** 24.70 (1) of the statutes is amended to read:

1           24.70 (1) APPLICABILITY. This section applies to all outstanding state trust fund  
2 loans to borrowers other than school districts, drainage districts created under ch.  
3 88, and federated public library systems.

4           **SECTION 674w.** 24.716 of the statutes is created to read:

5           **24.716 Collections from drainage districts. (1) APPLICABILITY.** This section  
6 applies to all outstanding trust fund loans to drainage districts created under ch. 88.

7           **(2) CERTIFIED STATEMENT.** If a drainage district has a state trust fund loan, the  
8 board shall transmit to the district board a certified statement of the amount due on  
9 or before October 1 of each year until the loan is paid. The board shall furnish a copy  
10 of each certified statement to the department of administration.

11           **(3) PAYMENT TO SECRETARY OF ADMINISTRATION.** The district board shall transmit  
12 to the secretary of administration on its own order the full amount levied for state  
13 trust fund loans within 15 days after March 15. The secretary of administration shall  
14 notify the board when he or she receives payment. Any payment not made by March  
15 30 is delinquent and is subject to a penalty of 1 percent per month or fraction thereof,  
16 to be paid to the secretary of administration with the delinquent payment.

17           **(4) FAILURE TO MAKE PAYMENT.** If the district board fails to remit the amounts  
18 due under sub. (3), the secretary of administration, upon certification of delinquency  
19 by the board of commissioners of public lands, shall deduct the amount due,  
20 including any penalty, from any state aid payments due the district, shall remit such  
21 amount to the secretary of administration, and, no later than June 15, shall notify  
22 the district board and the board to that effect.

23           **SECTION 675.** 25.14 (1) (a) (intro.) of the statutes is amended to read:

24           25.14 (1) (a) (intro.) There is created a state investment fund under the  
25 jurisdiction and management of the board to be operated as an investment trust for

1 the purpose of managing the securities of all funds that are required by law to be  
2 invested in the state investment fund and all of the state's funds consisting of the  
3 funds specified in s. 25.17 (1), except all of the following:

4 **SECTION 678n.** 25.17 (1) (nm) of the statutes is amended to read:

5 25.17 (1) (nm) Recycling and renewable energy fund (s. 25.49);

6 **SECTION 678t.** 25.17 (1) (yn) of the statutes is created to read:

7 25.17 (1) (yn) Wholesale drug distributor bonding fund (s. 25.315);

8 **SECTION 679.** 25.17 (63) of the statutes is created to read:

9 25.17 (63) If requested by the Health Insurance Risk-Sharing Plan Authority,  
10 invest funds of the Health Insurance Risk-Sharing Plan Authority in the state  
11 investment fund.

12 **SECTION 683.** 25.187 (2) (a) of the statutes is amended to read:

13 25.187 (2) (a) Subject to ~~pars. (b) and par. (c)~~, on ~~July 1 and January~~ September  
14 1 of each year, the investment board shall ~~estimate the amounts required for its~~  
15 ~~operating expenditures for the next 6-month period and shall assess each fund for~~  
16 which the board has management responsibility for its share of the ~~estimated~~ board's  
17 ~~operating expenditures for the current fiscal year~~ in an equitable manner. The board  
18 shall pay the assessment from the current income of each fund, unless an  
19 appropriation is made for payment of the assessment, in which case the assessment  
20 shall be paid from that appropriation account.

21 **SECTION 684.** 25.187 (2) (b) of the statutes is repealed.

22 **SECTION 685.** 25.187 (2) (c) 1. of the statutes is amended to read:

23 25.187 (2) (c) 1. Except as provided in subd. 2., the total amount that the board  
24 may assess the funds for which the board has management responsibility for any  
25 fiscal year may not exceed the greater of \$20,352,800 or 0.0275% the amount that the

1 board could have assessed the funds in the 2nd year of the prior fiscal biennium or  
2 0.0325% of the average market value of the assets of the funds at the end of each  
3 month between November 30 and April 30 of the preceding fiscal year.

4 **SECTION 686.** 25.187 (2) (c) 3. c. of the statutes is created to read:

5 25.187 **(2)** (c) 3. c. Annually, no later than June 15, certify to the department  
6 of administration and to the joint committee on finance the maximum amount that  
7 the board may assess the funds for which the board has management responsibility  
8 in the next fiscal year.

9 **SECTION 686r.** 25.315 of the statutes is created to read:

10 **25.315 Wholesale drug distributor bonding fund.** There is established a  
11 separate nonlapsible trust fund designated as the wholesale drug distributor  
12 bonding fund to consist of moneys paid to the state under s. 450.071 (5) to secure  
13 payment of fees or costs that relate to the issuance of a license to engage in the  
14 wholesale distribution of prescription drugs.

15 **SECTION 687f.** 25.40 (3) (c) of the statutes is created to read:

16 25.40 **(3)** (c) No executive biennial budget bill introduced under s. 16.47 (1m)  
17 may include any provision that amends or repeals any provision of this subsection  
18 or that applies notwithstanding any provision of this subsection.

19 **SECTION 690.** 25.46 (7) of the statutes is amended to read:

20 25.46 **(7)** The fees imposed under s. 289.67 (1) for environmental management,  
21 except that for each ton of waste for which the fee is \$1.60 per ton, 75 cents is for  
22 nonpoint source water pollution abatement.

23 **SECTION 690t.** 25.49 (intro.) of the statutes is amended to read:

1           **25.49 Recycling and renewable energy fund.** (intro.) There is established  
2 a separate nonlapsible trust fund designated as the recycling and renewable energy  
3 fund, to consist of:

4           **SECTION 692.** 25.50 (1) (d) of the statutes is amended to read:

5           25.50 (1) (d) “Local government” means any county, town, village, city, power  
6 district, sewerage district, drainage district, town sanitary district, public inland  
7 lake protection and rehabilitation district, local professional baseball park district  
8 created under subch. III of ch. 229, ~~family~~ long-term care district under s. 46.2895,  
9 local professional football stadium district created under subch. IV of ch. 229, local  
10 cultural arts district created under subch. V of ch. 229, public library system, school  
11 district or technical college district in this state, any commission, committee, board  
12 or officer of any governmental subdivision of this state, any court of this state, other  
13 than the court of appeals or the supreme court, or any authority created under s.  
14 114.61, 149.41, 231.02, 233.02 or 234.02.

15           **SECTION 694.** 25.60 of the statutes is amended to read:

16           **25.60 Budget stabilization fund.** There is created a separate nonlapsible  
17 trust fund designated as the budget stabilization fund, consisting of moneys  
18 transferred to the fund from the general fund under ss. 13.48 (14) (c), 16.518 (3), and  
19 16.72 (4) (b), ~~and 16.848~~.

20           **SECTION 695.** 25.68 (1) of the statutes is amended to read:

21           25.68 (1) All moneys received by the department of ~~workforce development~~  
22 children and families under s. 49.854, except for moneys received under s. 49.854 (11)  
23 (b).

24           **SECTION 696.** 25.68 (3) of the statutes is amended to read:

1           25.68 (3) All moneys not specified under sub. (2) that are received under a  
2 judgment or order in an action affecting the family, as defined in s. 767.001 (1), by  
3 the department of ~~workforce development~~ children and families or its designee.

4           **SECTION 697.** 25.69 of the statutes is amended to read:

5           **25.69 Permanent endowment fund.** There is established a separate  
6 nonlapsible trust fund designated as the permanent endowment fund, consisting of  
7 all of the proceeds from the sale of the state’s right to receive payments under the  
8 Attorneys General Master Tobacco Settlement Agreement of November 23, 1998,  
9 and all investment earnings on the proceeds. There is transferred from the  
10 permanent endowment fund to the Medical Assistance trust fund \$50,000,000 in  
11 each fiscal year.

12           **SECTION 697d.** 25.77 (2) of the statutes is amended to read:

13           25.77 (2) All public funds that are related to payments under s. 49.45 and that  
14 are transferred or certified under 42 CFR 433.51 (b) and used as the nonfederal and  
15 federal share of Medical Assistance funding, except funds that are deposited into the  
16 appropriation accounts under s. 20.435 (4) (h), (kx), or (ky).

17           **SECTION 697m.** 25.77 (8) of the statutes is created to read:

18           25.77 (8) All moneys transferred from the appropriation under s. 20.285 (1) (iz).

19           **SECTION 697n.** 25.77 (9) of the statutes is created to read:

20           25.77 (9) All moneys transferred from the permanent endowment fund.

21           **SECTION 697p.** 25.77 (10) of the statutes is created to read:

22           25.77 (10) All moneys transferred under 2007 Wisconsin Act ... (this act),  
23 section 9225 (2).

24           **SECTION 699.** 25.96 of the statutes, as affected by 2005 Wisconsin Act 141, is  
25 amended to read:

1           **25.96 Utility public benefits fund.** There is established a separate  
2 nonlapsible trust fund designated as the utility public benefits fund, consisting of  
3 low-income assistance fees received under s. 16.957 (4) (a) and (5) (b) 2. and all  
4 moneys received under s. 196.374 (3) (b) 4.

5           **SECTION 699c.** 26.38 (title) of the statutes is amended to read:

6           **26.38 (title) Private forest grants Forest grant program.**

7           **SECTION 699g.** 26.38 (2m) (a) of the statutes is amended to read:

8           26.38 **(2m)** (a) The department shall establish a program to award grants for  
9 developing and implementing forest stewardship management plans by owners of  
10 nonindustrial private forest land and to award grants to groups of interested parties  
11 for projects to control invasive plants in weed management areas. The department  
12 shall award the grants only to persons owning 500 acres or less of nonindustrial  
13 private forest land in this state or to groups in which each person participating owns  
14 500 acres or less of nonindustrial private forest land in this state.

15           **SECTION 699m.** 26.38 (2m) (am) of the statutes is created to read:

16           26.38 **(2m)** (am) Beginning with fiscal year 2008–09, from the appropriation  
17 under s. 20.370 (5) (av), the department shall allocate for each fiscal year at least  
18 \$60,000 for grants for projects to control invasive plants in weed management areas.  
19 From the amount allocated, the department shall award grants to all eligible  
20 applicants for grants for such projects before awarding any balance of the allocated  
21 amount for grants for stewardship management plans.

22           **SECTION 699r.** 26.38 (2m) (b) of the statutes is amended to read:

23           26.38 **(2m)** (b) Each ~~owner receiving~~ recipient of a grant under this section  
24 shall provide a matching contribution in an amount to be determined by the  
25 department for that particular grant based on criteria promulgated by rule under



1 sub. (3). The matching contribution may be in the form of money or in-kind goods or  
2 services or both.

3 **SECTION 699v.** 26.38 (3) of the statutes is renumbered 26.38 (3) (intro.) and  
4 amended to read:

5 26.38 (3) (intro.) The department shall promulgate rules to implement and  
6 administer this program, including the all of the following:

7 (a) The criteria for determining the amount of a matching contribution under  
8 sub. (2m) (b) and the

9 (b) The minimum standards required under sub. (2m) (c).

10 **SECTION 699x.** 26.38 (3) (c) of the statutes is created to read:

11 26.38 (3) (c) Eligibility requirements for groups receiving grants for weed  
12 management areas, requirements for the grants, and requirements for establishing  
13 weed management areas.

14 **SECTION 700.** 26.385 of the statutes is repealed.

15 **SECTION 700e.** 27.01 (7) (c) 10. of the statutes is amended to read:

16 27.01 (7) (c) 10. Any motor vehicle operated for the purpose of transporting  
17 pupils to or from curricular or extracurricular activities of a public or private school  
18 or home-based private educational program under s. 118.15 (4) or for the purpose of  
19 transporting students to or from an outdoor academic class given by an accredited  
20 college or university in this state. The operator of a motor vehicle transporting pupils  
21 or students under this subdivision shall possess and exhibit for inspection a written  
22 authorization from an administrator of the school ~~or~~ home-based private  
23 educational program, or college or university indicating that admission to the vehicle  
24 admission area is part of an official school ~~or~~ home-based private educational  
25 program, or college or university function and indicating the date for which the

1 authorization is applicable. A separate authorization is required for each date on  
2 which the motor vehicle is admitted to the vehicle admission area under this  
3 subdivision.

4 **SECTION 701.** 28.05 (3) (c) of the statutes is created to read:

5 28.05 (3) (c) Of the amount received by the department from each timber sale  
6 for which the department used the services of a cooperating forester under this  
7 subsection, the department shall credit to the appropriation account under s. 20.370  
8 (1) (cy) an amount equal to the portion of the sale proceeds that the department is  
9 required to pay to the cooperating forester.

10 **SECTION 702.** 28.085 of the statutes is amended to read:

11 **28.085 Timber.** The department shall allocate for private forest grants under  
12 s. 26.38, for forestry research and development grants under s. 26.385, for the  
13 forestry education grant program under s. 26.40, for school forest transportation  
14 funding under s. 26.39 (5), for transfer to the appropriation under s. 20.292 (1) (km)  
15 for master logger apprenticeship grants under s. 38.04 (29), or for forestry  
16 internships under s. 26.39.

17 **SECTION 702d.** 28.11 (5m) (title) of the statutes is amended to read:

18 28.11 (5m) (title) ~~GRANTS FOR COUNTY~~ COUNTY FOREST ADMINISTRATORS  
19 ADMINISTRATION GRANTS.

20 **SECTION 702e.** 28.11 (5m) (am) of the statutes is created to read:

21 28.11 (5m) (am) The department may make grants, from the appropriation  
22 under s. 20.370 (5) (bw), to counties having lands entered under sub. (4) to fund up  
23 to 50 percent of the costs of a county's annual dues to a nonprofit organization that  
24 provides leadership and counsel to that county's forest administrator and that  
25 functions as an organizational liaison to the department. The total amount that the

1 department may award in grants under this paragraph in any fiscal year may not  
2 exceed \$50,000.

3 **SECTION 703.** 29.024 (2g) (am) of the statutes is amended to read:

4 29.024 **(2g)** (am) *Social security numbers exceptions.* If an applicant who is an  
5 individual does not have a social security number, the applicant, as a condition of  
6 applying for, or applying to renew, an approval specified in par. (a) 1. to 3., shall  
7 submit a statement made or subscribed under oath or affirmation to the department  
8 that the applicant does not have a social security number. The form of the statement  
9 shall be prescribed by the department of ~~workforce development~~ children and  
10 families. An approval issued by the department of natural resources in reliance on  
11 a false statement submitted by an applicant under this paragraph is invalid.

12 **SECTION 704.** 29.024 (2g) (c) of the statutes is amended to read:

13 29.024 **(2g)** (c) *Disclosure of social security numbers.* The department of  
14 natural resources may not disclose any social security numbers received under par.  
15 (a) to any person except to the department of ~~workforce development~~ children and  
16 families for the sole purpose of administering s. 49.22.

17 **SECTION 705.** 29.024 (2g) (d) 1. of the statutes is amended to read:

18 29.024 **(2g)** (d) 1. As provided in the memorandum of understanding required  
19 under s. 49.857 (2), the department shall deny an application to issue or renew,  
20 suspend if already issued or otherwise withhold or restrict an approval specified in  
21 par. (a) 1. to 3. if the applicant for or the holder of the approval is delinquent in  
22 making court-ordered payments of child or family support, maintenance, birth  
23 expenses, medical expenses or other expenses related to the support of a child or  
24 former spouse or if the applicant or holder fails to comply with a subpoena or warrant  
25 issued by the department of ~~workforce development~~ children and families or a county

1 child support agency under s. 59.53 (5) and relating to paternity or child support  
2 proceedings.

3 **SECTION 706.** 29.024 (2r) (am) of the statutes is amended to read:

4 29.024 (2r) (am) *Social security and identification numbers exceptions.* If an  
5 applicant who is an individual does not have a social security number, the applicant,  
6 as a condition of applying for, or applying to renew, any of the approvals specified in  
7 par. (a) 1. to 16., shall submit a statement made or subscribed under oath or  
8 affirmation to the department that the applicant does not have a social security  
9 number. The form of the statement shall be prescribed by the department of  
10 ~~workforce development~~ children and families. An approval issued by the department  
11 of natural resources in reliance on a false statement submitted by an applicant under  
12 this paragraph is invalid.

13 **SECTION 707.** 29.024 (6) (ag) of the statutes is created to read:

14 29.024 (6) (ag) Under a contract issued under par. (a) 4., the department may  
15 deduct a portion of each fee collected for a license issued pursuant to the statewide  
16 automated system. The department shall credit all of the amounts deducted to the  
17 appropriation account under s. 20.370 (9) (hv).

18 **SECTION 707d.** 29.063 (1m) of the statutes is created to read:

19 29.063 (1m) The department may not expend more than \$2,360,000 from  
20 nonfederal funds in the conservation fund in any fiscal year for the management of,  
21 and testing for, chronic wasting disease.

22 **SECTION 708.** 29.229 (2) (hm) of the statutes is created to read:

23 29.229 (2) (hm) Two-day inland lake trout fishing licenses.

24 **SECTION 709.** 29.229 (5m) (a) of the statutes is amended to read:

1           29.229 (5m) (a) The band is requested to enter into a memorandum of  
2 understanding with the department of ~~workforce development~~ children and families  
3 under s. 49.857.

4           **SECTION 710.** 29.229 (5m) (b) of the statutes is amended to read:

5           29.229 (5m) (b) The band is requested to enact tribal laws or ordinances that  
6 require each person who has a social security number, as a condition of being issued  
7 an approval under this section, to provide to the band his or her social security  
8 number, tribal laws or ordinances that require each person who does not have a social  
9 security number, as a condition of being issued an approval under this section, to  
10 provide to the band a statement made or subscribed under oath or affirmation on a  
11 form prescribed by the department of ~~workforce development~~ children and families  
12 that the person does not have a social security number, and tribal laws or ordinances  
13 that prohibit the disclosure of that number by the band to any other person except  
14 to the department of ~~workforce development~~ children and families for the purpose  
15 of administering s. 49.22.

16           **SECTION 711.** 29.229 (5m) (c) of the statutes is amended to read:

17           29.229 (5m) (c) The band is requested to enact tribal laws or ordinances that  
18 deny an application to issue or renew, suspend if already issued or otherwise  
19 withhold or restrict an approval issued under this section if the applicant for or the  
20 holder of the approval fails to provide the information required under tribal laws or  
21 ordinances enacted under par. (b) or fails to comply, after appropriate notice, with a  
22 subpoena or warrant issued by the department of ~~workforce development~~ children  
23 and families or a county child support agency under s. 59.53 (5) and related to  
24 paternity or child support proceedings or if the department of ~~workforce~~  
25 ~~development~~ children and families certifies that the applicant for or the holder of the

1 approval has failed to pay court–ordered payments of child or family support,  
2 maintenance, birth expenses, medical expenses or other expenses related to the  
3 support of a child or former spouse. The band is also requested to enact tribal laws  
4 or ordinances that invalidate an approval issued under this subsection if issued in  
5 reliance upon a statement made or subscribed under oath or affirmation under tribal  
6 laws or ordinances enacted under par. (b) that is false.

7 **SECTION 712.** 29.2295 (2) (hm) of the statutes is created to read:

8 29.2295 (2) (hm) Two–day inland lake trout fishing licenses.

9 **SECTION 712m.** 29.426 of the statutes is created to read:

10 **29.426 Catch and release bass fishing.** No person may use any hook, bait,  
11 or lure, other than an artificial lure that has a barbless hook, while fishing during  
12 a catch and release bass fishing season established by the department.

13 **SECTION 712r.** 29.428 of the statutes is created to read:

14 **29.428 Catch and release muskellunge fishing. (1)** The department shall  
15 establish a fishing season that authorizes catch and release muskellunge fishing on  
16 inland waters north of USH 10 other than the boundary waters between this state  
17 and the state of Michigan. The catch and release muskellunge fishing season  
18 established under this section shall begin on the first day of the general fishing  
19 season established by the department and shall end on the day before the first day  
20 of the regular muskellunge fishing season established by the department.

21 (2) No person may use any hook, bait, or lure, other than an artificial lure that  
22 has a barbless hook, while fishing during the catch and release muskellunge fishing  
23 season established by the department under sub. (1).

24 **SECTION 713.** 29.535 of the statutes is created to read:

1           **29.535 Shovelnose sturgeon permit. (1)** The department shall issue,  
2 subject to s. 29.024, an annual shovelnose sturgeon permit to any resident who  
3 applies for the permit and who holds at least one of the following licenses:

4           (a) A net license issued under s. 29.523.

5           (b) A trammel net license issued under s. 29.529.

6           (c) A set or bank pole license issued under s. 29.531.

7           (d) A setline license issued under s. 29.533.

8           **(2)** No person may take shovelnose sturgeon or shovelnose sturgeon eggs  
9 unless the person holds a permit from the department under this section.

10           **(3)** A person who is required to hold an annual shovelnose sturgeon permit  
11 shall report to the department, on forms available from the department, on or before  
12 the 10th day of each month, the number of pounds of shovelnose sturgeon eggs  
13 harvested during the preceding calendar month.

14           **(4)** The department shall deposit receipts from the sale of permits under this  
15 section in the conservation fund.

16           **SECTION 713d.** 29.541 (1) (a) (intro.) of the statutes is amended to read:

17           29.541 **(1)** (a) (intro.) Except as authorized under s. 29.934 (2) or 254.715, no  
18 innkeeper, manager or steward of any restaurant, club, hotel, boarding house,  
19 tavern, logging camp or mining camp may sell, barter, serve or give, or cause to be  
20 sold, bartered, served or given, to its guests or boarders any of the following:

21           **SECTION 716.** 29.563 (7) (c) 5g. of the statutes is created to read:

22           29.563 **(7)** (c) 5g. Shovelnose sturgeon permit: \$50.

23           **SECTION 717g.** 30.133 (1) of the statutes is amended to read:

24           30.133 **(1)** (a) Beginning on April 9, 1994, and except as provided in s. 30.1355,  
25 no owner of riparian land that abuts a navigable water may ~~convey, by grant by an~~

1 easement or by a similar conveyance, any riparian right in the land to another  
2 person, except for the right to cross the land in order to have access to the navigable  
3 water. This right to cross the land may not include the right to place any structure  
4 or material, including a boat docking facility, as defined in s. 30.1335 (1) (a), in the  
5 navigable water.

6 **SECTION 717r.** 30.1335 of the statutes is created to read:

7 **30.1335 Marina condominiums. (1) DEFINITIONS.** In this section:

8 (a) “Boat docking facility” means a pier, wharf, boat slip, or multi-boat-slip  
9 facility.

10 (b) “Common element” has the meaning given in s. 703.02 (2).

11 (c) “Condominium” has the meaning given in s. 703.02 (4).

12 (d) “Condominium unit” has the meaning given for “unit” in s. 703.02 (15).

13 (e) “Declarant” has the meaning given in s. 703.02 (7).

14 (f) “Declaration” has the meaning given in s. 703.02 (8).

15 (h) “Dwelling” means a structure or part of a structure that is used or intended  
16 to be used as a home or residence by one or more persons to the exclusion of all others.

17 (i) “Limited common element” has the meaning given in s. 703.02 (10).

18 (j) “Marina condominium” means a condominium in which the common  
19 elements, limited common elements, or condominium units consist of or include boat  
20 docking facilities and to which either or both of the following apply:

21 1. One or more of the boat docking facilities is not appurtenant to a dwelling.

22 2. None of the condominium units are dwellings.

23 **(2) PROHIBITION.** No owner of riparian land may create a marina condominium  
24 on the riparian land on or after June 1, 2007. Any declaration for a marina  
25 condominium that is recorded on or after June 1, 2007, is invalid and establishes



1 ownership of the riparian land as a tenancy in common that is held by the owners  
2 of the marina condominium units.

3 **(3) EXISTING MARINA CONDOMINIUMS.** (a) Notwithstanding sub. (2), a declaration  
4 that creates or purports to create a marina condominium and that is recorded before  
5 June 1, 2007, shall be effective in creating the marina condominium regardless of  
6 subsequent activity affecting the declaration.

7 (b) If a marina condominium as described par. (a) contains more than 300 boat  
8 slips, the declarant shall make at least 40 percent of the total number of boat slips  
9 in the marina condominium available for rent or for transient use by the public.  
10 When the declarant conveys title to, or another interest in, a condominium unit that  
11 is affected by this restriction on use, the declarant shall include a statement of the  
12 restriction in the instrument of conveyance.

13 **(4) VALIDITY OF PERMITS.** (a) For a marina that is converted into a marina  
14 condominium, if the owner of the marina is issued a permit or other authorization  
15 under this subchapter to place, maintain, or use a boat docking facility before the  
16 date that a declaration was recorded converting the marina into a marina  
17 condominium, the permit or authorization shall be deemed to satisfy the  
18 requirements of this subchapter and may not be rescinded or modified by the  
19 department or a municipality or by court or administrative order if the grounds for  
20 the rescission or modification are based on the fact that the marina has been  
21 converted to a marina condominium. The permit or authorization shall remain in  
22 effect regardless of any subsequent activity affecting the declaration. This  
23 paragraph does not apply to any permit or authorization that is issued after the date  
24 that the declaration was recorded converting the marina into a marina  
25 condominium.

1           (b) For a marina condominium that was not previously a marina, if the owner  
2 of a marina condominium is issued a permit or other authorization under this  
3 subchapter to place, maintain, or use a boat docking facility, the permit or  
4 authorization shall be deemed to satisfy the requirements of this subchapter and  
5 may not be rescinded or modified by the department or a municipality or by court or  
6 administrative order if the grounds for the rescission or modification are based on  
7 the fact that the boat docking facility is part of a marina condominium as opposed  
8 to a marina. The permit or authorization shall remain in effect regardless of any  
9 subsequent activity affecting the declaration.

10           **(5) INCREASE IN SIZE OR NUMBER.** An amendment or modification of a declaration  
11 as described under sub. (3) (a) may not increase the size of the boat docking facility  
12 or the size or the number of boat slips in a boat docking facility.

13           **(6) SUBSEQUENT ACTIVITY AFFECTING A DECLARATION.** For purposes of this section,  
14 subsequent activity affecting the declaration consists of any of the following:

15           (a) Any amendment, modification or restatement of declaration by court or  
16 administrative order or by agreement of all of the owners of the condominium units.

17           (b) Any determination by court or administrative order that the declaration is  
18 void or voidable or that the condominium units in the condominium are not intended  
19 for any type of independent use.

20           **(7) DEPARTMENT ENFORCEMENT.** Notwithstanding sub. (4), the department  
21 retains the authority to enforce the terms and conditions of a permit or other  
22 authorization except to the extent that such terms and conditions relate to the form  
23 of ownership of a boat docking facility.

24           **SECTION 717v.** 30.203 (2) (d) of the statutes is created to read:

1           30.203 (2) (d) In Lake Poygan within an area that consists of the W–1/2 of Sec.  
2           36, T. 20 N., R. 14 E.; the NW–1/4 of Sec. 1, T. 19 N., R. 14 E.; the E–1/2 of Sec. 33,  
3           all of Sec. 34, and the W–1/2 of Sec. 35, T. 20 N., R. 14 E.; and the N–1/2 of Sec. 4, T.  
4           19 N., R. 14 E.

5           **SECTION 718b.** 30.24 (4) of the statutes is amended to read:

6           30.24 (4) LIMIT ON GRANTS. ~~A~~ Except as provided in s. 23.096 (2m), a grant  
7           awarded under this section or under s. 23.096 to protect bluffs may not exceed 50%  
8           of the acquisition costs.

9           **SECTION 718m.** 30.255 of the statutes is created to read:

10           **30.255 Florence Wild Rivers Interpretive Center.** Beginning with fiscal  
11           year 2007–08, the department shall provide a grant in the amount of \$27,000 in each  
12           fiscal year to the Florence Wild Rivers Interpretive Center to be used for park and  
13           recreation uses, forestry education, and tourist information provided by the center  
14           and for its operational costs.

15           **SECTION 719b.** 30.277 (5) of the statutes is amended to read:

16           30.277 (5) ~~CONTRIBUTION BY GOVERNMENTAL UNIT~~ MATCHING CONTRIBUTIONS. ~~To~~  
17           Except as provided in s. 23.096 (2m), to be eligible for a grant under this section, at  
18           least 50% of the acquisition costs for land or of the project costs shall be funded by  
19           private, local or federal funding, by in–kind contributions or by state funding. For  
20           purposes of this subsection, state funding may not include grants under this section,  
21           moneys appropriated to the department under s. 20.370 or money appropriated  
22           under s. 20.866 (2) (ta), (tp) to (tw), (ty) or (tz).

23           **SECTION 720.** 30.52 (3) (b) of the statutes is amended to read:

24           30.52 (3) (b) *Fee for boats under 16 feet.* The fee for the issuance or renewal of  
25           a certificate of number for a boat less than 16 feet in length is ~~\$16.50~~ \$19.

1           **SECTION 721.** 30.52 (3) (c) of the statutes is amended to read:

2           30.52 **(3)** (c) *Fee for boats 16 feet or more but less than 26 feet.* The fee for the  
3 issuance or renewal of a certificate of number for a boat 16 feet or more but less than  
4 26 feet in length is \$24 \$28.

5           **SECTION 722.** 30.52 (3) (d) of the statutes is amended to read:

6           30.52 **(3)** (d) *Fee for boats 26 feet or more but less than 40 feet.* The fee for the  
7 issuance or renewal of a certificate of number for a boat 26 feet or more but less than  
8 40 feet in length is \$45 \$52.

9           **SECTION 723.** 30.52 (3) (e) of the statutes is amended to read:

10          30.52 **(3)** (e) *Fee for boats 40 feet or longer.* The fee for the issuance or renewal  
11 of a certificate of number for a boat 40 feet or more in length is \$75 \$86.

12          **SECTION 724.** 30.52 (3) (f) of the statutes is amended to read:

13          30.52 **(3)** (f) *Fee for nonmotorized sailboats.* Notwithstanding pars. (b) to (e),  
14 the fee for the issuance or renewal of a certificate of number for a sailboat which is  
15 not a motorboat is \$15 \$17.

16          **SECTION 725.** 30.52 (3) (fm) of the statutes is amended to read:

17          30.52 **(3)** (fm) *Fee for voluntarily registered boats.* Notwithstanding pars. (b)  
18 to (f), the fee for issuance or renewal of registration for a boat registered pursuant  
19 to sub. (1) (b) 1m. is \$9.75 \$11.

20          **SECTION 726.** 30.74 (1) (b) of the statutes is amended to read:

21          30.74 **(1)** (b) The department by rule shall set the instruction fee for the course.

22 A person conducting a course or giving instruction under this subsection shall collect  
23 the instruction fee from each person who receives instruction. The department may  
24 determine the portion of this fee, which may not exceed 50%, that the person may  
25 retain to defray expenses incurred by the person in conducting the course or giving

1 the instruction. The person shall remit the remainder of the fee or, if nothing is  
2 retained, the entire fee to the department. The department ~~by rule shall set the fee~~  
3 ~~for the course~~ shall issue a duplicate certificate of accomplishment to a person who  
4 is entitled to a duplicate certificate of accomplishment and who pays a fee of \$2.75.

5 **SECTION 726b.** 35.001 (3) of the statutes is repealed.

6 **SECTION 726d.** 35.05 (4) of the statutes is amended to read:

7 35.05 (4) When legislative proposals, legislative publications or other printing  
8 is required for the legislature, including revision or correction bills for the ~~revisor of~~  
9 statutes legislative reference bureau, bills or reports for the joint legislative council  
10 or legislative proposals of members intended for introduction by them, such printing  
11 may be ordered by the chief clerk of either house or by other authorized persons  
12 during any session of the legislature or recess thereof, pursuant to such regulations  
13 as either house shall establish.

14 **SECTION 726f.** 35.15 (1) (b) of the statutes is amended to read:

15 35.15 (1) (b) The volume shall contain all acts enacted during such session, all  
16 important joint resolutions of the session, and an alphabetical index to the volume  
17 prepared by the legislative reference bureau ~~in consultation with the revisor of~~  
18 statutes.

19 **SECTION 726h.** 35.17 of the statutes is amended to read:

20 **35.17 Correcting typographical errors.** In enrolling under s. 13.92 (1) (b)  
21 3. and for publishing under ss. 35.095, 35.15 and 35.35 (1) (a) the legislative reference  
22 bureau shall correct obvious typographical errors. No such correction shall be  
23 deemed an alteration of the enrolled copy. Like corrections shall be made by the  
24 ~~revisor~~ legislative reference bureau in printing the Wisconsin statutes and

1 administrative code. On questions of orthography the current edition of Webster's  
2 new international dictionary shall be taken as the standard.

3 **SECTION 726j.** 35.18 (1), (2) and (3) of the statutes are amended to read:

4 35.18 (1) PUBLICATION. Biennially the ~~revisor~~ legislative reference bureau shall  
5 prepare and deliver to the department printer's copy for the Wisconsin statutes,  
6 which shall contain all the general statutes in force, all important joint resolutions  
7 adopted since the last preceding general session, an alphabetical index, and such  
8 other matter as the ~~revisor~~ bureau deems desirable and practicable. The department  
9 shall determine how many copies shall be printed.

10 (2) ~~REVISOR'S~~ LEGISLATIVE REFERENCE BUREAU CERTIFICATE. After making the  
11 necessary comparison, the ~~revisor~~ chief of the legislative reference bureau shall  
12 annex, at the end of one copy of each newly printed statute, which shall be filed in  
13 the office of the secretary of state as a public record, the ~~revisor's~~ a certificate  
14 certifying that the ~~revisor~~ bureau has compared each printed section therein with  
15 the original section of the statutes, or, as the case may be, with the original section  
16 contained in the enrolled act from which the section was derived, together with all  
17 amendments of such original section, if any, and that all the sections appear to be  
18 correctly printed. All other copies shall contain a printed copy of such certificate.

19 (3) NUMBERS AND TITLES OF CHAPTERS AND SECTIONS. All chapters and sections  
20 of Wisconsin statutes shall retain their present numbers and titles until changed by  
21 the ~~revisor~~ legislative reference bureau or by statute. Each section shall be  
22 designated by a mixed, decimal number, the whole number corresponding to the  
23 chapter and the decimal to the section's place in the chapter. The numbers and titles  
24 of chapters and sections shall be printed in boldface type. Each subsection shall be  
25 designated by a number, or by a number and a letter of the alphabet, enclosed in

1 parentheses. Each paragraph shall be designated by a letter or letters enclosed in  
2 parentheses. Each subdivision shall be designated by a number or by a number and  
3 a letter. Each paragraph of a subdivision shall be designated by a letter or letters.

4 **SECTION 726L.** 35.20 of the statutes is amended to read:

5 **35.20 Wisconsin Town Law Forms.** With each issue of Wisconsin statutes,  
6 under the supervision of the revisor legislative reference bureau, an edition will be  
7 printed as directed by the department for distribution by the department to all town  
8 clerks, of a volume to be designated “Wisconsin Town Law Forms” containing  
9 suitable forms for use in the administration of laws relating to: common schools; the  
10 county board; the powers, duties and liabilities of towns, town officers and the  
11 assessment of taxes; highways, bridges and drainage districts; and such other forms  
12 as the revisor legislative reference bureau determines desirable and practicable.

13 **SECTION 726n.** 35.23 of the statutes is amended to read:

14 **35.23 Wisconsin Annotations.** The revisor legislative reference bureau shall  
15 prepare such annotations as will keep the volume known as “Wisconsin  
16 Annotations,” up to date, and to print such continuations in each biennial issue of  
17 the Wisconsin statutes.

18 **SECTION 726p.** 35.50 (2) of the statutes is amended to read:

19 35.50 (2) Unless otherwise required by law, each edition of the Blue Book and  
20 the reports specified in ss. 35.26 and 35.27, and reprints thereof, shall be  
21 substantially the same in printing and binding as the previous edition of the same  
22 publication. Unless otherwise determined by the chief of the legislative reference  
23 bureau, each edition of the Laws of Wisconsin shall be substantially the same in  
24 format, printing, and binding as the previous edition of the same publication. Unless  
25 otherwise determined by the revisor of statutes legislative reference bureau, each

1 edition of the statutes and the Wisconsin administrative code and register shall be  
2 substantially the same in format, printing, and binding as the previous edition of the  
3 same publication.

4 **SECTION 726r.** 35.56 (1) (a) of the statutes is amended to read:

5 35.56 (1) (a) As a basis for printing of the statutes and the Wisconsin  
6 administrative code and register, the department shall, before advertising for bids  
7 and after consultation with the ~~revisor~~ legislative reference bureau, establish base  
8 prices for 2-year periods and establish specifications subject to approval by the  
9 ~~revisor~~ legislative reference bureau for 2-year periods.

10 **SECTION 726t.** 35.56 (5) of the statutes is amended to read:

11 35.56 (5) Notwithstanding subs. (1), (3) and (4), the ~~revisor of statutes~~  
12 legislative reference bureau shall approve specifications and production schedules  
13 for the printing and binding of the Wisconsin statutes.

14 **SECTION 727.** 35.86 (1) of the statutes is amended to read:

15 35.86 (1) The director of the historical society may procure the exchange of  
16 public documents produced by federal, state, county, local, and other agencies as may  
17 be desirable to maintain or enlarge its historical, literary, and statistical collections,  
18 and may make such distributions of public documents, with or without exchange, as  
19 may accord with interstate or international comity. The state law librarian shall  
20 procure so many of such exchanges as the state law librarian is authorized by law  
21 to make, and the department of health and family services, department of children  
22 and families, commission of banking, department of public instruction, legislative  
23 reference bureau, and the legislative council staff, may procure by exchange such  
24 documents from other states and countries as may be needed for use in their  
25 respective offices. Any other state agency wishing to initiate a formal exchange



1 program in accordance with this section may do so by submitting a formal application  
2 to the department and by otherwise complying with this section.

3 **SECTION 727c.** 35.91 (1) of the statutes is amended to read:

4 35.91 (1) The latest edition of the Wisconsin statutes shall be sold at a  
5 reasonable price, calculated to the nearest dollar, to be fixed as determined by the  
6 department, ~~based on cost plus 75% of the revisor's expenditures under s. 20.765 (3)~~  
7 ~~(a) during the preceding biennium.~~ The department may sell noncurrent editions of  
8 the Wisconsin statutes and Wisconsin annotations at reduced prices to be fixed by  
9 it.

10 **SECTION 727g.** 35.93 (1) of the statutes is amended to read:

11 35.93 (1) The Wisconsin administrative code and register shall be published  
12 using the format and method of printing and binding determined by the ~~revisor~~  
13 legislative reference bureau. The notice section of the register and new rules filed  
14 by an agency whose rules have not been compiled and printed pursuant to this  
15 section may be duplicated in some other form than printing if the department and  
16 ~~revisor~~ legislative reference bureau determine that it is administratively feasible to  
17 do so. The printing or other duplicating shall be performed or contracted by the  
18 department. The department may purchase and sell suitable binders for the code or  
19 parts thereof at a price not exceeding cost. ~~The revisor~~ legislative reference bureau  
20 shall supervise the arrangement of materials in the Wisconsin administrative code  
21 and register, including the numbering of pages and sections. No part of the  
22 Wisconsin administrative code or register may be printed until the ~~revisor~~ legislative  
23 reference bureau has approved the arrangement of materials and numbering of  
24 sections therein.

25 **SECTION 727j.** 35.93 (3) of the statutes is amended to read:

1           35.93 (3) The ~~revisor~~ legislative reference bureau shall compile and deliver to  
2 the department for printing copy for a register which shall contain all the rules filed  
3 since the compilation of rules for the preceding issue of the register was made and  
4 those executive orders which are to be in effect for more than 90 days or an  
5 informative summary thereof. The complete register shall be compiled and  
6 published before the first day of each month and a notice section of the register shall  
7 be compiled and published before the 15th day of each month. Each issue of the  
8 register shall contain a title page with the name “Wisconsin administrative register”,  
9 the number and date of the register, and a table of contents. Each page of the register  
10 shall also contain the date and number of the register of which it is a part in addition  
11 to the other necessary code titles and page numbers. The ~~revisor~~ legislative  
12 reference bureau may include in the register such instructions or information as in  
13 the ~~revisor’s~~ bureau’s judgment will help the user to correctly make insertions and  
14 deletions in the code and to keep the code current.

15           **SECTION 727m.** 35.93 (4) of the statutes is amended to read:

16           35.93 (4) Each issue of the Wisconsin administrative register shall contain a  
17 notice section in which shall be printed the notices of hearings on rule making which  
18 agencies have transmitted to the ~~revisor~~ legislative reference bureau for that  
19 purpose, statements of scope of proposed rules under s. 227.135, notices of submittal  
20 to ~~joint~~ the legislative council staff under s. 227.14 (4m), notices of intent to  
21 promulgate rules without a public hearing under s. 227.16 (2) (e), notices of referrals  
22 of proposed rules to presiding officers under s. 227.19 (2), notices of emergency rules  
23 in effect, fiscal estimates for rule-making orders under s. 227.14 (4) and such other  
24 notices as may be required by law or determined by the ~~revisor~~ legislative reference  
25 bureau to be appropriate.

1           **SECTION 727p.** 35.93 (6) of the statutes is amended to read:

2           35.93 **(6)** The department shall sell the code, issues of the register or parts of  
3 either of them at a price to be determined by it, which shall include the proportionate  
4 cost per copy of preparation and manufacturing as determined by the ~~revisor of~~  
5 ~~statutes~~ legislative reference bureau, and the cost of sale and distribution specified  
6 in s. 35.80. State employee personnel costs shall be excluded from preparation costs.  
7 The department may establish the price of the code or of the register or parts thereof  
8 on an annual basis.

9           **SECTION 727s.** 35.93 (8) of the statutes is amended to read:

10           35.93 **(8)** The ~~revisor~~ legislative reference bureau shall prepare and the  
11 department shall publish a table of contents and an index of all the rules in effect  
12 which have been compiled and printed under this section. The table of contents and  
13 index shall be recompiled and reprinted annually. They shall be printed in the same  
14 page size as the administrative code. The department shall distribute one copy of the  
15 table of contents and index free to each subscriber to the register or parts thereof.

16           **SECTION 730.** 36.11 (3) (d) 1. of the statutes is amended to read:

17           36.11 **(3)** (d) 1. Except as provided in subd. 2., the board shall require that a \$35  
18 \$44 fee accompany each application for admittance from persons seeking admittance  
19 to any school within the system as new freshmen or as transfer students from outside  
20 the system. The board may exempt from the fee under this subdivision, on the basis  
21 of financial need, a maximum of 5% of the applications in any school year. The board  
22 shall ensure that no less than \$9 of the fee is used for admission application expenses.

23           **SECTION 731.** 36.11 (3) (d) 2. of the statutes is amended to read:

24           36.11 **(3)** (d) 2. The board shall require that a \$45 \$56 fee accompany each  
25 application for admittance to a graduate school, law school or medical school within

1 the system. The board shall ensure that no less than \$11 of the fee is used for  
2 admission application expenses.

3 **SECTION 731m.** 36.11 (30) of the statutes is renumbered 36.59 (7) and amended  
4 to read:

5 36.59 (7) INFORMATION TECHNOLOGY REPORTS. The ~~board~~ Board of Regents shall  
6 prepare and submit reports to the joint committee on information policy and  
7 technology upon request of the committee under s. 13.58 (5) (b) 3.

8 **SECTION 731p.** 36.11 (32) of the statutes is renumbered 36.59 (8) and amended  
9 to read:

10 36.59 (8) COMPUTER SERVICES DATA COLLECTION. The ~~board~~ Board of Regents  
11 shall collect and maintain data necessary to calculate numerical measures of the  
12 efficiency and effectiveness of the mainframe computer services provided by the  
13 board at the University of Wisconsin–Madison.

14 **SECTION 732m.** 36.11 (54) of the statutes is created to read:

15 36.11 (54) EMPLOYEE REPORTS. (a) In this subsection, “backup position” means  
16 a position that the board is contractually required to provide for an employee who  
17 resigns or is terminated from his or her current position.

18 (b) Annually, the board shall submit a report to the appropriate standing  
19 committees of the legislature under s. 13.172 (3) and to the governor that identifies  
20 the number of employees with limited appointments under s. 36.17 and rules  
21 promulgated thereunder, the number of employees with concurrent appointments,  
22 and the number of employees with employment contracts that require backup  
23 positions but who have not yet resigned or been terminated from their current  
24 positions.

25 **SECTION 732p.** 36.11 (55) of the statutes is created to read:

1           **36.11 (55)** INFORMATION ON INSTRUCTORS. The board shall ensure that each  
2 institution provides information to a student when he or she registers for a class  
3 about who will be teaching the class on a daily basis and whether the teacher has an  
4 academic staff appointment or tenure or probationary faculty appointment or is a  
5 teaching assistant.

6           **SECTION 732t.** 36.25 (13s) of the statutes is created to read:

7           **36.25 (13s)** MEDICAL PRACTICE IN UNDERSERVED AREAS. Of the moneys  
8 appropriated to the board under s. 20.285 (1) (fc) of the statutes, the board shall,  
9 beginning in fiscal year 2008–09, allocate \$400,000 in each fiscal year for the  
10 department of family medicine and practice in the University of Wisconsin School of  
11 Medicine and Public Health to support the Wisconsin Academy for Rural Medicine,  
12 the Academy for Center–city Medical Education, and the Wisconsin Scholars  
13 Academy programs. The board may not expend any moneys allocated under this  
14 subsection in a fiscal year unless the board receives \$400,000 in gifts and grants from  
15 private sources in that fiscal year for supporting such programs.

16           **SECTION 732x.** 36.25 (47) of the statutes is created to read:

17           **36.25 (47)** DISCOVERY FARM GRANTS. (a) In this subsection, “discovery farm”  
18 means an operating commercial farm that conducts on–farm research under the  
19 Wisconsin agricultural stewardship initiative.

20           (b) From the appropriation under s. 20.285 (1) (qr), the board shall make grants  
21 through the extension to operators of discovery farms for research and outreach  
22 activities under the Wisconsin agricultural stewardship initiative.

23           **SECTION 733mr.** 36.27 (3n) (b) 2. of the statutes is amended to read:

1           36.27 (3n) (b) 2. ~~An~~ Except as provided in subd. 2m., an unremarried surviving  
2 spouse of an eligible veteran. The remission under this subdivision applies only  
3 during the first 10 years after the veteran died.

4           **SECTION 733mw.** 36.27 (3n) (b) 2m. of the statutes is created to read:

5           36.27 (3n) (b) 2m. An unremarried surviving spouse of an eligible veteran who  
6 had a child with the eligible veteran. The remission under this subdivision applies  
7 only until 10 years after the youngest child that the spouse had with the eligible  
8 veteran reaches or would have reached 18 years of age, or during the first 10 years  
9 after the veteran died, whichever is longer.

10          **SECTION 734.** 36.27 (3n) (b) 3. of the statutes is amended to read:

11          36.27 (3n) (b) 3. A child of an eligible veteran, if the child is at least ~~18~~ 17 but  
12 not yet 26 years of age ~~and is a full-time student at an institution.~~

13          **SECTION 735.** 36.27 (3n) (c) of the statutes is created to read:

14          36.27 (3n) (c) The higher educational aids board shall reimburse the board of  
15 regents for all academic fees and segregated fees remitted under par. (b) as provided  
16 in s. 39.50 (1) and (3m).

17          **SECTION 736.** 36.27 (3p) (c) of the statutes is created to read:

18          36.27 (3p) (c) The higher educational aids board shall reimburse the board of  
19 regents for all nonresident tuition, academic fees, and segregated fees remitted  
20 under par. (b) as provided in s. 39.50 (1) and (3m).

21          **SECTION 736e.** 36.27 (5) (b) of the statutes is renumbered 36.27 (5) (b) 1.

22          **SECTION 736m.** 36.27 (5) (c) of the statutes is renumbered 36.27 (5) (b) 2. and  
23 amended to read:

24          36.27 (5) (b) 2. The board shall calculate the average subsidy for the purpose  
25 of the fee statement under ~~par. (b)~~ subd. 1. by dividing state funds in the appropriate

1 fiscal year by the number of full-time equivalent students enrolled in the system in  
2 the most recent fall semester.

3 **SECTION 736s.** 36.27 (5) (d) of the statutes is created to read:

4 36.27 (5) (d) 1. The board shall ensure that the segregated fees applicable at  
5 each institution and college campus are posted on the Internet Web site of the  
6 institution or college campus. The board shall also ensure that detailed information  
7 on the organizations and activities for which allocable segregated fees are expended  
8 at each institution and college campus are posted on the Internet Web site of the  
9 institution or college campus.

10 2. The board shall ensure that each student's bill for academic fees or  
11 nonresident tuition for a semester or session includes each of the following:

12 a. The total amount of academic fees or nonresident tuition assessed on the  
13 student, which shall be listed separately from the amount specified in .subd. 2. b.

14 b. The total amount of segregated fees assessed on the student, which shall be  
15 listed separately from the amount specified in subd. 2. a.

16 c. The Internet Web site address specified in subd. 1. for the institution or  
17 college campus at which the student is enrolled.

18 **SECTION 736x.** 36.59 of the statutes is created to read:

19 **36.59 Information technology. (1) STRATEGIC PLAN.** (a) The Board of  
20 Regents shall require the system and each institution and college campus to adopt  
21 and submit to the board, in a form specified by the board, no later than March 1 of  
22 each year, a strategic plan for the utilization of information technology to carry out  
23 the functions of the system, institution, or college campus in the succeeding fiscal  
24 year for review and approval under par. (b).

1           (b) 1. As a part of each proposed strategic plan submitted under par. (a), the  
2 Board of Regents shall require the system and each institution and college campus  
3 to address the business needs of the system, institution, or college campus and to  
4 identify all proposed information technology development projects that serve those  
5 business needs, the priority for undertaking such projects, and the justification for  
6 each project, including the anticipated benefits of the project. Each proposed plan  
7 shall identify any changes in the functioning of the system, institution, or college  
8 campus under the plan.

9           2. Each proposed strategic plan shall separately identify the initiatives that the  
10 system, institution, or college campus plans to undertake from resources available  
11 to the system, institution, or college campus at the time that the plan is submitted  
12 and initiatives that the system, institution, or college campus proposes to undertake  
13 that would require additional resources.

14           3. Following receipt of a proposed strategic plan from the system or an  
15 institution or college campus, the Board of Regents shall, before June 1, notify the  
16 system, institution, or college campus of any concerns that the Board of Regents may  
17 have regarding the plan and provide the system, institution, or college campus with  
18 its recommendations regarding the proposed plan. The Board of Regents may also  
19 submit any concerns or recommendations regarding any proposed plan to the  
20 information technology management board for its consideration. The information  
21 technology management board shall then consider the proposed plan and provide the  
22 Board of Regents with its recommendations regarding the plan. The system,  
23 institution, or college campus may submit modifications to its proposed plan in  
24 response to any recommendations.



1           4. Before June 15, the Board of Regents shall consider any recommendations  
2 provided by the information technology management board under subd. 3. and shall  
3 then approve or disapprove the proposed plan in whole or in part.

4           5. The system or an institution or college campus may not implement a new or  
5 revised information technology development project authorized under a strategic  
6 plan until the implementation is approved by the Board of Regents in accordance  
7 with procedures prescribed by the board.

8           6. The Board of Regents shall consult with the joint committee on information  
9 policy and technology in providing guidance for planning by the system and  
10 institutions and college campuses.

11           (c) The Board of Regents shall develop and adopt the following written policies  
12 for information technology development projects included in the strategic plan  
13 required of the system and each institution and college campus under par. (a) and  
14 that either exceed \$1,000,000 or that are vital to the functions of the system,  
15 institution, or college campus:

16           1. A standardized reporting format.

17           2. A requirement that both proposed and ongoing information technology  
18 development projects be included.

19           (d) The Board of Regents shall submit for review by the joint legislative audit  
20 committee and for approval by the joint committee on information policy and  
21 technology any proposed policies required under par. (c) and any proposed revisions  
22 to the policies.

23           **(2) LARGE, HIGH-RISK PROJECTS.** In consultation with the legislative audit  
24 bureau and the joint legislative audit committee, the Board of Regents shall  
25 promulgate administrative rules applicable to the system and each institution and

1 college campus pertaining to large, high–risk information technology projects that  
2 shall include:

3 (a) A definition of and methodology for identifying large, high–risk information  
4 technology projects.

5 (b) Standardized, quantifiable project performance measures for evaluating  
6 large, high–risk information technology projects.

7 (c) Policies and procedures for routine monitoring of large, high–risk  
8 information technology projects.

9 (d) A formal process for modifying information technology project specifications  
10 when necessary to address changes in program requirements.

11 (e) Requirements for reporting changes in estimates of cost or completion date  
12 to the board and the joint committee on information policy and technology.

13 (f) Methods for discontinuing projects or modifying projects that are failing to  
14 meet performance measures in such a way to correct the performance problems.

15 (g) Policies and procedures for the use of master leases under s. 16.76 (4) to  
16 finance new large, high–risk information technology system costs and maintain  
17 current large, high–risk information technology systems.

18 (h) A standardized progress point in the execution of large, high–risk  
19 information technology projects at which time the estimated costs and date of  
20 completion of the project is reported to the board and the joint committee on  
21 information policy and technology.

22 **(3) COMMERCIALY AVAILABLE PRODUCTS.** The Board of Regents shall promulgate  
23 administrative rules applicable to the system and each institution and college  
24 campus pertaining to the use of commercially available information technology  
25 products, which shall include all of the following:

1 (a) A requirement that the system and each institution and college campus  
2 review commercially available information technology products prior to initiating  
3 work on a customized information technology development project to determine  
4 whether any commercially available product could meet the information technology  
5 needs of the system, institution, or college campus.

6 (b) Procedures and criteria to determine when a commercially available  
7 information technology product must be used and when the system or an institution  
8 or college campus may consider the modification or creation of a customized  
9 information technology product.

10 (c) A requirement that the system and each institution and college campus  
11 submit for approval by the board and prior to initiating work on a customized  
12 information technology product a justification for the modification or creation by the  
13 system, institution, or college campus of a customized information technology  
14 product.

15 **(4) MASTER LEASES.** (a) In this subsection, “master lease” has the meaning given  
16 under s. 16.76 (4).

17 (b) Annually, no later than October 1, the Board of Regents shall submit to the  
18 governor and the members of the joint committee on information policy and  
19 technology a report documenting the use by the system and each institution and  
20 college campus of master leases to fund information technology projects in the  
21 previous fiscal year. The report shall contain all of the following information:

22 1. The total amount paid under master leases towards information technology  
23 projects in the previous fiscal year.

24 2. The master lease payment amounts approved to be applied to information  
25 technology projects in future years.

1           3. The total amount paid by the system and each institution and college campus  
2 on each information technology project for which debt is outstanding, as compared  
3 to the total financing amount originally approved for that information technology  
4 project.

5           4. A summary of repayments made towards any master lease in the previous  
6 fiscal year.

7           **(5) HIGH-COST PROJECTS.** (a) Except as provided in par. (b), the Board of Regents  
8 shall include in each contract with a vendor of information technology that involves  
9 a large, high-risk information technology project under sub. (2) or that has a  
10 projected cost greater than \$1,000,000, and require the system and each institution  
11 and college campus that enters into a contract for materials, supplies, equipment, or  
12 contractual services relating to information technology to include in each contract  
13 with a vendor of information technology that involves a large, high-risk information  
14 technology project under sub. (2) or that has a projected cost greater than \$1,000,000  
15 a stipulation requiring the vendor to submit to the board for approval any order or  
16 amendment that would change the scope of the contract and have the effect of  
17 increasing the contract price. The stipulation shall authorize the board to review the  
18 original contract and the order or amendment to determine all of the following and,  
19 if necessary, to negotiate with the vendor regarding any change to the original  
20 contract price:

21           1. Whether the work proposed in the order or amendment is within the scope  
22 of the original contract.

23           2. Whether the work proposed in the order or amendment is necessary.

24           (b) The Board of Regents may exclude from a contract described in par. (a) the  
25 stipulation required under par. (a) if all of the following conditions are satisfied:

1           1. Including such a stipulation would negatively impact contract negotiations  
2 or significantly reduce the number of bidders on the contract.

3           2. If the exclusion is sought by the system or an institution or college campus,  
4 the system or that institution or college campus submits to the board a  
5 plain-language explanation of the reasons the stipulation was excluded and the  
6 alternative provisions the system, institution, or college campus will include in the  
7 contract to ensure that the contract will be completed on time and within the contract  
8 budget.

9           3. The board submits for approval by the joint committee on information policy  
10 and technology any explanation and alternative contract provisions required under  
11 subd. 2. If, within 14 working days after the date that the board submits any  
12 explanation and alternative contract provisions required under this subdivision, the  
13 joint committee on information policy and technology does not contact the board, the  
14 explanation and alternative contract provisions shall be deemed approved.

15           **(6) OPEN-ENDED CONTRACTS.** (a) The Board of Regents shall require the system  
16 and each institution and college campus that has entered into an open-ended  
17 contract for the development of information technology to submit to the board  
18 quarterly reports documenting the amount expended on the information technology  
19 development project. In this subsection, “open-ended contract” means a contract for  
20 information technology that includes one or both of the following:

21           1. Stipulations that provide that the contract vendor will deliver information  
22 technology products or services but that do not specify a maximum payment amount.

23           2. Stipulations that provide that the contract vendor shall be paid an hourly  
24 wage but that do not set a maximum limit on the number of hours required to  
25 complete the information technology project.

1 (b) Compile and annually submit to the joint committee on information  
2 technology the reports required under par. (a).

3 (7) REPORTS. No later than March 1 and September 1 of each year, the Board  
4 of Regents shall submit to the joint committee on information policy and technology  
5 a report that documents for each information technology project within the system  
6 with an actual or projected cost greater than \$1,000,000 or that the board has  
7 identified as a large, high-risk information technology project under sub. (2) (a) all  
8 of the following:

9 (a) Original and updated project cost projections.

10 (b) Original and updated completion dates for the project and any stage of the  
11 project.

12 (c) An explanation for any variation between the original and updated costs and  
13 completion dates under pars. (a) and (b).

14 (d) A copy of any contract entered into by the board for the project and not  
15 provided in a previous report.

16 (e) All sources of funding for the project.

17 (f) The amount of any funding provided for the project through a master lease  
18 under s. 16.76 (4).

19 (g) Information about the status of the project, including any portion of the  
20 project that has been completed.

21 (h) Any other information about the project, or related information technology  
22 projects, requested by the joint committee on information policy and technology.

23 **SECTION 737.** 38.04 (21) (intro.) of the statutes is amended to read:

24 38.04 (21) (intro.) PUPILS ATTENDING TECHNICAL COLLEGES; BOARD REPORT.

25 Annually by the 3rd Monday in February the board shall submit a report to the

1 department of administration, department of children and families, department of  
2 public instruction, and department of workforce development, and to the legislature  
3 under s. 13.172 (2). The report shall specify all of the following by school district:

4 **SECTION 737m.** 38.17 of the statutes is created to read:

5 **38.17 Levy limit. (1) DEFINITION.** In this section, “debt service” includes debt  
6 service on debt issued or reissued to fund or refund outstanding municipal  
7 obligations, interest on outstanding municipal obligations, and related issuance  
8 costs and redemption premiums.

9 **(2) LIMIT.** Except as provided in subs. (3) and (4), no district board may levy in  
10 2007 or 2008 more than it levied in the previous year increased by 4 percent.

11 **(3) ADJUSTMENTS.** (a) 1. If a district board transfers to another governmental  
12 unit responsibility for providing any service that it provided in the preceding fiscal  
13 year, the limit otherwise applicable under sub. (2) in the current fiscal year is  
14 decreased by the cost that it would have incurred to provide that service, as  
15 determined by the department of revenue.

16 2. If a district board increases the services that it provides by adding  
17 responsibility for providing a service transferred to it from another governmental  
18 unit that provided the service in the previous fiscal year, the limit otherwise  
19 applicable under sub. (2) in the current fiscal year is increased by the cost of that  
20 service, as determined by the department of revenue.

21 (b) The limit otherwise applicable under this section does not apply to amounts  
22 levied by a district board for the payment of any general obligation debt service,  
23 including debt service on debt issued or reissued to fund or refund outstanding  
24 municipal obligations, interest on outstanding municipal obligations, or the  
25 payment of related issuance costs or redemption premiums.

1           **(4) REFERENDUM.** (a) 1. A district board may exceed the levy limit under sub.  
2 (2) if it adopts a resolution to that effect and the resolution is approved in a  
3 referendum. The resolution shall specify the proposed amount of increase in the levy  
4 beyond the amount that is allowed under sub. (2), and shall specify whether the  
5 proposed amount of increase is for the next fiscal year only or if it will apply on an  
6 ongoing basis.

7           2. Except as provided in subd. 3., the district board may call a special  
8 referendum for the purpose of submitting the resolution to the electors of the district  
9 for approval or rejection.

10          3. A referendum to exceed the limit under sub. (2) for the 2008 levy shall be held  
11 at the spring primary or election or September primary or general election in 2008.

12          (b) The district board shall publish type A, B, C, D, and E notices of the  
13 referendum under s. 10.01 (2). Section 5.01 (1) applies in the event of failure to  
14 comply with the notice requirements of this paragraph.

15          (c) The referendum shall be held in accordance with chs. 5 to 12. The district  
16 board shall provide the election officials with all necessary election supplies. The  
17 form of the ballot shall correspond substantially with the standard form for  
18 referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1)

19          (a). The question shall be submitted as follows: “Under state law, the percentage  
20 increase in the levy of the .... (name of district) for the .... (next) fiscal year is limited  
21 to .... percent, resulting in a levy of \$..... Shall the .... (name of district) be allowed  
22 to exceed this limit such that the percentage increase for the .... (next) fiscal year will  
23 be .... percent, resulting in a levy of \$....?”

24          (d) Within 14 days after the referendum, the district board shall certify the  
25 results of the referendum to the department of revenue. The limit otherwise



1 applicable to the district under sub. (2) is increased for the next fiscal year by the  
2 amount approved by a majority of those voting on the question. If the resolution  
3 specifies that the increase is for one year only, the amount of the increase shall be  
4 subtracted from the base used to calculate the limit for the 2nd succeeding fiscal year.

5 **(5) PENALTY.** The department of revenue shall notify the board of any amount  
6 levied by a district board that exceeds the district's limit under this section. The  
7 board shall reduce the district's state aid under s. 38.28 in the same fiscal year in  
8 which the excess levy occurred by an amount equal to the amount of the excess levy.  
9 The amount of the reduction shall lapse to the general fund.

10 **SECTION 737r.** 38.17 of the statutes, as created by 2007 Wisconsin Act ... (this  
11 act), is repealed.

12 **SECTION 738mr.** 38.24 (7) (b) 2. of the statutes is amended to read:

13 38.24 (7) (b) 2. ~~An~~ Except as provided in subd. 2m., an unremarried surviving  
14 spouse of an eligible veteran. The remission under this subdivision applies only  
15 during the first 10 years after the veteran died.

16 **SECTION 738mw.** 38.24 (7) (b) 2m. of the statutes is created to read:

17 38.24 (7) (b) 2m. An unremarried surviving spouse of an eligible veteran who  
18 had a child with the eligible veteran. The remission under this subdivision applies  
19 only until 10 years after the youngest child that the spouse had with the eligible  
20 veteran reaches or would have reached 18 years of age, or during the first 10 years  
21 after the veteran died, whichever is longer.

22 **SECTION 739.** 38.24 (7) (b) 3. of the statutes is amended to read:

23 38.24 (7) (b) 3. A child of an eligible veteran, if the child is at least ~~18~~ 17 but  
24 not yet 26 years of age ~~and is a full-time student at a technical college.~~

25 **SECTION 740.** 38.24 (7) (c) of the statutes is created to read:

1           38.24 (7) (c) The higher educational aids board shall reimburse the district  
2 board for all fees under sub. (1m) (a) to (c) remitted under par. (b) as provided in s.  
3 39.50 (2) and (3m).

4           **SECTION 741.** 38.24 (8) (c) of the statutes is created to read:

5           38.24 (8) (c) The higher educational aids board shall reimburse the district  
6 board for all fees under sub. (1m) (a) to (c) remitted under par. (b) as provided in s.  
7 39.50 (2) and (3m).

8           **SECTION 743m.** 38.41 (2) and (3) of the statutes are created to read:

9           38.41 (2) (a) The board may award a grant of up to \$20,000 to a district board  
10 to provide skills training or other education to a business if all of the following apply:

11           1. The business is located in this state and satisfies any of the following criteria:

12           a. The business has no more than 100 employees.

13           b. The business had no more than \$10,000,000 in gross annual income in its  
14 most recent fiscal year.

15           2. The district board agrees in writing to use the grant only to provide skills  
16 training or other education related to the needs of the business to current or  
17 prospective employees of the business.

18           3. The business agrees in writing to comply with par. (b).

19           4. The business and the district board submit a plan to the board detailing the  
20 proposed use of the grant, and the board approves the plan.

21           5. The business and the district board enter into a written agreement with the  
22 board that specifies the conditions for the use of the grant, including reporting and  
23 auditing requirements.

24           6. The business and the district board agree in writing to submit to the board  
25 the report required under par. (c) by the time required under par. (c).

1           7. The business provides matching funds at least equal to the amount of the  
2 grant. The board may waive the requirement under this subdivision if the board  
3 determines that the business is subject to extreme financial hardship.

4           (b) A grant under this subsection may not be used for any of the following:

5           1. To pay more than 80 percent of the cost of any skills training or other  
6 education related to a business that is provided to the owner of the business, the  
7 owner's spouse, or a child of the owner.

8           2. To pay wages or compensate for lost revenue, if any, in connection with  
9 providing the training or other education, or otherwise.

10          (c) A district board that receives a grant under this subsection shall submit to  
11 the board, within 6 months after the grant has been fully depleted, a report prepared  
12 jointly with the business detailing how the grant was used.

13          **(3)** (a) The board shall award grants under this section from the appropriation  
14 under s. 20.292 (1) (eh).

15          (b) The board may award no more than \$1,500,000 in the 2007–08 fiscal year,  
16 and no more than \$2,000,000 in any fiscal year thereafter, under sub. (1).

17          (c) The board may award no more than \$500,000 in the 2007–08 fiscal year, and  
18 no more than \$1,000,000 in any fiscal year thereafter, under sub. (2).

19          **SECTION 743s.** 39.12 (5) of the statutes is amended to read:

20          **39.12 (5)** Any corporation established under this section shall be organized so  
21 that contributions to it will be deductible from adjusted gross income under section  
22 170 of the internal revenue code and so that the corporation will be exempt from  
23 taxation under section 501 of the internal revenue code and ss. 71.26 (1) (a) and 71.45  
24 (1) (a).

25          **SECTION 745.** 39.435 (7) (a) 1. of the statutes is amended to read:

1           39.435 (7) (a) 1. For purposes of calculating the amount to be appropriated  
2 under s. 20.235 (1) (fe) for fiscal year ~~2007–08~~ 2009–10, “base amount” means the  
3 amount shown in the schedule under s. 20.005 for that appropriation for fiscal year  
4 ~~2006–07~~ 2008–09.

5           **SECTION 746.** 39.435 (7) (a) 2. of the statutes is amended to read:

6           39.435 (7) (a) 2. For purposes of calculating the amount to be appropriated  
7 under s. 20.235 (1) (fe) for each fiscal year after fiscal year ~~2007–08~~ 2009–10, “base  
8 amount” means the appropriation amount calculated under par. (b) for the previous  
9 fiscal year.

10          **SECTION 747.** 39.435 (7) (b) (intro.) of the statutes is amended to read:

11          39.435 (7) (b) (intro.) Biennially, beginning on February 1, ~~2007~~ 2009, the board  
12 shall calculate the amounts to be appropriated under s. 20.235 (1) (fe) for the next  
13 biennium as follows:

14          **SECTION 748.** 39.437 of the statutes is created to read:

15          **39.437 Wisconsin covenant scholars grants. (1)** ESTABLISHMENT OF GRANT  
16 PROGRAM. There is established, to be administered by the board, a Wisconsin  
17 Covenant Scholars Program to provide grants to students who meet the eligibility  
18 criteria specified in sub. (2).

19          **(2) ELIGIBILITY.** (a) Except as provided in par. (b), a student is eligible for a grant  
20 under this section if the student meets all of the following criteria:

21           1. The student is a resident of this state and is enrolled at least half time and  
22 registered as a freshman, sophomore, junior, or senior in a public or private,  
23 nonprofit, accredited institution of higher education or in a tribally controlled college  
24 in this state.

1           2. The student is eligible for a Federal Pell Grant under 20 USC 1070a, the  
2 federal adjusted gross income of a parent of the student, as shown on the student's  
3 application for student financial assistance, does not exceed the income guidelines  
4 prescribed under 42 USC 1758 (b) for determining eligibility for reduced-price  
5 lunches under the federal National School Lunch Act, 42 USC 1751 to 1769i, or, if  
6 the student is an independent student, as defined in 20 USC 1087vv, the federal  
7 adjusted gross income of the student, as shown on the student's application for  
8 student financial assistance, does not exceed those income guidelines.

9           (b) 1. The board may not make a grant under this section to a person whose  
10 name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the  
11 person provides to the board a payment agreement that has been approved by the  
12 county child support agency under s. 59.53 (5) and that is consistent with rules  
13 promulgated under s. 49.858 (2) (a).

14           2. No student shall be eligible for a grant under this section in more than the  
15 equivalent of 10 semesters of undergraduate education.

16           3. No student who fails to meet acceptable academic standards prescribed by  
17 the student's institution of higher education or tribally controlled college shall be or  
18 shall remain eligible for a grant under this section.

19           **(3) AMOUNT OF GRANT.** The amount of a grant shall be based on financial need,  
20 as determined by the board, and shall be paid from the appropriation account under  
21 s. 20.235 (1) (fm).

22           **(4) ADMINISTRATION OF GRANT PROGRAM.** (a) By February 1 of each year, the  
23 Board of Regents of the University of Wisconsin System shall provide to the board  
24 information relating to the resident undergraduate academic fees charged to attend  
25 each of the institutions within that system for the current academic year, the

1 technical college system board shall provide to the board information relating to the  
2 fees under s. 38.24 (1m) (a) to (c) charged to attend each of the technical colleges  
3 within that system for the current academic year, and each tribally controlled college  
4 in this state shall provide to the board information relating to the tuition and fees  
5 charged to attend the tribal college for the current academic year.

6 (b) By April 1 of each year, the board shall determine the average of the resident  
7 undergraduate academic fees charged for the current academic year among the  
8 institutions within the University of Wisconsin System, the average of the fees under  
9 s. 38.24 (1m) (a) to (c) charged for the current academic year among the technical  
10 colleges in this state, and the average of the tuition and fees charged for the current  
11 academic year among the tribally controlled colleges in this state.

12 (5) RULES. The board shall promulgate rules to implement this section,  
13 including rules establishing a reporting system to periodically provide student  
14 economic data and any other rules the board considers necessary to assure the  
15 uniform administration of this section.

16 **SECTION 748t.** 39.47 (1) of the statutes is amended to read:

17 39.47 (1) There is established, to be administered by the board, a  
18 Minnesota–Wisconsin student reciprocity agreement, the purpose of which shall be  
19 to ensure that neither state shall profit at the expense of the other and that the  
20 determination of any amounts owed by either state under the agreement shall be  
21 based on an equitable formula which reflects the educational costs incurred by the  
22 2 states, reflects any differentials in usage by residents of either state of the public  
23 institutions of higher education located in the other state, and reflects any  
24 differentials in the resident tuition charged at comparable public institutions of  
25 higher education of the 2 states. The board, representing this state, shall enter into

1 an agreement meeting the requirements of this section with the designated body  
2 representing the state of Minnesota.

3 **SECTION 748u.** 39.47 (2) of the statutes is amended to read:

4 39.47 (2) The agreement under this section shall provide for the waiver of  
5 nonresident tuition for a resident of either state who is enrolled in a public vocational  
6 school located in the other state. The agreement shall also establish a reciprocal fee  
7 structure for residents of either state who are enrolled in public institutions of higher  
8 education, other than vocational schools, located in the other state. The reciprocal  
9 fee may not exceed the higher of the resident tuition that would be charged the  
10 student at the public institution of higher education in which the student is enrolled  
11 or the resident tuition that would be charged the student at comparable public  
12 institutions of higher education located in his or her state of residence, as specified  
13 in the annual administrative memorandum under sub. (2g). The agreement shall  
14 take effect on July 1, 1998 2007. The agreement is subject to the approval of the joint  
15 committee on finance under s. 39.42.

16 **SECTION 748v.** 39.47 (3) of the statutes is amended to read:

17 39.47 (3) ~~Annually~~ At the end of each semester or academic term, each state  
18 shall determine the number of students for whom nonresident tuition has been  
19 waived under the agreement. Each state shall certify to the other state, in addition  
20 to the number of students so determined, the aggregate amount of its reimbursement  
21 obligation. The state with the ~~smaller~~ larger reimbursement obligation shall receive  
22 ~~from the other state~~ pay as provided in the agreement an amount determined by  
23 subtracting the reimbursement obligation of the state ~~receiving the payment~~ with  
24 the smaller reimbursement obligation from the reimbursement obligation of the  
25 state ~~making the payment~~ with the larger reimbursement obligation. The

1 agreement shall provide a reasonable date for payment of any such sums due and  
2 owing to either state, after which date interest may be charged on the amount owed.  
3 The methodology for determination of the appropriate interest rate shall be included  
4 in the agreement. Any payments received by this state under this subsection shall  
5 be deposited in the general fund.

6 **SECTION 749.** 39.50 of the statutes is created to read:

7 **39.50 Remission of fees for veterans and dependents. (1)** UNIVERSITY OF  
8 WISCONSIN SYSTEM. At the end of each semester, the Board of Regents of the  
9 University of Wisconsin System shall certify to the board the number of students  
10 enrolled in the University of Wisconsin System to whom any fees or nonresident  
11 tuition has been remitted under s. 36.27 (3n) or (3p), the number of credits for which  
12 those fees or that nonresident tuition has been remitted, and the amount of fees and  
13 nonresident tuition remitted. Subject to sub. (3m), if the board approves the  
14 information certified under this subsection, the board, from the appropriation  
15 account under s. 20.235 (1) (fz), shall reimburse the board of regents for the full  
16 amount of fees and nonresident tuition remitted. The board of regents shall credit  
17 any amounts received under this subsection to the appropriation under s. 20.285 (1)  
18 (k) and shall expend those amounts received for degree credit instruction.

19 **(2)** TECHNICAL COLLEGES. At the end of each semester, each technical college  
20 district board shall certify to the board the number of students enrolled in the  
21 technical college governed by the district board to whom any fees have been remitted  
22 under s. 38.24 (7) or (8), the number of credits for which those fees have been  
23 remitted, and the amount of those fees remitted. Subject to sub. (3m), if the board  
24 approves the information certified under this subsection, the board, from the



1 appropriation account under s. 20.235 (1) (fz), shall reimburse the district board for  
2 the full amount of fees remitted.

3 **(3m) PRORATED REIMBURSEMENT.** In June of each fiscal year, the board shall  
4 determine the total amount of fees and nonresident tuition remitted by the board of  
5 regents that are eligible for reimbursement under sub. (1) and fees remitted by the  
6 district boards that are eligible for reimbursement under sub. (2). If the moneys  
7 appropriated under s. 20.235 (1) (fz) are not sufficient to reimburse the board of  
8 regents for the full amount of those fees and that nonresident tuition and each  
9 district board for the full amount of those fees, the board shall prorate the  
10 reimbursement paid under subs. (1) and (2) in the proportion that the moneys  
11 available bears to the total amount eligible for reimbursement under subs. (1) and  
12 (2).

13 **SECTION 756.** 40.02 (28) of the statutes is amended to read:

14 40.02 **(28)** “Employer” means the state, including each state agency, any  
15 county, city, village, town, school district, other governmental unit or  
16 instrumentality of 2 or more units of government now existing or hereafter created  
17 within the state, any federated public library system established under s. 43.19  
18 whose territory lies within a single county with a population of 500,000 or more, a  
19 local exposition district created under subch. II of ch. 229 and a family long-term  
20 care district created under s. 46.2895, except as provided under ss. 40.51 (7) and  
21 40.61 (3) and subch. X. “Employer” does not include a local cultural arts district  
22 created under subch. V of ch. 229. Each employer shall be a separate legal  
23 jurisdiction for OASDHI purposes.

24 **SECTION 757.** 40.02 (28) of the statutes, as affected by 1999 Wisconsin Act 65,  
25 is amended to read:

1           40.02 **(28)** “Employer” means the state, including each state agency, any  
2 county, city, village, town, school district, other governmental unit or  
3 instrumentality of 2 or more units of government now existing or hereafter created  
4 within the state, any federated public library system established under s. 43.19  
5 whose territory lies within a single county with a population of 500,000 or more, a  
6 local exposition district created under subch. II of ch. 229 and a family long-term  
7 care district created under s. 46.2895, except as provided under ss. 40.51 (7) and  
8 40.61 (3). “Employer” does not include a local cultural arts district created under  
9 subch. V of ch. 229. Each employer shall be a separate legal jurisdiction for OASDHI  
10 purposes.

11           **SECTION 759.** 40.02 (36) of the statutes is amended to read:

12           40.02 **(36)** “Governing body” means the legislature or the head of each state  
13 agency with respect to employees of that agency for the state, the common council  
14 in cities, the village board in villages, the town board in towns, the county board in  
15 counties, the school board in school districts, or the board, commission or other  
16 governing body having the final authority for any other unit of government, for any  
17 agency or instrumentality of 2 or more units of government, for any federated public  
18 library system established under s. 43.19 whose territory lies within a single county  
19 with a population of 500,000 or more, for a local exposition district created under  
20 subch. II of ch. 229 or for a family long-term care district created under s. 46.2895,  
21 but does not include a local cultural arts district created under subch. V of ch. 229.

22           **SECTION 761.** 40.02 (54) (L) of the statutes is created to read:

23           40.02 **(54)** (L) The Health Insurance Risk-Sharing Plan Authority.

24           **SECTION 763.** 40.05 (4) (a) 2. of the statutes is amended to read:

1           40.05 (4) (a) 2. For an insured employee who is an eligible employee under s.  
2           40.02 (25) (a) 2. or (b) 1m., the employer shall pay required employer contributions  
3           toward the health insurance premium of the insured employee beginning on the date  
4           on which the employee becomes insured. For an insured state employee who is  
5           currently employed, but who is not a limited term appointment under s. 230.26 or  
6           an eligible employee under s. 40.02 (25) (a) 2. or (b) 1m., the employer shall pay  
7           required employer contributions toward the health insurance premium of the  
8           insured employee beginning on the first day of the 7<sup>th</sup> 3<sup>rd</sup> month beginning after the  
9           date on which the employee begins employment with the state, not including any  
10          leave of absence. For an insured employee who has a limited term appointment  
11          under s. 230.26, the employer shall pay required employer contributions toward the  
12          health insurance premium of the insured employee beginning on the first day of the  
13          7<sup>th</sup> month beginning after the date on which the employee first becomes a  
14          participating employee.

15           **SECTION 770g.** 41.41 (10) (a) 1. of the statutes is renumbered 41.41 (10) (a) 1.  
16          a. and amended to read:

17           41.41 (10) (a) 1. a. “Estimated Subject to subd. 1. b., “estimated value”, for the  
18          year following the year in which the department acquires land within the Kickapoo  
19          valley reserve or the board acquires land under sub. (7), means the full value of the  
20          land determined by the department of revenue and, for each later year, means the  
21          value that was used for calculating the aid payment under this subsection on the  
22          land for the prior year increased or decreased to reflect the annual percentage change  
23          in the equalized valuation of all real property, excluding improvements, in the  
24          taxation district in which the land is located, as determined by comparing the most  
25          recent determination of equalized valuation under s. 70.57 for all real property to the

1 next preceding determination of equalized valuation under s. 70.57 for all real  
2 property.

3 **SECTION 770m.** 41.41 (10) (a) 1. b. of the statutes is created to read:

4 41.41 (10) (a) 1. b. The “estimated value” of the land in the town of Stark in  
5 Vernon County shall include, in 2008, the value of improvements constituting the  
6 Kickapoo Valley Reserve Visitor Center and the maintenance buildings associated  
7 with the Kickapoo Valley Reserve Visitor Center and, in each later year, the value  
8 that was included under this subd. 1. b. in the prior year increased or decreased in  
9 the manner described in subd. 1. a.

10 **SECTION 781p.** 42.04 of the statutes is amended to read:

11 **42.04 Private operation and leasing.** The state fair park board may provide  
12 for the operation and leasing of any facilities by private entrepreneurs, except that  
13 the state fair park board shall reserve the use of state fair park facilities for a  
14 sufficient period of time every year for purposes of conducting an annual state fair.  
15 ~~This section does not apply to a lease authorized under s. 42.11 (3).~~

16 **SECTION 781r.** 42.11 of the statutes is repealed and recreated to read:

17 **42.11 Olympic Ice Training Center.** The state fair park board may purchase  
18 the Olympic Ice Training Center and associated land and parking areas from the  
19 Pettit National Ice Center, Inc., if the Pettit National Ice Center, Inc., discontinues  
20 its operation of the facility as an ice skating rink and training facility.

21 **SECTION 781s.** 42.115 of the statutes is repealed.

22 **SECTION 781t.** 42.12 (1) of the statutes is amended to read:

23 42.12 (1) Beginning on July 1, 1992, in each fiscal year, the state fair park board  
24 may award a grant to the city of West Allis to be used to provide crowd and traffic

1 control services related to events held at the state fair park, ~~including events~~  
2 ~~associated with the Olympic Ice Training Center under s. 42.11.~~

3 **SECTION 781v.** 42.13 of the statutes is created to read:

4 **42.13 Financial reports. (1)** The state fair park board shall make quarterly  
5 reports to the department of administration and the joint committee on finance  
6 projecting the revenues and expenditures for the ensuing quarter for each of the  
7 board's program revenue appropriation accounts.

8 **(2) (a)** The state fair park board shall annually submit to the department of  
9 administration a plan to ensure that there are sufficient revenues to meet projected  
10 expenditures under the board's program revenue appropriation accounts and to  
11 eliminate any deficits that have developed in those accounts.

12 **(b)** The department of administration may approve or approve with  
13 modifications each plan submitted by the state fair park board under par. (a). The  
14 department shall forward the plan as approved to the joint committee on finance by  
15 November 15 of each year. If the cochairpersons of the joint committee on finance  
16 do not notify the secretary that the committee has scheduled a meeting for the  
17 purpose of reviewing the proposed plan within 14 working days after the date of the  
18 secretary's submittal, any portion of the plan that does not require the action of the  
19 legislature or the action of the committee under another law may be implemented.  
20 If, within 14 working days after the date of the secretary's submittal, the  
21 cochairpersons of the joint committee on finance notify the secretary that the  
22 committee has scheduled a meeting for the purpose of reviewing the proposed plan,  
23 no part of the plan may be implemented without the approval of the committee.

24 **(3)** Subsections (1) and (2) do not apply after December 31, 2013.

25 **SECTION 781x.** 43.70 (3) of the statutes is amended to read:

1           43.70 (3) Immediately upon making such apportionment, the state  
2 superintendent shall certify to the department of administration the estimated  
3 amount that each school district is entitled to receive under this section and shall  
4 notify each school district administrator of the estimated amount so certified for his  
5 or her school district. The department of administration shall distribute each school  
6 district's aid entitlement in one payment on or before May 1. The amount paid to each  
7 school district shall be based upon the amount in the appropriation account under  
8 s. 20.255 (2) (s) on April 15. ~~All moneys~~ Moneys distributed under this section shall  
9 may be expended only for the purchase of instructional materials from the state  
10 historical society for use in teaching Wisconsin history and for the purchase of library  
11 books and other instructional materials for school libraries, but not for public library  
12 facilities operated by school districts under s. 43.52, in accordance with rules  
13 promulgated by the state superintendent. In addition, a school district may use up  
14 to 25 percent of the moneys received in a fiscal year under this section to purchase  
15 school library computers and related software if the school board consults with the  
16 person who supervises the school district's libraries and the computers and software  
17 are housed in the school library. Appropriate records of such all purchases under this  
18 section shall be kept and necessary reports thereon shall be made to the state  
19 superintendent.

20           **SECTION 782.** 44.02 (28) of the statutes is created to read:

21           44.02 (28) Annually distribute the amount appropriated under s. 20.245 (1) (b)  
22 as a grant to the Wisconsin Black Historical Society and Museum to fund the  
23 operations of that society and museum.

24           **SECTION 782m.** 45.03 (13) (f) of the statutes is created to read:

1           45.03 (13) (f) Provide services related to post-traumatic stress disorder to  
2 service members and veterans, which shall include at least one of the following  
3 services:

4           1. Outreach services to service members and veterans who may be experiencing  
5 post-traumatic stress disorder.

6           2. Information on the availability of post-traumatic stress disorder medical  
7 services and referrals to those services.

8           **SECTION 783.** 45.03 (20) of the statutes is amended to read:

9           45.03 (20) TRANSFER OF FUNDS TO THE VETERANS TRUST FUND. If the balance in  
10 the appropriation account under s. 20.485 (1) (gk) is in excess of the amount needed  
11 for the care of the members of the Wisconsin veterans homes under s. 45.50 and the  
12 payment of stipends under s. 45.50 (9) during fiscal year ~~2006–07~~ 2007–08 or  
13 2008–09, the department may request permission from the joint committee on  
14 finance to transfer the excess moneys to the veterans trust fund. If the  
15 cochairpersons of the committee do not notify the department within 14 working  
16 days after the date of receipt of the department's request that the committee has  
17 scheduled a meeting for the purpose of reviewing the transfer, the transfer may be  
18 made as proposed by the department. If, within 14 working days after the date of  
19 receipt of the department's request, the cochairpersons of the committee notify the  
20 department that the committee has scheduled a meeting for the purpose of reviewing  
21 the proposed transfer, the transfer may be made only upon approval of the  
22 committee. The total amount transferred under this subsection may not exceed  
23 ~~\$16,000,000~~ \$7,000,000.

24           **SECTION 783m.** 45.045 of the statutes is created to read:

1           **45.045 Veteran registry.** The department shall establish a voluntary  
2 statewide registry that will collect information from veterans and inform veterans  
3 on health issues, including post–traumatic stress disorder, Agent Orange, and Gulf  
4 War syndrome.

5           **SECTION 784.** 45.20 (2) (d) 2. b. of the statutes is amended to read:

6           45.20 **(2)** (d) 2. b. A statement that the veteran is not delinquent in child  
7 support or maintenance payments and does not owe past support, medical expenses  
8 or birth expenses, signed by the department of ~~workforce development~~ children and  
9 families or its designee within 7 working days before the date of the application.

10          **SECTION 785.** 45.33 (2) (b) 1. b. of the statutes is amended to read:

11          45.33 **(2)** (b) 1. b. A statement that the person is not delinquent in child support  
12 or maintenance payments and does not owe past support, medical expenses, or birth  
13 expenses, signed by the department of ~~workforce development~~ children and families  
14 or its designee within 7 working days before the date of the application.

15          **SECTION 785d.** 45.40 (1) (b) of the statutes is amended to read:

16          45.40 **(1)** (b) The maximum amount that any veteran may receive under this  
17 subsection per occurrence during a consecutive 12–month period may not exceed  
18 ~~\$2,000~~ \$3,000.

19          **SECTION 785g.** 45.40 (2) (b) of the statutes is repealed.

20          **SECTION 785m.** 45.40 (3) of the statutes is amended to read:

21          45.40 **(3)** LIMITATIONS. The total cumulative amount that any veteran may  
22 receive under this section may not exceed ~~\$5,000~~ \$7,500.

23          **SECTION 786.** 45.42 (6) (b) of the statutes is amended to read:

24          45.42 **(6)** (b) Provides to the department a statement that the applicant is not  
25 delinquent in child support or maintenance payments and does not owe past support,



1 medical expenses, or birth expenses, signed by the department of workforce  
2 development children and families or its designee within 7 working days before the  
3 date of the application.

4 **SECTION 786g.** 45.43 (1) of the statutes is amended to read:

5 45.43 (1) The department shall administer a program to provide assistance to  
6 persons who served in the U.S. armed forces or in forces incorporated as part of the  
7 U.S. armed forces and who were discharged under conditions other than  
8 dishonorable. The department shall provide assistance to persons whose need for  
9 services is based upon homelessness, incarceration, or other circumstances  
10 designated by the department by rule. The department shall designate the  
11 assistance available under this section, which may include assistance in receiving  
12 medical care, dental care, education, employment, and transitional housing. The  
13 department may provide payments to facilitate the provision of services under this  
14 section. From the appropriation under s. 20.485 (2) (ac), the department shall  
15 provide \$15,000 annually during fiscal years 2007–08 and 2008–09 to the Center for  
16 Veterans Issues, Ltd., of Milwaukee, to provide outreach services to homeless  
17 veterans with post-traumatic stress disorder.

18 **SECTION 786m.** 45.43 (3) of the statutes is created to read:

19 45.43 (3) The department shall annually provide the governor, and the  
20 appropriate standing committees of the legislature under s. 13.172 (3), with the  
21 number of veterans that were referred to the U.S. veterans administration hospitals,  
22 veterans centers, or other health care facilities as a result of telemedicine facilities.  
23 This subsection does not apply after June 30, 2009.

24 **SECTION 786u.** 45.51 (9) of the statutes is repealed.

25 **SECTION 787.** 45.51 (10) (b) of the statutes is amended to read:

1           45.51 (10) (b) ~~Except where a sale occurs under s. 16.848, the~~ The department  
2 may manage, sell, lease, or transfer property passing to the state pursuant to this  
3 section or conveyed to it by members, defend and prosecute all actions concerning it,  
4 pay all just claims against it, and do all other things necessary for the protection,  
5 preservation, and management of the property. All expenditures necessary for the  
6 execution of functions under this paragraph or sub. (14) shall be made from the  
7 appropriation in s. 20.485 (1) (h).

8           **SECTION 788.** 45.51 (13) (intro.) of the statutes is amended to read:

9           45.51 (13) ADDITIONAL ELIGIBILITY REQUIREMENTS FOR SKILLED NURSING FACILITIES.  
10 (intro.) Any person admitted to a skilled nursing facility at a veterans home shall  
11 meet the eligibility requirements under ss. 49.45 and 49.46, and, if applicable, s.  
12 49.471 and rules promulgated under those sections during residence at the skilled  
13 nursing facility except if any of the following apply:

14           **SECTION 789.** 45.51 (13) (a) of the statutes is amended to read:

15           45.51 (13) (a) Persons with sufficient income and resources to meet the  
16 expenses of care for one or more months may be admitted to the skilled nursing  
17 facility but shall apply income and resources to costs to the extent required under ss.  
18 49.45 and 49.46, and, if applicable, s. 49.471 and rules promulgated under those  
19 sections.

20           **SECTION 790.** 45.51 (13) (b) of the statutes is amended to read:

21           45.51 (13) (b) Persons who meet all the requirements of this section but whose  
22 degree of physical disability does not meet the minimum requirements under ss.  
23 49.45 and 49.46 and rules promulgated under those sections may be admitted to the  
24 skilled nursing facility but shall apply income and resources to costs to the extent

1 required by ss. 49.45 and 49.46, and, if applicable, s. 49.471 and rules promulgated  
2 under those sections.

3 **SECTION 791.** 45.61 (2) (a) of the statutes is amended to read:

4 45.61 (2) (a) A person who died while on active duty or who was discharged or  
5 released from active duty in the U.S. armed forces under ~~honorable~~ conditions other  
6 than dishonorable and who was a resident of this state at the time of his or her entry  
7 ~~or reentry~~ into active service and his or her dependent child and surviving spouse.

8 **SECTION 791m.** 45.61 (2) (am) of the statutes is created to read:

9 45.61 (2) (am) A person who died while on active duty in the U.S. armed forces  
10 or in forces incorporated in the U.S. armed forces.

11 **SECTION 792.** 45.61 (2) (b) of the statutes is amended to read:

12 45.61 (2) (b) A person who was discharged or released from active duty in the  
13 U.S. armed forces under ~~honorable~~ conditions other than dishonorable and who was  
14 a resident of this state at the time of his or her death and his or her dependent child  
15 and surviving spouse.

16 **SECTION 792c.** 45.61 (5) of the statutes is renumbered 45.61 (5) (a) and  
17 amended to read:

18 45.61 (5) EXPENSES. (a) Expenses incident to the burial under this section of  
19 persons described in sub. (2) (a) and (b) to (e) shall be paid from the estate of the  
20 decedent, except that if there is no estate or the estate is insufficient, the expense of  
21 burial, or necessary part of the burial, shall be paid from the appropriation under s.  
22 20.485 (1) (gk) for members of veterans homes, and the amount expended for those  
23 expenses shall not exceed the amount established for funeral and burial expenses  
24 under s. 49.785 (1) (b).

25 **SECTION 792e.** 45.61 (5) (b) of the statutes is created to read:

1           45.61 (5) (b) Expenses incident to the burial under this section of persons  
2 described in sub. (2) (am) shall be paid from the estate of the decedent, except that  
3 if there is no estate or the estate is insufficient, the expense of burial, or necessary  
4 part of the burial, shall be paid by the relatives who requested the burial.

5           **SECTION 793.** 46.001 of the statutes is amended to read:

6           **46.001 Purposes of chapter.** The purposes of this chapter are to conserve  
7 human resources in Wisconsin; ~~to provide a just and humane program of services to~~  
8 ~~children and unborn children in need of protection or services, nonmarital children~~  
9 ~~and the expectant mothers of those unborn children;~~ to prevent dependency, mental  
10 illness, developmental disability, mental infirmity, and other forms of social  
11 maladjustment by a continuous attack on causes; to provide effective aid and services  
12 to all persons in need thereof of that aid and those services and to assist those persons  
13 to achieve or regain self-dependence at the earliest possible date; to avoid  
14 duplication and waste of effort and money on the part of public and private agencies;  
15 and to coordinate and integrate a social welfare program.

16           **SECTION 794.** 46.011 (intro.) of the statutes is amended to read:

17           **46.011 Definitions.** (intro.) In chs. 46, 48, 50, 51, 54, 55, and 58:

18           **SECTION 795.** 46.011 (1g) of the statutes is created to read:

19           46.011 (1g) “Disabled children’s long-term support program” means the  
20 programs described under 2001 Wisconsin Act 16, section 9123 (16rs), and 2003  
21 Wisconsin Act 33, section 9124 (8c).

22           **SECTION 796.** 46.014 (4) of the statutes is renumbered 49.265 (6) and amended  
23 to read:

24           49.265 (6) **REPORTS.** At least annually, the secretary shall submit a report to  
25 the chief clerk of each house of the legislature, for distribution to the appropriate

1 standing committees under s. 13.172 (3), concerning activities of community action  
2 agencies under ~~s. 46.30~~ this section and their effectiveness in promoting social and  
3 economic opportunities for poor persons.

4 **SECTION 797.** 46.016 of the statutes is amended to read:

5 **46.016 Cooperation with federal government.** The department may  
6 cooperate with the federal government in carrying out federal acts concerning public  
7 assistance, social security, ~~child welfare and youth services~~, mental hygiene, services  
8 for the blind, and in other matters of mutual concern pertaining to public welfare.

9 **SECTION 798.** 46.02 of the statutes is amended to read:

10 **46.02 Agency powers and duties.** Any institution which ~~that~~ that is subject to  
11 chs. 46, ~~48~~ 49 to 51, 55, and 58 and to regulation under ch. 150 shall, in cases of  
12 conflict between chs. 46, ~~48~~ 49 to 51, 55, and 58 and ch. 150, be governed by ch. 150.  
13 The department shall promulgate rules and establish procedures for resolving any  
14 such ~~controversy~~ a conflict.

15 **SECTION 799.** 46.023 of the statutes is renumbered 48.562.

16 **SECTION 800.** 46.03 (4) (b) of the statutes is amended to read:

17 46.03 (4) (b) In order to discharge more effectively its responsibilities under  
18 this chapter ~~and ch. 48~~ and other relevant provisions of the statutes, be authorized  
19 to study causes and methods of prevention and treatment of mental illness, mental  
20 deficiency, mental infirmity, and related social problems, including establishment of  
21 demonstration projects to apply and evaluate such methods in actual cases. The  
22 department is directed and authorized to utilize all powers provided by the statutes,  
23 including the authority under sub. (2a), to accept grants of money or property from  
24 federal, state, or private sources, and to enlist the cooperation of other appropriate  
25 agencies and state departments. The department may enter into agreements with

1 local government subdivisions, departments, and agencies for the joint conduct of  
2 these projects, and it may purchase services when deemed considered appropriate.

3 **SECTION 801.** 46.03 (7) (a) of the statutes is amended to read:

4 46.03 (7) (a) Promote the enforcement of laws for the protection of  
5 developmentally disabled children, ~~children and unborn children in need of~~  
6 ~~protection or services and nonmarital children~~; and to this end cooperate with courts  
7 assigned to exercise jurisdiction under chs. 48 and 938, licensed child welfare  
8 agencies, and public and private institutions and take the initiative in all matters  
9 involving the interests of those children ~~and unborn children~~ when adequate  
10 provision for those interests has not already been made, including the establishment  
11 and enforcement of standards for services provided under ss. 48.345 and 48.347.

12 **SECTION 802.** 46.03 (7) (bm) of the statutes is amended to read:

13 46.03 (7) (bm) Maintain a file containing records of artificial inseminations  
14 under s. 891.40, ~~declarations of paternal interest under s. 48.025~~, and statements  
15 acknowledging paternity under s. 69.15 (3) (b). The department may release those  
16 records, ~~declarations~~, and statements only upon an order of the court except that the  
17 department may use nonidentifying information concerning artificial inseminations  
18 for the purpose of compiling statistics, ~~declarations of paternal interest shall be~~  
19 ~~released as provided in s. 48.025 (3) (b) and (c)~~, and statements acknowledging  
20 paternity shall be released without a court order to the department of workforce  
21 development children and families or a county child support agency under s. 59.53  
22 (5) upon the request of that department or county child support agency pursuant to  
23 the program responsibilities under s. 49.22 or to any other person with a direct and  
24 tangible interest in the statement.

25 **SECTION 803.** 46.03 (7) (c) of the statutes is repealed.

1           **SECTION 804.** 46.03 (7) (cm) of the statutes is renumbered 48.47 (7) (cm).

2           **SECTION 805.** 46.03 (7) (d) of the statutes is renumbered 48.47 (7) (d).

3           **SECTION 806.** 46.03 (7) (e) of the statutes is repealed.

4           **SECTION 807.** 46.03 (7) (f) of the statutes is renumbered 48.47 (7) (f).

5           **SECTION 808.** 46.03 (7) (h) of the statutes is renumbered 48.47 (7) (h).

6           **SECTION 809.** 46.03 (7g) of the statutes is renumbered 48.47 (7g) and amended  
7 to read:

8           **48.47 (7g) STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM.** Establish  
9 a statewide automated child welfare information system. Notwithstanding ss.  
10 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30,  
11 51.45 (14) (a), ~~55.06 (17) (e)~~ 55.22 (3), 146.82, 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396~~  
12 ~~(1) and (2) (a)~~ 938.396 (1) and (2), and 938.78 (2) (a), the department may enter the  
13 content of any record kept or information received by the department into the  
14 statewide automated child welfare information system, and a county department  
15 under s. 46.215, 46.22, or 46.23, the department, or any other organization that has  
16 entered into an information sharing and access agreement with the department or  
17 any of those county departments and that has been approved for access to the  
18 statewide automated child welfare information system by the department may have  
19 access to information that is maintained in that system, if necessary to enable the  
20 county department, department, or organization to perform its duties under this  
21 chapter, ch. 48, 46, 51, 55, or 938, or 42 USC 670 to 679b to or to coordinate the  
22 delivery of services under this chapter, ch. 48, 46, 51, 55, or 938, or 42 USC 670 to  
23 679b.

24           **SECTION 810.** 46.03 (7m) of the statutes is renumbered 48.62 (7) and amended  
25 to read:

1           48.62 (7) ~~FOSTER CARE.~~ In each federal fiscal year, the department shall ensure  
2 that there are no more than 2,200 children in foster care and treatment foster care  
3 placements for more than 24 months, consistent with the best interests of each child.  
4 Services provided in connection with this requirement shall comply with the  
5 requirements under P.L. 96–272.

6           **SECTION 812c.** 46.03 (18) (a) of the statutes is amended to read:

7           46.03 (18) (a) Except as provided in s. 46.10 (14) (b) and (c), the department of  
8 ~~health and family services~~ shall establish a uniform system of fees for services  
9 provided or purchased by the department of ~~health and family services~~, or a county  
10 department under s. 46.215, 46.22, 51.42, or 51.437, except for services provided  
11 under ch. 48 and subch. III of ch. 49; ~~services relating to adoption; services provided~~  
12 ~~to courts; outreach, information and referral services; or where~~ when, as determined  
13 by the department of ~~health and family services~~, a fee is administratively unfeasible  
14 or would significantly prevent accomplishing the purpose of the service. A county  
15 department under s. 46.215, 46.22, 51.42, or 51.437 shall apply the fees ~~which~~ that  
16 it collects under this program to cover the cost of such those services. ~~The~~  
17 ~~department of health and family services shall report to the joint committee on~~  
18 ~~finance no later than March 1 of each year on the number of children placed for~~  
19 ~~adoption by the department of health and family services during the previous year~~  
20 ~~and the costs to the state for services relating to such adoptions.~~

21           **SECTION 813.** 46.03 (18) (am) of the statutes is amended to read:

22           46.03 (18) (am) Paragraph (a) ~~does not prevent the department from charging~~  
23 ~~and collecting the cost of adoptive placement investigations and child care as~~  
24 ~~authorized under s. 48.837 (7).~~ Paragraph (a) also does not prevent a county



1 department under s. 51.42 or 51.437 from charging and collecting the cost of an  
2 examination ordered under s. 938.295 (2) (a) as authorized under s. 938.295 (2) (c).

3 **SECTION 814.** 46.03 (18) (ar) of the statutes is created to read:

4 46.03 (18) (ar) A county may retain fees that it collects under this subsection  
5 for services the county provides without state funding under the disabled children's  
6 long-term support program.

7 **SECTION 814m.** 46.03 (18) (f) of the statutes is amended to read:

8 46.03 (18) (f) Notwithstanding par. (a), any person who submits to an  
9 assessment or airman or driver safety plan under s. 23.33 (13) (e), 30.80 (6) (d), 114.09  
10 (2) (bm), 343.16 (5) (a), 343.30 (1q), 343.305 (10) or 350.11 (3) (d) shall pay a  
11 reasonable fee therefor to the appropriate county department under s. 51.42 or traffic  
12 safety school under s. 345.60. A county may allow the person to pay the assessment  
13 fee in 1, 2, 3 or 4 equal installments. The fee for the airman or driver safety plan may  
14 be reduced or waived if the person is unable to pay the complete fee, but no fee for  
15 assessment or attendance at a traffic safety school under s. 345.60 may be reduced  
16 or waived. Nonpayment of the assessment fee is noncompliance with the court order  
17 that required completion of an assessment and airman or driver safety plan. Upon  
18 a finding that the person has the ability to pay, nonpayment of the airman or driver  
19 safety plan fee is noncompliance with the court order that required completion of an  
20 assessment and airman or driver safety plan.

21 **SECTION 815.** 46.03 (20) (a) of the statutes is amended to read:

22 46.03 (20) (a) Except for payments provided under ch. 48 or subch. III of ch. 49,  
23 the department may make payments directly to recipients of public assistance or to  
24 such persons authorized to receive such payments in accordance with law and rules  
25 of the department on behalf of the counties. Except for payments provided under ch.

1 48 or subch. III of ch. 49, the department may charge the counties for the cost of  
2 operating public assistance systems which make such payments.

3 **SECTION 816.** 46.03 (22) (title) of the statutes is amended to read:

4 46.03 (22) (title) COMMUNITY LIVING ARRANGEMENTS FOR ADULTS.

5 **SECTION 817.** 46.03 (22) (a) of the statutes is amended to read:

6 46.03 (22) (a) ~~“Community~~ In this subsection, “community living arrangement  
7 for adults” means ~~any of the following facilities licensed or operated, or permitted~~  
8 ~~under the authority of the department: residential care centers for children and~~  
9 ~~youth, as defined in s. 48.02 (15d), operated by child welfare agencies licensed under~~  
10 ~~s. 48.60, group homes for children, as defined in s. 48.02 (7), and community-based~~  
11 ~~residential facilities~~ a community-based residential facility, as defined in s. 50.01  
12 (1g); ~~but does not include adult family homes, as defined in s. 50.01 (1), day care~~  
13 ~~centers, nursing homes, general hospitals, special hospitals, prisons, and jails.~~

14 **SECTION 818.** 46.03 (22) (b) of the statutes is amended to read:

15 46.03 (22) (b) Community living arrangements for adults shall be subject to the  
16 same building and housing ordinances, codes, and regulations of the municipality or  
17 county as similar residences located in the area in which the facility is located.

18 **SECTION 819.** 46.03 (22) (c) of the statutes is amended to read:

19 46.03 (22) (c) The department shall designate a subunit to keep records and  
20 supply information on community living arrangements for adults under ss. 59.69  
21 (15) (f), 60.63 (7), and 62.23 (7) (i) 6. The subunit shall be responsible for receiving  
22 all complaints regarding community living arrangements for adults and for  
23 coordinating all necessary investigatory and disciplinary actions under the laws of  
24 this state and under the rules of the department relating to the licensing of  
25 community living arrangements for adults.

1           **SECTION 820.** 46.03 (22) (d) of the statutes is amended to read:

2           46.03 **(22)** (d) A community living arrangement for adults with a capacity for  
3           8 or fewer persons shall be a permissible use for purposes of any deed covenant which  
4           limits use of property to single–family or 2–family residences. A community living  
5           arrangement for adults with a capacity for 15 or fewer persons shall be a permissible  
6           use for purposes of any deed covenant which limits use of property to more than  
7           2–family residences. Covenants in deeds which expressly prohibit use of property  
8           for community living arrangements for adults are void as against public policy.

9           **SECTION 821.** 46.03 (22) (e) of the statutes is amended to read:

10          46.03 **(22)** (e) If a community living arrangement for adults is required to  
11          obtain special zoning permission, as defined in s. 59.69 (15) (g), the department shall,  
12          at the request of the unit of government responsible for granting the special zoning  
13          permission, inspect the proposed facility and review the program proposed for the  
14          facility. After such inspection and review, the department shall transmit to the unit  
15          of government responsible for granting the special zoning permission a statement  
16          that the proposed facility and its proposed program have been examined and are  
17          either approved or disapproved by the department.

18          **SECTION 822.** 46.03 (29) of the statutes is repealed.

19          **SECTION 823.** 46.03 (39) of the statutes is renumbered 48.47 (39).

20          **SECTION 824.** 46.031 (3) (a) of the statutes is amended to read:

21          46.031 **(3)** (a) *Citizen advisory committee.* Except as provided in par. (b), the  
22          county board of supervisors of each county or the county boards of supervisors of 2  
23          or more counties jointly shall establish a citizen advisory committee to the county  
24          departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437. The citizen advisory  
25          committee shall advise in the formulation of the budget under sub. (1). Membership

1 on the committee shall be determined by the county board of supervisors in a county  
2 with a single–county committee or by the county boards of supervisors in counties  
3 with a multicounty committee and shall include representatives of those persons  
4 receiving services, providers of service and citizens. A majority of the members of the  
5 committee shall be citizen and service consumers. ~~At least one member of the~~  
6 ~~committee shall be chosen from the governing or administrative board of the~~  
7 ~~community action agency serving the county or counties under s. 46.30, if any.~~ The  
8 committee’s membership may not consist of more than 25% county supervisors, nor  
9 of more than 20% service providers. The chairperson of the committee shall be  
10 appointed by the county board of supervisors establishing it. In the case of a  
11 multicounty committee, the chairperson shall be nominated by the committee and  
12 approved by the county boards of supervisors establishing it. The county board of  
13 supervisors in a county with a single–county committee or the county boards of  
14 supervisors in counties with a multicounty committee may designate an agent to  
15 determine the membership of the committee and to appoint the committee  
16 chairperson or approve the nominee.

17 **SECTION 825.** 46.034 (1) of the statutes is amended to read:

18 46.034 (1) The department, in order to discharge more effectively its  
19 responsibilities under this chapter and chs. 48, 51, 250, and 251 and other relevant  
20 provisions of the statutes, may establish community human services pilot programs  
21 for the study, implementation, and evaluation of improved human services delivery  
22 systems. In the implementation of such those pilot programs, the requirement of  
23 statewide uniformity with respect to the organization and governance of human  
24 services shall not apply. The department and local governmental bodies may  
25 establish such departments, boards, committees, organizational structures, and

1 procedures as may be needed to implement the pilot programs. The departments,  
2 boards, committees, and organizational structures may assume responsibilities  
3 currently assigned by statute to the departments, boards, committees, or  
4 organizational structures that are replaced.

5 **SECTION 826.** 46.036 (1) of the statutes is amended to read:

6 46.036 (1) All care and services purchased by the department or by a county  
7 department under s. 46.215, 46.22, 46.23, 51.42, or 51.437, except as provided under  
8 subch. III of ch. 49 and s. 301.08 (2), shall be authorized and contracted for under the  
9 standards established under this section. The department may require the county  
10 departments to submit the contracts to the department for review and approval. For  
11 purchases of \$10,000 or less the requirement for a written contract may be waived  
12 by the department. ~~No contract is required for care provided by foster homes or~~  
13 ~~treatment foster homes that are required to be licensed under s. 48.62.~~ When the  
14 department directly contracts for services, it shall follow the procedures in this  
15 section in addition to meeting purchasing requirements established in s. 16.75.

16 **SECTION 827.** 46.036 (4) (a) of the statutes is amended to read:

17 46.036 (4) (a) Except as provided in this paragraph, maintain a uniform double  
18 entry accounting system and a management information system which are  
19 compatible with cost accounting and control systems prescribed by the department.  
20 ~~The department shall establish a simplified double entry bookkeeping system for use~~  
21 ~~by family-operated group homes. Each purchaser shall determine whether a~~  
22 ~~family-operated group home from which it purchases services shall use the double~~  
23 ~~entry accounting system or the simplified system and shall include this~~  
24 ~~determination in the purchase of service contract. In this paragraph,~~  
25 ~~“family-operated group home” means a group home licensed under s. 48.66 (1) (a) for~~

1 ~~which the licensee is one or more individuals who operate not more than one group~~  
2 ~~home.~~

3 **SECTION 829c.** 46.036 (4) (c) of the statutes is amended to read:

4 46.036 **(4)** (c) Unless waived by the department, biennially, or annually if  
5 required under federal law, provide the purchaser with a certified financial and  
6 compliance audit report if the care and services purchased exceed \$25,000. The audit  
7 shall follow standards that the department prescribes. ~~A purchaser may waive the~~  
8 ~~requirements of this paragraph for any family-operated group home, as defined~~  
9 ~~under par. (a), from which it purchases services.~~

10 **SECTION 830.** 46.037 of the statutes is renumbered 49.343 and amended to  
11 read:

12 **49.343 Rates for residential child care centers and group homes. (1)**

13 Subject to sub. (1m), each residential ~~child~~ care center for children and youth, as  
14 defined in s. 48.02 (15d), and each group home, as defined in s. 48.02 (7), that is  
15 ~~licensed under s. 48.625~~ and incorporated under ch. 180, 181, 185, or 193 shall  
16 establish a per client rate for its services and shall charge all purchasers the same  
17 rate.

18 **(1m)** Notwithstanding sub. (1), the department, a county department under  
19 s. 46.215, 46.22, 46.23, 51.42, or 51.437, a group of those county departments, or the  
20 department and one or more of those county departments, and a residential ~~child~~  
21 care center for children and youth or group home, as described in sub. (1), may  
22 negotiate a per client rate for the services of that residential ~~child~~ care center for  
23 children and youth or group home, if the department, that county department, the  
24 county departments in that group of county departments, or the department and one  
25 or more of those county departments, agree to place 75% or more of the residents of

1 that residential ~~child~~ care center for children and youth or group home during the  
2 period for which that rate is effective. A residential ~~child~~ care center for children and  
3 youth or group home that negotiates a per client rate under this subsection shall  
4 charge that rate to all purchasers of its services.

5 (2) A residential ~~child~~ care center for children and youth or a group home, as  
6 described in sub. (1) or (1m), shall submit to the department the rate it charges and  
7 any change in that rate before a charge is made to any purchaser. The department  
8 shall provide forms and instructions for the submission of rates and changes in rates  
9 under this subsection and a residential ~~child~~ care center for children and youth or  
10 a group home that is required to submit a rate or a change in a rate under this  
11 subsection shall submit that rate or change in a rate using those forms and  
12 instructions.

13 (3) The department may require an audit of any residential ~~child~~ care center  
14 for children and youth or group home, as described in sub. (1) or (1m), for the purpose  
15 of collecting federal funds.

16 **SECTION 831.** 46.043 (1) of the statutes is amended to read:

17 46.043 (1) In addition to inpatient and outpatient services provided at mental  
18 health institutes under ss. 51.05 and 51.07, the department may authorize mental  
19 health institutes to offer services other than inpatient mental health services when  
20 the department determines that community services need to be supplemented.  
21 Services that may be offered under this section include mental health outpatient  
22 treatment and services, day programming, consultation and services in residential  
23 facilities, including group homes, ~~child-caring institutions~~ residential care centers  
24 for children and youth and community-based residential facilities.

25 **SECTION 832.** 46.057 (2) of the statutes is amended to read:

1           46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the  
2 department of corrections shall transfer to the appropriation account under s. 20.435  
3 (2) (kx) \$1,379,300 in each fiscal year ~~2005–06~~ and ~~\$1,379,300~~ in fiscal year ~~2006–07~~  
4 and, from the appropriation account under s. 20.410 (3) (hm), the department of  
5 corrections shall transfer to the appropriation account under s. 20.435 (2) (kx)  
6 ~~\$2,271,200~~ \$2,639,800 in fiscal year ~~2005–06~~ and ~~\$2,390,600~~ 2007–08 and  
7 \$2,707,300 in fiscal year ~~2006–07~~ 2008–09 for services for juveniles placed at the  
8 Mendota juvenile treatment center. The department of health and family services  
9 may charge the department of corrections not more than the actual cost of providing  
10 those services.

11           **SECTION 833.** 46.10 (14) (b) of the statutes is amended to read:

12           46.10 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability  
13 of a parent specified in sub. (2) or s. 46.03 (18) for the care and maintenance of the  
14 parent’s minor child who has been placed by a court order under s. 48.355 or 48.357  
15 in a residential, nonmedical facility such as a group home, foster home, treatment  
16 foster home, subsidized guardianship home, or residential care center for children  
17 and youth shall be determined by the court by using the percentage standard  
18 established by the department of ~~workforce–development~~ children and families  
19 under s. 49.22 (9) and by applying the percentage standard in the manner  
20 established by the department under ~~s. 46.247~~ par. (g).

21           **SECTION 834.** 46.10 (14) (g) of the statutes is created to read:

22           46.10 (14) (g) For purposes of determining child support under par. (b), the  
23 department shall promulgate rules related to the application of the standard  
24 established by the department of children and families under s. 49.22 (9) to a child  
25 support obligation for the care and maintenance of a child who is placed by a court



1 order under s. 48.355 or 48.357 in a residential, nonmedical facility. The rules shall  
2 take into account the needs of any person, including dependent children other than  
3 the child, whom either parent is legally obligated to support.

4 **SECTION 835.** 46.10 (16) of the statutes is amended to read:

5 46.10 (16) The department shall delegate to county departments under ss.  
6 51.42 and 51.437 or the local providers of care and services meeting the standards  
7 established by the department under s. 46.036, the responsibilities vested in the  
8 department under this section for collection of patient fees for services other than  
9 those provided at state facilities ~~or~~, those provided to children that are reimbursed  
10 under a waiver under s. 46.27 (11), 46.275, ~~7~~, 46.278, or 46.2785, ~~or a waiver requested~~  
11 ~~under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section~~  
12 ~~9124 (8c),~~ those provided under the disabled children's long-term support program  
13 if the county departments or providers meet the conditions that the department  
14 determines are appropriate. The department may delegate to county departments  
15 under ss. 51.42 and 51.437 the responsibilities vested in the department under this  
16 section for collection of patient fees for services provided at the state facilities if the  
17 necessary conditions are met.

18 **SECTION 836.** 46.16 (1) of the statutes is amended to read:

19 46.16 (1) GENERALLY. The department shall investigate and supervise all the  
20 charitable and curative institutions, including county infirmaries, of every county  
21 and municipality, except tuberculosis sanatoriums; ~~all shelter care facilities for~~  
22 ~~children and, and~~ and all hospitals, asylums, and institutions, organized for the purpose  
23 set forth in s. 58.01, and familiarize itself with all the circumstances affecting their  
24 management and usefulness.

25 **SECTION 837.** 46.16 (2) of the statutes is repealed.

1           **SECTION 838.** 46.16 (2m) of the statutes is repealed.

2           **SECTION 839.** 46.16 (2s) of the statutes is repealed.

3           **SECTION 840.** 46.16 (3) of the statutes is amended to read:

4           46.16 (3) COUNTY HOMES, POOR RELIEF. ~~It~~ The department shall visit the county  
5 homes and ascertain the number of each sex and the number of mentally ill, mentally  
6 deficient, deaf, or blind persons, ~~and children~~ supported in each, at what cost and  
7 under what circumstances affecting their health, comfort, morals, and education;  
8 collect statistics of the cost of support, and other important facts, of the poor relieved  
9 at public expense outside of county homes; and collect information as to the adequacy  
10 and efficiency of existing laws for the support and relief of the poor, and the causes  
11 of pauperism in the state.

12           **SECTION 841.** 46.16 (7) of the statutes is amended to read:

13           46.16 (7) ENFORCEMENT BY ATTORNEY GENERAL AND DISTRICT ATTORNEYS. Upon  
14 request of the department, the attorney general or the district attorney of the proper  
15 county shall aid in any investigation, inspection, hearing, or trial had under the  
16 provisions of this chapter, ~~or those sections of ch. 48~~ relating to powers of the  
17 department, and shall institute and prosecute all necessary actions or proceedings  
18 for the enforcement of ~~such~~ those provisions and for the punishment of violations of  
19 ~~the same~~ those provisions. The attorney general or district attorney so requested  
20 shall report or confer with the department regarding the request, within 30 days  
21 after the receipt of ~~such~~ the request.

22           **SECTION 842.** 46.17 (1) of the statutes is amended to read:

23           46.17 (1) The department shall fix reasonable standards and regulations for  
24 the design, construction, repair, and maintenance of county homes, county

1 infirmaries, county hospitals, and mental health facilities ~~and shelter care facilities~~,  
2 with respect to their adequacy and fitness for the needs which they are to serve.

3 **SECTION 843.** 46.206 (1) (a) of the statutes is amended to read:

4 46.206 (1) (a) The department shall supervise the administration of social  
5 services, except as provided under ch. 48 and subch. III of ch. 49 and except for  
6 juvenile delinquency–related services. The department shall submit to the federal  
7 authorities state plans for the administration of social services, except as provided  
8 under ch. 48 and subch. III of ch. 49 and except for juvenile delinquency–related  
9 services, in such form and containing such information as the federal authorities  
10 require, and shall comply with all requirements prescribed to ensure their  
11 correctness.

12 **SECTION 844.** 46.206 (1) (bm) of the statutes is amended to read:

13 46.206 (1) (bm) All records of the department relating to aid provided under  
14 s. 49.46, 49.465, 49.468, 49.47, 49.471, or 49.77 are open to inspection at reasonable  
15 hours by members of the legislature who require the information contained in the  
16 records in pursuit of a specific state legislative purpose. All records of any county  
17 relating to aid provided under s. 49.46, 49.465, 49.468, 49.47, 49.471, or 49.77 are  
18 open to inspection at reasonable hours by members of the board of supervisors of the  
19 county or the governing body of a city, village or town located in the county who  
20 require the information contained in the records in pursuit of a specific county or  
21 municipal legislative purpose. The right to records access provided by this  
22 paragraph does not apply if access is prohibited by federal law or regulation or if this  
23 state is required to prohibit such access as a condition precedent to participation in  
24 a federal program in which this state participates.

25 **SECTION 845.** 46.206 (2) of the statutes is amended to read:

1           46.206 (2) The county administration of all laws relating to social services,  
2           except with respect to the programs under ch. 48 and subch. III of ch. 49 and to  
3           juvenile delinquency–related programs, shall be vested in the officers and agencies  
4           designated in the statutes.

5           **SECTION 846.** 46.21 (2m) (c) of the statutes is amended to read:

6           46.21 (2m) (c) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78  
7           (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7) and 253.07  
8           (3) (c), a subunit of a county department of human services or tribal agency acting  
9           under this subsection may exchange confidential information about a client, without  
10          the informed consent of the client, with any other subunit of the same county  
11          department of human services or tribal agency, with a resource center, a care  
12          management organization, or a family long-term care district, with an  
13          elder–adult–at–risk agency, an adult–at–risk agency, or any agency to which referral  
14          for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person  
15          providing services to the client under a purchase of services contract with the county  
16          department of human services or tribal agency or with a resource center, a care  
17          management organization, or a family long-term care district, if necessary to enable  
18          an employee or service provider to perform his or her duties, or to enable the county  
19          department of human services or tribal agency to coordinate the delivery of services  
20          to the client. An agency that releases information under this paragraph shall  
21          document that a request for information was received and what information was  
22          provided.

23          **SECTION 847.** 46.21 (5) (b) of the statutes is amended to read:

24          46.21 (5) (b) Sections 46.10, 49.08, 49.345, 49.90, and 301.12 govern the  
25          support and maintenance of persons in any of the institutions specified in sub. (2) (a).

1           **SECTION 848.** 46.215 (1) (d) of the statutes is amended to read:

2           46.215 (1) (d) To make investigations that relate to services under subchs. II,  
3 IV, and V of ch. 49 upon request by the department of health and family services, to  
4 make investigations that relate to juvenile delinquency–related services at the  
5 request of the department of corrections, and to make investigations that relate to  
6 programs under ch. 48 and subch. III of ch. 49 upon request by the department of  
7 workforce development children and families.

8           **SECTION 849.** 46.215 (1) (j) of the statutes is amended to read:

9           46.215 (1) (j) To make payments in such manner as the department of  
10 workforce development children and families may determine for training of  
11 recipients, former recipients, and potential recipients of aid in programs established  
12 under s. 49.193, 1997 stats., and s. 49.26 (1).

13           **SECTION 850.** 46.215 (1m) of the statutes is amended to read:

14           46.215 (1m) EXCHANGE OF INFORMATION; LONG-TERM CARE. Notwithstanding ss.  
15 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,  
16 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a subunit of a county department of social  
17 services or tribal agency acting under this section may exchange confidential  
18 information about a client, without the informed consent of the client, with any other  
19 subunit of the same county department of social services or tribal agency, with a  
20 resource center, a care management organization, or a family long-term care  
21 district, with an elder–adult–at–risk agency, an adult–at–risk agency, or any agency  
22 to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a)  
23 1g., or with a person providing services to the client under a purchase of services  
24 contract with the county department of social services or tribal agency or with a  
25 resource center, a care management organization, or a family long-term care

1 district, if necessary to enable an employee or service provider to perform his or her  
2 duties, or to enable the county department of social services or tribal agency to  
3 coordinate the delivery of services to the client. An agency that releases information  
4 under this subsection shall document that a request for information was received  
5 and what information was provided.

6 **SECTION 851.** 46.215 (1p) of the statutes is amended to read:

7 46.215 **(1p)** EXCHANGE OF INFORMATION; STATEWIDE AUTOMATED CHILD WELFARE  
8 INFORMATION SYSTEM. Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78  
9 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (c)~~ 55.22 (3), 146.82,  
10 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78  
11 (2) (a), a county department under this section may enter the content of any record  
12 kept or information received by that county department into the statewide  
13 automated child welfare information system established under s. ~~46.03~~ 48.47 (7g).

14 **SECTION 852.** 46.215 (2) (a) 2. of the statutes is amended to read:

15 46.215 **(2)** (a) 2. In order to ensure the availability of a full range of care and  
16 services, the county department of social services may contract, either directly or  
17 through the department of ~~workforce development~~ children and families, with public  
18 or voluntary agencies or others to purchase, in full or in part, care and services under  
19 ch. 48 and subch. III of ch. 49 which the county department of social services is  
20 authorized to furnish. This care and these services may be purchased from the  
21 department of ~~workforce development~~ children and families if the department of  
22 ~~workforce development~~ children and families has staff to furnish the services. If the  
23 county department of social services has adequate staff, it may sell the care and  
24 services directly to another county or state agency.

25 **SECTION 853.** 46.215 (2) (b) of the statutes is amended to read:

1           46.215 (2) (b) A county department of social services may purchase  
2 development and training services from the department of health and family  
3 services, from the department of ~~workforce development~~ children and families, from  
4 the department of corrections or from other county agencies when the services are  
5 available. A county department of social services may sell the development and staff  
6 training services to another county or state agency if the county department has  
7 adequate staff to provide the services.

8           **SECTION 854.** 46.215 (2) (c) 2. of the statutes is amended to read:

9           46.215 (2) (c) 2. A county department of social services shall develop, under the  
10 requirements of s. 49.34, plans and contracts for care and services to be purchased  
11 under ch. 48 and subch. III of ch. 49. The department of ~~workforce development~~  
12 children and families may review the contracts and approve them if they are  
13 consistent with s. 49.34 and if state or federal funds are available for such purposes.  
14 The joint committee on finance may require the department of ~~workforce~~  
15 ~~development~~ children and families to submit the contracts to the committee for  
16 review and approval. The department of ~~workforce development~~ children and  
17 families may not make any payments to a county for programs included in a contract  
18 under review by the committee.

19           **SECTION 856.** 46.215 (3) of the statutes is amended to read:

20           46.215 (3) PROGRAM BUDGETS. The county department of social services shall  
21 submit a final budget to the department of health and family services under s. 46.031  
22 (1), to the department of corrections under s. 301.031 (1), and to the department of  
23 ~~workforce development~~ children and families under s. 49.325 (1), for authorized  
24 services.

25           **SECTION 857.** 46.22 (1) (b) 1. b. of the statutes is amended to read:

1           46.22 (1) (b) 1. b. To make investigations which relate to welfare services,  
2           except as provided under ch. 48 and subch. III of ch. 49, upon request by the  
3           department of health and family services.

4           **SECTION 858.** 46.22 (1) (b) 1. d. of the statutes is amended to read:

5           46.22 (1) (b) 1. d. To submit a final budget in accordance with s. 46.031 (1) for  
6           services authorized in this section, except for the administration of and cost of aid  
7           granted under ss. 49.02, 49.19 and 49.45 to ~~49.47~~ 49.471.

8           **SECTION 859.** 46.22 (1) (b) 1. f. of the statutes is renumbered 46.22 (1) (b) 2. fm.

9           **SECTION 860.** 46.22 (1) (b) 2. (intro.) of the statutes is amended to read:

10          46.22 (1) (b) 2. (intro.) A county department of social services shall have the  
11          following functions, duties, and powers in accordance with the rules promulgated by  
12          the department of ~~workforce development~~ children and families and subject to the  
13          supervision of the department of ~~workforce development~~ children and families:

14          **SECTION 861.** 46.22 (1) (b) 2. c. of the statutes is amended to read:

15          46.22 (1) (b) 2. c. To make investigations as provided under ch. 48 and subch.  
16          III of ch. 49 upon request by the department of ~~workforce development~~ children and  
17          families.

18          **SECTION 862.** 46.22 (1) (b) 2. e. of the statutes is amended to read:

19          46.22 (1) (b) 2. e. To make payments in such manner as the department of  
20          ~~workforce development~~ children and families may determine for training of  
21          recipients, former recipients and potential recipients of aid in programs established  
22          under ss. 49.193, 1997 stats., and s. 49.26 (1).

23          **SECTION 863.** 46.22 (1) (b) 2. g. of the statutes is amended to read:



1           46.22 (1) (b) 2. g. To make certification or referral of eligibles for state or federal  
2 works or other assistance programs under ch. 48 and subch. III of ch. 49, eligibility  
3 for which is based on need.

4           **SECTION 864.** 46.22 (1) (b) 3. (intro.) of the statutes is amended to read:

5           46.22 (1) (b) 3. (intro.) A county department of social services shall have the  
6 following functions, duties, and powers in accordance with the rules promulgated  
7 and standards established by the department of health and family services and  
8 subject to the supervision of the department of ~~workforce development~~ children and  
9 families:

10          **SECTION 865.** 46.22 (1) (b) 3. d. of the statutes is amended to read:

11          46.22 (1) (b) 3. d. To submit a final budget to the department of ~~workforce~~  
12 ~~development~~ children and families in accordance with s. 49.325 for services  
13 authorized in this subdivision.

14          **SECTION 866.** 46.22 (1) (c) 8. f. of the statutes is amended to read:

15          46.22 (1) (c) 8. f. The county department of social services shall implement the  
16 statewide automated child welfare information system established ~~by the~~  
17 ~~department~~ under s. ~~46.03~~ 48.47 (7g).

18          **SECTION 867.** 46.22 (1) (d) of the statutes is amended to read:

19          46.22 (1) (d) *Merit system; records.* The county department of social services  
20 is subject to s. 49.78 (4) to (7). The county department of social services and all county  
21 officers and employees performing any duties in connection with the administration  
22 of aid to families with dependent children shall observe all rules promulgated by the  
23 department of ~~workforce development~~ children and families under s. 49.78 (4) and  
24 shall keep records and furnish reports as the department of ~~workforce development~~  
25 children and families requires in relation to their performance of such duties.

1           **SECTION 868.** 46.22 (1) (dm) of the statutes is amended to read:

2           46.22 (1) (dm) *Exchange of information; long-term care.* Notwithstanding ss.  
3 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,  
4 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a subunit of a county department of social  
5 services or tribal agency acting under this subsection may exchange confidential  
6 information about a client, without the informed consent of the client, with any other  
7 subunit of the same county department of social services or tribal agency, with a  
8 resource center, a care management organization, or a family long-term care  
9 district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency  
10 to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a)  
11 1g., or with a person providing services to the client under a purchase of services  
12 contract with the county department of social services or tribal agency or with a  
13 resource center, a care management organization, or a family long-term care  
14 district, if necessary to enable an employee or service provider to perform his or her  
15 duties, or to enable the county department of social services or tribal agency to  
16 coordinate the delivery of services to the client. An agency that releases information  
17 under this paragraph shall document that a request for information was received  
18 and what information was provided.

19           **SECTION 869.** 46.22 (1) (dp) of the statutes is amended to read:

20           46.22 (1) (dp) *Exchange of information; statewide automated child welfare*  
21 *information system.* Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2)  
22 (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (c)~~ 55.22 (3), 146.82,  
23 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78  
24 (2) (a), a county department under this section may enter the content of any record

1 kept or information received by that county department into the statewide  
2 automated child welfare information system established under s. 46.03 ~~48.47~~ (7g).

3 **SECTION 870.** 46.22 (1) (e) 1. of the statutes is amended to read:

4 46.22 (1) (e) 1. In order to ensure the availability of a full range of care and  
5 services, a county department of social services may contract, either directly or  
6 through the department of health and family services, the department of ~~workforce~~  
7 ~~development~~ children and families, or the department of corrections, with public or  
8 voluntary agencies or others to purchase, in full or in part, care and services which  
9 the county department of social services is authorized by any statute to furnish in  
10 any manner. The services may be purchased from the department of health and  
11 family services, the department of ~~workforce development~~ children and families, or  
12 the department of corrections if the department of health and family services, the  
13 department of ~~workforce development~~ children and families, or the department of  
14 corrections has staff to furnish the services. The county department of social  
15 services, if it has adequate staff, may sell the care and services directly to another  
16 county or state agency.

17 **SECTION 871.** 46.22 (1) (e) 2. of the statutes is amended to read:

18 46.22 (1) (e) 2. A county department of social services may purchase  
19 development and training services from the department of health and family  
20 services, the department of ~~workforce development~~ children and families, or the  
21 department of corrections or from other county agencies if the services are available  
22 or sell the development and staff training services to another county or state agency  
23 if the county department of social services has adequate staff to provide the services.

24 **SECTION 872.** 46.22 (1) (e) 3. a. of the statutes is amended to read:

1           46.22 (1) (e) 3. a. A county department of social services shall develop, under  
2 the requirements of s. 46.036, plans and contracts for care and services, except under  
3 ch. 48, subch. III of ch. 49, and s. 301.08 (2), to be purchased. The department of  
4 health and family services may review the contracts and approve them if they are  
5 consistent with s. 46.036 and to the extent that state or federal funds are available  
6 for such purposes. The joint committee on finance may require the department of  
7 health and family services to submit the contracts to the committee for review and  
8 approval. The department of health and family services may not make any payments  
9 to a county for programs included in the contract that is under review by the  
10 committee. The department of health and family services shall reimburse each  
11 county for the contracts from the appropriations under s. 20.435 (7) (b) and (o)  
12 according to s. 46.495.

13           **SECTION 873.** 46.22 (1) (e) 3. b. of the statutes is amended to read:

14           46.22 (1) (e) 3. b. A county department of social services shall develop, under  
15 the requirements of s. 49.34, plans and contracts for care and services under ch. 48  
16 and subch. III of ch. 49 to be purchased. The department of ~~workforce development~~  
17 children and families may review the contracts and approve them if they are  
18 consistent with s. 49.34 and to the extent that state or federal funds are available for  
19 such purposes. The joint committee on finance may require the department of  
20 ~~workforce development~~ children and families to submit the contracts to the  
21 committee for review and approval. The department of ~~workforce development~~  
22 children and families may not make any payments to a county for programs included  
23 in the contract that is under review by the committee.

24           **SECTION 875.** 46.22 (2g) (d) of the statutes is amended to read:

1           46.22 **(2g)** (d) Prepare, with the assistance of the county social services director  
2 under sub. (3m) (b) 5., a proposed budget for submission to the county executive or  
3 county administrator, a final budget for submission to the department of health and  
4 family services in accordance with s. 46.031 (1) for authorized services, except  
5 services under ch. 48, subch. III of ch. 49, or s. 301.08 (2), a final budget for  
6 submission to the department of ~~workforce development~~ children and families in  
7 accordance with s. 49.325 for authorized services under ch. 48 and subch. III of ch.  
8 49, and a final budget for submission to the department of corrections in accordance  
9 with s. 301.031 (1) for authorized juvenile delinquency–related services.

10           **SECTION 876.** 46.22 (3m) (b) 12. of the statutes is amended to read:

11           46.22 **(3m)** (b) 12. Establish priorities in addition to those mandated by the  
12 department of health and family services, by the department of ~~workforce~~  
13 ~~development~~ children and families, or by the department of corrections.

14           **SECTION 877.** 46.22 (3m) (b) 17. b. of the statutes is amended to read:

15           46.22 **(3m)** (b) 17. b. Such other reports as are required by the secretary of  
16 health and family services, the secretary of ~~workforce development~~ children and  
17 families, the secretary of corrections, and the county board of supervisors.

18           **SECTION 878.** 46.23 (3) (a) of the statutes is amended to read:

19           46.23 **(3)** (a) *Creation.* Upon approval by the secretary of health and family  
20 services, by the secretary of corrections, and by the secretary of ~~workforce~~  
21 ~~development~~ children and families of a feasibility study and a program  
22 implementation plan, the county board of supervisors of any county with a  
23 population of less than 500,000, or the county boards of supervisors of 2 or more  
24 contiguous counties, each of which has a population of less than 500,000, may  
25 establish by resolution a county department of human services on a single–county

1 or multicounty basis to provide the services required under this section. The county  
2 department of human services shall consist of the county human services board, the  
3 county human services director and necessary personnel.

4 **SECTION 879.** 46.23 (3) (am) 4. of the statutes is amended to read:

5 46.23 (3) (am) 4. No funds may be allocated to any multicounty department of  
6 human services until the counties have drawn up a detailed contractual agreement,  
7 approved by the secretary of health and family services, by the secretary of  
8 corrections, and by the secretary of ~~workforce development~~ children and families,  
9 setting forth the plan for joint sponsorship.

10 **SECTION 880.** 46.23 (3) (e) of the statutes is amended to read:

11 46.23 (3) (e) *Exchange of information; long-term care.* Notwithstanding ss.  
12 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,  
13 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a subunit of a county department of  
14 human services or tribal agency acting under this section may exchange confidential  
15 information about a client, without the informed consent of the client, with any other  
16 subunit of the same county department of human services or tribal agency, with a  
17 resource center, a care management organization, or a family long-term care  
18 district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency  
19 to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a)  
20 1g., or with a person providing services to the client under a purchase of services  
21 contract with the county department of human services or tribal agency or with a  
22 resource center, a care management organization, or a family long-term care  
23 district, if necessary to enable an employee or service provider to perform his or her  
24 duties, or to enable the county department of human services or tribal agency to  
25 coordinate the delivery of services to the client. An agency that releases information

1 under this paragraph shall document that a request for information was received  
2 and what information was provided.

3 **SECTION 881.** 46.23 (3) (ed) of the statutes is amended to read:

4 46.23 (3) (ed) *Exchange of information; statewide automated child welfare*  
5 *information system.* Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2)  
6 (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (c)~~ 55.22 (3), 146.82,  
7 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78  
8 (2) (a), a county department under this section may enter the content of any record  
9 kept or information received by that county department into the statewide  
10 automated child welfare information system established under s. ~~46.03~~ 48.47 (7g).

11 **SECTION 882.** 46.23 (5) (a) 1. of the statutes is amended to read:

12 46.23 (5) (a) 1. Shall determine administrative and program policies, except as  
13 provided under ch. 48 and subch. III of ch. 49 and except for juvenile  
14 delinquency–related policies, within limits established by the department of health  
15 and family services. Policy decisions, except as provided under ch. 48 and subch. III  
16 of ch. 49 and except for juvenile delinquency–related policies, not reserved by statute  
17 for the department of health and family services may be delegated by the secretary  
18 to the county human services board.

19 **SECTION 883.** 46.23 (5) (a) 2. of the statutes is amended to read:

20 46.23 (5) (a) 2. Shall determine administrative and program policies under ch.  
21 48 and subch. III of ch. 49 within limits established by the department of workforce  
22 development children and families. Policy decisions under ch. 48 and subch. III of  
23 ch. 49 not reserved by statute for the department of workforce development children  
24 and families may be delegated by the secretary of workforce development children  
25 and families to the county human services board.

1           **SECTION 884.** 46.23 (5) (b) of the statutes is amended to read:

2           46.23 (5) (b) Shall establish priorities in addition to those mandated by the  
3 department of health and family services, the department of corrections, or the  
4 department of ~~workforce development~~ children and families.

5           **SECTION 885.** 46.23 (5) (c) 1. of the statutes is amended to read:

6           46.23 (5) (c) 1. Shall determine whether state mandated services, except for  
7 services under ch. 48 and subch. III of ch. 49 and juvenile delinquency–related  
8 services, are provided or purchased or contracted for with local providers, and  
9 monitor the performance of such contracts. Purchase of services contracts shall be  
10 subject to the conditions specified in s. 46.036.

11           **SECTION 886.** 46.23 (5) (c) 2. of the statutes is amended to read:

12           46.23 (5) (c) 2. Shall determine whether state mandated services under ch. 48  
13 and subch. III of ch. 49 are provided or purchased or contracted for with local  
14 providers, and monitor the performance of such contracts. Purchase of services  
15 contracts shall be subject to the conditions specified in s. 49.34.

16           **SECTION 887.** 46.23 (5) (n) 1. of the statutes is amended to read:

17           46.23 (5) (n) 1. Shall submit a final budget in accordance with s. 46.031 (1) for  
18 authorized services, except for services under ch. 48 and subch. III of ch. 49 and  
19 juvenile delinquency–related services. Notwithstanding the categorization of or  
20 limits specified for funds allocated under s. 46.495 or 51.423 (2), with the approval  
21 of the department of health and family services the county human services board  
22 may expend these funds consistent with any service provided under s. 46.495 or  
23 51.42.

24           **SECTION 888.** 46.23 (5) (n) 2. of the statutes is amended to read:



1           46.23 (5) (n) 2. Shall submit a final budget in accordance with s. 49.325 (1) for  
2 authorized services under ch. 48 and subch. III of ch. 49. Notwithstanding the  
3 categorization of or limits specified for funds allocated under s. 48.569, with the  
4 approval of the department of children and families the county human services board  
5 may expend these funds consistent with any service provided under s. 48.569.

6           **SECTION 889.** 46.23 (5m) (c) of the statutes is amended to read:

7           46.23 (5m) (c) Prepare, with the assistance of the county human services  
8 director under sub. (6m) (e), a proposed budget for submission to the county executive  
9 or county administrator, a final budget for submission to the department of health  
10 and family services in accordance with s. 46.031 (1) for authorized services, except  
11 services under ch. 48 and subch. III of ch. 49 and juvenile delinquency–related  
12 services, a final budget for submission to the department of ~~workforce development~~  
13 children and families in accordance with s. 49.325 for authorized services under ch.  
14 48 and subch. III of ch. 49, and a final budget for submission to the department of  
15 corrections in accordance with s. 301.031 for authorized juvenile  
16 delinquency–related services.

17           **SECTION 890.** 46.23 (6) (a) (intro.) of the statutes is amended to read:

18           46.23 (6) (a) (intro.) A county human services director appointed under sub. (5)  
19 (f) shall have all of the administrative and executive powers and duties of managing,  
20 operating, maintaining, and improving the programs of the county department of  
21 human services, subject to the rules promulgated by the department of health and  
22 family services for programs, except services or programs under ch. 48 and subch.  
23 III of ch. 49 and juvenile delinquency–related services or programs, subject to the  
24 rules promulgated by the department of ~~workforce development~~ children and  
25 families for services or programs under ch. 48 and subch. III of ch. 49, and subject

1 to the rules promulgated by the department of corrections for juvenile  
2 delinquency–related services or programs. In consultation with the county human  
3 services board under sub. (5) and subject to its approval, the county human services  
4 director shall prepare:

5 **SECTION 891.** 46.23 (6) (a) 3. of the statutes is amended to read:

6 46.23 **(6)** (a) 3. Such other reports as are required by the secretary of health and  
7 family services, by the secretary of corrections, or by the secretary of workforce  
8 development children and families and the county board of supervisors in a county  
9 with a single–county department of human services or the county boards of  
10 supervisors in counties with a multicounty department of human services.

11 **SECTION 892.** 46.24 of the statutes is renumbered 48.375 (9) and amended to  
12 read:

13 48.375 **(9)** ASSISTANCE TO MINORS CONCERNING PARENTAL CONSENT FOR ABORTION.  
14 If a minor who is contemplating an abortion requests assistance from a county  
15 department under s. 46.215, 46.22 or 46.23 in seeking the consent of the minor’s  
16 parent, guardian, or legal custodian, or in seeking the consent of an adult family  
17 member, ~~as defined in s. 48.375 (2) (b)~~, for the contemplated abortion or in seeking  
18 a waiver from the circuit court, the county department shall provide assistance,  
19 including, if so requested, accompanying the minor as appropriate.

20 **SECTION 893.** 46.247 of the statutes is renumbered 49.345 (14) (g) and amended  
21 to read:

22 49.345 **(14)** (g) ~~Application of child support standard for certain children.~~ For  
23 purposes of determining child support under s. ~~46.10 (14) par.~~ (b), the department  
24 shall promulgate rules related to the application of the standard established by the  
25 department of workforce development under s. 49.22 (9) to a child support obligation

1 for the care and maintenance of a child who is placed by a court order under s. 48.355  
2 or 48.357 in a residential, nonmedical facility. The rules shall take into account the  
3 needs of any person, including dependent children other than the child, whom either  
4 parent is legally obligated to support.

5 **SECTION 894.** 46.261 (title) of the statutes is renumbered 48.645 (title).

6 **SECTION 895.** 46.261 (1) of the statutes is renumbered 48.645 (1).

7 **SECTION 896.** 46.261 (2) (title) of the statutes is renumbered 48.645 (2) (title).

8 **SECTION 897.** 46.261 (2) (a) (intro.) of the statutes is renumbered 48.645 (2) (a)  
9 (intro.).

10 **SECTION 898.** 46.261 (2) (a) 1. of the statutes is renumbered 48.645 (2) (a) 1. and  
11 amended to read:

12 48.645 (2) (a) 1. A nonrelative who cares for the dependent child in a foster  
13 home or treatment foster home having a license under s. 48.62, in a foster home or  
14 treatment foster home located within the boundaries of a federally recognized  
15 American Indian reservation in this state and licensed by the tribal governing body  
16 of the reservation or in a group home licensed under s. 48.625, a subsidized guardian  
17 or interim caretaker under s. 48.62 (5) who cares for the dependent child, or a minor  
18 custodial parent who cares for the dependent child, regardless of the cause or  
19 prospective period of dependency. The state shall reimburse counties pursuant to the  
20 procedure under s. ~~46.495~~ 48.569 (2) and the percentage rate of participation set  
21 forth in s. ~~46.495~~ 48.569 (1) (d) for aid granted under this section except that if the  
22 child does not have legal settlement in the granting county, state reimbursement  
23 shall be at 100%. The county department under s. 46.215 ~~or~~, 46.22, or 46.23 or the  
24 department under s. 48.48 (17) shall determine the legal settlement of the child. A

1 child under one year of age shall be eligible for aid under this subsection irrespective  
2 of any other residence requirement for eligibility within this section.

3 **SECTION 899.** 46.261 (2) (a) 2. of the statutes is renumbered 48.645 (2) (a) 2. and  
4 amended to read:

5 48.645 (2) (a) 2. A county or, in a county having a population of 500,000 or more,  
6 the department, on behalf of a child in the legal custody of a county department under  
7 s. 46.215, 46.22<sub>1</sub>, or 46.23 or the department under s. 48.48 (17) or on behalf of a child  
8 who was removed from the home of a relative, ~~as defined under s. 48.02 (15)~~, as a  
9 result of a judicial determination that continuance in the home of a relative would  
10 be contrary to the child's welfare for any reason when such the child is placed in a  
11 licensed ~~child caring institution~~ residential care center for children and youth by the  
12 county department or the department. Reimbursement shall be made by the state  
13 pursuant to as provided in subd. 1.

14 **SECTION 900.** 46.261 (2) (a) 3. of the statutes is renumbered 48.645 (2) (a) 3. and  
15 amended to read:

16 48.645 (2) (a) 3. A county or, in a county having a population of 500,000 or more,  
17 the department, when the child is placed in a licensed foster home, treatment foster  
18 home, group home, or residential care center for children and youth or in a subsidized  
19 guardianship home by a licensed child welfare agency or by a federally recognized  
20 American Indian tribal governing body in this state or by its designee, if the child is  
21 in the legal custody of the county department under s. 46.215, 46.22, or 46.23 or the  
22 department under s. 48.48 (17) or if the child was removed from the home of a  
23 relative, ~~as defined under s. 48.02 (15)~~, as a result of a judicial determination that  
24 continuance in the home of the relative would be contrary to the child's welfare for

1 any reason and the placement is made pursuant to under an agreement with the  
2 county department or the department.

3 **SECTION 901.** 46.261 (2) (a) 4. of the statutes is renumbered 48.645 (2) (a) 4. and  
4 amended to read:

5 48.645 (2) (a) 4. A licensed foster home, treatment foster home, group home,  
6 or residential care center for children and youth or a subsidized guardianship home  
7 when the child is in the custody or guardianship of the state, when the child is a ward  
8 of an American Indian tribal court in this state and the placement is made under an  
9 agreement between the department and the tribal governing body, or when the child  
10 was part of the state's direct service case load and was removed from the home of a  
11 relative, ~~as defined under s. 48.02 (15),~~ as a result of a judicial determination that  
12 continuance in the home of a relative would be contrary to the child's welfare for any  
13 reason and the child is placed by the department.

14 **SECTION 902.** 46.261 (2) (b) of the statutes is renumbered 48.645 (2) (b).

15 **SECTION 903.** 46.261 (3) of the statutes is renumbered 48.645 (3).

16 **SECTION 904.** 46.27 (4) (am) of the statutes is amended to read:

17 46.27 (4) (am) If ~~a local long-term care council in a county~~ the governing board  
18 of a resource center assumes under s. ~~46.282 (3) (b)~~ 46.283 (6) (b) 10. the duties of the  
19 county long-term support planning committee under this subsection, the county  
20 long-term support planning committee for the county is dissolved.

21 **SECTION 905.** 46.27 (4) (c) (intro.) of the statutes is amended to read:

22 46.27 (4) (c) (intro.) The planning committee shall develop, or, if ~~a local~~  
23 ~~long-term care council~~ the governing board of a resource center has under s. ~~46.282~~  
24 ~~(3) (b)~~ 46.283 (6) (b) 10. assumed the duties of the planning committee, the local

1 ~~long-term care council governing board of the resource center~~ shall recommend a  
2 community options plan for participation in the program. The plan shall include:

3 **SECTION 906.** 46.27 (4) (c) 5. of the statutes is amended to read:

4 46.27 **(4)** (c) 5. A description of the method to be used by the committee or, if  
5 ~~a local long-term care council~~ the governing board of a resource center has under  
6 s. ~~46.282 (3) (b)~~ 46.283 (6) (b) 10. assumed the duties of the planning committee, the  
7 ~~local long-term care council governing board of the resource center~~ to monitor the  
8 implementation of the program.

9 **SECTION 907.** 46.27 (4) (c) 8. of the statutes is amended to read:

10 46.27 **(4)** (c) 8. If a contract with an entity under s. ~~46.281 (1) (e) 1.~~ 46.284 (2)  
11 is established in the county, a description of how the activities of the entity relate to  
12 and are coordinated with the county's proposed program.

13 **SECTION 908.** 46.27 (5) (am) of the statutes is amended to read:

14 46.27 **(5)** (am) Organize assessment activities specified in sub. (6). The county  
15 department or aging unit shall utilize persons for each assessment who can  
16 determine the needs of the person being assessed and who know the availability  
17 within the county of services alternative to placement in a nursing home. If any  
18 hospital patient is referred to a nursing home for admission, these persons shall work  
19 with the hospital discharge planner in performing the activities specified in sub. (6).  
20 The county department or aging unit shall coordinate the involvement of  
21 representatives from the county departments under ss. 46.215, 46.22, 51.42 and  
22 51.437, health service providers and the county commission on aging in the  
23 assessment activities specified in sub. (6), as well as the person being assessed and  
24 members of the person's family or the person's guardian. This paragraph does not

1 apply to a county department or aging unit in a county in which the department has  
2 contracted with an entity under s. ~~46.281 (1) (e) 1~~ 46.284 (2).

3 **SECTION 909.** 46.27 (5) (j) of the statutes is created to read:

4 46.27 (5) (j) Within the time period specified by the department, offer  
5 counseling, that is specified by the department, concerning public and private  
6 benefit programs to prospective residents of community-based residential facilities  
7 who are referred to the county department or aging unit under s. 50.035 (4n).

8 **SECTION 910.** 46.27 (6) (a) 3. of the statutes is amended to read:

9 46.27 (6) (a) 3. In each participating county, except in counties in which the  
10 department has contracted with an entity under s. ~~46.281 (1) (e) 1~~, 46.284 (2),  
11 assessments shall be conducted for those persons and in accordance with the  
12 procedures described in the county's community options plan. The county may elect  
13 to establish assessment priorities for persons in target groups identified by the  
14 county in its plan regarding gradual implementation. If a person who is already  
15 admitted to a nursing home requests an assessment and if funds allocated for  
16 assessments under sub. (7) (am) are available, the county shall conduct the  
17 assessment.

18 **SECTION 911.** 46.27 (6g) (intro.) of the statutes is amended to read:

19 46.27 (6g) FISCAL RESPONSIBILITY. (intro.) Except as provided in s. 51.40, and  
20 within the limitations under sub. (7) (b), the fiscal responsibility of a county for an  
21 assessment, unless the assessment is performed by an entity under a contract as  
22 specified under s. ~~46.281 (1) (e) 1~~, 46.284 (2), case plan, or services provided to a  
23 person under this section is as follows:

24 **SECTION 912.** 46.27 (6u) (c) 1. a. of the statutes is amended to read:

1           46.27 **(6u)** (c) 1. a. Eligible for medical assistance under s. 49.46, 49.468 ~~or~~,  
2           49.47, or 49.471 (4) (a).

3           **SECTION 913.** 46.27 (6u) (d) (intro.) of the statutes is amended to read:

4           46.27 **(6u)** (d) (intro.) In determining financial eligibility under par. (c) 1. and  
5           in calculating the amount under par. (c) 2., the county department or aging unit shall  
6           include as the assets for any person, except those persons who are eligible for medical  
7           assistance under s. 49.46, 49.468 ~~or~~, 49.47, or 49.471 (4) (a), any portion of assets that  
8           the person or the person's spouse has, after August 12, 1993, transferred to another  
9           as specified in par. (b), unless one of the following conditions applies:

10          **SECTION 914.** 46.27 (7) (am) of the statutes is amended to read:

11          46.27 **(7)** (am) From the appropriation under s. 20.435 (7) (bd), the department  
12          shall allocate funds to each county or private nonprofit agency with which the  
13          department contracts to pay assessment and case plan costs under sub. (6) not  
14          otherwise paid by fee or under s. 49.45 or 49.78 (2). The department shall reimburse  
15          counties for the cost of assessing persons eligible for medical assistance under s.  
16          49.46, 49.468, ~~or 49.47, or 49.471 (4) (a)~~ as part of the administrative services of  
17          medical assistance, payable under s. 49.45 (3) (a). Counties may use unspent funds  
18          allocated under this paragraph to pay the cost of long-term community support  
19          services and for a risk reserve under par. (fr).

20          **SECTION 915.** 46.27 (7) (b) of the statutes is amended to read:

21          46.27 **(7)** (b) From the appropriations under s. 20.435 (7) (bd) and (im), the  
22          department shall allocate funds to each county to pay the cost of providing long-term  
23          community support services under sub. (5) (b) not otherwise paid under s. 49.45 to  
24          persons eligible for medical assistance under s. 49.46 ~~or~~, 49.47, or 49.471 (4) (a) or  
25          to persons whom the county department or aging unit administering the program



1 finds likely to become medically indigent within 6 months by spending excess income  
2 or assets for medical or remedial care. The average per person reimbursement under  
3 this paragraph may not exceed the state share of the average per person payment  
4 rate the department expects under s. 49.45 (6m). The county department or aging  
5 unit administering the program may spend funds received under this paragraph  
6 only in accordance with the case plan and service contract created for each person  
7 receiving long-term community support services. Counties may use unspent funds  
8 allocated under this paragraph from the appropriation under s. 20.435 (7) (bd) for a  
9 risk reserve under par. (fr).

10 **SECTION 916.** 46.27 (7) (cj) 3. a. of the statutes is repealed.

11 **SECTION 917.** 46.27 (7) (fr) 3. c. of the statutes is amended to read:

12 46.27 (7) (fr) 3. c. If approved by a resolution of the county board of supervisors,  
13 to transfer funds to a family long-term care district.

14 **SECTION 919.** 46.27 (9) (c) of the statutes is amended to read:

15 46.27 (9) (c) All long-term community support services provided under this  
16 pilot project in lieu of nursing home care shall be consistent with those services  
17 described in the participating county’s community options plan under sub. (4) (c) 1.  
18 and provided under sub. (5) (b). Unless the department has contracted under s.  
19 ~~46.281 (1) (e) 1.~~ 46.284 (2) with an entity other than the county department, each  
20 county participating in the pilot project shall assess persons under sub. (6).

21 **SECTION 921.** 46.27 (11) (c) 5n. a. of the statutes is repealed.

22 **SECTION 922.** 46.275 (1m) (a) of the statutes is amended to read:

23 46.275 (1m) (a) “Medical assistance” means aid provided under subch. IV of ch.  
24 49, except s. ss. 49.468 and 49.471.

25 **SECTION 926.** 46.277 (1m) (a) of the statutes is amended to read:

1           46.277 **(1m)** (a) “Medical assistance” means aid provided under subch. IV of ch.  
2 49, except ~~s. ss. 49.468 and 49.471.~~

3           **SECTION 927.** 46.277 (3) (d) of the statutes is created to read:

4           46.277 **(3)** (d) The county department or aging unit that administers the  
5 program under this section shall, within the time period specified by the department,  
6 offer counseling, that is specified by the department, concerning public and private  
7 benefit programs to prospective residents of community–based residential facilities  
8 who are referred to the county department or aging unit under s. 50.035 (4n).

9           **SECTION 928.** 46.277 (5) (d) 1n. a. of the statutes is repealed.

10          **SECTION 930.** 46.278 (1m) (b) of the statutes is amended to read:

11          46.278 **(1m)** (b) “Medical assistance” means aid provided under subch. IV of ch.  
12 49, except ~~s. ss. 49.468 and 49.471.~~

13          **SECTION 933.** 46.28 (1) (f) of the statutes is amended to read:

14          46.28 **(1)** (f) “Victim of domestic abuse” means an individual who has  
15 encountered domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a).

16          **SECTION 934.** 46.2803 (2) of the statutes is created to read:

17          46.2803 **(2)** Notwithstanding s. 46.27 (7), a county in which a care management  
18 organization is operating pursuant to a contract under s. 46.284 (2) or a county in  
19 which a program described under s. 46.2805 (1) (a) or (b) is administered may use  
20 funds appropriated under 20.435 (7) (bd) and allocated to the county under s. 46.27  
21 (7) to provide community mental health or substance abuse services and supports for  
22 persons with mental illness or persons in need of services or supports for substance  
23 abuse and to provide services under the Family Support Program under s. 46.985.

24          **SECTION 935.** 46.2804 (title) of the statutes is amended to read:

1           **46.2804** (title) ~~Managed care programs for~~ Client management of  
2 managed care long-term care services benefit.

3           **SECTION 936.** 46.2804 (1) of the statutes is repealed.

4           **SECTION 937.** 46.2804 (2) of the statutes is renumbered 46.2804.

5           **SECTION 938.** 46.2805 (5) of the statutes is renumbered 46.2805 (7r) and  
6 amended to read:

7           46.2805 (7r) “Family Long-term care district” means a special purpose district  
8 created under s. 46.2895 (1).

9           **SECTION 939.** 46.2805 (6) of the statutes is renumbered 46.2805 (7u) and  
10 amended to read:

11           46.2805 (7u) “Family Long-term care district board” means the governing  
12 board of a family long-term care district.

13           **SECTION 940.** 46.2805 (6m) of the statutes is created to read:

14           46.2805 (6m) “Family member” means a spouse or an individual related by  
15 blood, marriage, or adoption within the 3rd degree of kinship as computed under s.  
16 990.001 (16).

17           **SECTION 941.** 46.2805 (6r) of the statutes is created to read:

18           46.2805 (6r) “Financial and cost-sharing screening” means a screening to  
19 determine financial eligibility under s. 46.286 (1) (b) and cost-sharing under s.  
20 46.286 (2) using a uniform tool prescribed by the department.

21           **SECTION 942.** 46.2805 (6v) of the statutes is created to read:

22           46.2805 (6v) “Frail elder” means an individual who is 65 years of age or older  
23 and has a physical disability or irreversible dementia that restricts the individual’s  
24 ability to perform normal daily tasks or that threatens the capacity of the individual  
25 to live independently.

1           **SECTION 943.** 46.2805 (7) of the statutes is amended to read:

2           46.2805 (7) “~~Functional and financial screen~~ screening” means a screen  
3           ~~prescribed by the department that is used~~ screening to determine functional  
4           eligibility under s. 46.286 (1) (a) ~~and financial eligibility under s. 46.286 (1) (b) using~~  
5           a uniform tool prescribed by the department.

6           **SECTION 944.** 46.2805 (7m) of the statutes is repealed.

7           **SECTION 944r.** 46.281 (title) of the statutes is amended to read:

8           **46.281 (title) Powers and duties of the department and the, secretary,**  
9           **and counties; long-term care.**

10          **SECTION 945.** 46.281 (1) (intro.) of the statutes is renumbered 46.281 (1n)  
11          (intro.), and 46.281 (1n) (title), as renumbered, is amended to read:

12          46.281 (1n) (title) ~~DUTIES~~ OTHER DUTIES OF THE DEPARTMENT.

13          **SECTION 946.** 46.281 (1) (c) of the statutes is renumbered 46.281 (1d) and  
14          amended to read:

15          46.281 (1d) WAIVER REQUEST. ~~Request~~ The department shall request from the  
16          secretary of the federal department of health and human services any waivers of  
17          federal medicaid laws necessary to permit the use of federal moneys to provide the  
18          family care benefit to recipients of medical assistance. The department shall  
19          implement any waiver that is approved and that is consistent with ss. 46.2805 to  
20          46.2895. Regardless of whether a waiver is approved, the department may  
21          implement operation of resource centers, care management organizations, and the  
22          family care benefit.

23          **SECTION 947m.** 46.281 (1) (d) of the statutes is renumbered 46.281 (1g) (b) and  
24          amended to read:

1           46.281 (1g) (b) ~~In geographic areas in which, in the aggregate, resides no more~~  
2 ~~than 29 percent of the state population that is eligible for the family care benefit,~~  
3 ~~contract with a county, a family care district, a tribe or band, the Great Lakes~~  
4 ~~Inter-Tribal Council, Inc., or with 2 or more of these entities to manage all long-term~~  
5 ~~care programs and administer the family care benefit as care management~~  
6 ~~organizations. If the department proposes to contract with these entities to~~  
7 ~~administer care management organizations~~ the family care benefit in geographic  
8 areas in which, in the aggregate, resides more than 29 percent but less than 50  
9 percent of the state population that is eligible for the family care benefit, the  
10 department shall first notify the joint committee on finance in writing of the  
11 proposed contract. The notification shall include the contract proposal; and an  
12 estimate of the fiscal impact of the proposed addition that demonstrates that the  
13 addition will be cost neutral, including startup, transitional, and ongoing  
14 operational costs and any proposed county contribution. The notification shall also  
15 include, for each county affected by the proposal, documentation that the county  
16 consents to administration of the family care benefit in the county, the amount of the  
17 county's payment or reduction in community aids under s. 46.281 (4), and a proposal  
18 by the county for using any savings in county expenditures on long-term care that  
19 result from administration of the family care benefit in the county. If the  
20 cochairpersons of the committee do not notify the department within 14 working  
21 days after the date of the department's notification that the committee has scheduled  
22 a meeting for the purpose of reviewing the proposed contract, the department may  
23 enter into the proposed contract. If within 14 working days after the date of the  
24 department's notification the cochairpersons of the committee notify the department  
25 that the committee has scheduled a meeting for the purpose of reviewing the

1 proposed contract, the department may enter into the proposed contract only upon  
2 approval of if the committee. ~~The department may contract with these entities to~~  
3 ~~administer care management organizations in geographic areas in which, in the~~  
4 ~~aggregate, resides 50 percent or more of the state population that is eligible for the~~  
5 ~~family care benefit only if specifically authorized by the legislature and if the~~  
6 ~~legislature appropriates necessary funding approves the proposed contract or if the~~  
7 ~~committee fails to act on the proposed contract within 59 working days after the date~~  
8 ~~of the department's notification.~~

9 **SECTION 948.** 46.281 (1) (e) of the statutes is repealed.

10 **SECTION 949.** 46.281 (1) (f) of the statutes is renumbered 46.281 (1n) (a).

11 **SECTION 950.** 46.281 (1) (g) of the statutes is renumbered 46.281 (1n) (b).

12 **SECTION 951.** 46.281 (1) (h) of the statutes is renumbered 46.281 (1n) (c).

13 **SECTION 952.** 46.281 (1) (i) of the statutes is repealed.

14 **SECTION 952m.** 46.281 (1g) (title) of the statutes is created to read:

15 46.281 (**1g**) (title) CONTRACTING FOR RESOURCE CENTERS AND CARE MANAGEMENT  
16 ORGANIZATIONS.

17 **SECTION 953.** 46.281 (1g) (a) of the statutes is created to read:

18 46.281 (**1g**) (a) Subject to par. (b), the department may contract with entities  
19 as provided under s. 46.283 (2) to provide the services under s. 46.283 (3) and (4) as  
20 resource centers in any geographic area in the state, and may contract with entities  
21 as provided under s. 46.284 (2) to administer the family care benefit as care  
22 management organizations in any geographic area in the state.

23 **SECTION 954.** 46.281 (1n) (d) of the statutes is created to read:

1           46.281 **(1n)** (d) 1. Establish regions for long-term care advisory committees  
2 under s. 46.2825, periodically review the boundaries of the regions, and, as  
3 appropriate, revise the boundaries.

4           2. Specify the number of members that each governing board of a resource  
5 center shall appoint to a regional long-term care advisory committee. The total  
6 number of committee members shall not exceed 25, and the department shall allot  
7 committee membership equally among the governing boards of resource centers  
8 operating within the boundaries of the regional long-term care advisory committee.

9           3. Provide information and staff assistance to assist regional long-term care  
10 advisory committees in performing the duties under s. 46.2825 (2).

11           **SECTION 954m.** 46.281 (1n) (e) of the statutes is created to read:

12           46.281 **(1n)** (e) Contract with a person to provide the advocacy services  
13 described under s. 16.009 (2) (p) 1. to 5. to actual or potential recipients of the family  
14 care benefit who are under age 60 or to their families or guardians. The department  
15 may not contract under this paragraph with a county or with a person who has a  
16 contract with the department to provide services under s. 46.283 (3) and (4) as a  
17 resource center or to administer the family care benefit as a care management  
18 organization. The contract under this paragraph shall include as a goal that the  
19 provider of advocacy services provide one advocate for every 2,500 individuals under  
20 age 60 who receive the family care benefit. The department shall allocate \$190,000  
21 for the contract under this paragraph in fiscal year 2007–08 and \$525,000 in each  
22 subsequent fiscal year.

23           **SECTION 954mb.** 46.281 (1n) (f) of the statutes is created to read:

24           46.281 **(1n)** (f) From the appropriation under s. 20.435 (7) (b), provide \$75,000  
25 annually to Grant County to provide, with respect to issues concerning family care

1 benefits, liaison services between the county and a managed care organization and  
2 advocacy services on behalf of the county.

3 **SECTION 955.** 46.281 (2) (title) of the statutes is amended to read:

4 46.281 (2) (title) ~~POWERS~~ OTHER POWERS OF THE DEPARTMENT.

5 **SECTION 956.** 46.281 (3) of the statutes is amended to read:

6 46.281 (3) DUTY OF THE SECRETARY. The secretary shall certify to each county,  
7 hospital, nursing home, community–based residential facility, adult family home  
8 and residential care apartment complex the date on which a resource center that  
9 serves the area of the county, hospital, nursing home, community–based residential  
10 facility, adult family home or residential care apartment complex is first available  
11 to ~~provide a~~ perform functional screenings and financial ~~screen~~ and cost–sharing  
12 screenings. To facilitate phase–in of services of resource centers, the secretary may  
13 certify that the resource center is available for specified groups of eligible individuals  
14 or for specified facilities in the county.

15 **SECTION 956g.** 46.281 (4) of the statutes is created to read:

16 46.281 (4) COUNTY CONTRIBUTION. (a) In this subsection, “base amount” means  
17 the amount that a county expended in calendar year 2006, as determined by the  
18 department, to provide long–term care services to individuals who would have been  
19 eligible for the family care benefit in calendar year 2006 if the family care benefit had  
20 been available to residents of the county.

21 (b) Except as provided in par. (c), each county in which the department has a  
22 contract with an entity to administer the family care benefit shall in each year of the  
23 contract either pay the department the following amount or agree to reduce the  
24 community aids distribution to the county under s. 46.40 (2) by the following amount:



1           1. If the base amount for the county is less than or equal to 22 percent of the  
2           calendar year 2006 community aids distribution to the county under s. 46.40 (2), the  
3           base amount.

4           2. If the base amount for the county is greater than 22 percent of the calendar  
5           year 2006 community aids distribution to the county under s. 46.40 (2), the following  
6           amounts in the following years:

7           a. For the first year that the department contracts for administration of the  
8           family care benefit in the county, the base amount for the county.

9           b. For the 2nd, 3rd, and 4th years that the department contracts for  
10          administration of the family care benefit in the county, the amount from the previous  
11          year minus 25 percent of the difference between the base amount for the county and  
12          22 percent of the calendar year 2006 community aids distribution to the county under  
13          s. 46.40 (2).

14          c. For the 5th year and each subsequent year that the department contracts for  
15          administration of the family care benefit in the county, 22 percent of the calendar  
16          year 2006 community aids distribution to the county under s. 46.40 (2).

17          (c) Each county in which the department has a contract with an entity to  
18          administer the family care benefit, and in which the department had such a contract  
19          before January 1, 2006, shall annually either pay the department or agree to reduce  
20          the community aids distribution to the county under s. 46.40 (2) by the amount that  
21          the county paid the department, or by which the county's community aids  
22          distribution was reduced, in calendar year 2006 to fund the program under ss.  
23          46.2805 to 46.2895.

24          (d) The department shall deposit payments made by counties under this  
25          subsection in the appropriation account under s. 20.435 (7) (g).

1           **SECTION 957.** 46.282 (title) of the statutes is repealed.

2           **SECTION 958.** 46.282 (2) of the statutes is repealed.

3           **SECTION 959.** 46.282 (3) (title) of the statutes is repealed.

4           **SECTION 960.** 46.282 (3) (a) (intro.) of the statutes is repealed.

5           **SECTION 961.** 46.282 (3) (a) 1. of the statutes is repealed.

6           **SECTION 962.** 46.282 (3) (a) 2. of the statutes is repealed.

7           **SECTION 963.** 46.282 (3) (a) 3. of the statutes is repealed.

8           **SECTION 964.** 46.282 (3) (a) 4. of the statutes is repealed.

9           **SECTION 965.** 46.282 (3) (a) 5. of the statutes is repealed.

10          **SECTION 966.** 46.282 (3) (a) 6. of the statutes is repealed.

11          **SECTION 967.** 46.282 (3) (a) 7. of the statutes is repealed.

12          **SECTION 968.** 46.282 (3) (a) 8. of the statutes is renumbered 46.2825 (2) (e) and  
13 amended to read:

14           46.2825 (2) (e) Monitor ~~the pattern of~~ enrollments and disenrollments in local  
15 care management organizations that provide services in the committee's region.

16          **SECTION 969.** 46.282 (3) (a) 9. of the statutes is renumbered 46.283 (6) (b) 3. and  
17 amended to read:

18           46.283 (6) (b) 3. Identify any gaps in services, living arrangements, and  
19 community resources ~~and develop strategies to build local capacity to serve older~~  
20 ~~persons and persons with physical or developmental disabilities~~ needed by  
21 individuals belonging to the client groups served by the resource center, especially  
22 those with long-term care needs.

23          **SECTION 970.** 46.282 (3) (a) 10. of the statutes is renumbered 46.2825 (2) (g) and  
24 amended to read:

1           46.2825 (2) (g) Perform long-range planning on long-term care policy for ~~older~~  
2 ~~persons and persons with physical or developmental disabilities~~ individuals  
3 belonging to the client groups served by the resource center.

4           **SECTION 971.** 46.282 (3) (a) 11. of the statutes is renumbered 46.283 (6) (b) 8.  
5 and amended to read:

6           46.283 (6) (b) 8. Annually review interagency agreements between ~~a~~ the  
7 resource center and care management organization or organizations that provide  
8 services in the area served by the resource center and make recommendations, as  
9 appropriate, on the interaction between the resource center and the care  
10 management ~~organization or organizations~~ to assure coordination between or  
11 among them and to assure access to and timeliness in provision of services by the  
12 resource center and the care management organizations.

13           **SECTION 972.** 46.282 (3) (a) 12. of the statutes is renumbered 46.283 (6) (b) 9.  
14 and amended to read:

15           46.283 (6) (b) 9. Annually review Review the number and types of complaints  
16 ~~and grievances about~~ and appeals concerning the long-term care system ~~by persons~~  
17 ~~who receive or may receive care under the system~~ in the area served by the resource  
18 center, to determine if a need exists for system changes, and recommend system or  
19 other changes if appropriate.

20           **SECTION 973.** 46.282 (3) (a) 13. of the statutes is renumbered 46.283 (6) (b) 6.  
21 and amended to read:

22           46.283 (6) (b) 6. Identify potential new sources of community resources and  
23 funding for needed services for ~~older persons and persons with physical or~~  
24 ~~developmental disabilities~~ individuals belonging to the client groups served by the  
25 resource center.

1           **SECTION 974.** 46.282 (3) (a) 14. of the statutes is repealed.

2           **SECTION 975.** 46.282 (3) (a) 15. of the statutes is repealed.

3           **SECTION 976.** 46.282 (3) (b) of the statutes is renumbered 46.283 (6) (b) 10. and  
4 amended to read:

5           46.283 (6) (b) 10. ~~A local long-term care council may, within the local~~  
6 ~~long-term care council's area~~ If directed to do so by the county board, assume the  
7 duties of the county long-term community support planning committee as specified  
8 under s. 46.27 (4) for a county served by the resource center.

9           **SECTION 977.** 46.2825 of the statutes is created to read:

10           **46.2825 Regional long-term care advisory committees. (1) CREATION.**

11 The governing board of each resource center operating in a region established by the  
12 department under s. 46.281 (1n) (d) 1. shall appoint the number of its members that  
13 is specified by the department under s. 46.281 (1n) (d) 2. to a regional long-term care  
14 advisory committee. At least 50 percent of the persons a resource center board  
15 appoints to a regional long-term care advisory committee shall be older persons or  
16 persons with a physical or developmental disability or their family members,  
17 guardians, or other advocates.

18           **(2) DUTIES.** A regional long-term care advisory committee shall do all of the  
19 following:

20           (a) Evaluate the performance of care management organizations and entities  
21 that operate a program described under s. 46.2805 (1) (a) or (b) in the committee's  
22 region with respect to responsiveness to recipients of their services, fostering choices  
23 for recipients, and other issues affecting recipients; and make recommendations  
24 based on the evaluation to the department and to the care management  
25 organizations and entities, as appropriate.

1 (b) Evaluate the performance of resource centers operating in the committee's  
2 region and, as appropriate, make recommendations, concerning their performance  
3 to the department and the resource centers.

4 (c) Monitor grievances and appeals made to care management organizations  
5 or entities that operate a program described under s. 46.2805 (1) (a) or (b) within the  
6 committee's region.

7 (d) Review utilization of long-term care services in the committee's region.

8 (f) Using information gathered under s. 46.283 (6) (b) 2. by governing boards  
9 of resources centers operating in the committee's region and other available  
10 information, identify any gaps in the availability of services, living arrangements,  
11 and community resources needed by older persons and persons with physical or  
12 developmental disabilities, and develop strategies to build capacity to provide those  
13 services, living arrangements, and community resources in the committee's region.

14 (h) Annually report to the department regarding significant achievements and  
15 problems relating to the provision of long-term care services in the committee's  
16 region.

17 **SECTION 978.** 46.283 (1) (a) 2. of the statutes is amended to read:

18 46.283 (1) (a) 2. Whether to create a family long-term care district to apply to  
19 the department for a contract to operate a resource center.

20 **SECTION 979.** 46.283 (2) (a) of the statutes is repealed.

21 **SECTION 980.** 46.283 (2) (b) of the statutes is renumbered 46.283 (2), and 46.283  
22 (2) (intro.) and (b), as renumbered, are amended to read:

23 46.283 (2) (intro.) ~~After June 30, 2001, the~~ The department may, ~~if the~~  
24 ~~applicable review conditions under s. 46.281 (1) (e) 2. are satisfied,~~ contract to  
25 operate a resource center with counties, family long-term care districts, or the

1 governing body of a tribe or band or the Great Lakes Inter-Tribal Council, Inc., under  
2 a joint application of any of these, or with a private nonprofit organization if the  
3 department determines that the organization has no significant connection to an  
4 entity that operates a care management organization and if any of the following  
5 applies:

6 (b) A county agency or a family long-term care district applies for a contract  
7 but fails to meet the standards specified in sub. (3).

8 **SECTION 981.** 46.283 (3) (h) of the statutes is repealed.

9 **SECTION 982.** 46.283 (3) (i) of the statutes is repealed.

10 **SECTION 983.** 46.283 (3) (k) of the statutes is amended to read:

11 46.283 (3) (k) A determination of eligibility for state supplemental payments  
12 under s. 49.77, medical assistance under s. 49.46, 49.468 ~~or~~, 49.47, or 49.471, or the  
13 federal food stamp program under 7 USC 2011 to 2029.

14 **SECTION 984.** 46.283 (4) (e) of the statutes is amended to read:

15 46.283 (4) (e) ~~Within 6 months after the family care benefit is available to all~~  
16 ~~eligible persons in the area of the resource center, provide~~ Provide information about  
17 the services of the resource center, including the services specified in sub. (3) (d),  
18 about assessments under s. 46.284 (4) (b) and care plans under s. 46.284 (4) (c) and  
19 about the family care benefit to all older persons and persons with a physical  
20 disability who are residents of nursing homes, community-based residential  
21 facilities, adult family homes and residential care apartment complexes in the area  
22 of the resource center.

23 **SECTION 985.** 46.283 (4) (f) of the statutes is amended to read:

24 46.283 (4) (f) ~~Provide~~ Perform a functional screening and a financial screen to  
25 and cost-sharing screening for any resident, as specified in par. (e), who requests a

1 screen screening and assist any resident who is eligible and chooses to enroll in a care  
2 management organization to do so.

3 **SECTION 986.** 46.283 (4) (g) of the statutes is amended to read:

4 46.283 (4) (g) ~~Provide~~ Perform a functional screening and a financial screen to  
5 and cost-sharing screening for any person seeking admission to a nursing home,  
6 community-based residential facility, residential care apartment complex, or adult  
7 family home if the secretary has certified that the resource center is available to the  
8 person and the facility and the person is determined by the resource center to have  
9 a condition that is expected to last at least 90 days that would require care,  
10 assistance, or supervision. A resource center may not require a financial screen and  
11 cost-sharing screening for a person seeking admission or about to be admitted on a  
12 private pay basis who waives the requirement for a financial screen and cost-sharing  
13 screening under this paragraph, unless the person is expected to become eligible for  
14 medical assistance within 6 months. A resource center need not ~~provide~~ perform a  
15 functional screen ~~for~~ screening for a person seeking admission or about to be  
16 admitted ~~who has received a screen for~~ whom a functional eligibility under s. 46.286  
17 (1) ~~(a)~~ screening was performed within the previous 6 months.

18 **SECTION 987.** 46.283 (4) (j) of the statutes is created to read:

19 46.283 (4) (j) Target any outreach, education, and prevention services it  
20 provides and any service development efforts it conducts on the basis of findings  
21 made by the governing board of the resource center under sub. (6) (b) 2. and 3.

22 **SECTION 989.** 46.283 (6) of the statutes is amended to read:

23 46.283 (6) GOVERNING BOARD. (a) 1. A resource center shall have a governing  
24 board that reflects the ethnic and economic diversity of the geographic area served  
25 by the resource center.

1           2. At least one-fourth of the members of the governing board shall be older  
2           ~~persons or persons with physical or developmental disabilities~~ individuals who  
3           belong to a client group served by the resource center or their family members,  
4           guardians, or other advocates. The proportion of these board members who belong  
5           to each client group, or their family members, guardians, or advocates, shall be the  
6           same, respectively, as the proportion of individuals in this state who receive services  
7           under s. 46.2805 to 46.2895 and belong to each client group.

8           **SECTION 990.** 46.283 (6) (a) 3. of the statutes is created to read:

9           46.283 **(6)** (a) 3. An individual who has a financial interest in, or serves on the  
10          governing board of, a care management organization or an organization that  
11          administers a program described under s. 46.2805 (1) (a) or (b) or a managed care  
12          program under s. 49.45 for individuals who are eligible to receive supplemental  
13          security income under 42 USC 1381 to 1383c, which serves any geographic area also  
14          served by a resource center, and the individual's family members, may not serve as  
15          members of the governing board of the resource center.

16          **SECTION 991.** 46.283 (6) (b) of the statutes is created to read:

17          46.283 **(6)** (b) The governing board of a resource center shall do all of the  
18          following:

19               1. Determine the structure, policies, and procedures of, and oversee the  
20               operations of, the resource center. The operations of a resource center that is  
21               operated by a county are subject to the county's ordinances and budget.

22               2. Annually gather information from consumers and providers of long-term  
23               care services and other interested persons concerning the adequacy of long-term  
24               care services offered in the area served by the resource center. The board shall



1 provide well-advertised opportunities for persons to participate in the board's  
2 information gathering activities conducted under this subdivision.

3 4. Report findings made under subds. 2. and 3. to the applicable regional  
4 long-term care advisory committee.

5 5. Recommend strategies for building local capacity to serve older persons and  
6 persons with physical or developmental disabilities, as appropriate, to local elected  
7 officials, the regional long-term care advisory committee, or the department.

8 7. Appoint members to the regional long-term care advisory committee, as  
9 provided under s. 46.2825 (1).

10 **SECTION 992.** 46.284 (1) (a) (intro.) of the statutes is amended to read:

11 46.284 (1) (a) (intro.) ~~After considering recommendations of the local~~  
12 ~~long-term care council under s. 46.282 (3) (a) 1., a~~ A county board of supervisors and,  
13 in a county with a county executive or a county administrator, the county executive  
14 or county administrator, may decide all of the following:

15 **SECTION 993.** 46.284 (1) (a) 2. of the statutes is amended to read:

16 46.284 (1) (a) 2. Whether to create a family long-term care district to apply to  
17 the department for a contract to operate a care management organization.

18 **SECTION 994.** 46.284 (2) (b) (intro.) of the statutes is repealed.

19 **SECTION 995.** 46.284 (2) (b) 1. of the statutes is repealed.

20 **SECTION 996.** 46.284 (2) (b) 2. of the statutes is repealed.

21 **SECTION 997.** 46.284 (2) (b) 3. of the statutes is renumbered 46.284 (2) (bm) and  
22 amended to read:

23 46.284 (2) (bm) ~~After December 31, 2003, the~~ The department may contract  
24 with counties, family long-term care districts, the governing body of a tribe or band  
25 or the Great Lakes inter-tribal council, inc., or under a joint application of any of

1 these, or with a private organization that has no significant connection to an entity  
2 that operates a resource center. Proposals for contracts under this subdivision shall  
3 be solicited under a competitive sealed proposal process under s. 16.75 (2m) and,  
4 ~~after consulting with the local long-term care council for the county or counties,~~ the  
5 department shall evaluate the proposals primarily as to the quality of care that is  
6 proposed to be provided, certify those applicants that meet the requirements  
7 specified in sub. (3) (a), select certified applicants for contract and contract with the  
8 selected applicants.

9 **SECTION 997m.** 46.284 (2) (c) of the statutes is created to read:

10 46.284 (2) (c) The department shall require, as a term of any contract with a  
11 care management organization under this section, that the care management  
12 organization contract for the provision of services that are covered under the family  
13 care benefit with any community-based residential facility under s. 50.01 (1g),  
14 residential care apartment complex under s. 50.01 (1d), nursing home under s. 50.01  
15 (3), intermediate care facility for the mentally retarded under s. 50.14 (1) (b),  
16 community rehabilitation program, home health agency under s. 50.49 (1) (a),  
17 provider of day services, or provider of personal care, as defined in s. 50.01 (4o), that  
18 agrees to accept the reimbursement rate that the care management organization  
19 pays under contract to similar providers for the same service and that satisfies any  
20 applicable quality of care, utilization, or other criteria that the care management  
21 organization requires of other providers with which it contracts to provide the same  
22 service.

23 **SECTION 998.** 46.284 (3) (a) of the statutes is amended to read:

24 46.284 (3) (a) If an entity meets the requirements under par. (b) and applicable  
25 rules of the department and submits to the department an application for initial

1 certification or certification renewal, the department shall certify that the entity  
2 meets the requirements for a care management organization. ~~An application shall~~  
3 ~~include comments about the applicant and recommendations about the application~~  
4 ~~that are provided by the appropriate local long-term care council, as specified under~~  
5 ~~s. 46.282 (3) (a) 3.~~

6 **SECTION 999.** 46.284 (5) (a) of the statutes is amended to read:

7 46.284 (5) (a) From the appropriation accounts under s. 20.435 (4) (b), (g), (gp),  
8 (im), (o), and (w) and (7) (b) ~~and~~, (bd), and (g), the department shall provide funding  
9 on a capitated payment basis for the provision of services under this section.  
10 Notwithstanding s. 46.036 (3) and (5m), a care management organization that is  
11 under contract with the department may expend the funds, consistent with this  
12 section, including providing payment, on a capitated basis, to providers of services  
13 under the family care benefit.

14 **SECTION 1000.** 46.284 (6) of the statutes is amended to read:

15 46.284 (6) GOVERNING BOARD. A care management organization shall have a  
16 governing board that reflects the ethnic and economic diversity of the geographic  
17 area served by the care management organization. At least one-fourth of the  
18 members of the governing board shall be ~~older persons or persons with physical or~~  
19 ~~developmental disabilities or their family members, guardians or other advocates~~  
20 ~~who are representative of the client group or groups whom the care management~~  
21 ~~organization's enrollee organization is contracted to serve or those clients' family~~  
22 ~~members, guardians, or other advocates.~~

23 **SECTION 1001.** 46.285 (1) of the statutes is renumbered 46.285, and 46.285

24 (intro.), (1) and (2), as renumbered, are amended to read:

1           **46.285 Operation of resource center and care management**  
2 **organization.** (intro.) In order to meet federal requirements and assure federal  
3 financial participation in funding of the family care benefit, a county, a tribe or band,  
4 a family long-term care district or an organization, including a private, nonprofit  
5 corporation, may not directly operate both a resource center and a care management  
6 organization, except as follows:

7           **(1)** For an entity with which the department has contracted under s. 46.281 (1)  
8 (e) 1., 2005 stats. provision of the services specified under s. 46.283 (3) (b), (e), (f) and  
9 (g) shall be structurally separate from the provision of services of the care  
10 management organization by January 1, 2001.

11           **(2)** The department may approve separation of the functions of a resource  
12 center from those of a care management organization by a means other than those  
13 specified in sub. (2) creating a long-term care district under s. 46.2895 to serve either  
14 as a resource center or as a care management organization.

15           **SECTION 1002.** 46.285 (2) of the statutes is repealed.

16           **SECTION 1003.** 46.286 (1) (intro.) of the statutes is amended to read:

17           46.286 **(1) ELIGIBILITY.** (intro.) A person is eligible for, but not necessarily  
18 entitled to, the family care benefit if the person is at least 18 years of age; has a  
19 physical disability, as defined in s. 15.197 (4) (a) 2., or a developmental disability, as  
20 defined in s. 51.01 (5) (a), or degenerative brain disorder, as defined in s. 55.01 (1v)  
21 is a frail elder; and meets all of the following criteria:

22           **SECTION 1004.** 46.286 (1) (a) 1. of the statutes is amended to read:

23           46.286 **(1) (a) 1.** The person's functional capacity level of care need is at either  
24 of the following levels:

1 a. The comprehensive nursing home level, if the person has a long-term or  
2 irreversible condition, expected to last at least 90 days or result in death within one  
3 year of the date of application, and requires ongoing care, assistance or supervision.

4 b. The intermediate non-nursing home level, if the person has a condition that  
5 is expected to last at least 90 days or result in death within 12 months after the date  
6 of application, and is at risk of losing his or her independence or functional capacity  
7 unless he or she receives assistance from others.

8 **SECTION 1005.** 46.286 (1) (b) (intro.) of the statutes is amended to read:

9 46.286 (1) (b) *Financial eligibility.* (intro.) A person is financially eligible if  
10 ~~all~~ any of the following apply:

11 **SECTION 1006.** 46.286 (1) (b) 1. (intro.) of the statutes is repealed.

12 **SECTION 1007.** 46.286 (1) (b) 1. a. of the statutes is renumbered 46.286 (1) (b)  
13 3. and amended to read:

14 46.286 (1) (b) 3. The person was receiving the family care benefit on the  
15 effective date of this subdivision ... [revisor inserts date], the person would qualify  
16 for medical assistance except for financial or disability criteria, and the projected cost  
17 of the person's care plan, as calculated by the department or its designee, exceeds the  
18 person's gross monthly income, plus one-twelfth of his or her countable assets, less  
19 deductions and allowances permitted by rule by the department.

20 **SECTION 1008.** 46.286 (1) (b) 1. b. and 2. of the statutes are consolidated,  
21 renumbered 46.286 (1) (b) 1m. and amended to read:

22 46.286 (1) (b) 1m. The person is eligible under ch. 49 for medical assistance.  
23 ~~2. If subd. 1. b. applies, the person accepts medical assistance and,~~ unless he or she  
24 is exempt from the acceptance under rules promulgated by the department, accepts  
25 medical assistance.

1           **SECTION 1009.** 46.286 (3) (a) (intro.) of the statutes is amended to read:

2           46.286 (3) (a) (intro.) Subject to ~~pars. par. (c) and (d)~~, a person is entitled to and  
3 may receive the family care benefit through enrollment in a care management  
4 organization if ~~he or she~~ all of the following apply:

5           1m. The person is at least 18 years of age,

6           2m. The person has a physical disability, as defined in s. 15.197 (4) (a) 2., a  
7 developmental disability, as defined in s. 51.01 (5) (a), or ~~degenerative brain disorder,~~  
8 ~~as defined in s. 55.01 (1v)~~, is a frail elder.

9           4m. The person is financially eligible, under sub. (1) (b) 1m., and fulfills any  
10 applicable cost-sharing requirements ~~and meets any of the following criteria:~~

11           **SECTION 1010.** 46.286 (3) (a) 1. of the statutes is repealed.

12           **SECTION 1011.** 46.286 (3) (a) 2. of the statutes is repealed.

13           **SECTION 1012.** 46.286 (3) (a) 3. of the statutes is repealed.

14           **SECTION 1013.** 46.286 (3) (a) 3m. of the statutes is created to read:

15           46.286 (3) (a) 3m. The person is functionally eligible under sub. (1) (a).

16           **SECTION 1014.** 46.286 (3) (a) 4. of the statutes is repealed.

17           **SECTION 1015.** 46.286 (3) (a) 6. of the statutes is repealed.

18           **SECTION 1016.** 46.286 (3) (d) of the statutes is repealed.

19           **SECTION 1017.** 46.286 (3m) of the statutes is repealed and recreated to read:

20           46.286 (3m) INFORMATION ABOUT ENROLLEES. The department shall obtain and  
21 share information about family care enrollees as provided in s. 49.475.

22           **SECTION 1018.** 46.288 (2) (intro.) of the statutes is amended to read:

23           46.288 (2) (intro.) Criteria and procedures for determining functional  
24 eligibility under s. 46.286 (1) (a), financial eligibility under s. 46.286 (1) (b), and cost  
25 sharing under s. 46.286 (2) (a) ~~and entitlement under s. 46.286 (3)~~. The rules for

1 determining functional eligibility under s. 46.286 (1) (a) 1. a. shall be substantially  
2 similar to eligibility criteria for receipt of the long-term support community options  
3 program under s. 46.27. Rules under this subsection shall include definitions of the  
4 following terms applicable to s. 46.286:

5 **SECTION 1019.** 46.289 (title) of the statutes is renumbered 46.2803 (title).

6 **SECTION 1020.** 46.289 of the statutes is renumbered 46.2803 (1).

7 **SECTION 1021.** 46.2895 (title) of the statutes is amended to read:

8 **46.2895** (title) **Family Long-term care district.**

9 **SECTION 1022.** 46.2895 (1) (a) (intro.) of the statutes is amended to read:

10 46.2895 (1) (a) (intro.) A county ~~board of supervisors, a tribe or band, or any~~  
11 combination of counties or tribes or bands, may create a special purpose district that  
12 is termed a “family “long-term care district”, that is a local unit of government, that  
13 is separate and distinct from, and independent of, the state and the county or tribe  
14 or band that created it, and that has the powers and duties specified in this section,  
15 if the each county board or tribe or band that participates in creating the district does  
16 all of the following:

17 **SECTION 1023.** 46.2895 (1) (a) 1. a. of the statutes is amended to read:

18 46.2895 (1) (a) 1. a. Declares the need for establishing the family long-term  
19 care district.

20 **SECTION 1024.** 46.2895 (1) (a) 1. b. of the statutes is amended to read:

21 46.2895 (1) (a) 1. b. Specifies the family long-term care district’s primary  
22 purpose, which shall be to operate, under contract with the department, ~~either a~~  
23 resource center under s. 46.283 ~~or~~, a care management organization under s. 46.284,  
24 ~~but not both~~, or a program described under s. 46.2805 (1) (a) or (b).

25 **SECTION 1025.** 46.2895 (1) (a) 1. c. of the statutes is created to read:

1           46.2895 (1) (a) 1. c. Specifies the number of individuals who shall be appointed  
2 as members of the long-term care district board, the length of their terms, and, if the  
3 long-term care district is created by more than one county or tribe or band, how many  
4 members shall be appointed by each county or tribe or band.

5           **SECTION 1026.** 46.2895 (1) (b) of the statutes is repealed.

6           **SECTION 1027.** 46.2895 (1) (c) of the statutes is created to read:

7           46.2895 (1) (c) A long-term care district may not operate a care management  
8 organization under s. 46.284 or a program described under s. 46.2805 (1) (a) or (b)  
9 if the district operates a resource center under s. 46.283.

10          **SECTION 1028.** 46.2895 (1) (d) of the statutes is created to read:

11          46.2895 (1) (d) A county or tribe or band may create more than one long-term  
12 care district.

13          **SECTION 1029.** 46.2895 (1) (e) of the statutes is created to read:

14          46.2895 (1) (e) A long-term care district may change its primary purpose  
15 specified under par. (a) 1. b. if all the counties or tribes or bands that created the  
16 district and that have not withdrawn or been removed from the district under sub.  
17 (14), adopt a resolution approving the change in primary purpose and if the change  
18 in purpose does not violate par. (c) or any provision of a contract between the  
19 department and the district.

20          **SECTION 1030.** 46.2895 (2) of the statutes is amended to read:

21          46.2895 (2) JURISDICTION. A family long-term care district's jurisdiction is the  
22 geographical area of the county or counties ~~of the county board or boards of~~  
23 ~~supervisors who~~ that created the family long-term care district and the geographic  
24 area of the reservation of, or lands held in trust for, any tribe or band that created  
25 the long-term care district.



1           **SECTION 1031.** 46.2895 (3) (title) of the statutes is amended to read:

2           46.2895 (3) (title) ~~FAMILY~~ LONG-TERM CARE DISTRICT BOARD.

3           **SECTION 1032.** 46.2895 (3) (a) 1. of the statutes is renumbered 46.2895 (3) (a)  
4 and amended to read:

5           46.2895 (3) (a) The county board of supervisors of a county or, in a county with  
6 a county administrator or county executive, the county administrator or county  
7 executive shall appoint the ~~members of the family~~ long-term care district board,  
8 ~~which is the governing board of a family care district under sub. (1) (a) members~~  
9 whom the county is allotted, by resolutions adopted under sub. (1) (a) 1. c., to appoint.

10           **SECTION 1033.** 46.2895 (3) (a) 2. of the statutes is repealed.

11           **SECTION 1034.** 46.2895 (3) (b) 1. of the statutes is amended to read:

12           46.2895 (3) (b) 1. ~~The family care district board appointed under par. (a) 1. shall~~  
13 ~~consist of 15 persons who are residents of the area of jurisdiction of the family care~~  
14 ~~district. At least one-fourth of the members of a long-term care district board shall~~  
15 be representative of the client group or groups whom it is the family long-term care  
16 district's primary purpose to serve or those clients' family members, guardians, or  
17 other advocates.

18           **SECTION 1035.** 46.2895 (3) (b) 2. of the statutes is repealed.

19           **SECTION 1036.** 46.2895 (3) (b) 3. of the statutes is amended to read:

20           46.2895 (3) (b) 3. Membership of the family a long-term care district board  
21 ~~under subd. 1. or 2. shall reflect the ethnic and economic diversity of in the area of~~  
22 ~~jurisdiction of the family long-term care district. Up to one-fourth of the members~~  
23 ~~of the board may be elected or appointed officials or employees of the county or~~  
24 ~~counties that created the family care district.~~

1           4. No member of the a long-term care district board may have a private  
2 financial interest in or profit directly or indirectly from any contract or other  
3 business of the family long-term care district.

4           **SECTION 1037.** 46.2895 (3) (b) 5. of the statutes is created to read:

5           46.2895 (3) (b) 5. Only individuals who reside within the jurisdiction of a  
6 long-term care district may serve as members of the long-term care district board.

7           **SECTION 1038.** 46.2895 (3) (c) of the statutes is repealed.

8           **SECTION 1039.** 46.2895 (3) (d) of the statutes is amended to read:

9           46.2895 (3) (d) As soon as possible after the appointment of the initial members  
10 of the family long-term care district board, the board shall organize for the  
11 transaction of business and elect a chairperson and other necessary officers. Each  
12 chairperson shall be elected by the board from time to time for the term of that  
13 chairperson's office as a member of the board or for the term of 3 years, whichever  
14 is shorter, and shall be eligible for reelection. A majority of the board shall constitute  
15 a quorum. The Unless specified otherwise in a bylaw adopted by the board, the board  
16 may act based on the affirmative vote of a majority of a quorum.

17           **SECTION 1040.** 46.2895 (4) (intro.) of the statutes is amended to read:

18           46.2895 (4) POWERS. (intro.) Subject to sub. (1) ~~(a) 1. b. (c)~~, a family long-term  
19 care district has all the powers necessary or convenient to carry out the purposes and  
20 provisions of ss. 46.2805 to 46.2895. In addition to all these powers, a family  
21 long-term care district may do all of the following:

22           **SECTION 1041.** 46.2895 (4) (b) of the statutes is amended to read:

23           46.2895 (4) (b) Adopt bylaws and policies and procedures for the regulation of  
24 its affairs and the conduct of its business. The bylaws, policies and procedures shall

1 be consistent with ss. 46.2805 to 46.2895 and, if the family long-term care district  
2 contracts with the department under par. (d) or (dm), with the terms of that contract.

3 **SECTION 1042.** 46.2895 (4) (dm) of the statutes is created to read:

4 46.2895 (4) (dm) Subject to sub. (1) (c), enter into a contract with the  
5 department to operate a program described under s. 46.2805 (1) (a) or (b) and provide  
6 services related to the contracted services.

7 **SECTION 1043.** 46.2895 (4) (g) of the statutes is amended to read:

8 46.2895 (4) (g) Subject to sub. (8), employ any agent, employee, or special  
9 adviser that the family long-term care district finds necessary, fix and regulate his  
10 or her compensation and provide, either directly or subject to an agreement under  
11 s. 66.0301 as a participant in a benefit plan of another governmental entity, any  
12 employee benefits, including an employee pension plan.

13 **SECTION 1044.** 46.2895 (4) (h) of the statutes is amended to read:

14 46.2895 (4) (h) Mortgage, pledge or otherwise encumber the family long-term  
15 care district's property or funds.

16 **SECTION 1045.** 46.2895 (4) (k) of the statutes is amended to read:

17 46.2895 (4) (k) Create a risk reserve or other special reserve as the family  
18 long-term care district board desires or as the department requires under the  
19 contract with the department that is specified under par. (d).

20 **SECTION 1046.** 46.2895 (4) (L) of the statutes is amended to read:

21 46.2895 (4) (L) Accept aid, including loans, to accomplish the purpose of the  
22 family long-term care district from any local, state or federal governmental agency  
23 or accept gifts, loans, grants or bequests from individuals or entities, if the conditions  
24 under which the aid, loan, gift, grant or bequest is furnished are not in conflict with  
25 this section.

1           **SECTION 1047.** 46.2895 (4) (m) of the statutes is amended to read:

2           46.2895 (4) (m) Make and execute other instruments necessary or convenient  
3 to exercise the powers of the family long-term care district.

4           **SECTION 1048.** 46.2895 (5) of the statutes is amended to read:

5           46.2895 (5) LIMITATION ON POWERS. A family long-term care district may not  
6 issue bonds or levy a tax or assessment.

7           **SECTION 1049.** 46.2895 (6) (intro.) of the statutes is amended to read:

8           46.2895 (6) DUTIES. (intro.) The family long-term care district board shall do  
9 all of the following:

10          **SECTION 1050.** 46.2895 (6) (b) of the statutes is amended to read:

11          46.2895 (6) (b) Subject to sub. (8), develop and implement a personnel  
12 structure and other employment policies for employees of the family long-term  
13 care district.

14          **SECTION 1051.** 46.2895 (6) (c) of the statutes is amended to read:

15          46.2895 (6) (c) Assure compliance with the terms of any contract with the  
16 department under sub. (4) (d) or (dm).

17          **SECTION 1052.** 46.2895 (6) (d) of the statutes is amended to read:

18          46.2895 (6) (d) Establish a fiscal operating year and annually adopt a budget  
19 for the family long-term care district.

20          **SECTION 1053.** 46.2895 (6) (e) of the statutes is amended to read:

21          46.2895 (6) (e) Contract for any legal services required for the family long-term  
22 care district.

23          **SECTION 1054.** 46.2895 (7) (a) of the statutes is amended to read:

1           46.2895 (7) (a) Manage the property and business of the family long-term care  
2 district and manage the employees of the district, subject to the general control of the  
3 family long-term care district board.

4           **SECTION 1055.** 46.2895 (7) (b) of the statutes is amended to read:

5           46.2895 (7) (b) Comply with the bylaws and direct enforcement of all policies  
6 and procedures adopted by the family long-term care district board.

7           **SECTION 1056.** 46.2895 (7) (c) of the statutes is amended to read:

8           46.2895 (7) (c) Perform duties in addition to those specified in pars. (a) and (b)  
9 as are prescribed by the family long-term care district board.

10          **SECTION 1057.** 46.2895 (8) (a) (intro.) of the statutes is amended to read:

11          46.2895 (8) (a) (intro.) A family long-term care district board that is created  
12 at least in part by a county shall do all of the following:

13          **SECTION 1058.** 46.2895 (8) (a) 1. of the statutes is amended to read:

14          46.2895 (8) (a) 1. If the family long-term care district offers employment to any  
15 individual who was previously employed by the a county, which participated in  
16 creating the district and at the time of the offer had not withdrawn or been removed  
17 from the district under sub. (14), and who while employed by the county performed  
18 duties relating to the same or a substantially similar function for which the  
19 individual is offered employment by the district and whose wages, hours and  
20 conditions of employment were established in a collective bargaining agreement  
21 with the county under subch. IV of ch. 111 that is in effect on the date that the  
22 individual commences employment with the district, with respect to that individual,  
23 abide by the terms of the collective bargaining agreement concerning the individual's  
24 compensation and benefits wages and, if applicable, vacation allowance, sick leave  
25 accumulation, sick leave bank, holiday allowance, funeral leave allowance, personal

1 day allowance, or paid time off allowance until the time of the expiration of that  
2 collective bargaining agreement or adoption of a collective bargaining agreement  
3 with the district under subch. IV of ch. 111 covering the individual as an employee  
4 of the district, whichever occurs first.

5 **SECTION 1059.** 46.2895 (8) (a) 2. of the statutes is repealed.

6 **SECTION 1060.** 46.2895 (8) (a) 3. of the statutes is amended to read:

7 46.2895 (8) (a) 3. If the family long-term care district offers employment to any  
8 individual who was previously employed by the a county, which participated in  
9 creating the district and at the time of the offer had not withdrawn or been removed  
10 from the district under sub. (14), and who while employed by the county performed  
11 duties relating to the same or a substantially similar function for which the  
12 individual is offered employment by the district, with respect to that individual,  
13 recognize all years of service with the county for any benefit provided or program  
14 operated by the district for which an employee's years of service may affect the  
15 provision of the benefit or the operation of the program.

16 **SECTION 1061.** 46.2895 (8) (a) 4. of the statutes is amended to read:

17 46.2895 (8) (a) 4. If the county has not established its own retirement system  
18 for county employees, adopt a resolution that the family long-term care district be  
19 included within the provisions of the Wisconsin retirement system under s. 40.21 (1).  
20 In this resolution, the family long-term care district shall agree to recognize 100%  
21 of the prior creditable service of its employees earned by the employees while  
22 employed by the district.

23 **SECTION 1062.** 46.2895 (8) (b) (intro.) of the statutes is amended to read:

1           46.2895 (8) (b) (intro.) The county board of supervisors of the ~~area of~~  
2 ~~jurisdiction of the family~~ each county that creates a long-term care district shall do  
3 all of the following:

4           **SECTION 1063.** 46.2895 (8) (b) 1. of the statutes is amended to read:

5           46.2895 (8) (b) 1. If the county has established its own retirement system for  
6 county employees, provide that family long-term care district employees are eligible  
7 to participate in the county retirement system.

8           **SECTION 1064.** 46.2895 (8) (b) 2. of the statutes is repealed.

9           **SECTION 1065.** 46.2895 (8) (b) 2m. of the statutes is created to read:

10          46.2895 (8) (b) 2m. If the long-term care district employs any individual who  
11 was previously employed by the county, provide the individual health care coverage  
12 that is similar to the health care coverage that the county provided the individual  
13 when he or she was employed by the county.

14          **SECTION 1066.** 46.2895 (8) (b) 3. of the statutes is repealed.

15          **SECTION 1067.** 46.2895 (8) (c) of the statutes is created to read:

16          46.2895 (8) (c) A long-term care district and any county that created the  
17 district and has not withdrawn from or been removed from the district under sub.  
18 (14) may enter into an agreement allocating the costs of providing benefits described  
19 under this section between the district and the county.

20          **SECTION 1068.** 46.2895 (9) of the statutes is amended to read:

21          46.2895 (9) CONFIDENTIALITY OF RECORDS. No record, as defined in s. 19.32 (2),  
22 of a family long-term care district that contains personally identifiable information,  
23 as defined in s. 19.62 (5), concerning an individual who receives services from the  
24 family long-term care district may be disclosed by the family long-term care district

1 without the individual's informed consent, except as required to comply with s.  
2 16.009 (2) (p) or 49.45 (4).

3 **SECTION 1069.** 46.2895 (10) of the statutes is amended to read:

4 46.2895 (10) EXCHANGE OF INFORMATION. Notwithstanding sub. (9) and ss.  
5 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7),  
6 253.07 (3) (c) and 938.78 (2) (a), a family long-term care district acting under this  
7 section may exchange confidential information about a client, as defined in s.  
8 46.287 (1), without the informed consent of the client, under s. 46.21 (2m) (c),  
9 46.215 (1m), 46.22 (1) (dm), 46.23 (3) (e), 46.283 (7), 46.284 (7), 51.42 (3) (e) or  
10 51.437 (4r) (b) in the jurisdiction of the family long-term care district, if necessary  
11 to enable the family long-term care district to perform its duties or to coordinate  
12 the delivery of services to the client.

13 **SECTION 1070.** 46.2895 (11) of the statutes is amended to read:

14 46.2895 (11) OBLIGATIONS AND DEBTS, AND RESPONSIBILITIES NOT THOSE OF COUNTY.  
15 The obligations and debts of ~~the family~~ a long-term care district are not the  
16 obligations or debts of ~~the~~ any county that created the ~~family care~~ district. If a  
17 long-term care district is obligated by statute or contract to provide or pay for  
18 services or benefits, no county is responsible for providing or paying for those services  
19 or benefits.

20 **SECTION 1071.** 46.2895 (12) of the statutes is amended to read:

21 46.2895 (12) ASSISTANCE TO FAMILY LONG-TERM CARE DISTRICT. From moneys in  
22 ~~the~~ a county treasury that are not appropriated to some other purpose, the county  
23 board of supervisors ~~under sub. (1) (a) or the county boards of supervisors under sub.~~  
24 ~~(1) (b)~~ may appropriate moneys to ~~the family~~ a long-term care district that the county



1 participated in creating as a gift or may lend moneys to the family long-term care  
2 district.

3 **SECTION 1072.** 46.2895 (13) (intro.), (a) and (b) of the statutes are consolidated,  
4 renumbered 46.2895 (13) and amended to read:

5 46.2895 **(13)** DISSOLUTION. (intro.) Subject to the performance of the  
6 contractual obligations of a family long-term care district and if first approved by the  
7 secretary of the department, the family long-term care district may be dissolved by  
8 the joint action of the family long-term care district board and each county board of  
9 supervisors ~~under sub. (1) (a) or the county boards of supervisors under sub. (1) (b)~~  
10 or tribe or band that created the family long-term care district and has not  
11 withdrawn or been removed from the district under sub. (14). If the family a  
12 long-term care district that is created by one county or tribe or band is dissolved, the  
13 property of the district shall be transferred to the county board of supervisors or tribe  
14 or band that created the family care district ~~except as follows: it.~~ (a) If the family a  
15 long-term care district was is created under sub. (1) (b), by more than one county or  
16 tribe or band, all of the county boards of supervisors counties or tribes or bands that  
17 created the district and that have not withdrawn or been removed from the district  
18 under sub. (14) shall agree on the apportioning of the family long-term care district's  
19 property before the district may be dissolved. (b) If the family long-term care district  
20 operates a care management organization under s. 46.284, disposition of any  
21 remaining funds in the risk reserve under s. 46.284 (5) (e) shall be made under the  
22 terms of the district's contract with the department.

23 **SECTION 1073.** 46.2895 (14) of the statutes is created to read:

24 46.2895 **(14)** WITHDRAWAL OR REMOVAL OF A COUNTY OR TRIBE OR BAND. Subject  
25 to approval from the department, a long-term care district may establish conditions

1 for a county or tribe or band that participated with one or more counties or tribes or  
2 bands in creating the district to withdraw from the district or for the district to  
3 remove the county or tribe or band from the district.

4 **SECTION 1073v.** 46.29 (1) (intro.) of the statutes is amended to read:

5 46.29 (1) (intro.) From the appropriation under s. 20.435 (6) (a), the  
6 department shall allocate ~~up to \$10,000~~ at least \$16,100 in each fiscal year for  
7 operation of the council on physical disabilities. The council on physical disabilities  
8 shall do all of the following:

9 **SECTION 1076.** 46.30 (title) of the statutes is renumbered 49.265 (title).

10 **SECTION 1077.** 46.30 (1) of the statutes is renumbered 49.265 (1).

11 **SECTION 1078.** 46.30 (2) of the statutes is renumbered 49.265 (2).

12 **SECTION 1079.** 46.30 (3) (title) of the statutes is renumbered 49.265 (3) (title).

13 **SECTION 1080.** 46.30 (3) (a) (intro.) of the statutes is renumbered 49.265 (3) (a)  
14 (intro.).

15 **SECTION 1081.** 46.30 (3) (a) 1. of the statutes is renumbered 49.265 (3) (a) 1.

16 **SECTION 1082.** 46.30 (3) (a) 2. of the statutes is renumbered 49.265 (3) (a) 2.

17 **SECTION 1083.** 46.30 (3) (a) 3. of the statutes is renumbered 49.265 (3) (a) 3.

18 **SECTION 1084.** 46.30 (3) (a) 4. of the statutes is renumbered 49.265 (3) (a) 4.

19 **SECTION 1085.** 46.30 (3) (a) 5. of the statutes is renumbered 49.265 (3) (a) 5.

20 **SECTION 1086.** 46.30 (3) (a) 6. of the statutes is renumbered 49.265 (3) (a) 6.

21 **SECTION 1087.** 46.30 (3) (a) 7. of the statutes is renumbered 49.265 (3) (a) 7.

22 **SECTION 1088.** 46.30 (3) (a) 8. of the statutes is renumbered 49.265 (3) (a) 8. and  
23 amended to read:

1           49.265 **(3)** (a) 8. Appoint a representative or representatives to the citizen  
2 advisory committee under s. ~~46.031~~ 49.325 (3) (a), in order to participate in  
3 developing and implementing programs designed to serve the poor.

4           **SECTION 1089.** 46.30 (3) (b) of the statutes is renumbered 49.265 (3) (b).

5           **SECTION 1090.** 46.30 (4) (title) of the statutes is renumbered 49.265 (4) (title).

6           **SECTION 1091.** 46.30 (4) (a) of the statutes is renumbered 49.265 (4) (a) and  
7 amended to read:

8           49.265 **(4)** (a) The department shall distribute the federal community services  
9 block grant funds received under 42 USC 9903 and deposited in the appropriations  
10 under s. ~~20.435 (3)~~ 20.437 (1) (mc) and (md).

11           **SECTION 1092.** 46.30 (4) (b) of the statutes is renumbered 49.265 (4) (b).

12           **SECTION 1093.** 46.30 (4) (c) of the statutes is renumbered 49.265 (4) (c).

13           **SECTION 1094.** 46.30 (4) (d) of the statutes is renumbered 49.265 (4) (d).

14           **SECTION 1095.** 46.30 (5) of the statutes is renumbered 49.265 (5).

15           **SECTION 1096.** 46.40 (1) (a) of the statutes is amended to read:

16           46.40 **(1)** (a) Within the limits of available federal funds and of the  
17 appropriations under s. 20.435 (7) (b) and (o), the department shall distribute funds  
18 for community social, mental health, developmental disabilities, and alcohol and  
19 other drug abuse services and for services under ss. ~~46.51~~, 46.87, 46.985, and 51.421  
20 to county departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437 and to  
21 county aging units, as provided in subs. (2), (2m), and (7) to (9).

22           **SECTION 1097.** 46.40 (1) (b) of the statutes is renumbered 48.563 (1) (b) and  
23 amended to read:

24           48.563 **(1)** (b) Notwithstanding s. ~~46.49~~ 48.568, if the department receives any  
25 federal moneys under 42 USC 670 to 679a in reimbursement of moneys allocated

1 under par. (a) for the provision of foster care, the department shall distribute those  
2 federal moneys for services and projects to assist children and families and for the  
3 purposes specified in s. ~~46.46~~ 48.567.

4 **SECTION 1098.** 46.40 (1) (c) of the statutes is renumbered 48.563 (1) (c) and  
5 amended to read:

6 48.563 (1) (c) The Milwaukee County department of social services shall report  
7 to the department in a manner specified by the department on all children under the  
8 supervision of the Milwaukee County department of social services who are placed  
9 in foster homes and whose foster parents receive funding for child care from the  
10 amounts distributed under par. (a) so that the department may claim federal foster  
11 care and adoption assistance reimbursement under 42 USC 670 to 679a for the  
12 amounts expended by the Milwaukee County department of social services for the  
13 provision of child care for those children. Notwithstanding s. ~~46.49~~ 48.568, if the  
14 department receives any federal moneys under 42 USC 670 to 679a in  
15 reimbursement of the amounts expended by the Milwaukee County department of  
16 social services for the provision of child care for children in foster care in 1996 and  
17 1997, the department shall distribute those federal moneys to the Milwaukee County  
18 department of social services for the provision of child care for children in foster care.

19 **SECTION 1099.** 46.40 (1) (d) of the statutes is amended to read:

20 46.40 (1) (d) If the department of health and family services receives any  
21 federal moneys under 42 USC 1396 to 1396v in reimbursement of the cost of  
22 preventing out-of-home placements of children, the department of health and  
23 family services shall transfer those moneys to the department of children and  
24 families, and the department of children and families shall use those moneys as the

1 first source of moneys used to meet the amount of the allocation under ~~sub. s. 48.563~~  
2 (2) that is budgeted from federal funds.

3 **SECTION 1100.** 46.40 (2) of the statutes is amended to read:

4 46.40 (2) BASIC COUNTY ALLOCATION. Subject to sub. (9), for social services under  
5 s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall distribute not  
6 more than ~~\$242,078,700~~ \$242,725,500 in each fiscal year.

7 **SECTION 1101.** 46.40 (2) of the statutes, as affected by 2007 Wisconsin Act ...  
8 (this act), is amended to read:

9 46.40 (2) BASIC COUNTY ALLOCATION. Subject to sub. (9), for social services under  
10 s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall distribute not  
11 more than ~~\$242,725,500~~ \$176,068,400 in each fiscal year.

12 **SECTION 1101p.** 46.40 (2m) (b) of the statutes is amended to read:

13 46.40 (2m) (b) *Community mental health services.* For community mental  
14 health services under 42 USC 300x to 300x–9, the department shall distribute not  
15 more than \$2,513,400 in each fiscal year.

16 **SECTION 1102.** 46.40 (3) of the statutes is renumbered 48.563 (3) and amended  
17 to read:

18 48.563 (3) TRIBAL CHILD CARE. For child care services under 42 USC 9858, the  
19 department shall distribute not more than \$412,800 in each fiscal year from the  
20 appropriation account under s. ~~20.435–(7)~~ 20.437 (1) (b) to federally recognized  
21 American Indian tribes or bands. A tribe or band that receives funding under this  
22 subsection shall use that funding to provide child care for an eligible child, as defined  
23 in 42 USC 9858n (4).

24 **SECTION 1103.** 46.40 (7m) of the statutes is renumbered 48.563 (7m) and  
25 amended to read:

1           **48.563 (7m)** USE BY COUNTY OF ~~COMMUNITY~~ CHILDREN AND FAMILY AIDS FUNDS TO  
2 PAY PRIVATE ATTORNEYS FOR CERTAIN PROCEEDINGS ~~UNDER THE CHILDREN'S CODE~~. Upon  
3 application by a county department under s. 46.215, 46.22~~1~~, or 46.23 to the  
4 department for permission to use funds allocated to that county department under  
5 sub. (2) to employ private counsel for the purposes specified in this subsection and  
6 a determination by the department that use of funds for those purposes does not  
7 affect any federal grants or federal funding allocated under this section, the  
8 department and the county department shall execute a contract authorizing the  
9 county department to expend, as agreed upon in the contract, funds allocated to that  
10 county department under sub. (2) to permit the county department to employ private  
11 counsel to represent the interests of the state or county in proceedings under ~~ch. 48~~  
12 this chapter relating to child abuse or neglect cases, unborn child abuse cases,  
13 ~~proceedings to terminate, termination of~~ parental rights~~1~~, and any ~~ch. 48 cases or~~  
14 ~~proceedings involving the Indian child welfare act~~ Child Welfare Act, 25 USC 1901  
15 to 1963.

16           **SECTION 1104a.** 46.40 (9) (a) of the statutes is renumbered 46.40 (9) (ar) and  
17 amended to read:

18           **46.40 (9) (ar)** *Transfer to family care program and adult protective services*  
19 *allocation*. If a care management organization under s. 46.284 is available in a  
20 county, the department may ~~dispose of not more than 21.3% of the amount allocated~~  
21 ~~under sub. (2) to that county as follows; and, of the amount allocated under sub. (8),~~  
22 ~~may dispose of the lesser of up to 60% or the amount remaining after subtracting an~~  
23 amount necessary to maintain funding for recipients under sub. (8) who, on  
24 September 1, 2001, are ineligible for the family care benefit under s. 46.286, to that  
25 county, as follows:

1           1. By transferring a portion of ~~those amounts~~ that amount, as determined by  
2 the department, to the family care program to fund the services of resource centers  
3 under s. 46.283 (5) and the services of care management organizations under s.  
4 46.284 (4).

5           2. By transferring a portion of ~~those amounts~~ that amount, as determined by  
6 the department, to the county's adult protective services allocation under par. (b).

7           **SECTION 1104c.** 46.40 (9) (ag) of the statutes is created to read:

8           46.40 (9) (ag) *Adjustment for family care.* If a care management organization  
9 under s. 46.284 is available in a county and the county has under s. 46.281 (4) agreed  
10 to a reduction in its distribution under sub. (2), the department shall use the amount  
11 established under s. 46.281 (4) to fund the services of care management  
12 organizations under s. 46.284 (4).

13           **SECTION 1104g.** 46.40 (9) (b) of the statutes is amended to read:

14           46.40 (9) (b) *Adult protective services allocation.* For adult protective services,  
15 the department shall distribute the amounts transferred under par. (a) ~~(ar)~~ 2. in each  
16 fiscal year.

17           **SECTION 1106.** 46.45 (2) (a) of the statutes is renumbered 48.565 (2) (a) and  
18 amended to read:

19           48.565 (2) (a) Subject to par. (am), if on December 31 of any year there remains  
20 unspent or unencumbered in the allocation under s. ~~46.40~~ 48.563 (2) an amount that  
21 exceeds the amount received under 42 USC 670 to 679a and allocated under s. ~~46.40~~  
22 48.563 (2) in that year, the department shall carry forward the excess moneys and  
23 distribute not less than 50% of the excess moneys to counties having a population of  
24 less than 500,000 that are making a good faith effort, as determined by the  
25 department, to comply with s. 46.22 (1) (c) 8. f. for services and projects to assist

1 children and families, notwithstanding the percentage limit specified in sub. (3) (a).  
2 A county shall use not less than 50% of the moneys distributed to the county under  
3 this subsection for services for children who are at risk of abuse or neglect to prevent  
4 the need for child abuse and neglect intervention services, except that in the calendar  
5 year in which a county achieves compliance with s. 46.22 (1) (c) 8. f. and in the 2  
6 calendar years after that calendar year the county may use 100% of the moneys  
7 distributed under this paragraph to reimburse the department for the costs of  
8 achieving that compliance. If a county does not comply with s. 46.22 (1) (c) 8. f. before  
9 July 1, 2005, the department may recover any amounts distributed to that county  
10 under this paragraph after June 30, 2001, by billing the county or deducting from  
11 that county's allocation under s. ~~46.40~~ 48.563 (2). All moneys received by the  
12 department under this paragraph shall be credited to the appropriation account  
13 under s. ~~20.435 (3)~~ 20.437 (1) (j).

14 **SECTION 1107.** 46.45 (2) (am) of the statutes is renumbered 48.565 (2) (am) and  
15 amended to read:

16 48.565 (2) (am) If on December 31 of any year a county is not using the  
17 centralized unit contracted for under s. ~~46.03~~ 48.47 (7) (h) for determining whether  
18 the cost of providing care for a child is eligible for reimbursement under 42 USC 670  
19 to 679a, the department shall reduce that county's distribution under par. (a) by 50%.

20 **SECTION 1108.** 46.45 (2) (b) of the statutes is renumbered 48.565 (2) (b).

21 **SECTION 1109.** 46.45 (2) (c) of the statutes is renumbered 48.565 (2) (c) and  
22 amended to read:

23 48.565 (2) (c) The department shall credit to the appropriation account under  
24 s. ~~20.435 (8) (mb)~~ 20.437 (3) (mp) any moneys carried forward under par. (a), but not  
25 distributed to counties, and may expend those moneys as provided in s. ~~46.46~~ 48.567.



1           **SECTION 1110.** 46.45 (3) (a) of the statutes is amended to read:

2           46.45 **(3)** (a) Except as provided in par. (b), at the request of a county, tribal  
3 governing body, or private nonprofit organization, the department shall carry  
4 forward up to 3% of the total amount allocated to the county, tribal governing body,  
5 or nonprofit organization for a calendar year, not including the amount allocated to  
6 the county under s. 46.40 (7), which amount may be carried forward as provided in  
7 par. (c). All funds carried forward for a tribal governing body or nonprofit  
8 organization, ~~all federal child welfare funds under 42 USC 620 to 626,~~ and all funds  
9 allocated under s. 46.40 (2m) carried forward for a county shall be used for the  
10 purpose for which the funds were originally allocated. Other funds carried forward  
11 under this paragraph may be used for any purpose under s. 20.435 (7) (b), except that  
12 a county may not use any funds carried forward under this paragraph for  
13 administrative or staff costs. An allocation of carried-forward funding under this  
14 paragraph does not affect a county's base allocations under s. 46.40 (2), (2m), (8), and  
15 (9).

16           **SECTION 1111.** 46.46 (1) of the statutes is amended to read:

17           46.46 **(1)** From the appropriation account under s. 20.435 (8) (mb), the  
18 department shall support costs that are exclusively related to the ongoing and  
19 recurring operational costs of augmenting the amount of moneys received under ~~42~~  
20 ~~USC 670 to 679a,~~ 42 USC 1395 to 1395ddd, and 42 USC 1396 to 1396v and to any  
21 other purpose provided for by the legislature by law or in budget determinations and  
22 shall distribute moneys to counties as provided in sub. (1g). In addition, the  
23 department may expend moneys from the appropriation account under s. 20.435 (8)  
24 (mb) as provided in ~~subs. (1m) and~~ sub. (2).

1           **SECTION 1112.** 46.46 (1m) of the statutes is renumbered 48.567 (1m) and  
2 amended to read:

3           **48.567 (1m)** In addition to expending moneys from the appropriation account  
4 under s. ~~20.435 (8) (mb)~~ 20.437 (3) (mp) for the augmentation activities specified in  
5 sub. (1), the department may expend moneys received under 42 USC 1396 to 1396v  
6 in reimbursement of the cost of providing targeted case management services to  
7 children whose care is not eligible for reimbursement under 42 USC 670 to 679a and  
8 credited to the appropriation account under s. ~~20.435 (8) (mb)~~ 20.437 (3) (mp) to  
9 support the counties' share of implementing the statewide automated child welfare  
10 information system under s. 46.22 (1) (c) 8. f. and to provide services to children and  
11 families under s. 48.48 (17).

12           **SECTION 1113.** 46.46 (2) of the statutes is amended to read:

13           **46.46 (2)** If the department proposes to use any moneys from the appropriation  
14 account under s. 20.435 (8) (mb) for any purpose other than the purposes specified  
15 in subs. (1), ~~(1g), and (1m)~~ and (1g), the department shall submit a plan for the  
16 proposed use of those moneys to the secretary of administration by September 1 of  
17 the fiscal year after the fiscal year in which those moneys were received. If the  
18 secretary of administration approves the plan, he or she shall submit the plan to the  
19 joint committee on finance by October 1 of the fiscal year after the fiscal year in which  
20 those moneys were received. If the cochairpersons of the committee do not notify the  
21 secretary of administration within 14 working days after the date of submittal of the  
22 plan that the committee has scheduled a meeting for the purpose of reviewing the  
23 plan, the department may implement the plan. If within 14 working days after the  
24 date of the submittal by the secretary of administration the cochairpersons of the  
25 committee notify him or her that the committee has scheduled a meeting for the

1 purpose of reviewing the plan, the department may implement the plan only with the  
2 approval of the committee.

3 **SECTION 1114.** 46.48 (9) of the statutes is created to read:

4 46.48 (9) QUALITY HOME CARE PROGRAM. The department shall distribute at least  
5 \$167,000 in each fiscal year as a grant to an organization to provide services to  
6 consumers and providers of supportive home care and personal care.

7 **SECTION 1115.** 46.48 (11m) (b) of the statutes is amended to read:

8 46.48 (11m) (b) The department shall award not more than ~~\$83,800 in fiscal~~  
9 ~~year 2005–06 and not more than \$106,400 in fiscal year 2006–07~~ annually as a grant  
10 to an organization or a group of organizations to provide services for female prisoners  
11 and offenders from Milwaukee County and their children, if the prisoners or  
12 offenders have been convicted of nonviolent crimes.

13 **SECTION 1116e.** 46.48 (18) of the statutes is created to read:

14 46.48 (18) OUTREACH SERVICES. The department shall distribute \$84,000 in  
15 each fiscal year as grants to community organizations in southeastern and south  
16 central Wisconsin to provide outreach services relating to health, mental health,  
17 housing, assisted living, domestic violence, and other services.

18 **SECTION 1117.** 46.481 (intro.) of the statutes is renumbered 48.481 (intro.) and  
19 amended to read:

20 **48.481 Grants for children’s community programs.** (intro.) From the  
21 appropriation under s. ~~20.435 (3)~~ 20.437 (1) (bc), the department shall distribute the  
22 following grants for children’s community programs:

23 **SECTION 1118.** 46.481 (1) (title) of the statutes is renumbered 48.481 (1) (title).

24 **SECTION 1119.** 46.481 (1) (a) of the statutes is renumbered 48.481 (1) (a) and  
25 amended to read:

1           48.481 (1) (a) The department shall distribute \$497,200 in each fiscal year to  
2 counties for the purpose of supplementing payments for the care of an individual who  
3 attains age 18 after 1986 and who resided in a foster home, ~~as defined in s. 48.02 (6),~~  
4 or a treatment foster home, ~~as defined in s. 48.02 (17q),~~ for at least 2 years  
5 immediately prior to attaining age 18 and, for at least 2 years, received exceptional  
6 foster care or treatment foster care payments in order to avoid institutionalization,  
7 as provided under rules promulgated by the department, so that the individual may  
8 live in a family home or other noninstitutional situation after attaining age 18. No  
9 county may use funds provided under this paragraph to replace funds previously  
10 used by the county for this purpose.

11           **SECTION 1120.** 46.481 (1) (b) of the statutes is renumbered 48.481 (1) (b).

12           **SECTION 1121.** 46.481 (3) of the statutes is renumbered 48.481 (3).

13           **SECTION 1123.** 46.485 (3g) of the statutes is amended to read:

14           46.485 (3g) The amount that the department may transfer under sub. (2g) for  
15 counties may not exceed the estimated state share of payments under s. 49.45, 49.46  
16 ~~or~~, 49.47, or 49.471 for mental health care and treatment that is provided in inpatient  
17 facilities for children with severe emotional disturbances.

18           **SECTION 1124.** 46.49 (title) of the statutes is amended to read:

19           **46.49 (title) Allocation of federal funds for community aids and child**  
20 **welfare.**

21           **SECTION 1125.** 46.49 (1) of the statutes is amended to read:

22           46.49 (1) ~~Subject to s. 46.40 (1) (b) and (c), if~~ If the department receives  
23 unanticipated federal community mental health services block grant funds under 42  
24 USC 300x to 300x-9, or federal prevention and treatment of substance abuse block  
25 grant funds under 42 USC 300x-21 to 300x-35, ~~or foster care and adoption~~

1     ~~assistance payments under 42 USC 670 to 679a and it~~ if the department proposes to  
2     allocate the unanticipated funds so that an allocation limit in s. 46.40 is exceeded,  
3     the department shall submit a plan for the proposed allocation to the secretary of  
4     administration. If the secretary of administration approves the plan, he or she shall  
5     submit it to the joint committee on finance. If the cochairpersons of the committee  
6     do not notify the secretary of administration that the committee has scheduled a  
7     meeting for the purpose of reviewing the plan within 14 working days after the date  
8     of his or her submittal, the department may implement the plan, notwithstanding  
9     any allocation limits under s. 46.40. If within 14 working days after the date of the  
10    submittal by the secretary of administration the cochairpersons of the committee  
11    notify him or her that the committee has scheduled a meeting for the purpose of  
12    reviewing the plan, the department may implement the plan, notwithstanding s.  
13    46.40, only with the approval of the committee.

14           **SECTION 1125m.** 46.495 (1) (d) of the statutes is amended to read:

15           46.495 (1) (d) From the appropriations under s. 20.435 (7) (b) and (o), the  
16    department shall distribute the funding for social services, including funding for  
17    foster care, treatment foster care, or subsidized guardianship care of a child on whose  
18    behalf aid is received under s. 46.261, to county departments under ss. 46.215, 46.22,  
19    and 46.23 as provided under s. 46.40. County matching funds are required for the  
20    distributions under s. 46.40 (2), (8), and (9) (b). Each county's required match for the  
21    distribution under s. 46.40 (2) shall be specified in a schedule established annually  
22    by the department of health and family services. Each county's required match for  
23    the distribution under s. 46.40 (8) for a year equals 9.89% of the total of the county's  
24    distributions under s. 46.40 (8) for that year for which matching funds are required  
25    plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for

1 juvenile delinquency–related services from its distribution for 1987. Each county's  
2 required match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of  
3 that county's amounts described in s. 46.40 (9) ~~(a)~~ (ar) (intro.) for that year. Matching  
4 funds may be from county tax levies, federal and state revenue sharing funds, or  
5 private donations to the county that meet the requirements specified in s. 51.423 (5).  
6 Private donations may not exceed 25% of the total county match. If the county match  
7 is less than the amount required to generate the full amount of state and federal  
8 funds distributed for this period, the decrease in the amount of state and federal  
9 funds equals the difference between the required and the actual amount of county  
10 matching funds.

11 **SECTION 1126.** 46.495 (1) (d) of the statutes, as affected by 2007 Wisconsin Act  
12 .... (this act), is amended to read:

13 46.495 (1) (d) From the appropriations under s. 20.435 (7) (b) and (o), the  
14 department shall distribute the funding for social services, ~~including funding for~~  
15 ~~foster care, treatment foster care, or subsidized guardianship care of a child on whose~~  
16 ~~behalf aid is received under s. 46.261,~~ to county departments under ss. 46.215, 46.22,  
17 and 46.23 as provided under s. 46.40. County matching funds are required for the  
18 distributions under s. 46.40 (2), (8), and (9) (b). Each county's required match for the  
19 distribution under s. 46.40 (2) shall be specified in a schedule established annually  
20 by the department of health and family services. Each county's required match for  
21 the distribution under s. 46.40 (8) for a year equals 9.89% of the total of the county's  
22 distributions under s. 46.40 (8) for that year for which matching funds are required  
23 plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for  
24 juvenile delinquency–related services from its distribution for 1987. Each county's  
25 required match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of

1 that county's amounts described in s. 46.40 (9) (ar) (intro.) for that year. Matching  
2 funds may be from county tax levies, federal and state revenue sharing funds, or  
3 private donations to the county that meet the requirements specified in s. 51.423 (5).  
4 Private donations may not exceed 25% of the total county match. If the county match  
5 is less than the amount required to generate the full amount of state and federal  
6 funds distributed for this period, the decrease in the amount of state and federal  
7 funds equals the difference between the required and the actual amount of county  
8 matching funds.

9 **SECTION 1127.** 46.51 (title) of the statutes is renumbered 48.986 (title).

10 **SECTION 1128.** 46.51 (1) of the statutes is renumbered 48.986 (1) and amended  
11 to read:

12 48.986 (1) From the amounts distributed under s. ~~46.40~~ 48.563 (1) for services  
13 for children and families, the department shall distribute funds to eligible counties  
14 for services related to child abuse and neglect and to unborn child abuse, including  
15 child abuse and neglect and unborn child abuse prevention, investigation, and  
16 treatment.

17 **SECTION 1129.** 46.51 (3) of the statutes is renumbered 48.986 (3).

18 **SECTION 1130.** 46.51 (4) of the statutes is renumbered 48.986 (4).

19 **SECTION 1131.** 46.51 (5) of the statutes is renumbered 48.986 (5).

20 **SECTION 1133.** 46.515 (title) of the statutes is renumbered 48.983 (title).

21 **SECTION 1134.** 46.515 (1) (intro.) of the statutes is renumbered 48.983 (1)  
22 (intro.).

23 **SECTION 1135.** 46.515 (1) (a) of the statutes is repealed.

24 **SECTION 1136.** 46.515 (1) (b) (intro.) of the statutes is renumbered 48.983 (1)  
25 (b) (intro.).

1           **SECTION 1137.** 46.515 (1) (b) 1. (intro.) of the statutes is renumbered 48.983 (1)  
2 (b) 1. (intro.).

3           **SECTION 1138.** 46.515 (1) (b) 1. a. of the statutes is renumbered 48.983 (1) (b)  
4 1. a.

5           **SECTION 1139.** 46.515 (1) (b) 1. b. of the statutes is renumbered 48.983 (1) (b)  
6 1. b.

7           **SECTION 1140.** 46.515 (1) (b) 1. c. of the statutes is renumbered 48.983 (1) (b)  
8 1. c. and amended to read:

9           48.983 (1) (b) 1. c. A family that includes a person who has contacted a county  
10 department, ~~as defined in s. 48.02 (2g),~~ or an Indian tribe that has been awarded a  
11 grant under this section or, in a county having a population of 500,000 or more that  
12 has been awarded a grant under this section, the department or a licensed child  
13 welfare agency under contract with the department requesting assistance to prevent  
14 abuse or neglect of a child in the person's family and with respect to which an  
15 individual responding to the request has determined that all of the conditions in  
16 subd. 2. exist.

17           **SECTION 1141.** 46.515 (1) (b) 2. of the statutes is renumbered 48.983 (1) (b) 2.

18           **SECTION 1142.** 46.515 (1) (c) of the statutes is repealed.

19           **SECTION 1143.** 46.515 (1) (cm) of the statutes is renumbered 48.983 (1) (cm).

20           **SECTION 1144.** 46.515 (1) (d) of the statutes is renumbered 48.983 (1) (d).

21           **SECTION 1145.** 46.515 (1) (e) of the statutes is renumbered 48.983 (1) (e).

22           **SECTION 1146.** 46.515 (1) (f) of the statutes is renumbered 48.983 (1) (f).

23           **SECTION 1147.** 46.515 (1) (g) of the statutes is renumbered 48.983 (1) (g).

24           **SECTION 1148.** 46.515 (1) (h) of the statutes is renumbered 48.983 (1) (h).

25           **SECTION 1149.** 46.515 (1) (i) of the statutes is renumbered 48.983 (1) (i).



1           **SECTION 1150.** 46.515 (1) (j) of the statutes is renumbered 48.983 (1) (j).

2           **SECTION 1151.** 46.515 (2) of the statutes is renumbered 48.983 (2) and amended  
3 to read:

4           **48.983 (2) FUNDS PROVIDED.** If a county or Indian tribe applies and is selected  
5 by the department under sub. (5) to participate in the program under this section,  
6 the department shall award, from the appropriation under s. ~~20.435 (5)~~ 20.437 (2)  
7 (ab), a grant annually to be used only for the purposes specified in sub. (4) (a) and  
8 (am). The minimum amount of a grant is \$10,000. The department shall determine  
9 the amount of a grant awarded to a county, other than a county with a population of  
10 500,000 or more, or Indian tribe in excess of the minimum amount based on the  
11 number of births that are funded by medical assistance under subch. IV of ch. 49 in  
12 that county or the reservation of that Indian tribe in proportion to the number of  
13 births that are funded by medical assistance under subch. IV of ch. 49 in all of the  
14 counties and the reservations of all of the Indian tribes to which grants are awarded  
15 under this section. The department shall determine the amount of a grant awarded  
16 to a county with a population of 500,000 or more in excess of the minimum amount  
17 based on 60% of the number of births that are funded by medical assistance under  
18 subch. IV of ch. 49 in that county in proportion to the number of births that are  
19 funded by medical assistance under subch. IV of ch. 49 in all of the counties and the  
20 reservations of all of the Indian tribes to which grants are awarded under this  
21 section.

22           **SECTION 1152.** 46.515 (3) of the statutes is renumbered 48.983 (3).

23           **SECTION 1153.** 46.515 (4) of the statutes is renumbered 48.983 (4).

24           **SECTION 1154.** 46.515 (5) of the statutes is renumbered 48.983 (5) and amended  
25 to read:

1           **48.983 (5) SELECTION OF COUNTIES AND INDIAN TRIBES.** The department shall  
2 provide competitive application procedures for selecting counties and Indian tribes  
3 for participation in the program under this section. The department shall establish  
4 a method for ranking applicants for selection based on the quality of their  
5 applications. In ranking the applications submitted by counties, the department  
6 shall give favorable consideration to a county that has indicated under sub. (6) (d)  
7 2. that it is willing to use a portion of any moneys distributed to the county under s.  
8 ~~46.45~~ 48.565 (2) (a) to provide case management services to a medical assistance  
9 beneficiary under s. 49.45 (25) (am) 9. who is a case or who is a member of a family  
10 that is a case and that has explained under sub. (6) (d) 2. how the county plans to use  
11 that portion of those moneys to promote the provision of those services for the case  
12 by using a wraparound process so as to provide those services in a flexible,  
13 comprehensive and individualized manner in order to reduce the necessity for  
14 court-ordered services. The department shall also provide application requirements  
15 and procedures for the renewal of a grant awarded under this section. The  
16 application procedures and the renewal application requirements and procedures  
17 shall be clear and understandable to the applicants. The department need not  
18 promulgate as rules under ch. 227 the application procedures, the renewal  
19 application requirements or procedures or the method for ranking applicants  
20 established under this subsection.

21           **SECTION 1155.** 46.515 (6) (intro.) of the statutes is renumbered 48.983 (6)  
22 (intro.).

23           **SECTION 1156.** 46.515 (6) (a) of the statutes is renumbered 48.983 (6) (a).

24           **SECTION 1157.** 46.515 (6) (b) of the statutes is renumbered 48.983 (6) (b).

25           **SECTION 1158.** 46.515 (6) (c) of the statutes is renumbered 48.983 (6) (c).

1           **SECTION 1159.** 46.515 (6) (d) (title) of the statutes is renumbered 48.983 (6) (d)  
2 (title).

3           **SECTION 1160.** 46.515 (6) (d) 1. of the statutes is renumbered 48.983 (6) (d) 1.

4           **SECTION 1161.** 46.515 (6) (d) 2. of the statutes is renumbered 48.983 (6) (d) 2.  
5 and amended to read:

6           48.983 **(6)** (d) 2. The applicant indicates in the grant application whether the  
7 applicant is willing to use a portion of any moneys distributed to the applicant under  
8 s. ~~46.45~~ 48.565 (2) (a) to provide case management services to a medical assistance  
9 beneficiary under s. 49.45 (25) (am) 9. who is a case or who is a member of a family  
10 that is a case. If the applicant is so willing, the applicant shall explain how the  
11 applicant plans to use that portion of those moneys to promote the provision of those  
12 services for the case by using a wraparound process so as to provide those services  
13 in a flexible, comprehensive and individualized manner in order to reduce the  
14 necessity for court–ordered services.

15           **SECTION 1162.** 46.515 (6) (e) of the statutes is renumbered 48.983 (6) (e).

16           **SECTION 1163.** 46.515 (6g) of the statutes is renumbered 48.983 (6g).

17           **SECTION 1164.** 46.515 (6m) of the statutes is renumbered 48.983 (6m) and  
18 amended to read:

19           48.983 **(6m)** NOTIFICATION OF PARENT PRIOR TO MAKING ABUSE OR NEGLECT REPORT.  
20 If a person who is providing services under a home visitation program under sub. (4)  
21 (b) 1. determines that he or she is required or permitted to make a report under s.  
22 48.981 (2) about a child in a family to which the person is providing those services,  
23 the person shall, prior to making the report under s. 48.981 (2), make a reasonable  
24 effort to notify the child’s parent that a report under s. 48.981 (2) will be made and  
25 to encourage the parent to contact a county department ~~under s. 46.22 or 46.23~~ to

1 request assistance. The notification requirements under this subsection do not affect  
2 the reporting requirements under s. 48.981 (2).

3 **SECTION 1165.** 46.515 (6r) of the statutes is renumbered 48.983 (6r).

4 **SECTION 1166.** 46.515 (7) of the statutes is renumbered 48.983 (7).

5 **SECTION 1167.** 46.515 (8) of the statutes is renumbered 48.983 (8).

6 **SECTION 1167n.** 46.54 of the statutes is amended to read:

7 **46.54 Consumer and family self-help and peer-support programs.**

8 From the appropriation under s. 20.435 (7) (md), the department ~~may not~~ shall  
9 distribute ~~more than~~ \$874,000 in each fiscal year to increase support for mental  
10 health family support projects, employment projects operated by consumers of  
11 mental health services, mental health crisis intervention and drop-in projects, and  
12 public mental health information activities.

13 **SECTION 1168.** 46.75 (title) of the statutes is renumbered 49.171 (title).

14 **SECTION 1169.** 46.75 (1) of the statutes is renumbered 49.171 (1).

15 **SECTION 1170.** 46.75 (2) (title) of the statutes is renumbered 49.171 (2) (title).

16 **SECTION 1171.** 46.75 (2) (a) of the statutes is renumbered 49.171 (2) (a) and  
17 amended to read:

18 49.171 (2) (a) From the appropriation under s. ~~20.435 (5)~~ 20.437 (2) (dn), the  
19 department shall award grants to agencies to operate food distribution programs  
20 that qualify for participation in the emergency food assistance program under P.L.  
21 98–8, as amended.

22 **SECTION 1172.** 46.75 (2) (b) of the statutes is renumbered 49.171 (2) (b).

23 **SECTION 1173.** 46.75 (3) of the statutes is renumbered 49.171 (3).

24 **SECTION 1174.** 46.76 (intro.) of the statutes is renumbered 49.172 (intro.).

25 **SECTION 1175.** 46.76 (1) of the statutes is renumbered 49.172 (1).

1           **SECTION 1176.** 46.76 (2) of the statutes is renumbered 49.172 (2).

2           **SECTION 1176d.** 46.76 (4) of the statutes is renumbered 49.172 (4).

3           **SECTION 1176f.** 46.76 (5) of the statutes is renumbered 49.172 (5).

4           **SECTION 1179.** 46.766 of the statutes is repealed.

5           **SECTION 1180.** 46.77 of the statutes is renumbered 49.1715 and amended to  
6 read:

7           **49.1715 Food distribution administration.** From the appropriation under  
8 s. ~~20.435 (5)~~ 20.437 (2) (dn), the department shall allocate funds to eligible recipient  
9 agencies, as defined in the emergency food assistance act, P.L. 98–8, section 201A,  
10 as amended, for the storage, transportation, and distribution of commodities  
11 provided under the hunger prevention act of 1988, P.L. 100–435, as amended.

12           **SECTION 1181.** 46.95 (title) of the statutes is renumbered 49.165 (title).

13           **SECTION 1182.** 46.95 (1) of the statutes is renumbered 49.165 (1).

14           **SECTION 1183.** 46.95 (2) (title) of the statutes is renumbered 49.165 (2) (title).

15           **SECTION 1185.** 46.95 (2) (a) of the statutes is renumbered 49.165 (2) (a) and  
16 amended to read:

17           49.165 (2) (a) The secretary shall make grants from the appropriations  
18 appropriation accounts under s. ~~20.435 (3)~~ 20.437 (1) (cd) and (hh) to organizations  
19 for the provision of any of the services specified in sub. (1) (d). Grants may be made  
20 to organizations which have provided those domestic abuse services in the past or to  
21 organizations which propose to provide those services in the future. No grant may  
22 be made to fund services for child or unborn child abuse or abuse of elderly persons.

23           **SECTION 1186.** 46.95 (2) (b) of the statutes is renumbered 49.165 (2) (b).

24           **SECTION 1187.** 46.95 (2) (c) of the statutes is renumbered 49.165 (2) (c).

25           **SECTION 1188.** 46.95 (2) (d) of the statutes is renumbered 49.165 (2) (d).

1           **SECTION 1189.** 46.95 (2) (e) of the statutes is renumbered 49.165 (2) (e).

2           **SECTION 1190.** 46.95 (2) (f) (intro.) of the statutes is renumbered 49.165 (2) (f)  
3 (intro.) and amended to read:

4           49.165 (2) (f) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cd)  
5 and (hh), the department shall do all of the following:

6           **SECTION 1191.** 46.95 (2) (f) 1. of the statutes is renumbered 49.165 (2) (f) 1.

7           **SECTION 1192.** 46.95 (2) (f) 5. of the statutes is renumbered 49.165 (2) (f) 5.

8           **SECTION 1193.** 46.95 (2) (f) 6. of the statutes is renumbered 49.165 (2) (f) 6.

9           **SECTION 1194.** 46.95 (2) (f) 7. of the statutes is renumbered 49.165 (2) (f) 7.

10          **SECTION 1195.** 46.95 (2) (f) 8. of the statutes is renumbered 49.165 (2) (f) 8.

11          **SECTION 1196.** 46.95 (2) (f) 9. of the statutes is renumbered 49.165 (2) (f) 9.

12          **SECTION 1197.** 46.95 (2) (f) 10. of the statutes is renumbered 49.165 (2) (f) 10.

13          **SECTION 1198.** 46.95 (2m) of the statutes is renumbered 49.165 (2m).

14          **SECTION 1199.** 46.95 (3) of the statutes is renumbered 49.165 (3).

15          **SECTION 1200.** 46.95 (4) of the statutes is renumbered 49.165 (4).

16          **SECTION 1201.** 46.976 of the statutes is repealed.

17          **SECTION 1202.** 46.985 (2) (a) 2. of the statutes is repealed.

18          **SECTION 1203.** 46.985 (2) (f) of the statutes is created to read:

19           46.985 (2) (f) Establish criteria for priority of services that take into account  
20 urgency of need, statewide consistency, developmental impact on eligible children,  
21 and other factors, so as to ensure that available funds are used consistently and  
22 effectively.

23          **SECTION 1204.** 46.99 (title) of the statutes is renumbered 48.545 (title).

24          **SECTION 1205.** 46.99 (1) of the statutes is renumbered 48.545 (1).

25          **SECTION 1206.** 46.99 (2) (title) of the statutes is renumbered 48.545 (2) (title).

1           **SECTION 1207.** 46.99 (2) (a) (intro.) of the statutes is renumbered 48.545 (2) (a)  
2 (intro.) and amended to read:

3           48.545 **(2)** (a) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (eg)  
4 and (nL), the department shall distribute \$2,125,200 in each fiscal year to applying  
5 nonprofit corporations and public agencies operating in a county having a population  
6 of 500,000 or more and \$1,199,300 in each fiscal year to applying county departments  
7 under s. 46.22, 46.23, 51.42, or 51.437 operating in counties other than a county  
8 having a population of 500,000 or more to provide programs to accomplish all of the  
9 following:

10           **SECTION 1208.** 46.99 (2) (a) 1. of the statutes is renumbered 48.545 (2) (a) 1.

11           **SECTION 1209.** 46.99 (2) (a) 2. of the statutes is renumbered 48.545 (2) (a) 2.

12           **SECTION 1210.** 46.99 (2) (a) 3. of the statutes is renumbered 48.545 (2) (a) 3.

13           **SECTION 1211.** 46.99 (2) (a) 4. of the statutes is renumbered 48.545 (2) (a) 4.

14           **SECTION 1212.** 46.99 (2) (a) 5. of the statutes is renumbered 48.545 (2) (a) 5.

15           **SECTION 1213.** 46.99 (2) (b) of the statutes is renumbered 48.545 (2) (b).

16           **SECTION 1214.** 46.99 (3) of the statutes is renumbered 48.545 (3).

17           **SECTION 1215.** 46.995 (title) of the statutes is renumbered 48.487 (title).

18           **SECTION 1216.** 46.995 (1m) of the statutes is renumbered 48.487 (1m) and  
19 amended to read:

20           48.487 **(1m)** TRIBAL ADOLESCENT SERVICES ALLOCATION. From the appropriation  
21 account under s. ~~20.435 (3)~~ 20.437 (1) (eg), the department may allocate \$210,000 in  
22 each fiscal year to provide the grants specified in subs. (2), (3) (b), and (4m) (b).

23           **SECTION 1217.** 46.995 (2) of the statutes is renumbered 48.487 (2).

24           **SECTION 1218.** 46.995 (3) of the statutes is renumbered 48.487 (3).

25           **SECTION 1219.** 46.995 (4m) of the statutes is renumbered 48.487 (4m).

1           **SECTION 1220.** 46.997 (title) of the statutes is renumbered 48.647 (title).

2           **SECTION 1221.** 46.997 (1) of the statutes is renumbered 48.647 (1).

3           **SECTION 1222.** 46.997 (2) (title) of the statutes is renumbered 48.647 (2) (title).

4           **SECTION 1223.** 46.997 (2) (a) of the statutes is renumbered 48.647 (2) (a) and  
5 amended to read:

6           48.647 (2) (a) From the appropriation under s. ~~20.435 (3)~~ 20.437 (1) (f), the  
7 department shall distribute not more than \$0 in each fiscal year as grants to private  
8 agencies to provide 2nd-chance homes and related services to eligible persons who  
9 are placed under s. 48.63 (5) in 2nd-chance homes operated by those private  
10 agencies. A private agency that is awarded a grant under this paragraph may use  
11 the amount awarded under the grant to provide care and maintenance to eligible  
12 persons who are placed under s. 48.63 (5) in a 2nd-chance home operated by the  
13 private agency; provide services, including the services specified in sub. (3), to  
14 eligible persons who currently are or formerly were placed under s. 48.63 (5) in the  
15 2nd-chance home, to the children and families of those eligible persons, and to the  
16 noncustodial parents of the children of those eligible persons; and, in the first year  
17 of the grant period, pay for the start-up costs, other than capital costs, of the private  
18 agency's program funded under this paragraph.

19           **SECTION 1224.** 46.997 (2) (b) of the statutes is renumbered 48.647 (2) (b) and  
20 amended to read:

21           48.647 (2) (b) The department of health and family services shall award the  
22 grants under par. (a) on a competitive basis and according to request-for-proposal  
23 procedures that the department of health and family services shall prescribe in  
24 consultation with the department of workforce development, local health  
25 departments, as defined in s. 250.01 (4), and other providers of services to eligible



1 persons. Those request–for–proposal procedures shall include a requirement that  
2 a private agency that applies for a grant under par. (a) include in its grant application  
3 proof that the private agency has the cultural competency to provide services under  
4 the grant to persons and families in the various cultures in the private agency’s  
5 target population and that cultural competency is incorporated in the private  
6 agency’s policies, administration, and practices. In awarding the grants under par.  
7 (a), the department of health and family services shall consider the need for those  
8 grants to be distributed both on a statewide basis and in the areas of the state with  
9 the greatest need for 2nd–chance homes and the need to provide placements for  
10 children who are voluntarily placed in a 2nd–chance home as well as for children who  
11 are placed in a 2nd–chance home by court order.

12 **SECTION 1225.** 46.997 (2) (c) of the statutes is renumbered 48.647 (2) (c).

13 **SECTION 1226.** 46.997 (2) (d) of the statutes is renumbered 48.647 (2) (d).

14 **SECTION 1227.** 46.997 (2) (e) of the statutes is renumbered 48.647 (2) (e).

15 **SECTION 1228.** 46.997 (3) of the statutes is renumbered 48.647 (3).

16 **SECTION 1229.** 46.997 (4) of the statutes is renumbered 48.647 (4) and amended  
17 to read:

18 48.647 (4) EVALUATION. From the appropriation under s. ~~20.435 (3)~~ 20.437 (1)  
19 (f), the department shall conduct or shall select an evaluator to conduct an evaluation  
20 of the grant program under this section and, by June 1 of the 3rd calendar year  
21 beginning after the year in which the first grant under this section is awarded, shall  
22 submit a report on that evaluation to the governor and to the appropriate standing  
23 committees under s. 13.172 (3). The evaluation shall measure the economic  
24 self–sufficiency, parenting skills, independent living skills, and life choice  
25 decision–making skills of the eligible persons who received services under the

1 program and any other criteria that the department determines to be appropriate for  
2 evaluation.

3 **SECTION 1230.** 48.01 (1) (h) of the statutes is created to read:

4 48.01 (1) (h) To provide a just and humane program of services to nonmarital  
5 children, children and unborn children in need of protection or services, and the  
6 expectant mothers of those unborn children; to avoid duplication and waste of effort  
7 and money on the part of public and private agencies; and to coordinate and integrate  
8 a program of services to children and families.

9 **SECTION 1231.** 48.02 (4) of the statutes is amended to read:

10 48.02 (4) “Department” means the department of ~~health and family services~~  
11 children and families.

12 **SECTION 1232.** 48.02 (16) of the statutes is created to read:

13 48.02 (16) “Secretary” means the secretary of children and families.

14 **SECTION 1233.** 48.06 (4) of the statutes is amended to read:

15 48.06 (4) STATE AID. State aid to any county for court services under this section  
16 shall be at the same net effective rate that each county is reimbursed for county  
17 administration under s. ~~46.495~~ 48.569. Counties having a population of less than  
18 500,000 may use funds received under s. ~~46.495~~ 48.569 (1) (d), including county or  
19 federal revenue sharing funds allocated to match funds received under s. ~~46.495~~  
20 48.569 (1) (d), for the cost of providing court attached intake services in amounts not  
21 to exceed 50% of the cost of providing court attached intake services or \$30,000 per  
22 county per calendar year, whichever is less.

23 **SECTION 1234.** 48.21 (5) (b) 1. of the statutes is renumbered 48.21 (5) (b) 1. a.  
24 and amended to read:

1           48.21 (5) (b) 1. a. A finding that continued placement of the child in his or her  
2 home would be contrary to the welfare of the child. ~~Unless the judge or circuit court~~  
3 ~~commissioner finds that any of the circumstances specified in s. 48.355 (2d) (b) 1. to~~  
4 ~~5. applies, the order shall in addition include a~~

5           b. A finding as to whether the person who took the child into custody and the  
6 intake worker have made reasonable efforts to prevent the removal of the child from  
7 the home, while assuring that the child’s health and safety are the paramount  
8 concerns, and a unless the judge or circuit court commissioner finds that any of the  
9 circumstances specified in s. 48.355 (2d) (b) 1. to 5. applies.

10           c. A finding as to whether the person who took the child into custody and the  
11 intake worker have made reasonable efforts to make it possible for the child to return  
12 safely home or, if,

13           1m. If for good cause shown sufficient information is not available for the judge  
14 or circuit court commissioner to make a finding as to whether those reasonable  
15 efforts were made to prevent the removal of the child from the home, while assuring  
16 that the child’s health and safety are the paramount concerns, a finding as to  
17 whether those reasonable efforts were made to make it possible for the child to return  
18 safely home and an order for the county department, department, in a county having  
19 a population of 500,000 or more, or agency primarily responsible for providing  
20 services to the child under the custody order to file with the court sufficient  
21 information for the judge or circuit court commissioner to make a finding as to  
22 whether those reasonable efforts were made to prevent the removal of the child from  
23 the home by no later than 5 days, excluding Saturdays, Sundays, and legal holidays,  
24 after the date of on which the order is granted.

25           **SECTION 1235.** 48.21 (5) (b) 1. d. of the statutes is created to read:

1           48.21 (5) (b) 1. d. If the child is under the supervision of the county department  
2 or, in a county having a population of 500,000 or more, the department, an order  
3 ordering the child into the placement and care responsibility of the county  
4 department or department as required under 42 USC 672 (a) (2) and assigning the  
5 county department or department primary responsibility for providing services to  
6 the child.

7           **SECTION 1236.** 48.21 (5) (c) of the statutes is amended to read:

8           48.21 (5) (c) The judge or circuit court commissioner shall make the findings  
9 specified in par. (b) 1., 1m., and 3. on a case-by-case basis based on circumstances  
10 specific to the child and shall document or reference the specific information on  
11 which those findings are based in the custody order. A custody order that merely  
12 references par. (b) 1., 1m., or 3. without documenting or referencing that specific  
13 information in the custody order or an amended custody order that retroactively  
14 corrects an earlier custody order that does not comply with this paragraph is not  
15 sufficient to comply with this paragraph.

16           **SECTION 1237.** 48.235 (4) (b) of the statutes is amended to read:

17           48.235 (4) (b) The court shall order the agency identified under s. ~~48.355 (2) (b)~~  
18 ~~1. 48.33 (1) (c)~~ as primarily responsible for the provision of services to notify the  
19 guardian ad litem, if any, regarding actions to be taken under par. (a).

20           **SECTION 1238.** 48.235 (4m) (b) of the statutes is amended to read:

21           48.235 (4m) (b) The court shall order the agency identified under s. ~~48.355 (2)~~  
22 ~~(b) 1. 48.33 (1) (c)~~ as primarily responsible for the provision of services to notify the  
23 guardian ad litem, if any, regarding actions to be taken under par. (a).

24           **SECTION 1239.** 48.275 (2) (d) 2. of the statutes is amended to read:

1           48.275 **(2)** (d) 2. In a county having a population of 500,000 or more,  
2 reimbursement payments shall be made to the clerk of courts of the county where the  
3 proceedings took place. Each payment shall be transmitted to the secretary of  
4 administration, who shall deposit the amount paid in the general fund and credit  
5 25% of the amount paid to the appropriation account under s. ~~20.435 (3)~~ 20.437 (1)  
6 (gx) and the remainder to the appropriation account under s. 20.550 (1) (L).

7           **SECTION 1240.** 48.30 (6) (b) of the statutes is amended to read:

8           48.30 **(6)** (b) If it appears to the court that disposition of the case may include  
9 placement of the child outside the child's home, the court shall order the child's  
10 parent to provide a statement of income, assets, debts, and living expenses to the  
11 court or the designated agency under s. 48.33 (1) at least 5 days before the scheduled  
12 date of the dispositional hearing or as otherwise ordered by the court. The clerk of  
13 court shall provide, without charge, to any parent ordered to provide a statement of  
14 income, assets, debts, and living expenses a document setting forth the percentage  
15 standard established by the department of workforce development under s. 49.22 (9)  
16 and the manner of its application established by the department of health and family  
17 services under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may  
18 consider under s. ~~46.10~~ 49.345 (14) (c).

19           **SECTION 1241.** 48.31 (7) (b) of the statutes is amended to read:

20           48.31 **(7)** (b) If it appears to the court that disposition of the case may include  
21 placement of the child outside the child's home, the court shall order the child's  
22 parent to provide a statement of income, assets, debts, and living expenses to the  
23 court or the designated agency under s. 48.33 (1) at least 5 days before the scheduled  
24 date of the dispositional hearing or as otherwise ordered by the court. The clerk of  
25 court shall provide, without charge, to any parent ordered to provide a statement of

1 income, assets, debts, and living expenses a document setting forth the percentage  
2 standard established by the department of workforce development under s. 49.22 (9)  
3 and the manner of its application established by the department of health and family  
4 services under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may  
5 consider under s. ~~46.10~~ 49.345 (14) (c).

6 **SECTION 1242.** 48.315 (2m) (a) 1. of the statutes is amended to read:

7 48.315 (2m) (a) 1. The court making an initial finding under s. 48.21 (5) (b) 1.  
8 or 1m., 48.355 (2) (b) 6., or 48.357 (2v) (a) 1. that reasonable efforts have been made  
9 to prevent the removal of the child from the home, while assuring that the child's  
10 health and safety are the paramount concerns, or an initial finding under s. 48.21  
11 (5) (b) 3., 48.355 (2) (b) 6r., or 48.357 (2v) (a) 3. that those efforts were not required  
12 to be made because a circumstance specified in s. 48.355 (2d) (b) 1. to 5. applies, more  
13 than 60 days after the date on which the child was removed from the home.

14 **SECTION 1243.** 48.32 (1) (b) 1. of the statutes is renumbered 48.32 (1) (b) 1.  
15 (intro.) and amended to read:

16 48.32 (1) (b) 1. (intro.) If at the time the consent decree is entered into the child  
17 is placed outside the home under a voluntary agreement under s. 48.63 or is  
18 otherwise living outside the home without a court order and if the consent decree  
19 maintains the child in that placement or other living arrangement, the consent  
20 decree shall include ~~a~~ all of the following:

21 a. A finding that placement of the child in his or her home would be contrary  
22 to the welfare of the child, ~~a.~~

23 b. A finding as to whether the county department, the department, in a county  
24 having a population of 500,000 or more, or the agency primarily responsible for  
25 providing services to the child has made reasonable efforts to prevent the removal

1 of the child from the home, while assuring that the child’s health and safety are the  
2 paramount concerns, unless the judge or circuit court commissioner finds that any  
3 of the circumstances specified in s. 48.355 (2d) (b) 1. to 5. applies, ~~and a.~~

4 c. A finding as to whether the county department, department, or agency has  
5 made reasonable efforts to achieve the goal of the child’s permanency plan, unless  
6 return of the child to the home is the goal of the permanency plan and the judge or  
7 circuit court commissioner finds that any of the circumstances specified in s. 48.355  
8 (2d) (b) 1. to 5. applies.

9 **SECTION 1244.** 48.32 (1) (b) 1. d. of the statutes is created to read:

10 48.32 (1) (b) 1. d. If the child’s placement or other living arrangement is under  
11 the supervision of the county department or, in a county having a population of  
12 500,000 or more, the department, an order ordering the child into the placement and  
13 care responsibility of the county department or department as required under 42  
14 USC 672 (a) (2) and assigning the county department or department primary  
15 responsibility for providing services to the child.

16 **SECTION 1245.** 48.33 (4m) (intro.) of the statutes is amended to read:

17 48.33 (4m) SUPPORT RECOMMENDATIONS; INFORMATION TO PARENTS. (intro.) In  
18 making a recommendation for an amount of child support under sub. (4), the agency  
19 shall consider the factors that the court considers under s. 46.10 49.345 (14) (c) for  
20 deviation from the percentage standard. Prior to the dispositional hearing under s.  
21 48.335, the agency shall provide the child’s parent with all of the following:

22 **SECTION 1246.** 48.33 (4m) (b) of the statutes is amended to read:

23 48.33 (4m) (b) A written explanation of how the parent may request that the  
24 court modify the amount of child support under s. 46.10 49.345 (14) (c).

1           **SECTION 1247.** 48.335 (3g) of the statutes is renumbered 48.335 (3g) (intro.) and  
2 amended to read:

3           48.335 **(3g)** (intro.) At hearings under this section, if the agency, as defined in  
4 s. 48.38 (1) (a), is recommending placement of the child in a foster home, treatment  
5 foster home, group home, or residential care center for children and youth or in the  
6 home of a relative other than a parent, the agency shall present as evidence specific  
7 information showing that all of the following:

8           (a) That continued placement of the child in his or her home would be contrary  
9 to the welfare of the child, ~~specific information showing that.~~

10           (b) That the county department, the department, in a county having a  
11 population of 500,000 or more, or the agency primarily responsible for providing  
12 services to the child has made reasonable efforts to prevent the removal of the child  
13 from the home, while assuring that the child's health and safety are the paramount  
14 concerns, unless any of the circumstances specified in s. 48.355 (2d) (b) 1. to 5.  
15 applies, ~~and specific information showing that.~~

16           (c) That the county department, department, or agency has made reasonable  
17 efforts to achieve the goal of the child's permanency plan, unless return of the child  
18 to the home is the goal of the permanency plan and any of the circumstances specified  
19 in s. 48.355 (2d) (b) 1. to 5. applies.

20           **SECTION 1248.** 48.355 (2) (b) 1. of the statutes is amended to read:

21           48.355 **(2)** (b) 1. The specific services ~~or continuum of services~~ to be provided  
22 to the child and family, to the child expectant mother and family, or to the adult  
23 expectant mother, ~~the identity of the agencies which are to be primarily responsible~~  
24 ~~for the provision of the services ordered by the judge, the identity of the person or~~  
25 ~~agency who will provide case management or coordination of services, if any, and, if~~



1 custody of the child is to be transferred to effect the treatment plan, the identity of  
2 the legal custodian.

3 **SECTION 1249.** 48.355 (2) (b) 6g. of the statutes is created to read:

4 48.355 **(2)** (b) 6g. If the child is placed outside the home under the supervision  
5 of the county department or, in a county having a population of 500,000 or more, the  
6 department, an order ordering the child into the placement and care responsibility  
7 of the county department or department as required under 42 USC 672 (a) (2) and  
8 assigning the county department or department primary responsibility for providing  
9 services to the child.

10 **SECTION 1250.** 48.357 (1) (am) 3. of the statutes is amended to read:

11 48.357 **(1)** (am) 3. If the court changes the child's placement from a placement  
12 outside the home to another placement outside the home, the change in placement  
13 order shall contain ~~one of the statements~~ the applicable order specified in sub. (2v)  
14 (a) 1m. and the applicable statement specified in sub. (2v) (a) 2.

15 **SECTION 1251.** 48.357 (1) (c) 3. of the statutes is amended to read:

16 48.357 **(1)** (c) 3. If the court changes the child's placement from a placement in  
17 the child's home to a placement outside the child's home, the change in placement  
18 order shall contain the findings specified in sub. (2v) (a) 1., ~~one of the statements~~ the  
19 applicable order specified in sub. (2v) (a) 1m., the applicable statement specified in  
20 sub. (2v) (a) 2., and, if in addition the court finds that any of the circumstances  
21 specified in s. 48.355 (2d) (b) 1. to 5. applies with respect to a parent, the  
22 determination specified in sub. (2v) (a) 3.

23 **SECTION 1252.** 48.357 (2m) (c) of the statutes is amended to read:

24 48.357 **(2m)** (c) If the court changes the child's placement from a placement in  
25 the child's home to a placement outside the child's home, the change in placement

1 order shall contain the findings specified in sub. (2v) (a) 1., ~~one of the statements the~~  
2 applicable order specified in sub. (2v) (a) 1m., the applicable statement specified in  
3 sub. (2v) (a) 2., and, if in addition the court finds that any of the circumstances  
4 specified in s. 48.355 (2d) (b) 1. to 5. applies with respect to a parent, the  
5 determination specified in sub. (2v) (a) 3. If the court changes the child's placement  
6 from a placement outside the home to another placement outside the home, the  
7 change in placement order shall contain the applicable order specified in sub. (2v)  
8 (a) 1m. and the applicable statement specified in sub. (2v) (a) 2.

9 **SECTION 1253.** 48.357 (2v) (a) 1m. of the statutes is created to read:

10 48.357 (2v) (a) 1m. If the change in placement order changes the placement of  
11 a child who is under the supervision of the county department or, in a county having  
12 a population of 500,000 or more, the department to a placement outside the child's  
13 home, whether from a placement in the home or from another placement outside the  
14 home, an order ordering the child into, or to be continued in, the placement and care  
15 responsibility of the county department or department as required under 42 USC  
16 672 (a) (2) and assigning the county department or department primary  
17 responsibility, or continued primary responsibility, for providing services to the  
18 child.

19 **SECTION 1254.** 48.357 (5m) (a) of the statutes is amended to read:

20 48.357 (5m) (a) If a proposed change in placement changes a child's placement  
21 from a placement in the child's home to a placement outside the child's home, the  
22 court shall order the child's parent to provide a statement of income, assets, debts  
23 and living expenses to the court or the person or agency primarily responsible for  
24 implementing the dispositional order by a date specified by the court. The clerk of  
25 court shall provide, without charge, to any parent ordered to provide a statement of

1 income, assets, debts, and living expenses a document setting forth the percentage  
2 standard established by the department of workforce development under s. 49.22 (9)  
3 and the manner of its application established by the department of health and family  
4 services under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may  
5 consider under s. ~~46.10~~ 49.345 (14) (c). If the child is placed outside the child's home,  
6 the court shall determine the liability of the parent in the manner provided in s. ~~46.10~~  
7 49.345 (14).

8 **SECTION 1255.** 48.36 (1) (a) of the statutes is amended to read:

9 48.36 (1) (a) If legal custody is transferred from the parent or guardian or the  
10 court otherwise designates an alternative placement for the child by a disposition  
11 made under s. 48.345 or by a change in placement under s. 48.357, the duty of the  
12 parent or guardian or, in the case of a transfer of guardianship and custody under  
13 s. 48.839 (4), the duty of the former guardian to provide support shall continue even  
14 though the legal custodian or the placement designee may provide the support. A  
15 copy of the order transferring custody or designating alternative placement for the  
16 child shall be submitted to the agency or person receiving custody or placement and  
17 the agency or person may apply to the court for an order to compel the parent or  
18 guardian to provide the support. Support payments for residential services, when  
19 purchased or otherwise funded or provided by the department or a county  
20 department under s. ~~46.22, 46.23, 51.42 or 51.437~~, shall be determined under s. ~~46.10~~  
21 49.345 (14). Support payments for residential services, when purchased or otherwise  
22 funded by the department of health and family services or a county department  
23 under s. 51.42 or 51.437, shall be determined under s. 46.10 (14).

24 **SECTION 1256.** 48.36 (1) (b) of the statutes is amended to read:

1           48.36 (1) (b) In determining the amount of support under par. (a), the court may  
2 consider all relevant financial information or other information relevant to the  
3 parent's earning capacity, including information reported under s. 49.22 (2m) to the  
4 department of ~~workforce development~~ or the county child support agency under s.  
5 59.53 (5). If the court has insufficient information with which to determine the  
6 amount of support, the court shall order the child's parent to furnish a statement of  
7 income, assets, debts, and living expenses, if the parent has not already done so, to  
8 the court within 10 days after the court's order transferring custody or designating  
9 an alternative placement is entered or at such other time as ordered by the court.

10           **SECTION 1257.** 48.36 (2) of the statutes is amended to read:

11           48.36 (2) If an expectant mother or a child whose legal custody has not been  
12 taken from a parent or guardian is given educational and social services, or medical,  
13 psychological or psychiatric treatment by order of the court, the cost of those services  
14 or that treatment, if ordered by the court, shall be a charge upon the county in a  
15 county having a population of less than 500,000 or the department in a county having  
16 a population of 500,000 or more. This section does not prevent recovery of reasonable  
17 contribution toward the costs from the parent or guardian of the child or from an  
18 adult expectant mother as the court may order based on the ability of the parent,  
19 guardian or adult expectant mother to pay. This subsection shall be subject to s.  
20 ~~46.03 (18)~~ 49.32 (1).

21           **SECTION 1258.** 48.361 (2) (c) of the statutes is amended to read:

22           48.361 (2) (c) Payment for alcohol and other drug abuse services by a county  
23 department under this section does not prohibit the county department from  
24 contracting with another county department or approved treatment facility for the  
25 provision of alcohol and other drug abuse services. Payment by the county under this

1 section does not prevent recovery of reasonable contribution toward the costs of the  
2 court-ordered alcohol and other drug abuse services from the parent or adult  
3 expectant mother which is based upon the ability of the parent or adult expectant  
4 mother to pay. This subsection is subject to s. ~~46.03 (18)~~ 49.32 (1).

5 **SECTION 1259.** 48.362 (4) (c) of the statutes is amended to read:

6 48.362 (4) (c) A county department that pays for court-ordered special  
7 treatment or care under par. (a) may recover from the parent or adult expectant  
8 mother, based on the ability of the parent or adult expectant mother to pay, a  
9 reasonable contribution toward the costs of the court-ordered special treatment or  
10 care. This paragraph is subject to s. ~~46.03 (18)~~ 49.32 (1).

11 **SECTION 1260.** 48.363 (1) (c) of the statutes is amended to read:

12 48.363 (1) (c) If the proposed revision is for a change in the amount of child  
13 support to be paid by a parent, the court shall order the child's parent to provide a  
14 statement of income, assets, debts and living expenses to the court and the person  
15 or agency primarily responsible for implementing the dispositional order by a date  
16 specified by the court. The clerk of court shall provide, without charge, to any parent  
17 ordered to provide a statement of income, assets, debts, and living expenses a  
18 document setting forth the percentage standard established by the department of  
19 ~~workforce development~~ under s. 49.22 (9) and the manner of its application  
20 established by the department of ~~health and family services~~ under s. ~~46.247~~ 49.345  
21 (14) (g) and listing the factors that a court may consider under s. ~~46.10~~ 49.345 (14)  
22 (c).

23 **SECTION 1261.** 48.363 (2) of the statutes is amended to read:

24 48.363 (2) If the court revises a dispositional order with respect to the amount  
25 of child support to be paid by a parent for the care and maintenance of the parent's

1 minor child who has been placed by a court order under this chapter in a residential,  
2 nonmedical facility, the court shall determine the liability of the parent in the  
3 manner provided in s. ~~46.10~~ 49.345 (14).

4 **SECTION 1262.** 48.38 (2) (intro.) of the statutes is amended to read:

5 48.38 (2) PERMANENCY PLAN REQUIRED. (intro.) Except as provided in sub. (3),  
6 for each child living in a foster home, treatment foster home, group home, residential  
7 care center for children and youth, juvenile detention facility, or shelter care facility,  
8 the agency that placed the child or arranged the placement or the agency assigned  
9 primary responsibility for providing services to the child under s. 48.355 (2) (b) 6g.  
10 shall prepare a written permanency plan, if any of the following conditions exists,  
11 and, for each child living in the home of a relative other than a parent, that agency  
12 shall prepare a written permanency plan, if any of the conditions specified in pars.  
13 (a) to (e) exists:

14 **SECTION 1263.** 48.417 (2) (c) of the statutes is amended to read:

15 48.417 (2) (c) The agency primarily responsible for providing services to the  
16 ~~child and the family~~ under a court order, if required under s. 48.355 (2) (b) 6. to make  
17 reasonable efforts to make it possible for the child to return safely to his or her home,  
18 has not provided to the family of the child, consistent with the time period in the  
19 child's permanency plan, the services necessary for the safe return of the child to his  
20 or her home.

21 **SECTION 1264.** 48.425 (1) (c) of the statutes is amended to read:

22 48.425 (1) (c) If the child has been previously adjudicated to be in need of  
23 protection and services, a statement of the steps the agency or person responsible for  
24 provision of services has taken to remedy the conditions responsible for court  
25 intervention and the parent's response to and cooperation with these services. If the

1 child has been removed from the home, the report ~~should~~ shall also include a  
2 statement of the reasons why the child cannot be returned safely to the family, and  
3 the steps the person or agency has taken to effect this return. If a permanency plan  
4 has previously been prepared for the child, the report shall also include specific  
5 information showing that the agency primarily responsible for providing services to  
6 the child has made reasonable efforts to achieve the goal of the child's permanency  
7 plan.

8 **SECTION 1265.** 48.43 (1) (am) of the statutes is created to read:

9 48.43 (1) (am) If the department or a county department receives guardianship  
10 or custody of the child under par. (a), an order ordering the child into the placement  
11 and care responsibility of the department or county department as required under  
12 42 USC 672 (a) (2) and assigning the department or county department primary  
13 responsibility for providing services to the child.

14 **SECTION 1266.** 48.43 (1) (cm) of the statutes is created to read:

15 48.43 (1) (cm) If a permanency plan has previously been prepared for the child,  
16 a finding as to whether the agency primarily responsible for providing services to the  
17 child has made reasonable efforts to achieve the goal of the child's permanency plan.  
18 The court shall make the findings specified in this paragraph on a case-by-case basis  
19 based on circumstances specific to the child and shall document or reference the  
20 specific information on which those findings are based in the order. An order that  
21 merely references this paragraph without documenting or referencing that specific  
22 information in the order or an amended order that retroactively corrects an earlier  
23 order that does not comply with this paragraph is not sufficient to comply with this  
24 paragraph.

1           **SECTION 1267.** Subchapter XI (title) of chapter 48 [precedes 48.468] of the  
2 statutes is amended to read:

3   **CHAPTER 48**

4   SUBCHAPTER XI

5   PURPOSE, DUTIES, AND AUTHORITY

6   OF DEPARTMENT

7           **SECTION 1267g.** 48.468 of the statutes is created to read:

8           **48.468 Purpose of department.** The purpose of the department is to focus  
9 on integrating the child welfare, child care, and child support services provided in  
10 this state and the services provided under the Wisconsin Works program and on  
11 increasing collaboration and efficiency in providing those services.

12           **SECTION 1268.** 48.47 (intro.) of the statutes is created to read:

13           **48.47 Duties of department.** (intro.) The department shall do all of the  
14 following:

15           **SECTION 1269.** 48.47 (3) of the statutes is created to read:

16           **48.47 (3) TRUSTEE DUTY.** When ordered by the court, act as trustee of funds paid  
17 for the support of any child if appointed by the court or a circuit court commissioner  
18 under s. 767.82 (7).

19           **SECTION 1270.** 48.47 (4) of the statutes is created to read:

20           **48.47 (4) EDUCATION AND PREVENTION.** Develop and maintain education and  
21 prevention programs that the department considers to be proper.

22           **SECTION 1271.** 48.47 (7) (title) of the statutes is created to read:

23           **48.47 (7) (title) CHILDREN AND YOUTH.**

24           **SECTION 1272.** 48.48 (2b) of the statutes is created to read:



1           **48.48 (2b)** To accept gifts, grants, or donations of money or of property from  
2 private sources to be administered by the department for the execution of its  
3 functions. All moneys so received shall be paid into the general fund and may be  
4 appropriated from that fund as provided in s. 20.437 (1) (i).

5           **SECTION 1273.** 48.48 (4) of the statutes is created to read:

6           **48.48 (4)** In order to discharge more effectively its responsibilities under this  
7 chapter and other relevant provisions of the statutes, to study causes and methods  
8 of prevention and treatment of problems among children and families and related  
9 social problems. The department may utilize all powers provided by the statutes,  
10 including the authority to accept grants of money or property from federal, state, or  
11 private sources, and enlist the cooperation of other appropriate agencies and state  
12 departments.

13           **SECTION 1274.** 48.48 (12) (a) of the statutes is amended to read:

14           **48.48 (12) (a)** To enter into an agreement to assist in the cost of care of a child  
15 after legal adoption when the department has determined that such assistance is  
16 necessary to assure the child's adoption. Agreements under this paragraph shall be  
17 made in accordance with s. 48.975. Payments shall be made from the appropriation  
18 under s. ~~20.435 (3)~~ 20.437 (1) (dd).

19           **SECTION 1275.** 48.48 (17) (am) of the statutes is created to read:

20           **48.48 (17) (am)** The requirement of statewide uniformity with respect to the  
21 organization and governance of human services does not apply to the administration  
22 of child welfare services under par. (a).

23           **SECTION 1276.** 48.48 (17) (c) (intro.) of the statutes is amended to read:

1           48.48 (17) (c) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1)  
2           (cx), (gx), (kw), and (mx), the department may provide funding for the maintenance  
3           of any child who meets all of the following criteria:

4           **SECTION 1277.** 48.48 (17) (c) 3. of the statutes is amended to read:

5           48.48 (17) (c) 3. Received funding under s. 20.437 (1) (cx) or 48.569 (1) (d) or  
6           under s. 20.435 (3) (cx), 2005 stats., or 46.495 (1) (d), 2005 stats., immediately prior  
7           to his or her 18th birthday.

8           **SECTION 1278.** 48.48 (17) (d) of the statutes is amended to read:

9           48.48 (17) (d) The funding provided for the maintenance of a child under par.  
10          (c) shall be in an amount equal to that which the child would receive under s. ~~20.435~~  
11          ~~(3)~~ 20.437 (1) (cx), (gx), (kw), and (mx) or 46.495 48.569 (1) (d) if the child were 17  
12          years of age.

13          **SECTION 1279.** 48.48 (18) of the statutes is created to read:

14          48.48 (18) To contract with public or voluntary agencies or others for the  
15          following purposes:

16          (a) To purchase in full or in part care and services that the department is  
17          authorized by any statute to provide as an alternative to providing that care and  
18          those services itself.

19          (b) To purchase or provide in full or in part the care and services that county  
20          agencies may provide or purchase under any statute and to sell to county agencies  
21          such portions of that care and those services as the county agency may desire to  
22          purchase.

23          (d) To sell services, under contract, that the department is authorized to  
24          provide by statute, to any federally recognized tribal governing body.

25          **SECTION 1283.** 48.547 (2) of the statutes is amended to read:

1           48.547 **(2)** DEPARTMENT RESPONSIBILITIES. Within the availability of funding  
2 under s. ~~20.435 (7)~~ 20.437 (1) (mb) that is available for the program, the department  
3 shall select counties to participate in the program. Unless a county department of  
4 human services has been established under s. 46.23 in the county that is seeking to  
5 implement a program, the application submitted to the department shall be a joint  
6 application by the county department that provides social services and the county  
7 department established under s. 51.42 or 51.437. The department shall select  
8 counties in accordance with the request for proposal procedures established by the  
9 department. The department shall give a preference to county applications that  
10 include a plan for case management.

11           **SECTION 1284g.** 48.55 (1) of the statutes is amended to read:

12           48.55 **(1)** The department shall establish a state adoption information  
13 exchange for the purpose of finding adoptive homes for children with special needs  
14 who do not have permanent homes and a state adoption center for the purposes of  
15 increasing public knowledge of adoption and promoting to adolescents and pregnant  
16 women the availability of adoption services. From the appropriation under s. ~~20.435~~  
17 ~~(3)~~ 20.437 (1) (dg), the department may provide not more than \$163,700 in fiscal year  
18 ~~2001–02 and not more than \$171,300 in each fiscal year thereafter~~ as grants to  
19 individuals and private agencies to provide adoption information exchange services  
20 and to operate the state adoption center.

21           **SECTION 1285.** 48.561 (3) (a) 1. of the statutes is amended to read:

22           48.561 **(3)** (a) 1. Through a reduction of \$37,209,200 from the amount amounts  
23 distributed to that county under s. ss. 46.40 (2) and 48.563 (2) in each state fiscal year.

24           **SECTION 1286.** 48.561 (3) (b) of the statutes is amended to read:

1           48.561 **(3)** (b) The department of administration shall collect the amount  
2 specified in par. (a) 3. from a county having a population of 500,000 or more by  
3 deducting all or part of that amount from any state payment due that county under  
4 s. 79.03, 79.04, 79.058, 79.06, or 79.08. The department of administration shall  
5 notify the department of revenue, by September 15 of each year, of the amount to be  
6 deducted from the state payments due under s. 79.03, 79.04, 79.058, 79.06, or 79.08.  
7 The department of administration shall credit all amounts collected under this  
8 paragraph to the appropriation account under s. ~~20.435 (3)~~ 20.437 (1) (kw) and shall  
9 notify the county from which those amounts are collected of that collection. The  
10 department may not expend any moneys from the appropriation account under s.  
11 ~~20.435 (3)~~ 20.437 (1) (cx) for providing services to children and families under s. 48.48  
12 (17) until the amounts in the appropriation account under s. ~~20.435 (3)~~ 20.437 (1)  
13 (kw) are exhausted.

14           **SECTION 1287.** 48.563 of the statutes is created to read:

15           **48.563 Children and family aids funding. (1) DISTRIBUTION LIMITS.** (a)  
16 Within the limits of available federal funds and of the appropriations under s. 20.437  
17 (1) (b) and (o), the department shall distribute funds for children and family services  
18 to county departments as provided in subs. (2), (3), and (7m) and s. 48.986.

19           (d) If the department receives from the department of health and family  
20 services under s. 46.40 (1) (d) any federal moneys under 42 USC 1396 to 1396v in  
21 reimbursement of the cost of preventing out-of-home placements of children, the  
22 department shall use those moneys as the first source of moneys used to meet the  
23 amount of the allocation under sub. (2) that is budgeted from federal funds.

24           **(2) BASIC COUNTY ALLOCATION.** For children and family services under s. 48.569  
25 (1) (d), the department shall distribute not more than \$67,452,000 in each fiscal year.

1           **(14m)** COUNTY CHILDREN AND FAMILY AIDS BUDGETS. Before December 1 of each  
2 year, each county department and each tribal governing body shall submit to the  
3 department a proposed budget for the expenditure of funds allocated under this  
4 section, distributed under s. 48.565 (2) (a), or carried forward under s. 48.565 (3). The  
5 proposed budget shall be submitted on a form developed by the department and  
6 approved by the department of administration.

7           **SECTION 1288.** 48.565 of the statutes is created to read:

8           **48.565 Carry-over of children and family aids funds.** Funds allocated by  
9 the department under s. 48.569 (1) (d) but not spent or encumbered by counties,  
10 governing bodies of federally recognized American Indian tribes, or private nonprofit  
11 organizations by December 31 of each year and funds recovered under s. 48.569 (2)  
12 (b) and deposited into the appropriation account under s. 20.437 (1) (b) lapse to the  
13 general fund on the succeeding January 1 unless carried forward to the next calendar  
14 year under s. 20.437 (1) (b) or as follows:

15           **(3)** At the request of a county, tribal governing body, or private nonprofit  
16 organization, the department shall carry forward up to 3 percent of the total amount  
17 allocated to the county, tribal governing body, or nonprofit organization for a  
18 calendar year. All funds carried forward for a tribal governing body or nonprofit  
19 organization and all federal child welfare funds under 42 USC 620 to 626 carried  
20 forward for a county shall be used for the purpose for which the funds were originally  
21 allocated. Other funds carried forward under this subsection may be used for any  
22 purpose under s. 20.437 (1) (b), except that a county may not use any funds carried  
23 forward under this subsection for administrative or staff costs. An allocation of  
24 carried-forward funding under this subsection does not affect a county's base  
25 allocation under s. 48.563 (2).

1           **(6)** The department may carry forward 10 percent of any funds specified in sub.  
2           (3) that are not carried forward under sub. (3) for emergencies, for justifiable unit  
3           services costs above planned levels, and for increased costs due to population shifts.  
4           An allocation of carried-forward funding under this subsection does not affect a  
5           county's base allocation under s. 48.563 (2).

6           **SECTION 1289.** 48.567 of the statutes is created to read:

7           **48.567 Expenditure of income augmentation services receipts. (1)**

8           From the appropriation account under s. 20.437 (3) (mp), the department shall  
9           support costs that are exclusively related to the ongoing and recurring operational  
10          costs of augmenting the amount of moneys received under 42 USC 670 to 679a and  
11          to any other purpose provided for by the legislature by law or in budget  
12          determinations. In addition, the department may expend moneys from the  
13          appropriation account under s. 20.437 (3) (mp) as provided in subs. (1m) and (2).

14          **(2)** If the department proposes to use any moneys from the appropriation  
15          account under s. 20.437 (3) (mp) for any purpose other than the purposes specified  
16          in subs. (1) and (1m), the department shall submit a plan for the proposed use of those  
17          moneys to the secretary of administration by September 1 of the fiscal year after the  
18          fiscal year in which those moneys were received. If the secretary of administration  
19          approves the plan, he or she shall submit the plan to the joint committee on finance  
20          by October 1 of the fiscal year after the fiscal year in which those moneys were  
21          received. If the cochairpersons of the committee do not notify the secretary of  
22          administration within 14 working days after the date of submittal of the plan that  
23          the committee has scheduled a meeting for the purpose of reviewing the plan, the  
24          department may implement the plan. If within 14 working days after the date of the  
25          submittal by the secretary of administration the cochairpersons of the committee

1 notify him or her that the committee has scheduled a meeting for the purpose of  
2 reviewing the plan, the department may implement the plan only with the approval  
3 of the committee.

4 **SECTION 1290.** 48.568 of the statutes is created to read:

5 **48.568 Allocation of federal funds for children and family aids and**  
6 **child welfare.** Subject to s. 48.563 (1) (b) and (c), if the department receives  
7 unanticipated federal foster care and adoption assistance payments under 42 USC  
8 670 to 679a and it proposes to allocate the unanticipated funds so that an allocation  
9 limit in s. 48.563 is exceeded, the department shall submit a plan for the proposed  
10 allocation to the secretary of administration. If the secretary of administration  
11 approves the plan, he or she shall submit it to the joint committee on finance. If the  
12 cochairpersons of the committee do not notify the secretary of administration that  
13 the committee has scheduled a meeting for the purpose of reviewing the plan within  
14 14 working days after the date of his or her submittal, the department may  
15 implement the plan, notwithstanding any allocation limits under s. 48.563. If within  
16 14 working days after the date of the submittal by the secretary of administration  
17 the cochairpersons of the committee notify him or her that the committee has  
18 scheduled a meeting for the purpose of reviewing the plan, the department may  
19 implement the plan, notwithstanding s. 48.563, only with the approval of the  
20 committee.

21 **SECTION 1291.** 48.569 of the statutes is created to read:

22 **48.569 Distribution of children and family aids funds to counties. (1)**  
23 (am) The department shall reimburse each county from the appropriations under  
24 s. 20.437 (1) (b) and (o) for children and family services as approved by the  
25 department under ss. 46.22 (1) (b) 2. f. and (e) 3. b.

1 (d) From the appropriations under s. 20.437 (1) (b) and (o), the department shall  
2 distribute the funding for children and family services, including funding for foster  
3 care, treatment foster care, or subsidized guardianship care of a child on whose  
4 behalf aid is received under s. 48.645 to county departments as provided under s.  
5 48.563. County matching funds are required for the distribution under s. 48.563 (2).  
6 Each county's required match for the distribution under s. 48.563 (2) shall be  
7 specified in a schedule established annually by the department. Matching funds  
8 may be from county tax levies, federal and state revenue sharing funds, or private  
9 donations to the county that meet the requirements specified in sub. (1m). Private  
10 donations may not exceed 25 percent of the total county match. If the county match  
11 is less than the amount required to generate the full amount of state and federal  
12 funds distributed for this period, the decrease in the amount of state and federal  
13 funds equals the difference between the required and the actual amount of county  
14 matching funds.

15 (dc) The department shall prorate the amount allocated to any county  
16 department under par. (d) to reflect actual federal funds available.

17 (f) 1. If any state matching funds allocated under par. (d) to match county funds  
18 are not claimed, the funds shall be redistributed for the purposes the department  
19 designates.

20 2. The county allocation to match aid increases shall be included in the contract  
21 under s. 49.325 (2g), and approved by January 1 of the year for which funds are  
22 allocated, in order to generate state aid matching funds. All funds allocated under  
23 par. (d) shall be included in the contract under s. 49.325 (2g) and approved.

24 **(1m)** (a) A private donation to a county may be used to match the state  
25 grant-in-aid under sub. (1) (d) only if the donation is both of the following:



1           1. Donated to a county department and the donation is under the  
2 administrative control of that county department.

3           2. Donated without restrictions as to use, unless the restrictions specify that  
4 the donation be used for a particular service and the donor neither sponsors nor  
5 operates the service.

6           (b) Voluntary federated fund-raising organizations are not sponsors or  
7 operators of services within the meaning of par. (a) 2. Any member agency of such  
8 an organization that sponsors or operates services is considered to be an autonomous  
9 entity separate from the organization unless the board membership of the  
10 organization and the agency interlock.

11           **(2)** (a) The county treasurer and each director of a county department shall  
12 monthly certify under oath to the department, in the manner the department  
13 prescribes, the claim of the county for state reimbursement under this section, and  
14 if the department approves the claim it shall certify to the department of  
15 administration for reimbursement to the county for amounts due under this section  
16 and payment claimed to be made to the counties monthly. The department may make  
17 advance payments prior to the beginning of each month equal to one-twelfth of the  
18 contracted amount.

19           (b) To facilitate prompt reimbursement, the certificate of the department may  
20 be based on the certified statements of the county officers filed under par. (a). Funds  
21 recovered from audit adjustments from a prior fiscal year may be included in  
22 subsequent certifications only to pay counties owed funds as a result of any audit  
23 adjustment. By September 30 of each year the department shall submit a report to  
24 the appropriate standing committees under s. 13.172 (3) on funds recovered and paid  
25 out during the previous calendar year as a result of audit adjustments.

1           **SECTION 1292.** 48.57 (1) (g) of the statutes is amended to read:

2           48.57 (1) (g) Upon request of the department of health and family services or  
3 the department of corrections, to provide service for any child or expectant mother  
4 of an unborn child in the care of those departments.

5           **SECTION 1293.** 48.57 (3) (a) 3. (intro.) of the statutes is amended to read:

6           48.57 (3) (a) 3. (intro.) Received funding under s. 48.569 (1) (d) or under s.  
7 46.495 (1) (d), 2005 stats., immediately prior to his or her 18th birthday; and

8           **SECTION 1294.** 48.57 (3) (b) of the statutes is amended to read:

9           48.57 (3) (b) The funding provided for the maintenance of a child under par. (a)  
10 shall be in an amount equal to that which the child would receive under s. ~~46.495~~  
11 48.569 (1) (d) if the child were 17 years of age.

12           **SECTION 1295.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

13           48.57 (3m) (am) (intro.) From the appropriation under s. ~~20.435 (3)~~ 20.437 (1)  
14 (kc), the department shall reimburse counties having populations of less than  
15 500,000 for payments made under this subsection and shall make payments under  
16 this subsection in a county having a population of 500,000 or more. A county  
17 department and, in a county having a population of 500,000 or more, the department  
18 shall make payments in the amount of \$215 per month to a kinship care relative who  
19 is providing care and maintenance for a child if all of the following conditions are met:

20           **SECTION 1296.** 48.57 (3m) (e) of the statutes is amended to read:

21           48.57 (3m) (e) The department shall determine whether the child is eligible  
22 for medical assistance under ss. 49.43 to ~~49.47~~ 49.471.

23           **SECTION 1297.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

24           48.57 (3n) (am) (intro.) From the appropriation under s. ~~20.435 (3)~~ 20.437 (1)  
25 (kc), the department shall reimburse counties having populations of less than

1 500,000 for payments made under this subsection and shall make payments under  
2 this subsection in a county having a population of 500,000 or more. A county  
3 department and, in a county having a population of 500,000 or more, the department  
4 shall make monthly payments for each child in the amount specified in sub. (3m)  
5 (am) (intro.) to a long-term kinship care relative who is providing care and  
6 maintenance for that child if all of the following conditions are met:

7 **SECTION 1298.** 48.57 (3n) (e) of the statutes is amended to read:

8 48.57 (3n) (e) The department shall determine whether the child is eligible for  
9 medical assistance under ss. 49.43 to 49.47 49.471.

10 **SECTION 1299.** 48.57 (3p) (b) 1. of the statutes is amended to read:

11 48.57 (3p) (b) 1. After receipt of an application for payments under sub. (3m)  
12 or (3n) or s. 48.62 (5) (a) or (b), the county department or, in a county having a  
13 population of 500,000 or more, the department of ~~health and family services~~, with  
14 the assistance of the department of justice, shall conduct a background investigation  
15 of the applicant.

16 **SECTION 1300.** 48.57 (3p) (b) 2. of the statutes is amended to read:

17 48.57 (3p) (b) 2. The county department or, in a county having a population of  
18 500,000 or more, the department of ~~health and family services~~, with the assistance  
19 of the department of justice, may conduct a background investigation of any person  
20 who is receiving payments under sub. (3m) at the time of review under sub. (3m) (d)  
21 or at any other time that the county department or department of ~~health and family~~  
22 ~~services~~ considers to be appropriate.

23 **SECTION 1301.** 48.57 (3p) (b) 3. of the statutes is amended to read:

24 48.57 (3p) (b) 3. The county department or, in a county having a population of  
25 500,000 or more, the department of ~~health and family services~~, with the assistance

1 of the department of justice, may conduct a background investigation of any person  
2 who is receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b) at any time that  
3 the county department or department of health and family services considers to be  
4 appropriate.

5 **SECTION 1302.** 48.57 (3p) (c) 1. of the statutes is amended to read:

6 48.57 **(3p)** (c) 1. After receipt of an application for payments under sub. (3m)  
7 or (3n) or s. 48.62 (5) (a) or (b), the county department or, in a county having a  
8 population of 500,000 or more, the department of health and family services, with  
9 the assistance of the department of justice, shall, in addition to the investigation  
10 under par. (b) 1., conduct a background investigation of all employees and  
11 prospective employees of the applicant who have or would have regular contact with  
12 the child for whom those payments are being made and of each adult resident.

13 **SECTION 1303.** 48.57 (3p) (c) 2. of the statutes is amended to read:

14 48.57 **(3p)** (c) 2. The county department or, in a county having a population of  
15 500,000 or more, the department of health and family services, with the assistance  
16 of the department of justice, may conduct a background investigation of any of the  
17 employees or prospective employees of any person who is receiving payments under  
18 sub. (3m) who have or would have regular contact with the child for whom those  
19 payments are being made and of each adult resident at the time of review under sub.  
20 (3m) (d) or at any other time that the county department or department of health and  
21 family services considers to be appropriate.

22 **SECTION 1304.** 48.57 (3p) (c) 2m. of the statutes is amended to read:

23 48.57 **(3p)** (c) 2m. The county department or, in a county having a population  
24 of 500,000 or more, the department of health and family services, with the assistance  
25 of the department of justice, may conduct a background investigation of any of the

1 employees or prospective employees of any person who is receiving payments under  
2 sub. (3n) or s. 48.62 (5) (a) or (b) who have or would have regular contact with the child  
3 for whom payments are being made and of each adult resident at any time that the  
4 county department or department of ~~health and family services~~ considers to be  
5 appropriate.

6 **SECTION 1305.** 48.57 (3p) (c) 3. of the statutes is amended to read:

7 48.57 **(3p)** (c) 3. Before a person who is receiving payments under sub. (3m) or  
8 (3n) or s. 48.62 (5) (a) or (b) may employ any person in a position in which that person  
9 would have regular contact with the child for whom those payments are being made  
10 or permit any person to be an adult resident, the county department or, in a county  
11 having a population of 500,000 or more, the department of ~~health and family~~  
12 ~~services~~, with the assistance of the department of justice, shall conduct a background  
13 investigation of the prospective employee or prospective adult resident unless that  
14 person has already been investigated under subd. 1., 2. or 2m.

15 **SECTION 1306.** 48.57 (3p) (d) of the statutes is amended to read:

16 48.57 **(3p)** (d) If the person being investigated under par. (b) or (c) is a  
17 nonresident, or at any time within the 5 years preceding the date of the application  
18 has been a nonresident, or if the county department or, in a county having a  
19 population of 500,000 or more, the department of ~~health and family services~~  
20 determines that the person's employment, licensing or state court records provide a  
21 reasonable basis for further investigation, the county department or department of  
22 ~~health and family services~~ shall require the person to be fingerprinted on 2  
23 fingerprint cards, each bearing a complete set of the person's fingerprints. The  
24 department of justice may provide for the submission of the fingerprint cards to the

1 federal bureau of investigation for the purposes of verifying the identity of the person  
2 fingerprinted and obtaining records of his or her criminal arrest and conviction.

3 **SECTION 1307.** 48.57 (3p) (e) (intro.) of the statutes is amended to read:

4 48.57 (3p) (e) (intro.) Upon request, a person being investigated under par. (b)  
5 or (c) shall provide the county department or, in a county having a population of  
6 500,000 or more, the department ~~of health and family services~~ with all of the  
7 following information:

8 **SECTION 1308.** 48.57 (3p) (fm) 1. of the statutes is amended to read:

9 48.57 (3p) (fm) 1. The county department or, in a county having a population  
10 of 500,000 or more, the department ~~of health and family services~~ may provisionally  
11 approve the making of payments under sub. (3m) based on the applicant's statement  
12 under sub. (3m) (am) 4m. The county department or department ~~of health and family~~  
13 ~~services~~ may not finally approve the making of payments under sub. (3m) unless the  
14 county department or department ~~of health and family services~~ receives information  
15 from the department of justice indicating that the conviction record of the applicant  
16 under the law of this state is satisfactory according to the criteria specified in par.  
17 (g) 1. to 3. or payment is approved under par. (h) 4. The county department or  
18 department ~~of health and family services~~ may make payments under sub. (3m)  
19 conditioned on the receipt of information from the federal bureau of investigation  
20 indicating that the person's conviction record under the law of any other state or  
21 under federal law is satisfactory according to the criteria specified in par. (g) 1. to 3.

22 **SECTION 1309.** 48.57 (3p) (fm) 1m. of the statutes is amended to read:

23 48.57 (3p) (fm) 1m. The county department or, in a county having a population  
24 of 500,000 or more, the department ~~of health and family services~~ may not enter into  
25 the agreement under sub. (3n) (am) 6. or make payments under s. 48.62 (5) (a) or (b)

1 unless the county department or department of ~~health and family services~~ receives  
2 information from the department of justice relating to the conviction record of the  
3 applicant under the law of this state and that record indicates either that the  
4 applicant has not been arrested or convicted or that the applicant has been arrested  
5 or convicted but the director of the county department or, in a county having a  
6 population of 500,000 or more, the person designated by the secretary of ~~health and~~  
7 ~~family services~~ to review conviction records under this subdivision determines that  
8 the conviction record is satisfactory because it does not include any arrest or  
9 conviction that the director or person designated by the secretary determines is  
10 likely to adversely affect the child or the applicant's ability to care for the child. The  
11 county department or, in a county having a population of 500,000 or more, the  
12 department of ~~health and family services~~ may make payments under sub. (3n) or s.  
13 48.62 (5) (a) or (b) conditioned on the receipt of information from the federal bureau  
14 of investigation indicating that the person's conviction record under the law of any  
15 other state or under federal law is satisfactory because the conviction record does not  
16 include any arrest or conviction that the director of the county department or, in a  
17 county having a population of 500,000 or more, the person designated by the  
18 secretary of ~~health and family services~~ to review conviction records under this  
19 subdivision determines is likely to adversely affect the child or the applicant's ability  
20 to care for the child.

21 **SECTION 1310.** 48.57 (3p) (fm) 2. of the statutes is amended to read:

22 48.57 **(3p)** (fm) 2. A person receiving payments under sub. (3m) may  
23 provisionally employ a person in a position in which that person would have regular  
24 contact with the child for whom those payments are being made or provisionally  
25 permit a person to be an adult resident if the person receiving those payments states

1 to the county department or, in a county having a population of 500,000 or more, the  
2 department of health and family services that the employee or adult resident does  
3 not have any arrests or convictions that could adversely affect the child or the ability  
4 of the person receiving payments to care for the child. A person receiving payments  
5 under sub. (3m) may not finally employ a person in a position in which that person  
6 would have regular contact with the child for whom those payments are being made  
7 or finally permit a person to be an adult resident until the county department or, in  
8 a county having a population of 500,000 or more, the department of health and family  
9 services receives information from the department of justice indicating that the  
10 person's conviction record under the law of this state is satisfactory according to the  
11 criteria specified in par. (g) 1. to 3. and the county department or, in a county having  
12 a population of 500,000 or more, the department of health and family services so  
13 advises the person receiving payments under sub. (3m) or until a decision is made  
14 under par. (h) 4. to permit a person who is receiving payments under sub. (3m) to  
15 employ a person in a position in which that person would have regular contact with  
16 the child for whom payments are being made or to permit a person to be an adult  
17 resident and the county department or, in a county having a population of 500,000  
18 or more, the department of health and family services so advises the person receiving  
19 payments under sub. (3m). A person receiving payments under sub. (3m) may finally  
20 employ a person in a position in which that person would have regular contact with  
21 the child for whom those payments are being made or finally permit a person to be  
22 an adult resident conditioned on the receipt of information from the county  
23 department or, in a county having a population of 500,000 or more, the department  
24 of health and family services that the federal bureau of investigation indicates that



1 the person's conviction record under the law of any other state or under federal law  
2 is satisfactory according to the criteria specified in par. (g) 1. to 3.

3 **SECTION 1311.** 48.57 (3p) (fm) 2m. of the statutes is amended to read:

4 48.57 **(3p)** (fm) 2m. A person receiving payments under sub. (3n) or s. 48.62 (5)  
5 (a) or (b) may provisionally employ a person in a position in which that person would  
6 have regular contact with the child for whom those payments are being made or  
7 provisionally permit a person to be an adult resident if the person receiving those  
8 payments states to the county department or, in a county having a population of  
9 500,000 or more, the department of ~~health and family services~~ that, to the best of his  
10 or her knowledge, the employee or adult resident does not have any arrests or  
11 convictions that could adversely affect the child or the ability of the person receiving  
12 payments to care for the child. A person receiving payment under sub. (3n) or s. 48.62  
13 (5) (a) or (b) may not finally employ a person in a position in which that person would  
14 have regular contact with the child for whom those payments are being made or  
15 finally permit a person to be an adult resident until the county department or, in a  
16 county having a population of 500,000 or more, the department of ~~health and family~~  
17 ~~services~~ receives information from the department of justice relating to the person's  
18 conviction record under the law of this state and that record indicates either that the  
19 person has not been arrested or convicted or that the person has been arrested or  
20 convicted but the director of the county department or, in a county having a  
21 population of 500,000 or more, the person designated by the secretary of ~~health and~~  
22 ~~family services~~ to review conviction records under this subdivision determines that  
23 the conviction record is satisfactory because it does not include any arrest or  
24 conviction that is likely to adversely affect the child or the ability of the person  
25 receiving payments to care for the child and the county department or department

1 ~~of health and family services~~ so advises the person receiving payments under sub.  
2 (3n) or s. 48.62 (5) (a) or (b). A person receiving payments under sub. (3n) or s. 48.62  
3 (5) (a) or (b) may finally employ a person in a position in which that person would  
4 have regular contact with the child for whom those payments are being made or  
5 finally permit a person to be an adult resident conditioned on the receipt of  
6 information from the county department or, in a county having a population of  
7 500,000 or more, the department ~~of health and family services~~ that the federal  
8 bureau of investigation indicates that the person's conviction record under the law  
9 of any other state or under federal law is satisfactory because the conviction record  
10 does not include any arrest or conviction that the director of the county department  
11 or, in a county having a population of 500,000 or more, the person designated by the  
12 secretary ~~of health and family services~~ to review conviction records under this  
13 subdivision determines is likely to adversely affect the child or the ability of the  
14 person receiving payments to care for the child.

15 **SECTION 1312.** 48.57 (3p) (g) (intro.) of the statutes is amended to read:

16 48.57 **(3p)** (g) (intro.) Except as provided in par. (h), the county department or,  
17 in a county having a population of 500,000 or more, the department ~~of health and~~  
18 ~~family services~~ may not make payments to a person applying for payments under  
19 sub. (3m) and a person receiving payments under sub. (3m) may not employ a person  
20 in a position in which that person would have regular contact with the child for whom  
21 those payments are being made or permit a person to be an adult resident if any of  
22 the following applies:

23 **SECTION 1313.** 48.57 (3p) (g) 3. of the statutes is amended to read:

24 48.57 **(3p)** (g) 3. The person has been convicted of a violation of ch. 940, 944,  
25 or 948, other than a violation of s. 940.291, 940.34, 944.36, 948.45, 948.63, or 948.70,

1 or of a violation of the law of any other state or federal law that would be a violation  
2 of ch. 940, 944, or 948, other than a violation of s. 940.291, 940.34, 944.36, 948.45,  
3 948.63, or 948.70, if committed in this state, except that a county department or, in  
4 a county having a population of 500,000 or more, the department of health and family  
5 services may make payments to a person applying for payments under sub. (3m) and  
6 a person receiving payments under sub. (3m) may employ in a position in which the  
7 person would have regular contact with the child for whom those payments are being  
8 made or permit to be an adult resident a person who has been convicted of a violation  
9 of s. 944.30, 944.31, or 944.33 or of a violation of the law of any other state or federal  
10 law that would be a violation of s. 944.30, 944.31, or 944.33 if committed in this state,  
11 if that violation occurred 20 years or more before the date of the investigation.

12 **SECTION 1314.** 48.57 (3p) (h) 2. of the statutes is amended to read:

13 48.57 (3p) (h) 2. The request for review shall be filed with the director of the  
14 county department or, in a county having a population of 500,000 or more, with the  
15 person designated by the secretary of health and family services to receive requests  
16 for review filed under this subdivision. If the governing body of a federally  
17 recognized American Indian tribe or band has entered into an agreement under sub.  
18 (3t) to administer the program under this subsection and sub. (3m), the request for  
19 review shall be filed with the person designated by that governing body to receive  
20 requests for review filed under this subdivision.

21 **SECTION 1315.** 48.57 (3p) (h) 3. (intro.) of the statutes is amended to read:

22 48.57 (3p) (h) 3. (intro.) The director of the county department, the person  
23 designated by the governing body of a federally recognized American Indian tribe or  
24 band or, in a county having a population of 500,000 or more, the person designated  
25 by the secretary of health and family services shall review the denial of payments or

1 the prohibition on employment or being an adult resident to determine if the  
2 conviction record on which the denial or prohibition is based includes any arrests,  
3 convictions, or penalties that are likely to adversely affect the child or the ability of  
4 the kinship care relative to care for the child. In reviewing the denial or prohibition,  
5 the director of the county department, the person designated by the governing body  
6 of the federally recognized American Indian tribe or band or the person designated  
7 by the secretary of health and family services shall consider, but not be limited to,  
8 all of the following factors:

9 **SECTION 1316.** 48.57 (3p) (h) 4. of the statutes is amended to read:

10 48.57 **(3p)** (h) 4. If the director of the county department, the person designated  
11 by the governing body of the federally recognized American Indian tribe or band or,  
12 in a county having a population of 500,000 or more, the person designated by the  
13 secretary of health and family services determines that the conviction record on  
14 which the denial of payments or the prohibition on employment or being an adult  
15 resident is based does not include any arrests, convictions, or penalties that are likely  
16 to adversely affect the child or the ability of the kinship care relative to care for the  
17 child, the director of the county department, the person designated by the governing  
18 body of the federally recognized American Indian tribe or band, or the person  
19 designated by the secretary of health and family services may approve the making  
20 of payments under sub. (3m) or may permit a person receiving payments under sub.  
21 (3m) to employ a person in a position in which that person would have regular contact  
22 with the child for whom payments are being made or permit a person to be an adult  
23 resident.

24 **SECTION 1317.** 48.57 (3p) (i) of the statutes is amended to read:

1           **48.57 (3p) (i)** A county department and, in a county having a population of  
2           500,000 or more, the department of ~~health and family services~~ shall keep  
3           confidential all information received under this subsection from the department of  
4           justice or the federal bureau of investigation. Such information is not subject to  
5           inspection or copying under s. 19.35.

6           **SECTION 1318.** 48.57 (3p) (j) of the statutes is amended to read:

7           **48.57 (3p) (j)** A county department or, in a county having a population of  
8           500,000 or more, the department of ~~health and family services~~ may charge a fee for  
9           conducting a background investigation under this subsection. The fee may not  
10          exceed the reasonable cost of conducting the investigation.

11          **SECTION 1319.** 48.576 of the statutes is created to read:

12          **48.576 Shelter care facilities; general supervision and inspection by**  
13          **department. (1) GENERALLY.** The department shall investigate and supervise all  
14          shelter care facilities and familiarize itself with all the circumstances affecting their  
15          management and usefulness.

16          **(2) INSPECTIONS.** The department shall inquire into the methods of treatment,  
17          instruction, government, and management of children placed in shelter care  
18          facilities; the conduct of the trustees, managers, directors, superintendents, and  
19          other officers and employees of those facilities; the condition of the buildings,  
20          grounds, and all other property pertaining to those facilities; and all other matters  
21          pertaining to the usefulness and management of those facilities; and recommend to  
22          the officers in charge such changes and additional provisions as the department  
23          considers proper.

24          **(3) FREQUENCY OF INSPECTIONS.** The department shall inspect and investigate  
25          each shelter care facility at least annually and, when directed by the governor, the

1 department shall conduct a special investigation into a shelter care facility's  
2 management, or anything connected with its management, and report to the  
3 governor the testimony taken, the facts found, and conclusions drawn.

4 **(4) ENFORCEMENT BY ATTORNEY GENERAL AND DISTRICT ATTORNEYS.** Upon request  
5 of the department, the attorney general or the district attorney of the proper county  
6 shall aid in any investigation, inspection, hearing, or trial had under the provisions  
7 of this chapter relating to powers of the department, and shall institute and  
8 prosecute all necessary actions or proceedings for the enforcement of those  
9 provisions and for the punishment of violations of those provisions. The attorney  
10 general or district attorney so requested shall report or confer with the department  
11 regarding the request, within 30 days after the receipt of the request.

12 **(5) OPPORTUNITY TO INSPECT.** All trustees, managers, directors,  
13 superintendents, and other officers or employees of a shelter care facility shall at all  
14 times afford to every member of the department and its agents unrestrained facility  
15 for inspection of and free access to all parts of the buildings and grounds and to all  
16 books and papers of the shelter care facility, and shall give, either verbally or in  
17 writing, such information as the department requires. Any person who violates this  
18 subsection shall forfeit not less than \$10 nor more than \$100.

19 **(6) TESTIMONIAL POWER; EXPENSES.** The department or any person delegated by  
20 the department may administer oaths, take testimony, and cause depositions to be  
21 taken. All expenses of the investigations, including fees of officers and witnesses,  
22 shall be charged to the appropriation for the department.

23 **(7) STATISTICS TO BE FURNISHED.** Whenever the department is required to collect  
24 statistics, the person or agency shall furnish the required statistics on request.

25 **SECTION 1320.** 48.578 of the statutes is created to read:

1           **48.578 Shelter care facilities; establishment, approval, inspection. (1)**

2           The department shall fix reasonable standards and regulations for the design,  
3           construction, repair, and maintenance of shelter care facilities, with respect to their  
4           adequacy and fitness for the needs that they are to serve.

5           **(2)** The selection and purchase of the site, and the plans, specifications, and  
6           erection of buildings for shelter care facilities shall be subject to the review and  
7           approval of the department. Department review shall include review of the proposed  
8           program to be carried out by the shelter care facility.

9           **(3)** Before any shelter care facility is occupied, and at least annually thereafter,  
10          the department shall inspect the shelter care facility, with respect to safety,  
11          sanitation, adequacy, and fitness, and report to the authorities managing the shelter  
12          care facility any deficiency found, and order the necessary work to correct that  
13          deficiency. If within 6 months after the inspection the work is not commenced, or not  
14          completed within a reasonable period after commencement of the work, to the  
15          satisfaction of the department, the department shall suspend the allowance of state  
16          aid for, and prohibit the use of the shelter care facility, until the order is complied  
17          with.

18          **SECTION 1321.** 48.60 (3) of the statutes is amended to read:

19          48.60 **(3)** Before issuing or continuing any license to a child welfare agency  
20          under this section, the department of ~~health and family services~~ shall review the  
21          need for the additional placement resources that would be made available by  
22          licensing or continuing the license of any child welfare agency after August 5, 1973,  
23          providing care authorized under s. 48.61 (3). Neither the department of ~~health and~~  
24          ~~family services~~ nor the department of corrections may make any placements to any

1 child welfare agency where the departmental review required under this subsection  
2 has failed to indicate the need for the additional placement resources.

3 **SECTION 1322.** 48.62 (4) of the statutes is amended to read:

4 48.62 (4) Monthly payments in foster care shall be provided according to the  
5 age-related rates specified in this subsection. Beginning on January 1, 2006, the  
6 age-related rates are ~~\$317 for a child under 5 years of age; \$346 for a child 5 to 11~~  
7 ~~years of age; \$394 for a child 12 to 14 years of age; and \$411~~ 2008, the age-related  
8 rates are \$333 for a child under 5 years of age; \$363 for a child 5 to 11 years of age;  
9 \$414 for a child 12 to 14 years of age; and \$432 for a child 15 years of age or over.  
10 Beginning on January 1, 2009, the age-related rates are \$349 for a child under 5  
11 years of age; \$381 for a child 5 to 11 years of age; \$433 for a child 12 to 14 years of  
12 age; and \$452 for a child 15 years of age or over. In addition to these grants for basic  
13 maintenance, the department shall make supplemental payments for special needs,  
14 exceptional circumstances, care in a treatment foster home, and initial clothing  
15 allowances according to rules promulgated by the department.

16 **SECTION 1323.** 48.62 (5) (d) of the statutes is amended to read:

17 48.62 (5) (d) The department shall request from the secretary of the federal  
18 department of health and human services a waiver of the requirements under 42  
19 USC 670 to 679a that would authorize the state to receive federal foster care and  
20 adoption assistance reimbursement under 42 USC 670 to 679a for the costs of  
21 providing care for a child who is in the care of a guardian who was licensed as the  
22 child's foster parent or treatment foster parent before the guardianship appointment  
23 and who has entered into a subsidized guardianship agreement with the county  
24 department or department. If the waiver is approved for a county having a  
25 population of 500,000 or more, the department shall provide the monthly payments



1 under par. (a) from the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cx), (gx), (kw),  
2 and (mx). If the waiver is approved for any other county, the department shall  
3 determine which counties are authorized to provide monthly payments under par.  
4 (a) or (b), and the county departments of those counties shall provide those payments  
5 from moneys received under s. ~~46.495~~ 48.569 (1) (d).

6 **SECTION 1324.** 48.627 (2) (c) of the statutes is amended to read:

7 48.627 (2) (c) The department shall conduct a study to determine the  
8 cost-effectiveness of purchasing insurance to provide standard homeowner's or  
9 renter's liability insurance coverage for applicants who are granted a waiver under  
10 par. (b). If the department determines that it would be cost-effective to purchase  
11 such insurance, it may purchase the insurance from the appropriations under s.  
12 ~~20.435 (3)~~ 20.437 (1) (cf) and (pd).

13 **SECTION 1325.** 48.627 (2c) of the statutes is amended to read:

14 48.627 (2c) The department shall determine the cost-effectiveness of  
15 purchasing private insurance that would provide coverage to foster, treatment foster,  
16 and family-operated group home parents for acts or omissions by or affecting a child  
17 who is placed in a foster home, a treatment foster home, or a family-operated group  
18 home. If this private insurance is cost-effective and available, the department shall  
19 purchase the insurance from the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cf)  
20 and (pd). If the insurance is unavailable, payment of claims for acts or omissions by  
21 or affecting a child who is placed in a foster home, a treatment foster home, or a  
22 family-operated group home shall be in accordance with subs. (2m) to (3).

23 **SECTION 1326.** 48.627 (2m) of the statutes is amended to read:

24 48.627 (2m) Within the limits of the appropriations under s. ~~20.435 (3)~~ 20.437  
25 (1) (cf) and (pd), the department shall pay claims to the extent not covered by any

1 other insurance and subject to the limitations specified in sub. (3), for bodily injury  
2 or property damage sustained by a licensed foster, treatment foster, or  
3 family-operated group home parent or a member of the foster, treatment foster, or  
4 family-operated group home parent's family as a result of the act of a child in the  
5 foster, treatment foster, or family-operated group home parent's care.

6 **SECTION 1327.** 48.627 (2s) (intro.) of the statutes is amended to read:

7 48.627 (2s) (intro.) Within the limits of the appropriations under s. ~~20.435 (3)~~  
8 20.437 (1) (cf) and (pd), the department may pay claims to the extent not covered by  
9 any other insurance and subject to the limitations specified in sub. (3), for all of the  
10 following:

11 **SECTION 1328.** 48.627 (3) (f) of the statutes is amended to read:

12 48.627 (3) (f) If the total amount of the claims approved during any calendar  
13 quarter exceeds 25% of the total funds available during the fiscal year for purposes  
14 of this subsection plus any unencumbered funds remaining from the previous  
15 quarter, the department shall prorate the available funds among the claimants with  
16 approved claims. The department shall also prorate any unencumbered funds  
17 remaining in the appropriation under s. ~~20.435 (3)~~ 20.437 (1) (cf) at the end of each  
18 fiscal year among the claimants whose claims were prorated during the fiscal year.  
19 Payment of a prorated amount from unencumbered funds remaining at the end of  
20 the fiscal year constitutes a complete payment of the claim for purposes of this  
21 program, but does not prohibit a foster parent or treatment foster parent from  
22 submitting a claim under s. 16.007 for the unpaid portion.

23 **SECTION 1329.** 48.627 (4) of the statutes is amended to read:

24 48.627 (4) Except as provided in s. 895.485, the department is not liable for any  
25 act or omission by or affecting a child who is placed in a foster home, treatment foster

1 home, or family-operated group home, but shall, as provided in this section, pay  
2 claims described under sub. (2m) and may pay claims described under sub. (2s) or  
3 may purchase insurance to cover such claims as provided for under sub. (2c), within  
4 the limits of the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cf) and (pd).

5 **SECTION 1330.** 48.63 (1) of the statutes is amended to read:

6 48.63 (1) Acting under court order or voluntary agreement, the child's parent  
7 or guardian or the department of ~~health and family services~~, the department of  
8 corrections, a county department, or a child welfare agency licensed to place children  
9 in foster homes, treatment foster homes, or group homes may place a child or  
10 negotiate or act as intermediary for the placement of a child in a foster home,  
11 treatment foster home, or group home. Voluntary agreements under this subsection  
12 may not be used for placements in facilities other than foster, treatment foster, or  
13 group homes and may not be extended. A foster home or treatment foster home  
14 placement under a voluntary agreement may not exceed 180 days from the date on  
15 which the child was removed from the home under the voluntary agreement. A group  
16 home placement under a voluntary agreement may not exceed 15 days from the date  
17 on which the child was removed from the home under the voluntary agreement,  
18 except as provided in sub. (5). These time limitations do not apply to placements  
19 made under s. 48.345, 938.183, 938.34, or 938.345. Voluntary agreements may be  
20 made only under this subsection and sub. (5) (b) and shall be in writing and shall  
21 specifically state that the agreement may be terminated at any time by the parent  
22 or guardian or by the child if the child's consent to the agreement is required. The  
23 child's consent to the agreement is required whenever the child is 12 years of age or  
24 older. If a county department, the department, or the department of corrections  
25 places a child or negotiates or acts as intermediary for the placement of a child under

1 this subsection, the voluntary agreement shall also specifically state that the county  
2 department, department, or department of corrections has placement and care  
3 responsibility for the child as required under 42 USC 672 (a) (2) and has primary  
4 responsibility for providing services to the child.

5 **SECTION 1331.** 48.64 (1) of the statutes is amended to read:

6 48.64 (1) DEFINITION. In this section, “agency” means the department of health  
7 and family services, the department of corrections, a county department, or a  
8 licensed child welfare agency authorized to place children in foster homes, treatment  
9 foster homes, or group homes.

10 **SECTION 1332.** 48.651 (1) (intro.) of the statutes is amended to read:

11 48.651 (1) (intro.) Each county department shall certify, according to the  
12 standards adopted by the department of workforce development under s. 49.155 (1d),  
13 each day care provider reimbursed for child care services provided to families  
14 determined eligible under s. 49.155, unless the provider is a day care center licensed  
15 under s. 48.65 or is established or contracted for under s. 120.13 (14). Each county  
16 may charge a fee to cover the costs of certification. To be certified under this section,  
17 a person must meet the minimum requirements for certification established by the  
18 department of workforce development under s. 49.155 (1d), meet the requirements  
19 specified in s. 48.685 and pay the fee specified in this section. The county shall certify  
20 the following categories of day care providers:

21 **SECTION 1333.** 48.651 (1) (a) of the statutes is amended to read:

22 48.651 (1) (a) Level I certified family day care providers, as established by the  
23 department of workforce development under s. 49.155 (1d). No county may certify  
24 a provider under this paragraph if the provider is a relative of all of the children for  
25 whom he or she provides care.

1           **SECTION 1334.** 48.651 (1) (b) of the statutes is amended to read:

2           48.651 (1) (b) Level II certified family day care providers, as established by the  
3 department of ~~workforce development~~, under s. 49.155 (1d).

4           **SECTION 1335.** 48.651 (2m) of the statutes is amended to read:

5           48.651 (2m) Each county department shall provide the department of health  
6 and family services with information about each person who is denied certification  
7 for a reason specified in s. 48.685 (4m) (a) 1. to 5.

8           **SECTION 1338.** 48.66 (1) (a) of the statutes is amended to read:

9           48.66 (1) (a) Except as provided in s. 48.715 (6) and (7), the department shall  
10 license and supervise child welfare agencies, as required by s. 48.60, group homes,  
11 as required by s. 48.625, shelter care facilities, as required by s. 938.22, and day care  
12 centers, as required by s. 48.65. The department may license foster homes or  
13 treatment foster homes, as provided by s. 48.62, and may license and supervise  
14 county departments in accordance with the procedures specified in this section and  
15 in ss. 48.67 to 48.74. In the discharge of this duty the department may inspect the  
16 records and visit the premises of all child welfare agencies, group homes, shelter care  
17 facilities, and day care centers and visit the premises of all foster homes and  
18 treatment foster homes in which children are placed.

19           **SECTION 1339.** 48.66 (2m) (a) 1. of the statutes is amended to read:

20           48.66 (2m) (a) 1. Except as provided in subd. 2., the department of ~~health and~~  
21 ~~family services~~ shall require each applicant for a license under sub. (1) (a) to operate  
22 a child welfare agency, group home, shelter care facility, or day care center who is an  
23 individual to provide that department with the applicant's social security number,  
24 and shall require each applicant for a license under sub. (1) (a) to operate a child  
25 welfare agency, group home, shelter care facility, or day care center who is not an

1 individual to provide that department with the applicant's federal employer  
2 identification number, when initially applying for or applying to continue the license.

3 **SECTION 1340.** 48.66 (2m) (a) 2. of the statutes is amended to read:

4 48.66 **(2m)** (a) 2. If an applicant who is an individual does not have a social  
5 security number, the applicant shall submit a statement made or subscribed under  
6 oath or affirmation to the department of ~~health and family services~~ that the  
7 applicant does not have a social security number. The form of the statement shall  
8 be prescribed by the department of ~~workforce development~~. A license issued in  
9 reliance upon a false statement submitted under this subdivision is invalid.

10 **SECTION 1341.** 48.66 (2m) (am) 2. of the statutes is amended to read:

11 48.66 **(2m)** (am) 2. If an applicant who is an individual does not have a social  
12 security number, the applicant shall submit a statement made or subscribed under  
13 oath or affirmation to the department of corrections that the applicant does not have  
14 a social security number. The form of the statement shall be prescribed by the  
15 department of ~~workforce development~~. A license issued in reliance upon a false  
16 statement submitted under this subdivision is invalid.

17 **SECTION 1342.** 48.66 (2m) (b) of the statutes is amended to read:

18 48.66 **(2m)** (b) If an applicant who is an individual fails to provide the  
19 applicant's social security number to the department of ~~health and family services~~  
20 or if an applicant who is not an individual fails to provide the applicant's federal  
21 employer identification number to ~~that~~ the department, that department may not  
22 issue or continue a license under sub. (1) (a) to operate a child welfare agency, group  
23 home, shelter care facility, or day care center to or for the applicant unless the  
24 applicant is an individual who does not have a social security number and the

1 applicant submits a statement made or subscribed under oath or affirmation as  
2 required under par. (a) 2.

3 **SECTION 1343.** 48.66 (2m) (c) of the statutes is amended to read:

4 48.66 **(2m)** (c) The subunit of the department of health and family services that  
5 obtains a social security number or a federal employer identification number under  
6 par. (a) 1. may not disclose any that information ~~obtained under par. (a) 1.~~ to any  
7 person except to the department of revenue for the sole purpose of requesting  
8 certifications under s. 73.0301 or on the request of the subunit of the department of  
9 workforce development that administers the child and spousal support program  
10 under s. 49.22 (2m).

11 **SECTION 1344.** 48.66 (2m) (cm) of the statutes is amended to read:

12 48.66 **(2m)** (cm) The department of corrections may not disclose any  
13 information obtained under par. (am) 1. to any person except on the request of the  
14 department ~~of workforce development~~ under s. 49.22 (2m).

15 **SECTION 1345.** 48.675 (3) (intro.) of the statutes is amended to read:

16 48.675 **(3)** SUPPORT SERVICES. (intro.) The department shall provide funds from  
17 the appropriation under s. ~~20.435 (6)~~ 20.437 (1) (a) to enable foster parents and  
18 treatment foster parents to attend education programs approved under sub. (2) and  
19 shall promulgate rules concerning disbursement of the funds. Moneys disbursed  
20 under this subsection may be used for the following purposes:

21 **SECTION 1346.** 48.685 (1) (bg) of the statutes is repealed.

22 **SECTION 1347.** 48.685 (1) (d) of the statutes is repealed.

23 **SECTION 1348.** 48.685 (2) (am) 5. of the statutes is amended to read:

24 48.685 **(2)** (am) 5. Information maintained by the department of health and  
25 family services under this section and under ss. 48.651 (2m), 48.75 (1m), and 120.13

1 (14) regarding any denial to the person of a license, continuation or renewal of a  
2 license, certification, or a contract to operate an entity for a reason specified in sub.  
3 (4m) (a) 1. to 5. and regarding any denial to the person of employment at, a contract  
4 with, or permission to reside at an entity for a reason specified in sub. (4m) (b) 1. to  
5 5. If the information obtained under this subdivision indicates that the person has  
6 been denied a license, continuation or renewal of a license, certification, a contract,  
7 employment, or permission to reside as described in this subdivision, the  
8 department, a county department, a child welfare agency or a school board need not  
9 obtain the information specified in subds. 1. to 4.

10 **SECTION 1349.** 48.685 (2) (b) 1. (intro.) of the statutes is amended to read:

11 48.685 (2) (b) 1. (intro.) Every entity shall obtain all of the following with  
12 respect to a caregiver specified in sub. (1) (ag) 1. a. of the entity:

13 **SECTION 1350.** 48.685 (2) (b) 1. e. of the statutes is amended to read:

14 48.685 (2) (b) 1. e. Information maintained by the department of health and  
15 family services under this section and under ss. 48.651 (2m), 48.75 (1m), and 120.13  
16 (14) regarding any denial to the person of a license, continuation or renewal of a  
17 license, certification, or a contract to operate an entity for a reason specified in sub.  
18 (4m) (a) 1. to 5. and regarding any denial to the person of employment at, a contract  
19 with, or permission to reside at an entity for a reason specified in sub. (4m) (b) 1. to  
20 5. If the information obtained under this subd. 1. e. indicates that the person has  
21 been denied a license, continuation or renewal of a license, certification, a contract,  
22 employment, or permission to reside as described in this subd. 1. e., the entity need  
23 not obtain the information specified in subd. 1. a. to d.

24 **SECTION 1351.** 48.685 (2) (c) of the statutes is created to read:



1           48.685 (2) (c) 1. If the person who is the subject of the search under par. (am)  
2 is seeking an initial license to operate a foster home or treatment foster home or is  
3 seeking relicensure after a break in licensure, the department, county department,  
4 or child welfare agency shall request under 42 USC 16962 (b) a fingerprint-based  
5 check of the national crime information databases, as defined in 28 USC 534 (f) (3)  
6 (A). The department, county department, or child welfare agency may release any  
7 information obtained under this subdivision only as permitted under 42 USC 16962  
8 (e).

9           2. If the person who is the subject of the search under par. (am) is seeking a  
10 license to operate a foster home or treatment foster home or is an adult nonclient  
11 resident of the foster home or treatment foster home and if the person is not, or at  
12 any time within the 5 years preceding the date of the search has not been, a resident  
13 of this state, the department, county department, or child welfare agency shall check  
14 any child abuse or neglect registry maintained by any state or other U.S. jurisdiction  
15 in which the person is a resident or was a resident within those 5 years for  
16 information that is equivalent to the information specified in par. (am) 4. The  
17 department, county department, or child welfare agency may not use any  
18 information obtained under this subdivision for any purpose other than a search of  
19 the person's background under par. (am).

20           **SECTION 1352.** 48.685 (3) (a) of the statutes is amended to read:

21           48.685 (3) (a) Every 4 years or at any time within that period that the  
22 department, a county department, a child welfare agency, or a school board considers  
23 appropriate, the department, county department, child welfare agency, or school  
24 board shall request the information specified in sub. (2) (am) 1. to 5. for all persons  
25 caregivers specified in sub. (1) (ag) 1. b. who are licensed, certified, or contracted to

1 operate an entity, for all persons who are nonclient residents of ~~an entity~~ such a  
2 caregiver, and for all persons under 18 years of age, but not under 12 years of age,  
3 who are caregivers of a day care center that is licensed under s. 48.65 or established  
4 or contracted for under s. 120.13 (4) or of a day care provider that is certified under  
5 s. 48.651.

6 **SECTION 1353.** 48.685 (3) (b) of the statutes is amended to read:

7 48.685 (3) (b) Every 4 years or at any time within that period that an entity  
8 considers appropriate, the entity shall request the information specified in sub. (2)  
9 (b) 1. a. to e. for all persons who are caregivers specified in sub. (1) (ag) 1. a. of the  
10 entity other than persons under 18 years of age, but not under 12 years of age, who  
11 are caregivers of a day care center that is licensed under s. 48.65 or established or  
12 contracted for under s. 120.13 (14) or of a day care provider that is certified under s.  
13 48.651.

14 **SECTION 1354.** 48.685 (4m) (b) (intro.) of the statutes is amended to read:

15 48.685 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in  
16 sub. (5), an entity may not employ or contract with a caregiver specified in sub. (1)  
17 (ag) 1. a. or permit a nonclient resident to reside at the entity if the entity knows or  
18 should have known any of the following:

19 **SECTION 1355.** 48.685 (5) (a) of the statutes is amended to read:

20 48.685 (5) (a) ~~The Subject to par. (bm), the~~ department may license to operate  
21 an entity, a county department may certify under s. 48.651, a county department or  
22 a child welfare agency may license under s. 48.62 and a school board may contract  
23 with under s. 120.13 (14) a person who otherwise may not be licensed, certified or  
24 contracted with for a reason specified in sub. (4m) (a) 1. to 5., and an entity may  
25 employ, contract with, or permit to reside at the entity a person who otherwise may

1 not be employed, contracted with, or permitted to reside at the entity for a reason  
2 specified in sub. (4m) (b) 1. to 5., if the person demonstrates to the department, the  
3 county department, the child welfare agency, or the school board or, in the case of an  
4 entity that is located within the boundaries of a reservation, to the person or body  
5 designated by the tribe under sub. (5d) (a) 3., by clear and convincing evidence and  
6 in accordance with procedures established by the department by rule or by the tribe  
7 that he or she has been rehabilitated.

8 **SECTION 1356.** 48.685 (5) (bm) (intro.) of the statutes is amended to read:

9 48.685 (5) (bm) (intro.) For purposes of licensing a foster home or treatment  
10 foster home for the placement of a child on whose behalf foster care maintenance  
11 payments under s. 48.62 (4) will be provided, no person who has been convicted of  
12 any of the following offenses may be permitted to demonstrate that he or she has been  
13 rehabilitated:

14 **SECTION 1357.** 48.685 (5c) (a) of the statutes is amended to read:

15 48.685 (5c) (a) Any person who is permitted but fails under sub. (5) (a) to  
16 demonstrate to the department or a child welfare agency that he or she has been  
17 rehabilitated may appeal to the secretary ~~of health and family services~~ or his or her  
18 designee. Any person who is adversely affected by a decision of the secretary or his  
19 or her designee under this paragraph has a right to a contested case hearing under  
20 ch. 227.

21 **SECTION 1358.** 48.685 (8) of the statutes is amended to read:

22 48.685 (8) The department, the department of health and family services, a  
23 county department, a child welfare agency, or a school board may charge a fee for  
24 obtaining the information required under sub. (2) (am) or (3) (a) or for providing  
25 information to an entity to enable the entity to comply with sub. (2) (b) 1. or (3) (b).

1 The fee may not exceed the reasonable cost of obtaining the information. No fee may  
2 be charged to a nurse's assistant, as defined in s. 146.40 (1) (d), for obtaining or  
3 maintaining information if to do so would be inconsistent with federal law.

4 **SECTION 1359.** 48.715 (6) of the statutes is amended to read:

5 48.715 (6) The department of ~~health and family services~~ shall deny, suspend,  
6 restrict, refuse to renew, or otherwise withhold a license under s. 48.66 (1) (a) or a  
7 probationary license under s. 48.69 to operate a child welfare agency, group home,  
8 shelter care facility, or day care center, and the department of corrections shall deny,  
9 suspend, restrict, refuse to renew, or otherwise withhold a license under s. 48.66 (1)  
10 (b) to operate a secured residential care center for children and youth, for failure of  
11 the applicant or licensee to pay court-ordered payments of child or family support,  
12 maintenance, birth expenses, medical expenses, or other expenses related to the  
13 support of a child or former spouse or for failure of the applicant or licensee to comply,  
14 after appropriate notice, with a subpoena or warrant issued by the department of  
15 ~~workforce development~~ or a county child support agency under s. 59.53 (5) and  
16 related to paternity or child support proceedings, as provided in a memorandum of  
17 understanding entered into under s. 49.857. Notwithstanding s. 48.72, an action  
18 taken under this subsection is subject to review only as provided in the memorandum  
19 of understanding entered into under s. 49.857 and not as provided in s. 48.72.

20 **SECTION 1360.** 48.743 of the statutes is created to read:

21 **48.743 Community living arrangements for children.** (1) In this section,  
22 “community living arrangement for children” means a residential care center for  
23 children and youth or a group home.

1           **(2)** Community living arrangements for children shall be subject to the same  
2 building and housing ordinances, codes, and regulations of the municipality or  
3 county as similar residences located in the area in which the facility is located.

4           **(3)** The department shall designate a subunit to keep records and supply  
5 information on community living arrangements for children under ss. 59.69 (15) (f),  
6 60.63 (7), and 62.23 (7) (i) 6. The subunit shall be responsible for receiving all  
7 complaints regarding community living arrangements for children and for  
8 coordinating all necessary investigatory and disciplinary actions under the laws of  
9 this state and under the rules of the department relating to the licensing of  
10 community living arrangements for children.

11           **(4)** A community living arrangement for children with a capacity for 8 or fewer  
12 persons shall be a permissible use for purposes of any deed covenant which limits use  
13 of property to single-family or 2-family residences. A community living  
14 arrangement for children with a capacity for 15 or fewer persons shall be a  
15 permissible use for purposes of any deed covenant which limits use of property to  
16 more than 2-family residences. Covenants in deeds which expressly prohibit use of  
17 property for community living arrangements for children are void as against public  
18 policy.

19           **(5)** If a community living arrangement for children is required to obtain special  
20 zoning permission, as defined in s. 59.69 (15) (g), the department shall, at the request  
21 of the unit of government responsible for granting the special zoning permission,  
22 inspect the proposed facility and review the program proposed for the facility. After  
23 such inspection and review, the department shall transmit to the unit of government  
24 responsible for granting the special zoning permission a statement that the proposed

1 facility and its proposed program have been examined and are either approved or  
2 disapproved by the department.

3 **SECTION 1361.** 48.745 (5) of the statutes is amended to read:

4 48.745 (5) If the county department designates the department to receive  
5 formal complaints, the subunit under s. ~~46.03 (22) (c)~~ 48.743 (3) shall receive the  
6 complaints and the department shall have all the powers and duties granted to the  
7 county department in this section.

8 **SECTION 1362.** 48.75 (1g) (c) 1. of the statutes is amended to read:

9 48.75 (1g) (c) 1. A statement that the public licensing agency issuing the license  
10 ~~is responsible~~ has placement and care responsibility for the child as required under  
11 42 USC 672 (a) (2) and has primary responsibility for providing services to the child  
12 who is placed in the foster home, as specified in the agreement.

13 **SECTION 1363.** 48.75 (1m) of the statutes is amended to read:

14 48.75 (1m) Each child welfare agency and public licensing agency shall provide  
15 ~~the subunit of the department that administers s. 48.685~~ of health and family  
16 services with information about each person who is denied a license for a reason  
17 specified in s. 48.685 (4m) (a) 1. to 5.

18 **SECTION 1364.** 48.78 (2) (h) of the statutes is amended to read:

19 48.78 (2) (h) Paragraph (a) does not prohibit the department, a county  
20 department, or a licensed child welfare agency from entering the content of any  
21 record kept or information received by the department, county department, or  
22 licensed child welfare agency into the statewide automated child welfare  
23 information system established under s. ~~46.03~~ 48.47 (7g).

24 **SECTION 1365.** 48.839 (1) (d) of the statutes is amended to read:

1           48.839 (1) (d) If custody of the child is transferred under sub. (4) (b) to a county  
2 department or child welfare agency before the child is adopted, the department shall  
3 periodically bill the guardian and the surety under s. ~~46.03 (18) (b) or 46.10~~ 49.32 (1)  
4 (b) or 49.345 for the cost of care and maintenance of the child until the child is adopted  
5 or becomes age 18, whichever is earlier. The guardian and surety shall also be liable  
6 under the bond for costs incurred by the department in enforcing the bond against  
7 the guardian and surety.

8           **SECTION 1366.** 48.839 (1) (e) of the statutes is amended to read:

9           48.839 (1) (e) This section does not preclude the department or any other  
10 agency given custody of a child under sub. (4) (b) from collecting under s. ~~46.03 (18)~~  
11 ~~(b) or 46.10~~ 49.32 (1) (b) or 49.345 from the former guardian for costs in excess of the  
12 amount recovered under the bond incurred in enforcing the bond and providing care  
13 and maintenance for the child until he or she reaches age 18 or is adopted.

14           **SECTION 1366m.** 48.84 (1) of the statutes, as created by 2005 Wisconsin Act  
15 293, is amended to read:

16           48.84 (1) Before a child may be placed under s. 48.833 for adoption by a  
17 proposed adoptive parent who has not previously adopted a child, before a proposed  
18 adoptive parent who has not previously adopted a child may petition for placement  
19 of a child for adoption under s. 48.837, and before a proposed adoptive parent who  
20 has not previously adopted a child may bring a child into this state for adoption under  
21 s. 48.839, the proposed adoptive parent shall complete the preadoption preparation  
22 required under this section. The preparation shall be provided by a licensed child  
23 welfare agency, a licensed private adoption agency, the state adoption information  
24 exchange under s. 48.55, the state adoption center under s. 48.55, a state-funded  
25 foster care and adoption resource center, ~~or~~ a state-funded postadoption resource

1 center, a technical college district school, or an institution or college campus within  
2 the University of Wisconsin System. If the proposed adoptive parent does not reside  
3 in this state, he or she may meet this requirement by obtaining equivalent  
4 preparation in his or her state of residence.

5 **SECTION 1367.** 48.88 (2) (am) of the statutes is created to read:

6 48.88 (2) (am) 1. If the petitioner was required to obtain an initial license to  
7 operate a foster home or treatment foster home before placement of the child for  
8 adoption or relicensure after a break in licensure, the agency making the  
9 investigation shall obtain a criminal history search from the records maintained by  
10 the department of justice and request under 42 USC 16962 (b) a fingerprint-based  
11 check of the national crime information databases, as defined in 28 USC 534 (f) (3)  
12 (A), with respect to the petitioner. The agency may release any information obtained  
13 under this subdivision only as permitted under 42 USC 16962 (e). In the case of a  
14 child on whose behalf adoption assistance payments will be provided under s. 48.975,  
15 if the petitioner has been convicted of any of the offenses specified in s. 48.685 (5) (bm)  
16 1. to 4., the agency may not report that the petitioner's home is suitable for the child.

17 2. If the petitioner was required to obtain a license to operate a foster home or  
18 treatment foster home before placement of the child for adoption, the agency making  
19 the investigation shall obtain information maintained by the department regarding  
20 any substantiated reports of child abuse or neglect against the petitioner and any  
21 other adult residing in the petitioner's home. If the petitioner or other adult residing  
22 in the petitioner's home is not, or at any time within the 5 years preceding the date  
23 of the search has not been, a resident of this state, the agency shall check any child  
24 abuse or neglect registry maintained by any state or other U.S. jurisdiction in which  
25 the petitioner or other adult is a resident or was a resident within those 5 years for



1 information that is equivalent to the information maintained by the department  
2 regarding substantiated reports of child abuse or neglect. The agency may not use  
3 any information obtained under this subdivision for any purpose other than a  
4 background search under this subdivision.

5 **SECTION 1368.** 48.93 (1d) of the statutes is amended to read:

6 48.93 (1d) All records and papers pertaining to an adoption proceeding shall  
7 be kept in a separate locked file and may not be disclosed except under sub. (1g) or  
8 (1r), s. ~~46.03 (29)~~, 48.432, 48.433, 48.434, 48.48 (17) (a) 9. or 48.57 (1) (j), or by order  
9 of the court for good cause shown.

10 **SECTION 1369.** 48.98 (2) (d) of the statutes is amended to read:

11 48.98 (2) (d) The department shall periodically bill the person who filed the  
12 bond and the surety under s. ~~46.03 (18) (b) or 46.10~~ 49.32 (1) (b) or 49.345 for the cost  
13 of care and maintenance of the child until the child is adopted or becomes age 18,  
14 whichever is earlier. The guardian and surety shall also be liable under the bond for  
15 costs incurred by the department in enforcing the bond.

16 **SECTION 1370.** 48.981 (3) (c) 8. of the statutes is amended to read:

17 48.981 (3) (c) 8. Using the format prescribed by the department, each county  
18 department shall provide the department with information about each report that  
19 the county department receives or that is received by a licensed child welfare agency  
20 that is under contract with the county department and about each investigation that  
21 the county department or a licensed child welfare agency under contract with the  
22 county department conducts. Using the format prescribed by the department, a  
23 licensed child welfare agency under contract with the department shall provide the  
24 department with information about each report that the child welfare agency  
25 receives and about each investigation that the child welfare agency conducts. This

1 ~~information shall be used by the~~ The department shall use the information to  
2 monitor services provided by county departments or licensed child welfare agencies  
3 under contract with county departments or the department. The department shall  
4 use nonidentifying information to maintain statewide statistics on child abuse and  
5 neglect and on unborn child abuse, and for planning and policy development  
6 purposes.

7 **SECTION 1371.** 48.981 (7) (dm) of the statutes is amended to read:

8 48.981 (7) (dm) Notwithstanding par. (a), an agency may enter the content of  
9 any report or record maintained by the agency into the statewide automated child  
10 welfare information system established under s. ~~46.03~~ 48.47 (7g).

11 **SECTION 1372.** 48.981 (8) (a) of the statutes is amended to read:

12 48.981 (8) (a) The department, the county departments, and a licensed child  
13 welfare agency under contract with the department in a county having a population  
14 of 500,000 or more to the extent feasible shall conduct continuing education and  
15 training programs for staff of the department, the county departments, licensed  
16 child welfare agencies under contract with the department or a county department,  
17 law enforcement agencies, and the tribal social services departments, persons and  
18 officials required to report, the general public, and others as appropriate. The  
19 programs shall be designed to encourage reporting of child abuse and neglect and of  
20 unborn child abuse, to encourage self-reporting and voluntary acceptance of services  
21 and to improve communication, cooperation, and coordination in the identification,  
22 prevention, and treatment of child abuse and neglect and of unborn child abuse.  
23 Programs provided for staff of the department, county departments, and licensed  
24 child welfare agencies under contract with county departments or the department  
25 whose responsibilities include the investigation or treatment of child abuse or

1 neglect shall also be designed to provide information on means of recognizing and  
2 appropriately responding to domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a). The  
3 department, the county departments, and a licensed child welfare agency under  
4 contract with the department in a county having a population of 500,000 or more  
5 shall develop public information programs about child abuse and neglect and about  
6 unborn child abuse.

7 **SECTION 1373.** 48.981 (8) (d) 1. of the statutes is amended to read:

8 48.981 **(8)** (d) 1. Each agency staff member and supervisor whose  
9 responsibilities include investigation or treatment of child abuse and neglect or of  
10 unborn child abuse shall successfully complete training in child abuse and neglect  
11 protective services and in unborn child abuse protective services approved by the  
12 department. The training shall include information on means of recognizing and  
13 appropriately responding to domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a). The  
14 department shall monitor compliance with this subdivision according to rules  
15 promulgated by the department.

16 **SECTION 1374.** 48.982 (2) (g) (intro.) of the statutes is amended to read:

17 48.982 **(2)** (g) (intro.) In coordination with the ~~departments of health and family~~  
18 ~~services and~~ department and the department of public instruction:

19 **SECTION 1383.** 48.985 (1) of the statutes is amended to read:

20 48.985 **(1)** FEDERAL PROGRAM OPERATIONS. From the appropriation under s.  
21 ~~20.435 (3)~~ 20.437 (1) (n), the department shall expend not more than \$273,700 in each  
22 fiscal year of the moneys received under 42 USC 620 to 626 for the department's  
23 expenses in connection with administering the expenditure of funds received under  
24 42 USC 620 to 626 and for child abuse and neglect and unborn child abuse  
25 independent investigations.





1           49.11 (1) “Department” means the department of workforce development  
2 children and families.

3           **SECTION 1396.** 49.11 (2) of the statutes is amended to read:

4           49.11 (2) “Secretary” means the secretary of workforce development children  
5 and families.

6           **SECTION 1397.** 49.13 (title) of the statutes is renumbered 49.79 (9) (title).

7           **SECTION 1398.** 49.13 (1) of the statutes is repealed.

8           **SECTION 1399.** 49.13 (2) (a) of the statutes is renumbered 49.79 (9) (a) 1. and  
9 amended to read:

10           49.79 (9) (a) 1. The department shall ~~contract with the department of health~~  
11 ~~and family services as provided under s. 49.79 (10)~~ to administer an employment and  
12 training program for recipients under the food stamp program and may contract  
13 under s. 49.78 with county departments under ss. 46.215, 46.22, and 46.23, and with  
14 tribal governing bodies to carry out the administrative functions. The department  
15 may contract, or a county department or tribal governing body may subcontract, with  
16 a Wisconsin works Works agency or another provider to administer the employment  
17 and training program under this subsection. Except as provided in ~~pars. (b) and (bm)~~  
18 subds. 2. and 3., the department may require able individuals who are 18 to 60 years  
19 of age who are not participants in a Wisconsin works Works employment position to  
20 participate in the employment and training program under this subsection.

21           **SECTION 1400.** 49.13 (2) (b) of the statutes is renumbered 49.79 (9) (a) 2. and  
22 amended to read:

23           49.79 (9) (a) 2. The department may not require an individual who is a recipient  
24 under the food stamp program and who is the caretaker of a child ~~who is~~ under the

1 age of 12 weeks to participate in any employment and training program under ~~par.~~  
2 ~~(a) this subsection.~~

3 **SECTION 1401.** 49.13 (2) (bm) of the statutes is renumbered 49.79 (9) (a) 3. and  
4 amended to read:

5 49.79 (9) (a) 3. The department may not require an individual who is a recipient  
6 under the food stamp program to participate in any employment and training  
7 program under ~~par. (a) this subsection~~ if that individual is enrolled at least half time  
8 in a school, as defined in s. 49.26 (1) (a) 2., a training program, or an institution of  
9 higher education.

10 **SECTION 1402.** 49.13 (2) (cm) of the statutes is renumbered 49.79 (9) (a) 4.

11 **SECTION 1403.** 49.13 (2) (d) of the statutes is renumbered 49.79 (9) (a) 5. and  
12 amended to read:

13 49.79 (9) (a) 5. A participant in an employment and training program under  
14 ~~this section~~ subsection administered by the department is an employee of the  
15 department for purposes of worker's compensation coverage, except to the extent  
16 that the person for whom the participant is performing work provides worker's  
17 compensation coverage. A participant in an employment and training program  
18 under ~~this section~~ subsection administered by a Wisconsin ~~works~~ Works agency or  
19 another provider is an employee of the Wisconsin ~~works~~ Works agency or other  
20 provider for purposes of worker's compensation coverage, except to the extent that  
21 the person for whom the participant is performing work provides worker's  
22 compensation coverage.

23 **SECTION 1404.** 49.13 (3) (intro.) of the statutes is renumbered 49.79 (9) (b)  
24 (intro.) and amended to read:

1           49.79 (9) (b) (intro.) An individual who fails to comply with the work  
2 requirements under ~~sub. (2) par.~~ (a) without good cause is ineligible to participate in  
3 the food stamp program ~~under s. 49.79~~ as follows:

4           **SECTION 1405.** 49.13 (3) (a) of the statutes is renumbered 49.79 (9) (b) 1. and  
5 amended to read:

6           49.79 (9) (b) 1. For the first occurrence of noncompliance, one month, or until  
7 the person complies with the work requirements under ~~sub. (2) par.~~ (a), whichever  
8 is later.

9           **SECTION 1406.** 49.13 (3) (b) of the statutes is renumbered 49.79 (9) (b) 2. and  
10 amended to read:

11           49.79 (9) (b) 2. For the 2nd occurrence of noncompliance, 3 months, or until the  
12 person complies with the work requirements under ~~sub. (2) par.~~ (a), whichever is  
13 later.

14           **SECTION 1407.** 49.13 (3) (c) of the statutes is renumbered 49.79 (9) (b) 3. and  
15 amended to read:

16           49.79 (9) (b) 3. For the 3rd and subsequent occurrences of noncompliance, 6  
17 months, or until the person complies with the work requirements under ~~sub. (2) par.~~  
18 (a), whichever is later.

19           **SECTION 1407c.** 49.134 (2) (a) of the statutes is amended to read:

20           49.134 (2) (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department shall  
21 make grants to local agencies to fund child care resource and referral services  
22 provided by those local agencies. The department shall provide an allocation formula  
23 to determine the amount of a grant awarded under this section.

24           **SECTION 1407e.** 49.136 (2) (a) of the statutes is amended to read:



1           49.136 **(2)** (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department may  
2 award grants for the start-up or expansion of child care services.

3           **SECTION 1407g.** 49.137 (2) (a) of the statutes is amended to read:

4           49.137 **(2)** (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department may  
5 award grants to child care providers that meet the quality of care standards  
6 established under s. 49.155 (1d) (b) to improve the retention of skilled and  
7 experienced child care staff. In awarding grants under this subsection, the  
8 department shall consider the applying child care provider's total enrollment of  
9 children and average enrollment of children who receive or are eligible for publicly  
10 funded care from the child care provider.

11           **SECTION 1407h.** 49.137 (3) (a) of the statutes is amended to read:

12           49.137 **(3)** (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department may  
13 award grants to child care providers for assistance in meeting the quality of care  
14 standards established under s. 49.155 (1d) (b).

15           **SECTION 1407i.** 49.137 (4) (intro.) of the statutes is amended to read:

16           49.137 **(4)** TRAINING AND TECHNICAL ASSISTANCE CONTRACTS. (intro.) From the  
17 allocation under s. 49.155 (1g) ~~(d)~~, the department may contract with one or more  
18 agencies for the provision of training and technical assistance to improve the quality  
19 of child care provided in this state. The training and technical assistance activities  
20 contracted for under this subsection may include any of the following activities:

21           **SECTION 1407j.** 49.137 (4m) of the statutes is amended to read:

22           49.137 **(4m)** LOCAL PASS-THROUGH GRANT PROGRAM. From the allocation under  
23 s. 49.155 (1g) ~~(d)~~, the department shall award grants to local governments and tribal  
24 governing bodies for programs to improve the quality of child care. The department

1 shall promulgate rules to administer the grant program, including rules that specify  
2 the eligibility criteria and procedures for awarding the grants.

3 **SECTION 1408.** 49.138 (1m) (intro.) of the statutes is amended to read:

4 49.138 **(1m)** (intro.) The department shall implement a program of emergency  
5 assistance to needy persons in cases of fire, flood, natural disaster, homelessness or  
6 impending homelessness, or energy crisis. The department shall establish the  
7 maximum amount of aid to be granted, except for cases of energy crisis, per family  
8 member based on the funding available under s. ~~20.445 (3)~~ 20.437 (2) (dz) and (md).  
9 The department need not establish the maximum amount by rule under ch. 227. The  
10 department shall publish the maximum amount and annual changes to it in the  
11 Wisconsin administrative register. Emergency assistance provided to needy persons  
12 under this section may only be provided to a needy person once in a 12-month period.  
13 Emergency assistance provided to needy persons under this section in cases of  
14 homelessness or impending homelessness may be used only to obtain or retain a  
15 permanent living accommodation. For the purposes of this section, a family is  
16 considered to be homeless, or to be facing impending homelessness, if any of the  
17 following applies:

18 **SECTION 1409.** 49.143 (2) (b) of the statutes is amended to read:

19 49.143 **(2)** (b) Establish a children’s services network. The children’s services  
20 network shall provide information about community resources available to the  
21 dependent children in a Wisconsin works group, including charitable food and  
22 clothing centers; subsidized and low-income housing; transportation subsidies; the  
23 state supplemental food program for women, infants and children under s. ~~253.06~~  
24 49.17; and child care programs. In a county having a population of 500,000 or more,  
25 a children’s services network shall, in addition, provide a forum for those persons

1 who are interested in the delivery of child welfare services and other services to  
2 children and families in the geographical area under sub. (6) served by that  
3 children's services network to communicate with and make recommendations to the  
4 providers of those services in that geographical area with respect to the delivery of  
5 those services in that area.

6 **SECTION 1410.** 49.147 (3m) of the statutes is created to read:

7 49.147 **(3m)** REAL WORK, REAL PAY PILOT PROJECT. (a) *Administration and*  
8 *evaluation.* Except as provided in par. (d), the department shall conduct and  
9 evaluate a real work, real pay pilot project from January 1, 2008, to December 31,  
10 2009.

11 (b) *Eligibility and project limits.* 1. Except as specifically provided in this  
12 subsection, all general and nonfinancial eligibility requirements under s. 49.145  
13 apply to participants under this subsection, and all requirements under sub. (3), as  
14 they apply to Wisconsin Works agencies, employers, and participants, apply to  
15 Wisconsin Works agencies, employers, and participants under this subsection.

16 2. The project shall be limited to 100 individuals and shall be conducted in at  
17 least one of the geographical areas established by the department under s. 49.143 (6)  
18 that is in Milwaukee County and in at least 2 of those geographical areas that are  
19 not in Milwaukee County.

20 (c) *Employer subsidies and reimbursements.* The Wisconsin Works agency  
21 shall pay an employer that employs a participant under this subsection a monthly  
22 wage subsidy that does not exceed the federal minimum wage for no more than 30  
23 hours of work per week. Worksite training activities prescribed by the employer that  
24 are consistent with training provided to other employees at the worksite are  
25 considered work for purposes of calculating the wage subsidy under this paragraph.

1 In addition to the wage subsidy, the Wisconsin Works agency shall reimburse the  
2 employer for up to 100 percent of all of the following costs that are attributable to  
3 employment of the participant:

- 4 1. Federal social security taxes.
- 5 2. State and federal unemployment contributions or taxes, if any.
- 6 3. Worker's compensation insurance premiums, if any.

7 (d) *Time-limited participation and payment extension.* An individual may  
8 participate in the project under this subsection for a maximum of 6 months, with an  
9 opportunity for an extension of up to 3 months. Notwithstanding the ending date for  
10 the project, payments under par. (c) for any participant who is accepted into the  
11 project before December 31, 2009, shall be made until the participant completes his  
12 or her 6-month participation period or any extension to it already commenced before  
13 that date.

14 (e) *Mentors and stipends.* The Wisconsin Works agency and employer of a  
15 participant under this subsection shall work together to find a mentor for the  
16 participant at the participant's work site. The Wisconsin Works agency shall pay  
17 each mentor a monthly stipend of \$50.

18 (f) *Employer effort to retain, refer, or evaluate participant.* An employer that  
19 employs a participant under this subsection and receives a wage subsidy shall agree  
20 to make a good faith effort to retain the participant as a permanent unsubsidized  
21 employee after the wage subsidy ends if the participant successfully completes  
22 participation in the project under this subsection. An employer shall also agree that,  
23 if the employer does not retain a participant as a permanent unsubsidized employee,  
24 the employer will serve as an employment reference for the participant or provide

1 to the Wisconsin Works agency a written performance evaluation of the participant,  
2 including recommendations for improvements.

3 **SECTION 1411.** 49.147 (6) (c) of the statutes is amended to read:

4 49.147 **(6)** (c) *Distribution and administration.* From the appropriation under  
5 s. ~~20.445 (3)~~ 20.437 (2) (jL), the department shall distribute funds for job access loans  
6 to a Wisconsin Works agency, which shall administer the loans in accordance with  
7 rules promulgated by the department.

8 **SECTION 1412.** 49.147 (6) (cm) 1. of the statutes is amended to read:

9 49.147 **(6)** (cm) 1. The department ~~of workforce development~~ may, in the  
10 manner provided in s. 49.85, collect job access loan repayments that are delinquent  
11 under the terms of a repayment agreement. The department ~~of workforce~~  
12 ~~development~~ shall credit all delinquent repayments collected by the department of  
13 revenue as a setoff under s. 71.93 to the appropriation account under s. ~~20.445 (3)~~  
14 20.437 (2) (jL). Use of the process under s. 49.85 does not preclude the department  
15 ~~of workforce development~~ from collecting delinquent repayments through other  
16 legal means.

17 **SECTION 1420f.** 49.155 (1) (intro.) of the statutes is amended to read:

18 49.155 **(1)** DEFINITIONS. (intro.) In this section, except as otherwise provided:

19 **SECTION 1420m.** 49.155 (1g) of the statutes is repealed and recreated to read:

20 49.155 **(1g)** DISTRIBUTION OF FUNDS. Within the limits of the availability of the  
21 federal child care and development block grant funds received under 42 USC 9858,  
22 the department shall do all of the following:

23 (a) Subject to sub. (1j), spend no more than the minimum amount required  
24 under 42 USC 9858 on programs to improve the quality and availability of child care.  
25 From the appropriations under s. 20.445 (3) (cm), (kx), (mc), and (md), the

1 department shall allocate and distribute funding in each fiscal year for all of the  
2 following:

3 1. A child care scholarship and bonus program, in the amount of at least  
4 \$3,475,000 per fiscal year.

5 2. Grants under s. 49.134 (2) for child day care resource and referral services,  
6 in the amount of at least \$1,225,000 per fiscal year.

7 3. A transfer to the appropriation account under s. 20.435 (3) (kx) for child care  
8 licensing activities, in the amount of at least \$4,800,600 per fiscal year.

9 4. Grants under s. 49.137 (4m).

10 5. Contracts under s. 49.137 (4) for training and technical assistance.

11 6. The department's share of the costs for the Child Care Information Center  
12 operated by the division for libraries, technology, and community learning in the  
13 department of public instruction.

14 (b) Subject to sub. (1j), from the appropriations under s. 20.445 (3) (cm), (kx),  
15 and (mc), distribute \$1,765,600 in fiscal year 2007–08 and \$1,600,300 in fiscal year  
16 2008–09 for administration of the department's office of child care.

17 **SECTION 1420n.** 49.155 (1g) (a) (intro.) and 3. and (b) of the statutes, as affected  
18 by 2007 Wisconsin Act .... (this act), are amended to read:

19 49.155 (1g) (a) (intro.) Subject to sub. (1j), spend no more than the minimum  
20 amount required under 42 USC 9858 on programs to improve the quality and  
21 availability of child care. From the appropriations under s. ~~20.445 (3)~~ 20.437 (2) (cm),  
22 (kx), (mc), and (md), the department shall allocate and distribute funding in each  
23 fiscal year for all of the following:

24 3. A transfer to the appropriation account under s. ~~20.435 (3)~~ 20.437 (1) (kx) for  
25 child care licensing activities, in the amount of at least \$4,800,600 per fiscal year.

1 (b) Subject to sub. (1j), from the appropriations under s. ~~20.445 (3)~~ 20.437 (2)  
2 (cm), (kx), and (mc), distribute \$1,765,600 in fiscal year 2007–08 and \$1,600,300 in  
3 fiscal year 2008–09 for administration of the department’s office of child care.

4 **SECTION 1425.** 49.155 (1m) (a) 3m. of the statutes is amended to read:

5 49.155 **(1m)** (a) 3m. Participate in a job search or work experience component  
6 of the food stamp employment and training program under s. ~~49.13~~ 49.79 (9).

7 **SECTION 1434.** 49.1635 (1) of the statutes is amended to read:

8 49.1635 **(1)** To the extent permitted under federal law and subject to sub. (2),  
9 from the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (md) the department may  
10 distribute funds to the Wisconsin Trust Account Foundation in an amount up to the  
11 amount received by the foundation from private donations, but not to exceed  
12 \$100,000 in a fiscal year. Except as provided in sub. (4), funds distributed under this  
13 subsection may be used only for the provision of legal services to individuals who are  
14 eligible for temporary assistance for needy families under 42 USC 601 et seq. and  
15 whose incomes are at or below 200% of the poverty line.

16 **SECTION 1435.** 49.175 (1) (intro.) of the statutes is amended to read:

17 49.175 **(1)** ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within  
18 the limits of the appropriations under s. ~~20.445 (3)~~ 20.437 (2) (a), (cm), (dz), (k), (kx),  
19 (L), (mc), (md), (me), and (s), the department shall allocate the following amounts for  
20 the following purposes:

21 **SECTION 1436.** 49.175 (1) (a) of the statutes is amended to read:

22 49.175 **(1)** (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,  
23 \$59,184,700 ~~\$44,068,500~~ in fiscal year ~~2005–06~~ 2007–08 and \$51,930,000  
24 \$43,392,200 in fiscal year ~~2006–07~~ 2008–09.

25 **SECTION 1437.** 49.175 (1) (b) of the statutes is amended to read:

1           49.175 (1) (b) *Wisconsin Works administration*. For administration of  
2 Wisconsin Works performed under contracts under s. 49.143, ~~\$18,999,900~~  
3 \$10,701,100 in fiscal year ~~2005–06~~ 2007–08 and ~~\$16,834,100~~ \$10,701,100 in fiscal  
4 year ~~2006–07~~ 2008–09.

5           **SECTION 1438.** 49.175 (1) (c) of the statutes is repealed.

6           **SECTION 1439.** 49.175 (1) (f) of the statutes is amended to read:

7           49.175 (1) (f) *Wisconsin Works ancillary services*. For program services under  
8 Wisconsin Works provided under contracts under s. 49.143, ~~\$49,534,800~~ \$38,471,500  
9 in fiscal year ~~2005–06~~ 2007–08 and ~~\$43,463,000~~ \$38,471,500 in fiscal year ~~2006–07~~  
10 2008–09.

11          **SECTION 1440.** 49.175 (1) (g) of the statutes is amended to read:

12          49.175 (1) (g) *State administration of public assistance programs*. For state  
13 administration of public assistance programs, ~~\$16,060,000~~ \$16,670,100 in each  
14 fiscal year ~~2007–08~~ and \$16,868,500 in fiscal year ~~2008–09~~.

15          **SECTION 1441.** 49.175 (1) (i) of the statutes is amended to read:

16          49.175 (1) (i) *Emergency assistance*. For emergency assistance under s. 49.138,  
17 ~~\$4,500,000~~ \$6,000,000 in each fiscal year.

18          **SECTION 1442.** 49.175 (1) (p) of the statutes, as affected by 2007 Wisconsin Act  
19 5, is amended to read:

20          49.175 (1) (p) *Direct child care services*. For direct child care services under s.  
21 49.155, ~~\$310,332,100~~ \$340,601,800 in fiscal year ~~2005–06~~ 2007–08 and  
22 ~~\$343,432,100~~ \$355,352,000 in fiscal year ~~2006–07~~ 2008–09.

23          **SECTION 1443c.** 49.175 (1) (q) of the statutes is amended to read:

24          49.175 (1) (q) *Indirect-child Child care services state administration*. For  
25 indirect administration of child care services under s. 49.155 (1g), ~~\$9,926,700~~ (b).



1     ~~\$1,765,600~~ in fiscal year ~~2005–06~~ 2007–08 and ~~\$9,929,000~~ \$1,600,300 in fiscal year  
2     ~~2006–07~~ 2008–09.

3           **SECTION 1444.** 49.175 (1) (qm) of the statutes is amended to read:

4           49.175 (1) (qm) *Quality care for quality kids.* For the child care quality  
5     improvement activities specified in s. 49.155 (1g) (d), ~~\$3,378,500~~ (a), \$5,311,000 in  
6     each fiscal year.

7           **SECTION 1444c.** 49.175 (1) (qs) of the statutes is created to read:

8           49.175 (1) (qs) *Child care licensing.* For child care licensing, at least \$4,800,600  
9     in each fiscal year.

10          **SECTION 1445.** 49.175 (1) (r) of the statutes is repealed.

11          **SECTION 1447b.** 49.175 (1) (z) of the statutes is amended to read:

12          49.175 (1) (z) *Grants to the Boys and Girls Clubs of America.* For grants to the  
13     Wisconsin Chapter of the Boys and Girls Clubs of America to fund programs that  
14     improve social, academic, and employment skills of youth who are eligible to receive  
15     temporary assistance for needy families under 42 USC 601 et seq., ~~\$300,000~~  
16     \$350,000 in each fiscal year.

17          **SECTION 1448.** 49.175 (1) (ze) (title) of the statutes is amended to read:

18          49.175 (1) (ze) (title) *Programs administered by the department of health and*  
19     *family services relating to children and families.*

20          **SECTION 1449.** 49.175 (1) (ze) 1. of the statutes is amended to read:

21          49.175 (1) (ze) 1. ‘Kinship care and long–term kinship care assistance.’ For the  
22     kinship care and long–term kinship care programs under s. 48.57 (3m), (3n), and  
23     (3p), ~~\$23,034,200~~ in fiscal year ~~2005–06~~ and ~~\$22,686,300~~ \$23,579,800 in each fiscal  
24     year ~~2006–07~~.

25          **SECTION 1450.** 49.175 (1) (ze) 2. of the statutes is amended to read:

1           49.175 (1) (ze) 2. ‘Children of recipients of supplemental security income.’ For  
2 payments made under s. 49.775 for the support of the dependent children of  
3 recipients of supplemental security income, ~~\$30,444,000~~ \$30,094,700 in fiscal year  
4 ~~2005–06~~ 2007–08 and ~~\$30,394,000~~ \$30,094,700 in fiscal year ~~2006–07~~ 2008–09.

5           **SECTION 1451.** 49.175 (1) (ze) 10m. of the statutes is amended to read:

6           49.175 (1) (ze) 10m. ‘Safety and out-of-home placement services.’ For services  
7 provided in counties having a population of 500,000 or more to ensure the safety of  
8 children who the department of health and family services determines may remain  
9 at home if appropriate services are provided, ~~\$5,707,200~~ and for ongoing services  
10 provided in those counties to families with children placed in out-of-home care,  
11 \$5,631,300 in each fiscal year.

12           **SECTION 1452.** 49.175 (1) (ze) 10m. of the statutes, as affected by 2007  
13 Wisconsin Act .... (this act), is amended to read:

14           49.175 (1) (ze) 10m. ‘Safety and out-of-home placement services.’ For services  
15 provided in counties having a population of 500,000 or more to ensure the safety of  
16 children who the department of ~~health and family services~~ determines may remain  
17 at home if appropriate services are provided, and for ongoing services provided in  
18 those counties to families with children placed in out-of-home care, \$5,631,300 in  
19 each fiscal year.

20           **SECTION 1453.** 49.175 (1) (ze) 12. of the statutes is amended to read:

21           49.175 (1) (ze) 12. ‘Milwaukee and statewide child welfare administration.’ For  
22 the costs associated with the Milwaukee child welfare information system and the  
23 Wisconsin statewide automated child welfare information system, ~~\$1,310,800~~  
24 \$1,510,500 in fiscal year ~~2005–06~~ 2007–08 and ~~\$1,317,700~~ \$1,532,100 in fiscal year  
25 ~~2006–07~~ 2008–09.

1           **SECTION 1454.** 49.175 (1) (zh) of the statutes, as affected by 2007 Wisconsin Act  
2 5, is amended to read:

3           49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
4 moneys from the appropriation account under s. 20.445 (3) (md) to the appropriation  
5 account under s. 20.835 (2) (kf) for the earned income tax credit, ~~\$55,232,000~~  
6 \$21,125,400 in fiscal year ~~2005–06~~ and ~~\$25,232,000~~ in fiscal year ~~2006–07~~ 2007–08  
7 and \$6,664,200 in fiscal year 2008–09.

8           **SECTION 1455.** 49.175 (1) (zh) of the statutes, as affected by 2007 Wisconsin Act  
9 .... (this act), is amended to read:

10           49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
11 moneys from the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (md) to the  
12 appropriation account under s. 20.835 (2) (kf) for the earned income tax credit,  
13 \$21,125,400 in fiscal year 2007–08 and \$6,664,200 in fiscal year 2008–09.

14           **SECTION 1456.** 49.175 (2) (c) of the statutes is amended to read:

15           49.175 (2) (c) If the amounts of federal block grant moneys that are required  
16 to be credited to the appropriation accounts under s. ~~20.445 (3)~~ 20.437 (2) (mc) and  
17 (md) are less than the amounts appropriated under s. ~~20.445 (3)~~ 20.437 (2) (mc) and  
18 (md), the department shall submit a plan to the secretary of administration for  
19 reducing the amounts of moneys allocated under sub. (1). If the secretary of  
20 administration approves the plan, the amounts of moneys required to be allocated  
21 under sub. (1) may be reduced as proposed by the department and the department  
22 shall allocate the moneys as specified in the plan.

23           **SECTION 1459.** 49.19 (1) (a) 2. b. of the statutes is amended to read:

24           49.19 (1) (a) 2. b. Is living in a foster home or treatment foster home licensed  
25 under s. 48.62 if a license is required under that section, in a foster home or treatment

1 foster home located within the boundaries of a federally recognized American Indian  
2 reservation in this state and licensed by the tribal governing body of the reservation,  
3 in a group home licensed under s. 48.625, or in a residential care center for children  
4 and youth licensed under s. 48.60, and has been placed in the foster home, treatment  
5 foster home, group home, or center by a county department under s. 46.215, 46.22,  
6 or 46.23, by the department of health and family services, by the department of  
7 corrections, or by a federally recognized American Indian tribal governing body in  
8 this state under an agreement with a county department.

9 **SECTION 1460.** 49.19 (10) (a) of the statutes is amended to read:

10 49.19 (10) (a) Aid under this section may also be granted to a nonrelative who  
11 cares for a child dependent upon the public for proper support in a foster home or  
12 treatment foster home having a license under s. 48.62, in a foster home or treatment  
13 foster home located within the boundaries of a federally recognized American Indian  
14 reservation in this state and licensed by the tribal governing body of the reservation  
15 or in a group home licensed under s. 48.625, regardless of the cause or prospective  
16 period of dependency. The state shall reimburse counties pursuant to the procedure  
17 under s. ~~46.495~~ 48.569 (2) and the percentage rate of participation set forth in s.  
18 ~~46.495~~ 48.569 (1) (d) for aid granted under this subsection except that if the child does  
19 not have legal settlement in the granting county, state reimbursement shall be at  
20 100%. The county department under s. 46.215 or 46.22 shall determine the legal  
21 settlement of the child. A child under one year of age shall be eligible for aid under  
22 this subsection irrespective of any other residence requirement for eligibility within  
23 this section.

24 **SECTION 1461.** 49.19 (10) (d) of the statutes is amended to read:

1           49.19 (10) (d) Aid may also be paid under this section to a licensed foster home,  
 2           treatment foster home, group home, or residential care center for children and youth  
 3           by the state when the child is in the custody or guardianship of the state, when the  
 4           child is a ward of an American Indian tribal court in this state and the placement is  
 5           made under an agreement between the department and the tribal governing body,  
 6           or when the child was part of the state's direct service case load and was removed  
 7           from the home of a relative specified in sub. (1) (a) as a result of a judicial  
 8           determination that continuance in the home of a relative would be contrary to the  
 9           child's welfare for any reason and the child is placed by the department of health and  
 10          family services or the department of corrections.

11           **SECTION 1462.** 49.19 (11) (a) 1. a. of the statutes is amended to read:

12           49.19 (11) (a) 1. a. Except as provided in subs. (11m) and (11s), monthly  
 13          payments made under s. ~~20.445 (3)~~ 20.437 (2) (dz) and (md) to persons or to families  
 14          with dependent children shall be based on family size and shall be at 80% of the total  
 15          of the allowances under subs. 2. and 4. plus the following standards of assistance  
 16          beginning on September 1, 1987:

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Figure 49.19 (11) (a) 1. a.:

<u>FAMILY SIZE</u>	<u>AREA I</u>	<u>AREA II</u>
1	\$ 311	\$ 301
2	550	533
3	647	626
4	772	749
5	886	861
6	958	929
7	1,037	1,007
8	1,099	1,068
9	1,151	1,117
10	1,179	1,143

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17           **SECTION 1463.** 49.19 (11s) (d) of the statutes is amended to read:

1           49.19 **(11s)** (d) From the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (a), the  
2 department may award grants to county departments under ss. 46.215, 46.22 and  
3 46.23 for providing education services relating to family planning, as defined in s.  
4 253.07 (1) (a), to persons who are subject to par. (b).

5           **SECTION 1464.** 49.195 (3r) of the statutes is amended to read:

6           49.195 **(3r)** From the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (L) the  
7 department may contract with or employ a collection agency or other person to  
8 enforce a repayment obligation of a person who is found liable under sub. (3) who is  
9 delinquent in making repayments.

10          **SECTION 1465.** 49.197 (1m) of the statutes is amended to read:

11          49.197 **(1m)** FRAUD INVESTIGATION. From the appropriations under s. ~~20.445 (3)~~  
12 20.437 (2) (dz), (kx), (L), (md), (n), and (nL), the department shall establish a program  
13 to investigate suspected fraudulent activity on the part of recipients of aid to families  
14 with dependent children under s. 49.19, on the part of participants in the Wisconsin  
15 Works program under ss. 49.141 to 49.161, and, if the department of health and  
16 family services contracts with the department under sub. (5), on the part of recipients  
17 of medical assistance under subch. IV, food stamp benefits under the food stamp  
18 program under 7 USC 2011 to 2036, supplemental security income payments under  
19 s. 49.77, payments for the support of children of supplemental security income  
20 recipients under s. 49.775, and health care benefits under the Badger Care health  
21 care program under s. 49.665. The department's activities under this subsection may  
22 include, but are not limited to, comparisons of information provided to the  
23 department by an applicant and information provided by the applicant to other  
24 federal, state, and local agencies, development of an advisory welfare investigation  
25 prosecution standard, and provision of funds to county departments under ss.

1 46.215, 46.22, and 46.23 and to Wisconsin Works agencies to encourage activities to  
2 detect fraud. The department shall cooperate with district attorneys regarding  
3 fraud prosecutions.

4 **SECTION 1465m.** 49.197 (2) of the statutes is created to read:

5 49.197 (2) FRAUD INVESTIGATION BY COUNTIES AND TRIBAL GOVERNING BODIES. (a)

6 In this subsection, “tribal governing body” means an elected governing body of a  
7 federally recognized American Indian tribe.

8 (b) A county or tribal governing body may establish a program to investigate  
9 suspected fraudulent activity on the part of participants in the Wisconsin Works  
10 program under this subchapter, including persons receiving a child care subsidy  
11 under s. 49.155, and to recover incorrect payments made or incorrect benefits  
12 provided as a result of fraudulent activity.

13 (c) If a county or tribal governing body establishes a program under par. (b), the  
14 county or tribal governing body shall pay to the department all of the following:

15 1. Fifty percent of all amounts recovered by the county or tribal governing body  
16 as a result of its program during the first month in which it recovers any amounts  
17 as a result of its program.

18 2. Sixty–six percent of all amounts recovered by the county or tribal governing  
19 body as a result of its program during the 2nd month in which it recovers any  
20 amounts as a result of its program.

21 3. One hundred percent of all amounts recovered by the county or tribal  
22 governing body as a result of its program after the 2nd month in which it recovers  
23 any amounts as a result of its program.

24 (d) The department shall credit all moneys received under this subsection to  
25 the appropriation account under s. 20.445 (3) (g). The department shall use moneys

1 recovered as a result of fraud in the Wisconsin Works program, other than the child  
2 care subsidy program under s. 49.155, for the Wisconsin Works program other than  
3 the child care subsidy program and shall use moneys recovered as a result of fraud  
4 in the child care subsidy program under s. 49.155 for the child care subsidy program.

5 **SECTION 1465p.** 49.197 (2) (d) of the statutes, as created by 2007 Wisconsin Act  
6 .... (this act), is amended to read:

7 49.197 (2) (d) The department shall credit all moneys received under this  
8 subsection to the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (g). The  
9 department shall use moneys recovered as a result of fraud in the Wisconsin Works  
10 program, other than the child care subsidy program under s. 49.155, for the  
11 Wisconsin Works program other than the child care subsidy program and shall use  
12 moneys recovered as a result of fraud in the child care subsidy program under s.  
13 49.155 for the child care subsidy program.

14 **SECTION 1466.** 49.197 (4) of the statutes is amended to read:

15 49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. If the department of health and  
16 family services contracts with the department under sub. (5), the department shall  
17 provide funds from the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (kx) to counties  
18 and governing bodies of federally recognized American Indian tribes administering  
19 Medical Assistance under subch. IV, the food stamp program under 7 USC 2011 to  
20 2036, the supplemental security income payments program under s. 49.77, the  
21 program providing payments for the support of children of supplemental security  
22 income recipients under s. 49.775, and the Badger Care health care program under  
23 s. 49.665 to offset administrative costs of reducing payment errors in those programs.

24 **SECTION 1467.** 49.22 (2m) (a) of the statutes is amended to read:



1           49.22 (2m) (a) The department may request from any person in this state  
2 information it determines appropriate and necessary for the administration of this  
3 section, ss. 49.141 to 49.161, 49.19, 49.46, 49.468 and, 49.47, and 49.471 and  
4 programs carrying out the purposes of 7 USC 2011 to 2029. Unless access to the  
5 information is prohibited or restricted by law, or unless the person has good cause,  
6 as determined by the department in accordance with federal law and regulations, for  
7 refusing to cooperate, the person shall make a good faith effort to provide this  
8 information within 7 days after receiving a request under this paragraph. Except  
9 as provided in subs. (2p) and (2r) and subject to sub. (12), the department or the  
10 county child support agency under s. 59.53 (5) may disclose information obtained  
11 under this paragraph only in the administration of this section, ss. 49.141 to 49.161,  
12 49.19, 49.46 and, 49.47, and 49.471 and programs carrying out the purposes of 7 USC  
13 2011 to 2029. Employees of the department or a county child support agency under  
14 s. 59.53 (5) are subject to s. 49.83.

15           **SECTION 1468.** 49.22 (2m) (b) of the statutes is amended to read:

16           49.22 (2m) (b) The department or county child support agency under s. 59.53  
17 (5) may issue a subpoena, in substantially the form authorized under s. 885.02, to  
18 compel the production of financial information and other documentary evidence in  
19 the administration of this section, ss. 49.145, 49.19, 49.46 and, 49.47, and 49.471 and  
20 programs carrying out the purposes of 7 USC 2011 to 2029.

21           **SECTION 1469.** 49.22 (2m) (c) 3. of the statutes is amended to read:

22           49.22 (2m) (c) 3. Any other action taken in good faith to comply with this section  
23 or a subpoena described in par. (bc) or to comply with a request for information or  
24 access to records from the department or a county child support agency under s. 59.53

1 (5) in the administration of this section, ss. 49.145, 49.19, 49.46 ~~and~~, 49.47, and  
2 49.471 and programs carrying out the purposes of 7 USC 2011 to 2029.

3 **SECTION 1470.** 49.22 (6) of the statutes is amended to read:

4 49.22 (6) The department shall establish, pursuant to federal and state laws,  
5 rules and regulations, a uniform system of fees for services provided under this  
6 section to individuals not receiving aid under s. ~~46.261~~ 48.645, 49.19, or 49.47;  
7 benefits under s. 49.148, 49.155, or 49.79; foster care maintenance payments under  
8 42 USC 670 to 679a; or kinship care payments under s. 48.57 (3m) or long-term  
9 kinship care payments under s. 48.57 (3n). The system of fees may take into account  
10 an individual's ability to pay. Any fee paid and collected under this subsection may  
11 be retained by the county providing the service except for the fee specified in 42 USC  
12 653 (e) (2) for federal parent locator services.

13 **SECTION 1471.** 49.22 (6) of the statutes, as affected by 2007 Wisconsin Act ...  
14 (this act), is amended to read:

15 49.22 (6) The department shall establish, pursuant to federal and state laws,  
16 rules and regulations, a uniform system of fees for services provided under this  
17 section to individuals not receiving aid under s. ~~48.645, 49.19 or~~, 49.47, or 49.471;  
18 benefits under s. 49.148, 49.155, or 49.79; foster care maintenance payments under  
19 42 USC 670 to 679a; or kinship care payments under s. 48.57 (3m) or long-term  
20 kinship care payments under s. 48.57 (3n). The system of fees may take into account  
21 an individual's ability to pay. Any fee paid and collected under this subsection may  
22 be retained by the county providing the service except for the fee specified in 42 USC  
23 653 (e) (2) for federal parent locator services.

24 **SECTION 1472.** 49.22 (7) of the statutes is amended to read:

1           49.22 (7) The department may represent the state in any action to establish  
2           paternity or to establish or enforce a support or maintenance obligation. The  
3           department may delegate its authority to represent the state in any action to  
4           establish paternity or to establish or enforce a support or maintenance obligation  
5           under this section to an attorney responsible for support enforcement under s. 59.53  
6           (6) (a) pursuant to a contract entered into under s. 59.53 (5). The department shall  
7           ensure that any such contract is for an amount reasonable and necessary to assure  
8           quality service. The department may, by such a contract, authorize a county to  
9           contract with any attorney, collection agency or other person to collect unpaid child  
10          support or maintenance. If a county fails to fully implement the programs under s.  
11          59.53 (5), the department may implement them and may contract with any  
12          appropriate person to obtain necessary services. The department shall establish a  
13          formula for disbursing funds appropriated under s. ~~20.445 (3)~~ 20.437 (2) (md) to carry  
14          out a contract under this subsection.

15           **SECTION 1473.** 49.24 (1) of the statutes is amended to read:

16           49.24 (1) From the appropriation under s. 20.445 (3) ~~(k)~~ (b), the department  
17          shall provide child support incentive payments to counties. Total payments In fiscal  
18          year 2007–08, amounts allocated by the department under this subsection may not  
19          exceed \$2,750,000, plus any amounts not obligated in the prior fiscal year. Beginning  
20          with fiscal year 2008–09, amounts allocated under this subsection may not exceed  
21          \$5,690,000 \$5,500,000 per fiscal year, plus any amounts not obligated in the prior  
22          fiscal year.

23           **SECTION 1474.** 49.24 (1) of the statutes, as affected by 2007 Wisconsin Act ....

24          (this act), section 1473, is amended to read:

1           49.24 (1) From the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (b), the  
2 department shall provide child support incentive payments to counties. In fiscal  
3 year 2007–08, amounts allocated by the department under this subsection may not  
4 exceed \$2,750,000, plus any amounts not obligated in the prior fiscal year. Beginning  
5 with fiscal year 2008–09, amounts allocated under this subsection may not exceed  
6 \$5,500,000 per fiscal year, plus any amounts not obligated in the prior fiscal year.

7           **SECTION 1474d.** 49.24 (1) of the statutes, as affected by 2007 Wisconsin Act ...  
8 (this act), section 1473, is amended to read:

9           49.24 (1) From the appropriation under s. 20.445 (3) ~~(b)~~ (k), the department  
10 shall provide child support incentive payments to counties. ~~In fiscal year 2007–08,~~  
11 ~~amounts allocated by the department~~ Total payments under this subsection may not  
12 exceed \$2,750,000, ~~plus any amounts not obligated in the prior fiscal year.~~ Beginning  
13 ~~with fiscal year 2008–09, amounts allocated under this subsection may not exceed~~  
14 ~~\$5,500,000~~ \$5,690,000 per fiscal year, ~~plus any amounts not obligated in the prior~~  
15 ~~fiscal year.~~

16           **SECTION 1475.** 49.24 (2) (b) (intro.) of the statutes is amended to read:

17           49.24 (2) (b) (intro.) Subject to ~~the incentive payments limit specified in par.~~  
18 (a), the department shall distribute to counties, in accordance with the formula  
19 established under par. (a), all of the following:

20           **SECTION 1475d.** 49.24 (2) (b) (intro.) of the statutes, as affected by 2007  
21 Wisconsin Act .... (this act), is amended to read:

22           49.24 (2) (b) (intro.) Subject to the incentive payments limit specified in par.  
23 (a), the department shall distribute to counties, in accordance with the formula  
24 established under par. (a), all of the following:

25           **SECTION 1476.** 49.24 (2) (d) of the statutes is repealed.

1           **SECTION 1476d.** 49.24 (2) (dm) of the statutes is created to read:

2           49.24 (2) (dm) If the amount of federal child support incentive payments  
3 awarded to the state for a federal fiscal year is less than \$12,340,000, the total of  
4 payments distributed to counties under par. (b) and sub. (1) for that federal fiscal  
5 year may not exceed \$12,340,000.

6           **SECTION 1476g.** 49.24 (4) of the statutes is created to read:

7           49.24 (4) If federal legislation reinstates the matching of federal funds for  
8 federal child support incentive payments, the department shall provide a notice in  
9 the Wisconsin Administrative Register that states the effective date of that federal  
10 legislation.

11           **SECTION 1477.** 49.26 (1) (d) of the statutes is amended to read:

12           49.26 (1) (d) A county department or Wisconsin ~~works~~ Works agency that  
13 provides services under this subsection directly shall develop a plan, in coordination  
14 with the school districts located in whole or in part in the county, describing the  
15 assistance that the county department or Wisconsin ~~works~~ Works agency and school  
16 districts will provide to individuals receiving services under this subsection, the  
17 number of individuals that will be served and the estimated cost of the services. The  
18 county department or Wisconsin ~~works~~ Works agency shall submit the plan to the  
19 department of ~~workforce development~~ and the department of public instruction by  
20 January 15, annually.

21           **SECTION 1478.** 49.26 (1) (g) (intro.) of the statutes is amended to read:

22           49.26 (1) (g) (intro.) An individual who is a dependent child in a Wisconsin  
23 ~~works~~ Works group that includes a participant under s. 49.147 (3), (3m), (4), or (5)  
24 or who is a recipient of aid under s. 49.19 is subject to the school attendance  
25 requirement under par. (ge) if all of the following apply:

1           **SECTION 1479.** 49.26 (1) (h) 1s. b. of the statutes is amended to read:

2           49.26 (1) (h) 1s. b. An individual who is a dependent child in a Wisconsin ~~works~~  
3           Works group that includes a participant under s. 49.147 (3), (3m), (4), or (5) and who  
4           fails to meet the school attendance requirement under par. (ge) is subject to a  
5           monthly sanction.

6           **SECTION 1480.** 49.27 of the statutes is created to read:

7           **49.27 Legal actions.** The department may sue and be sued.

8           **SECTION 1481.** 49.273 of the statutes is created to read:

9           **49.273 Research, investigations.** The secretary shall plan for and establish  
10          within the department a program of research designed to determine the  
11          effectiveness of the treatment, curative, and rehabilitative programs of the various  
12          divisions of the department. The secretary may inquire into any matter affecting  
13          children and families, hold hearings, subpoena witnesses and make  
14          recommendations on those matters to the appropriate public or private agencies.

15          **SECTION 1482.** 49.275 of the statutes is amended to read:

16          **49.275 Cooperation with federal government.** The department may  
17          cooperate with the federal government in carrying out federal acts concerning public  
18          assistance under this subchapter and child welfare under ch. 48 and in other matters  
19          of mutual concern under this subchapter pertaining to public welfare and under ch.  
20          48 pertaining to child welfare.

21          **SECTION 1483.** 49.32 (1) (a) of the statutes is amended to read:

22          49.32 (1) (a) ~~The Except as provided in s. 49.345 (14) (b) and (c), the department~~  
23          shall establish a uniform system of fees for services provided or purchased under this  
24          subchapter and ch. 48 by the department, or a county department under s. 46.215,  
25          46.22, or 46.23, except as provided in s. 49.22 (6) and except ~~where~~ when, as

1 determined by the department, a fee is administratively unfeasible or would  
2 significantly prevent accomplishing the purpose of the service. A county department  
3 under s. 46.215, 46.22 or 46.23 shall apply the fees ~~which~~ that it collects under this  
4 program to cover the cost of ~~such~~ those services. The department shall report to the  
5 joint committee on finance no later than March 1 of each year on the number of  
6 children placed for adoption by the department during the previous year and the  
7 costs to the state for services relating to such adoptions.

8 **SECTION 1484.** 49.32 (1) (am) of the statutes is created to read:

9 49.32 (1) (am) Paragraph (a) does not prevent the department from charging  
10 and collecting the cost of adoptive placement investigations and child care as  
11 authorized under s. 48.837 (7).

12 **SECTION 1485.** 49.32 (1) (b) of the statutes is amended to read:

13 49.32 (1) (b) Any Except as provided in s. 49.345 (14) (b) and (c), any person  
14 receiving services provided or purchased under par. (a) or the spouse of the person  
15 and, in the case of a minor, the parents of the person, and, in the case of a foreign child  
16 described in s. 48.839 (1) who became dependent on public funds for his or her  
17 primary support before an order granting his or her adoption, the resident of this  
18 state appointed guardian of the child by a foreign court who brought the child into  
19 this state for the purpose of adoption, shall be liable for the services in the amount  
20 of the fee established under par. (a).

21 **SECTION 1486.** 49.32 (1) (c) of the statutes is amended to read:

22 49.32 (1) (c) The department shall make collections from the person who in the  
23 opinion of the department is best able to pay, giving due regard to the present needs  
24 of the person or of his or her lawful dependents. The department may bring an action  
25 in the name of the department to enforce the liability established under par. (b). This

1 paragraph does not apply to the recovery of fees for the care and services specified  
2 under s. 49.345.

3 **SECTION 1487.** 49.32 (2) (d) of the statutes is created to read:

4 49.32 (2) (d) The department shall disburse from state or federal funds or both  
5 the entire amount and charge the county for its share under s. 48.569.

6 **SECTION 1488.** 49.32 (9) (a) of the statutes is amended to read:

7 49.32 (9) (a) Each county department under s. 46.215, 46.22, or 46.23  
8 administering aid to families with dependent children shall maintain a monthly  
9 report at its office showing the names of all persons receiving aid to families with  
10 dependent children together with the amount paid during the preceding month.  
11 Each Wisconsin works Works agency administering Wisconsin works Works under  
12 ss. 49.141 to 49.161 shall maintain a monthly report at its office showing the names  
13 of all persons receiving benefits under s. 49.148 together with the amount paid  
14 during the preceding month. Nothing in this paragraph shall be construed to  
15 authorize or require the disclosure in the report of any information (names, amounts  
16 of aid or otherwise) pertaining to adoptions, or aid furnished for the care of children  
17 in foster homes or treatment foster homes under s. ~~46.261~~ 48.645 or 49.19 (10).

18 **SECTION 1489.** 49.32 (11) of the statutes is renumbered 103.005 (21) and  
19 amended to read:

20 103.005 (21) ~~COMMUNITY ACTION AGENCIES.~~ The department shall distribute all  
21 of the funds under s. 20.445 (3) (1) (cr) to community action agencies and  
22 organizations, including any of the 11 federally recognized tribal governing bodies  
23 in this state and limited-purpose agencies, in proportion to the share of funds  
24 actually allocated to these entities under 42 USC 1315 and from other federal and



1 private foundation sources that provide funds for job creation and development for  
2 individuals with low incomes.

3 **SECTION 1490.** 49.32 (11m) of the statutes is created to read:

4 49.32 **(11m)** CONSOLIDATION OF ALLOCATED TRIBAL FUNDS. The department may  
5 consolidate funds appropriated under s. 20.437 that are authorized or required to be  
6 allocated to federally recognized American Indian tribes or bands into a single  
7 distribution for each tribe or band in each fiscal year.

8 **SECTION 1491.** 49.32 (12) of the statutes is amended to read:

9 49.32 **(12)** ADMINISTRATIVE HEARINGS AND APPEALS. Any hearing under s. 227.42  
10 granted by the department under this subchapter or ch. 48 may be conducted before  
11 the division of hearings and appeals in the department of administration.

12 **SECTION 1492.** 49.325 (1) (a) of the statutes is amended to read:

13 49.325 **(1)** (a) Each county department under s. 46.215, 46.22<sub>1</sub>, or 46.23 shall  
14 submit its final budget for services directly provided or purchased under this  
15 subchapter or ch. 48 to the department by December 31 annually.

16 **SECTION 1493.** 49.325 (2) of the statutes is amended to read:

17 49.325 **(2)** ASSESSMENT OF NEEDS. Before developing and submitting a proposed  
18 budget for services directly provided or purchased under this subchapter or ch. 48  
19 to the county executive or county administrator or the county board, the county  
20 departments listed in sub. (1) shall assess needs and inventory resources and  
21 services, using an open public participation process.

22 **SECTION 1494.** 49.325 (2g) (a) of the statutes is amended to read:

23 49.325 **(2g)** (a) The department shall annually submit to the county board of  
24 supervisors in a county with a single–county department or the county boards of  
25 supervisors in counties with a multicounty department a proposed written contract

1 containing the allocation of funds for services directly provided or purchased under  
2 this subchapter or ch. 48 and such administrative requirements as necessary. The  
3 contract as approved may contain conditions of participation consistent with federal  
4 and state law. The contract may also include provisions necessary to ensure uniform  
5 cost accounting of services. Any changes to the proposed contract shall be mutually  
6 agreed upon. The county board of supervisors in a county with a single-county  
7 department or the county boards of supervisors in counties with a multicounty  
8 department shall approve the contract before January 1 of the year in which it takes  
9 effect unless the department grants an extension. The county board of supervisors  
10 in a county with a single-county department or the county boards of supervisors in  
11 counties with a multicounty department may designate an agent to approve addenda  
12 to any contract after the contract has been approved.

13 **SECTION 1495.** 49.325 (2g) (c) of the statutes is amended to read:

14 49.325 **(2g)** (c) The joint committee on finance may require the department to  
15 submit contracts between county departments under ss. 46.215, 46.22<sub>1</sub>, and 46.23  
16 and providers of services under this subchapter or ch. 48 to the committee for review  
17 and approval.

18 **SECTION 1496.** 49.325 (2r) (a) 1. of the statutes is amended to read:

19 49.325 **(2r)** (a) 1. For services under this subchapter ~~which~~ or ch. 48 that  
20 duplicate or are inconsistent with services being provided or purchased by the  
21 department or other county departments receiving grants-in-aid or reimbursement  
22 from the department.

23 **SECTION 1497.** 49.325 (2r) (a) 2. of the statutes is amended to read:

24 49.325 **(2r)** (a) 2. Inconsistent with state or federal statutes, rules, or  
25 regulations, in which case the department may also arrange for provision of services

1 under this subchapter or ch. 48 by an alternate agency. The department may not  
2 arrange for provision of services by an alternate agency unless the joint committee  
3 on finance or a review body designated by the committee reviews and approves the  
4 department's determination.

5 **SECTION 1498.** 49.325 (3) (a) of the statutes is amended to read:

6 49.325 (3) (a) *Citizen advisory committee.* Except as provided in par. (b), the  
7 county board of supervisors of each county or the county boards of supervisors of 2  
8 or more counties jointly shall establish a citizen advisory committee to the county  
9 departments under ss. 46.215, 46.22 and 46.23. The citizen advisory committee shall  
10 advise in the formulation of the budget under sub. (1). Membership on the committee  
11 shall be determined by the county board of supervisors in a county with a  
12 single–county committee or by the county boards of supervisors in counties with a  
13 multicounty committee and shall include representatives of those persons receiving  
14 services, providers of services and citizens. A majority of the members of the  
15 committee shall be citizens and consumers of services. At least one member of the  
16 committee shall be chosen from the governing or administrative board of the  
17 community action agency serving the county or counties under s. 49.265, if any. The  
18 committee's membership may not consist of more than 25% county supervisors, nor  
19 of more than 20% services providers. The chairperson of the committee shall be  
20 appointed by the county board of supervisors establishing it. In the case of a  
21 multicounty committee, the chairperson shall be nominated by the committee and  
22 approved by the county boards of supervisors establishing it. The county board of  
23 supervisors in a county with a single–county committee or the county boards of  
24 supervisors in counties with a multicounty committee may designate an agent to

1 determine the membership of the committee and to appoint the committee  
2 chairperson or approve the nominee.

3 **SECTION 1499.** 49.34 (1) of the statutes is amended to read:

4 49.34 (1) All services under this subchapter and ch. 48 purchased by the  
5 department or by a county department under s. 46.215, 46.22, or 46.23 shall be  
6 authorized and contracted for under the standards established under this section.  
7 The department may require the county departments to submit the contracts to the  
8 department for review and approval. For purchases of \$10,000 or less the  
9 requirement for a written contract may be waived by the department. No contract  
10 is required for care provided by foster homes or treatment foster homes that are  
11 required to be licensed under s. 48.62. When the department directly contracts for  
12 services, it shall follow the procedures in this section in addition to meeting  
13 purchasing requirements established in s. 16.75.

14 **SECTION 1500.** 49.34 (2) of the statutes is amended to read:

15 49.34 (2) All services purchased under this subchapter and ch. 48 shall meet  
16 standards established by the department and other requirements specified by the  
17 purchaser in the contract. Based on these standards the department shall establish  
18 standards for cost accounting and management information systems that shall  
19 monitor the utilization of the services, and document the specific services in meeting  
20 the service plan for the client and the objective of the service.

21 **SECTION 1501.** 49.34 (4) (a) of the statutes is amended to read:

22 49.34 (4) (a) Except as provided in this subsection, maintain a uniform double  
23 entry accounting system and a management information system which are  
24 compatible with cost accounting and control systems prescribed by the department.  
25 The department shall establish a simplified double-entry bookkeeping system for

1 use by family-operated group homes. Each purchaser shall determine whether a  
2 family-operated group home from which it purchases services shall use the  
3 double-entry accounting system or the simplified system and shall include this  
4 determination in the purchase of service contract. In this paragraph,  
5 “family-operated group home” means a group home licensed under s. 48.66 (1) (a) for  
6 which the licensee is one or more individuals who operate not more than one group  
7 home.

8 **SECTION 1502.** 49.34 (4) (c) of the statutes is amended to read:

9 49.34 **(4)** (c) Unless waived by the department, biennially, or annually if  
10 required under federal law, provide the purchaser with a certified financial and  
11 compliance audit report if the care and services purchased exceed \$25,000. The audit  
12 shall follow standards that the department prescribes. A purchaser may waive the  
13 requirements of this paragraph for any family-operated group home, as defined in  
14 par. (a), from which it purchases services.

15 **SECTION 1503.** 49.34 (5m) (a) 1. of the statutes is amended to read:

16 49.34 **(5m)** (a) 1. “Provider” means a nonstock corporation organized under ch.  
17 181 that is a nonprofit corporation, as defined in s. 181.0103 (17), and that contracts  
18 under this section to provide client services on the basis of a unit rate per client  
19 service or a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437 that  
20 contracts under this section to provide client services on the basis of a unit rate per  
21 client service.

22 **SECTION 1504.** 49.34 (5m) (b) 1. of the statutes is amended to read:

23 49.34 **(5m)** (b) 1. Subject to subds. 2. and 3. and par. (em), if revenue under a  
24 contract for the provision of a rate-based service exceeds allowable costs incurred in  
25 the contract period, the provider may retain from the surplus generated by that

1 rate-based service up to 5% of the contract amount. A provider that retains a surplus  
2 under this subdivision shall use that retained surplus to cover a deficit between  
3 revenue and allowable costs incurred in any preceding or future contract period for  
4 the same rate-based service that generated the surplus or to address the  
5 programmatic needs of clients served by the same rate-based service that generated  
6 the surplus.

7 **SECTION 1505.** 49.34 (5m) (b) 2. of the statutes is amended to read:

8 49.34 **(5m)** (b) 2. Subject to subd. 3. and par. (em), a provider may accumulate  
9 funds from more than one contract period under this paragraph, except that, if at the  
10 end of a contract period the amount accumulated from all contract periods for a  
11 rate-based service exceeds 10% of the amount of all current contracts for that  
12 rate-based service, the provider shall, at the request of a purchaser, return to that  
13 purchaser the purchaser's proportional share of that excess and use any of that  
14 excess that is not returned to a purchaser to reduce the provider's unit rate per client  
15 for that rate-based service in the next contract period. If a provider has held for 4  
16 consecutive contract periods an accumulated reserve for a rate-based service that  
17 is equal to or exceeds 10% of the amount of all current contracts for that rate-based  
18 service, the provider shall apply 50% of that accumulated amount to reducing its unit  
19 rate per client for that rate-based service in the next contract period.

20 **SECTION 1506.** 49.34 (5m) (em) of the statutes is created to read:

21 49.34 **(5m)** (em) Notwithstanding par. (b) 1. and 2., a county department under  
22 s. 46.215, 51.42, or 51.437 providing client services in a county having a population  
23 of 500,000 or more or a nonstock, nonprofit corporation providing client services in  
24 such a county may not retain a surplus under par. (b) 1. or accumulate funds under  
25 par. (b) 2. from revenues that are used to meet the maintenance-of-effort

1 requirement under the federal temporary assistance for needy families program  
2 under 42 USC 601 to 619.

3 **SECTION 1507.** 49.345 of the statutes is created to read:

4 **49.345 Cost of care and maintenance; liability; collection and**  
5 **deportation counsel; collections; court actions; recovery. (1)** Liability and  
6 the collection and enforcement of such liability for the care, maintenance, services,  
7 and supplies specified in this section are governed exclusively by this section, except  
8 in cases of child support ordered by a court under s. 48.355 (2) (b) 4., 48.357 (5m) (a),  
9 or 48.363 (2) or ch. 767.

10 **(2)** Except as provided in sub. (14) (b) and (c), any person, including but not  
11 limited to a person placed under s. 48.345 (3) or 48.357 (1) or (2m), receiving care,  
12 maintenance, services, and supplies provided by any institution in this state, in  
13 which the state is chargeable with all or part of the person's care, maintenance,  
14 services, and supplies, and the person's property and estate, including the  
15 homestead, and the spouse of the person, and the spouse's property and estate,  
16 including the homestead, and, in the case of a minor child, the parents of the person,  
17 and their property and estates, including their homestead, and, in the case of a  
18 foreign child described in s. 48.839 (1) who became dependent on public funds for his  
19 or her primary support before an order granting his or her adoption, the resident of  
20 this state appointed guardian of the child by a foreign court who brought the child  
21 into this state for the purpose of adoption, and his or her property and estate,  
22 including his or her homestead, shall be liable for the cost of the care, maintenance,  
23 services, and supplies in accordance with the fee schedule established by the  
24 department under s. 49.32 (1). If a spouse, widow, or minor, or an incapacitated  
25 person may be lawfully dependent upon the property for his or her support, the court

1 shall release all or such part of the property and estate from the charges that may  
2 be necessary to provide for the person. The department shall make every reasonable  
3 effort to notify the liable persons as soon as possible after the beginning of the  
4 maintenance, but the notice or the receipt thereof is not a condition of liability.

5 **(3)** After investigation of the liable persons' ability to pay, the department shall  
6 make collection from the person who in the opinion of the department under all of  
7 the circumstances is best able to pay, giving due regard to relationship and the  
8 present needs of the person or of the lawful dependents. However, the liability of  
9 relatives for maintenance shall be in the following order: first, the spouse of the  
10 person; then, in the case of a minor, the parent or parents.

11 **(4)** (a) If a person liable under sub. (2) fails to make payment or enter into or  
12 comply with an agreement for payment, the department may bring an action to  
13 enforce the liability or may issue an order to compel payment of the liability. Any  
14 person aggrieved by an order issued by the department under this paragraph may  
15 appeal the order as a contested case under ch. 227 by filing with the department a  
16 request for a hearing within 30 days after the date of the order.

17 (b) If judgment is rendered in an action brought under par. (a) for any balance  
18 that is 90 or more days past due, interest at the rate of 12 percent per year shall be  
19 computed by the clerk and added to the liable person's costs. That interest shall  
20 begin on the date on which payment was due and shall end on the day before the date  
21 of any interest that is computed under s. 814.04 (4).

22 (c) If the department issues an order to compel payment under par. (a), interest  
23 at the rate of 12 percent per year shall be computed by the department and added  
24 at the time of payment to the person's liability. That interest shall begin on the date  
25 on which payment was due and shall end on the day before the date of final payment.



1           **(5)** If any person named in an order to compel payment issued under sub. (4)  
2           (a) fails to pay the department any amount due under the terms of the order, and no  
3           contested case to review the order is pending, and the time for filing for a contested  
4           case review has expired, the department may present a certified copy of the order to  
5           the circuit court for any county. The circuit court shall, without notice, render  
6           judgment in accordance with the order. A judgment rendered under this subsection  
7           shall have the same effect and shall be entered in the judgment and lien docket and  
8           may be enforced in the same manner as if the judgment had been rendered in an  
9           action tried and determined by the circuit court.

10           **(6)** The sworn statement of the collection and deportation counsel, or of the  
11           secretary, shall be evidence of the fee and of the care and services received by the  
12           person.

13           **(7)** The department shall administer and enforce this section. It shall appoint  
14           an attorney to be designated “collection and deportation counsel” and other  
15           necessary assistants. The department may delegate to the collection and  
16           deportation counsel such other powers and duties as it considers advisable. The  
17           collection and deportation counsel or any of the assistants may administer oaths,  
18           take affidavits and testimony, examine public records, and subpoena witnesses and  
19           the production of books, papers, records, and documents material to any matter of  
20           proceeding relating to payments for the cost of maintenance. The department shall  
21           encourage agreements or settlements with the liable person, having due regard to  
22           ability to pay and the present needs of lawful dependents.

23           **(8)** The department may do any of the following:

1           (a) Appear for the state in any and all collection and deportation matters  
2 arising in the several courts, and may commence suit in the name of the department  
3 to recover the cost of maintenance against the person liable therefor.

4           (b) Determine whether any person is subject to deportation, and on behalf of  
5 this state enter into reciprocal agreements with other states for deportation and  
6 importation of persons who are public charges, upon such terms as will protect the  
7 state's interests and promote mutual amicable relations with other states.

8           (c) From time to time investigate the financial condition and needs of persons  
9 liable under sub. (2), their present ability to maintain themselves, the persons legally  
10 dependent upon them for support, the protection of the property and investments  
11 from which they derive their living and their care and protection, for the purpose of  
12 ascertaining the person's ability to make payment in whole or in part.

13           (d) After due regard to the case and to a spouse and minor children who are  
14 lawfully dependent on the property for support, compromise or waive any portion of  
15 any claim of the state or county for which a person specified under sub. (2) is liable,  
16 but not any claim payable by an insurer under s. 632.89 (2) or (2m) or by any other  
17 3rd party.

18           (e) Make an agreement with a person who is liable under sub. (2), or who may  
19 be willing to assume the cost of maintenance of any person, providing for the  
20 payment of such costs at a specified rate or amount.

21           (f) Make adjustment and settlement with the several counties for their proper  
22 share of all moneys collected.

23           (g) Pay quarterly from the appropriation under s. 20.437 (1) (gg) the collection  
24 moneys due county departments under ss. 46.22 and 46.23. Payments shall be made  
25 as soon after the close of each quarter as is practicable.

1           **(9)** Any person who willfully testifies falsely as to any material matter in an  
2 investigation or proceeding under this section shall be guilty of perjury. Banks,  
3 employers, insurers, savings banks, savings and loan associations, brokers, and  
4 fiduciaries, upon request of the department, shall furnish in writing and duly  
5 certified, full information regarding the property, earnings, or income or any funds  
6 deposited to the credit of or owing to any person liable under sub. (2). That certified  
7 statement shall be admissible in evidence in any action or proceeding to compel  
8 payment under this section, and shall be evidence of the facts stated in the certified  
9 statement, if a copy of the statement is served upon the party sought to be charged  
10 not less than 3 days before the hearing.

11           **(10)** The department shall make all reasonable and proper efforts to collect all  
12 claims for maintenance, to keep payments current, and periodically to review all  
13 unpaid claims.

14           **(11)** (a) Except as provided in par. (b), in any action to recover from a person  
15 liable under this section, the statute of limitations may be pleaded in defense.

16           (b) If a person who is liable under this section is deceased, a claim may be filed  
17 against the decedent's estate and the statute of limitations specified in s. 859.02 shall  
18 be exclusively applicable. This paragraph applies to liability incurred on or after  
19 July 20, 1985.

20           **(14)** (a) Except as provided in pars. (b) and (c), liability of a person specified in  
21 sub. (2) or s. 49.32 (1) for care and maintenance of persons under 18 years of age in  
22 residential, nonmedical facilities such as group homes, foster homes, treatment  
23 foster homes, subsidized guardianship homes, and residential care centers for  
24 children and youth is determined in accordance with the cost-based fee established  
25 under s. 49.32 (1). The department shall bill the liable person up to any amount of

1 liability not paid by an insurer under s. 632.89 (2) or (2m) or by other 3rd-party  
2 benefits, subject to rules that include formulas governing ability to pay established  
3 by the department under s. 49.32 (1). Any liability of the person not payable by any  
4 other person terminates when the person reaches age 18, unless the liable person has  
5 prevented payment by any act or omission.

6 (b) Except as provided in par. (c), and subject to par. (cm), liability of a parent  
7 specified in sub. (2) or s. 49.32 (1) for the care and maintenance of the parent's minor  
8 child who has been placed by a court order under s. 48.355 or 48.357 in a residential,  
9 nonmedical facility such as a group home, foster home, treatment foster home,  
10 subsidized guardianship home, or residential care center for children and youth  
11 shall be determined by the court by using the percentage standard established by the  
12 department under s. 49.22 (9) and by applying the percentage standard in the  
13 manner established by the department under par. (g).

14 (c) Upon request by a parent, the court may modify the amount of child support  
15 payments determined under par. (b), subject to par. (cm), if, after considering the  
16 following factors, the court finds by the greater weight of the credible evidence that  
17 the use of the percentage standard is unfair to the child or to either of the parents:

18 1. The needs of the child.

19 2. The physical, mental, and emotional health needs of the child, including any  
20 costs for the child's health insurance provided by a parent.

21 3. The standard of living and circumstances of the parents, including the needs  
22 of each parent to support himself or herself at a level equal to or greater than that  
23 established under 42 USC 9902 (2).

24 4. The financial resources of the parents.

1           5. The earning capacity of each parent, based on each parent's education,  
2 training, and work experience and based on the availability of work in or near the  
3 parent's community.

4           6. The need and capacity of the child for education, including higher education.

5           7. The age of the child.

6           8. The financial resources and the earning ability of the child.

7           9. The needs of any person, including dependent children other than the child,  
8 whom either parent is legally obligated to support.

9           10. The best interests of the child, including, but not limited to, the impact on  
10 the child of expenditures by the family for improvement of any conditions in the home  
11 that would facilitate the reunification of the child with the child's family, if  
12 appropriate, and the importance of a placement that is the least restrictive of the  
13 rights of the child and the parents and the most appropriate for meeting the needs  
14 of the child and the family.

15           11. Any other factors that the court in each case determines are relevant.

16           (cm) 1. Except as provided in subd. 2., if a parent who is required to pay child  
17 support under par. (b) or (c) is receiving adoption assistance under s. 48.975 for the  
18 child for whom support is ordered, the amount of the child support payments  
19 determined under par. (b) or (c) may not exceed the amount of the adoption assistance  
20 maintenance payments under s. 48.975 (3) (a). If an agreement under s. 48.975 (4)  
21 is in effect that provides for a payment of \$0 under s. 48.975 (3) (a), the payment of  
22 \$0 shall be considered to be an adoption assistance maintenance payment for  
23 purposes of this subdivision.

24           2. Subdivision 1. does not apply if, after considering the factors under par. (c)  
25 1. to 11., the court finds by the greater weight of the credible evidence that limiting

1 the amount of the child support payments to the amount of the adoption assistance  
2 maintenance payments under s. 48.975 (3) (a) is unfair to the child or to either of the  
3 parents.

4 (d) If the court finds under par. (c) that use of the percentage standard is unfair  
5 to the minor child or either of the parents, the court shall state in writing or on the  
6 record the amount of support that would be required by using the percentage  
7 standard, the amount by which the court's order deviates from that amount, its  
8 reasons for finding that use of the percentage standard is unfair to the child or the  
9 parent, its reasons for the amount of the modification, and the basis for the  
10 modification.

11 (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a), or 48.363 (2)  
12 for support determined under this subsection constitutes an assignment of all  
13 commissions, earnings, salaries, wages, pension benefits, benefits under ch. 102 or  
14 108, and other money due or to be due in the future to the county department under  
15 s. 46.22 or 46.23 in the county where the order was entered or to the department,  
16 depending upon the placement of the child as specified by rules promulgated under  
17 subd. 5. The assignment shall be for an amount sufficient to ensure payment under  
18 the order.

19 2. Except as provided in subd. 3., for each payment made under the assignment,  
20 the person from whom the payer under the order receives money shall receive an  
21 amount equal to the person's necessary disbursements, not to exceed \$3, which shall  
22 be deducted from the money to be paid to the payer.

23 3. Benefits under ch. 108 may be assigned and withheld only in the manner  
24 provided in s. 108.13 (4). Any order to withhold benefits under ch. 108 shall be for  
25 an amount certain. When money is to be withheld from these benefits, no fee may

1 be deducted from the amount withheld and no fine may be levied for failure to  
2 withhold the money.

3 4. No employer may use an assignment under this paragraph as a basis for the  
4 denial of employment to a person, the discharge of an employee, or any disciplinary  
5 action against an employee. An employer who denies employment or discharges or  
6 disciplines an employee in violation of this subdivision may be fined not more than  
7 \$500 and may be required to make full restitution to the aggrieved person, including  
8 reinstatement and back pay. Except as provided in this subdivision, restitution shall  
9 be in accordance with s. 973.20. An aggrieved person may apply to the district  
10 attorney or to the department of workforce development for enforcement of this  
11 subdivision.

12 5. The department shall promulgate rules for the operation and  
13 implementation of assignments under this paragraph.

14 (f) If the amount of the child support determined under this subsection is  
15 greater than the cost for the care and maintenance of the minor child in the  
16 residential, nonmedical facility, the assignee under par. (e) 1. shall expend or  
17 otherwise dispose of any funds that are collected in excess of the cost of such care and  
18 maintenance in a manner that the assignee determines will serve the best interests  
19 of the minor child.

20 **(16)** The department shall delegate to county departments under ss. 46.22 and  
21 46.23 or the local providers of care and services meeting the standards established  
22 by the department under s. 49.34 the responsibilities vested in the department under  
23 this section for collection of fees for services other than those provided at state  
24 facilities, if the county departments or providers meet the conditions that the  
25 department determines are appropriate. The department may delegate to county

1 departments under ss. 46.22 and 46.23 the responsibilities vested in the department  
2 under this section for collection of fees for services provided at the state facilities if  
3 the necessary conditions are met.

4 **SECTION 1508.** 49.35 (1) (a) of the statutes is amended to read:

5 49.35 (1) (a) The department shall supervise the administration of programs  
6 under this subchapter and ch. 48. The department shall submit to the federal  
7 authorities state plans for the administration of programs under this subchapter and  
8 ch. 48 in such form and containing such information as the federal authorities  
9 require, and shall comply with all requirements prescribed to ensure their  
10 correctness.

11 **SECTION 1509.** 49.35 (1) (b) of the statutes is amended to read:

12 49.35 (1) (b) All records of the department and all county records relating to  
13 programs under this subchapter and ch. 48 and aid under s. 49.18, 1971 stats., s.  
14 49.20, 1971 stats., and s. 49.61, 1971 stats., as affected by chapter 90, laws of 1973,  
15 shall be open to inspection at all reasonable hours by authorized representatives of  
16 the federal government. Notwithstanding ss. 48.396 (2) and 938.396 (2), all county  
17 records relating to the administration of the services and public assistance specified  
18 in this paragraph shall be open to inspection at all reasonable hours by authorized  
19 representatives of the department.

20 **SECTION 1510.** 49.35 (2) of the statutes is amended to read:

21 49.35 (2) The county administration of all laws relating to programs under this  
22 subchapter and ch. 48 shall be vested in the officers and agencies designated in the  
23 statutes.

24 **SECTION 1511.** 49.36 (2) of the statutes is amended to read:



1           **49.36 (2)** The department may contract with any county, tribal governing body,  
2 or Wisconsin Works agency to administer a work experience and job training  
3 program for parents who are not custodial parents and who fail to pay child support  
4 or to meet their children’s needs for support as a result of unemployment or  
5 underemployment. The program may provide the kinds of work experience and job  
6 training services available from the program under s. 49.193, 1997 stats., or s. 49.147  
7 (3), (3m), or (4). The program may also include job search and job orientation  
8 activities. The department shall fund the program from the appropriations under  
9 s. 20.445 (3) (dz) and (k).

10           **SECTION 1512.** 49.36 (2) of the statutes, as affected by 2007 Wisconsin Act ...  
11 (this act), is amended to read:

12           **49.36 (2)** The department may contract with any county, tribal governing body,  
13 or Wisconsin Works agency to administer a work experience and job training  
14 program for parents who are not custodial parents and who fail to pay child support  
15 or to meet their children’s needs for support as a result of unemployment or  
16 underemployment. The program may provide the kinds of work experience and job  
17 training services available from the program under s. 49.193, 1997 stats., or s. 49.147  
18 (3), (3m), or (4). The program may also include job search and job orientation  
19 activities. The department shall fund the program from the appropriations under  
20 s. ~~20.445 (3)~~ 20.437 (2) (dz) and (k).

21           **SECTION 1513.** 49.45 (2) (a) 1. of the statutes is amended to read:

22           **49.45 (2) (a) 1.** Exercise responsibility relating to fiscal matters, the eligibility  
23 for benefits under standards set forth in ss. 49.46 to 49.47 49.471, and general  
24 supervision of the medical assistance program.

25           **SECTION 1514.** 49.45 (2) (a) 3. of the statutes is amended to read:

1           49.45 (2) (a) 3. Determine the eligibility of persons for medical assistance,  
2           rehabilitative, and social services under ss. 49.46, 49.468, and 49.47, and 49.471 and  
3           rules and policies adopted by the department and may, under a contract under s.  
4           49.78 (2), delegate all, or any portion, of this function to the county department under  
5           s. 46.215, 46.22, or 46.23 or a tribal governing body.

6           **SECTION 1516.** 49.45 (2) (b) 3. of the statutes is amended to read:

7           49.45 (2) (b) 3. Audit all claims filed by any contractor making the payment of  
8           benefits paid under ss. 49.46 to ~~49.47~~ 49.471 and make proper fiscal adjustments.

9           **SECTION 1517.** 49.45 (2) (b) 7. (intro.) of the statutes is amended to read:

10          49.45 (2) (b) 7. (intro.) Require, as a condition of certification under par. (a) 11.,  
11          all providers of a specific service that is among those enumerated under s. 49.46 (2)  
12          ~~or~~, 49.47 (6) (a), or 49.471 (11), as specified in this subdivision, to file with the  
13          department a surety bond issued by a surety company licensed to do business in this  
14          state. Providers subject to this subdivision provide those services specified under s.  
15          49.46 (2) ~~or~~, 49.47 (6) (a), or 49.471 (11) for which providers have demonstrated  
16          significant potential to violate s. 49.49 (1) (a), (2) (a) or (b), (3), (3m) (a), (3p), (4) (a),  
17          or (4m) (a), to require recovery under par. (a) 10., or to need additional sanctions  
18          under par. (a) 13. The surety bond shall be payable to the department in an amount  
19          that the department determines is reasonable in view of amounts of former  
20          recoveries against providers of the specific service and the department's costs to  
21          pursue those recoveries. The department shall promulgate rules to implement this  
22          subdivision that specify all of the following:

23          **SECTION 1518.** 49.45 (3) (ag) of the statutes is amended to read:

1           49.45 (3) (ag) Reimbursement shall be made to each entity contracted with  
2           under s. ~~46.281 (1) (e)~~ 46.283 (2) for functional screens screenings performed by the  
3           entity.

4           **SECTION 1519.** 49.45 (3) (b) 1. of the statutes is amended to read:

5           49.45 (3) (b) 1. The contractor, if any, administering benefits or providing  
6           prepaid health care under s. 49.46, 49.465, 49.468 ~~or~~ 49.47, or 49.471 shall be  
7           entitled to payment from the department for benefits so paid or prepaid health care  
8           so provided or made available when a certification of eligibility is properly on file  
9           with the contractor in addition to the payment of administrative expense incurred  
10          pursuant to the contract and as provided in sub. (2) (a) 4., but the contractor shall  
11          not be reimbursed for benefits erroneously paid where no certification is on file.

12          **SECTION 1520.** 49.45 (3) (b) 2. of the statutes is amended to read:

13          49.45 (3) (b) 2. The contractor, if any, insuring benefits under s. 49.46, 49.465,  
14          49.468 ~~or~~ 49.47, or 49.471 shall be entitled to receive a premium, in an amount and  
15          on terms agreed, for such benefits for the persons eligible to receive them and for its  
16          services as insurer.

17          **SECTION 1521.** 49.45 (3) (dm) of the statutes is amended to read:

18          49.45 (3) (dm) After distribution of computer software has been made under  
19          1993 Wisconsin Act 16, section 9126 (13h), no payment may be made for home health  
20          care services provided to persons who are enrolled in the federal medicare program  
21          and are recipients of medical assistance under s. 49.46 ~~or~~ 49.47, or 49.471 unless the  
22          provider of the services has in use the computer software to maximize payments  
23          under the federal medicare program under 42 USC 1395.

24          **SECTION 1522.** 49.45 (3) (f) 2. of the statutes is amended to read:

1           49.45 (3) (f) 2. The department may deny any provider claim for reimbursement  
2 which cannot be verified under subd. 1. or may recover the value of any payment  
3 made to a provider which cannot be so verified. The measure of recovery will be the  
4 full value of any claim if it is determined upon audit that actual provision of the  
5 service cannot be verified from the provider's records or that the service provided was  
6 not included in s. 49.46 (2) or 49.471 (11). In cases of mathematical inaccuracies in  
7 computations or statements of claims, the measure of recovery will be limited to the  
8 amount of the error.

9           **SECTION 1523.** 49.45 (3) (L) 2. of the statutes is amended to read:

10           49.45 (3) (L) 2. The department may not pay a provider for a designated health  
11 service that is authorized under this section or s. 49.46 ~~or~~ 49.47, or 49.471, that is  
12 provided as the result of a referral made to the provider by a physician and that,  
13 under 42 USC 1396b (s), if made on behalf of a beneficiary of medicare under the  
14 requirements of 42 USC 1395nn, as amended to August 10, 1993, would result in the  
15 denial of payment for the service under 42 USC 1395nn.

16           **SECTION 1524.** 49.45 (3) (m) of the statutes is amended to read:

17           49.45 (3) (m) To be certified under sub. (2) (a) 11. to provide transportation by  
18 specialized medical vehicle, a person must have at least one human service vehicle,  
19 as defined in s. 340.01 (23g), that satisfies the requirements imposed under s. 110.05  
20 for a vehicle that is used to transport a person in a wheelchair. If a certified provider  
21 uses 2 or more vehicles to provide transportation by specialized medical vehicle, at  
22 least 2 of the vehicles must be human service vehicles that satisfy the requirements  
23 imposed under s. 110.05 for a vehicle that is used to transport a person in a  
24 wheelchair, and any 3rd or additional vehicle must be a human service vehicle to  
25 which the equipment required under s. 110.05 for transporting a person in a

1 wheelchair may be added. The department shall pay for transportation by  
2 specialized medical vehicle under s. 49.46 (2) (b) 3. or 49.471 (11) (m) that is provided  
3 in a human service vehicle that is not equipped to transport a person in a wheelchair  
4 if the person being transported does not use a wheelchair. The reimbursement rate  
5 for transportation by specialized medical vehicle provided in a vehicle that is not  
6 equipped to accommodate a wheelchair shall be the same as for transportation by  
7 specialized medical vehicle provided in a vehicle that is equipped to accommodate a  
8 wheelchair.

9 **SECTION 1526.** 49.45 (6c) (d) 1. of the statutes is amended to read:

10 49.45 (6c) (d) 1. No payment may be made under sub. (6m) to a facility or to  
11 an institution for mental diseases for the care of an individual who is otherwise  
12 eligible for medical assistance under s. 49.46 ~~or~~, 49.47, or 49.471, who has  
13 developmental disability or mental illness and for whom under par. (b) or (c) it is  
14 determined that he or she does not need facility care, unless it is determined that the  
15 individual requires active treatment for developmental disability or active  
16 treatment for mental illness and has continuously resided in a facility or institution  
17 for mental diseases for at least 30 months prior to the date of the determination. If  
18 that individual requires active treatment and has so continuously resided, he or she  
19 shall be offered the choice of receiving active treatment for developmental disability  
20 or active treatment for mental illness in the facility or institution for mental diseases  
21 or in an alternative setting. A facility resident who has developmental disability or  
22 mental illness, for whom under par. (c) it is determined that he or she does not need  
23 facility care and who has not continuously resided in a facility for at least 30 months  
24 prior to the date of the determination, may not continue to reside in the facility after  
25 December 31, 1993, and shall, if the department so determines, be relocated from the

1 facility after March 31, 1990, and before December 31, 1993. The county department  
2 shall be responsible for securing alternative residence on behalf of an individual who  
3 is required to be relocated from a facility under this subdivision, and the facility shall  
4 cooperate with the county department in the relocation.

5 **SECTION 1527.** 49.45 (6c) (d) 2. of the statutes is amended to read:

6 49.45 **(6c)** (d) 2. Payment may be made under sub. (6m) to a facility or  
7 institution for mental diseases for the care of an individual who is otherwise eligible  
8 for medical assistance under s. 49.46 ~~or~~, 49.47, or 49.471 and who has developmental  
9 disability or mental illness and is determined under par. (b) or (c) to need facility care,  
10 regardless of whether it is determined under par. (b) or (c) that the individual does  
11 or does not require active treatment for developmental disability or active treatment  
12 for mental illness.

13 **SECTION 1530h.** 49.45 (6m) (ar) 1. a. of the statutes is amended to read:

14 49.45 **(6m)** (ar) 1. a. The department shall establish standards for payment of  
15 allowable direct care costs under par. (am) 1. bm., for facilities that do not primarily  
16 serve the developmentally disabled, that take into account direct care costs for a  
17 sample of all of those facilities in this state and separate standards for payment of  
18 allowable direct care costs, for facilities that primarily serve the developmentally  
19 disabled, that take into account direct care costs for a sample of all of those facilities  
20 in this state. The standards shall be adjusted by the department for regional labor  
21 cost variations. The department shall treat as a single labor region the counties of  
22 Dane, Iowa, Columbia, ~~and Sauk,~~ and Rock and shall adjust payment so that the  
23 direct care cost targets of facilities in Dane, Iowa, Columbia, and Sauk counties are  
24 not reduced as a result of including facilities in Rock County in this labor region. For  
25 facilities in Douglas, Pierce, and St. Croix counties, the department shall perform the

1 adjustment by use of the wage index that is used by the federal department of health  
2 and human services for hospital reimbursement under 42 USC 1395 to 1395ggg.

3 **SECTION 1532.** 49.45 (6m) (br) 1. of the statutes is amended to read:

4 49.45 **(6m)** (br) 1. Notwithstanding s. 20.410 (3) (cd), 20.435 (4) (bt) or (7) (b)  
5 or ~~20.445 (3)~~ 20.437 (2) (dz), the department shall reduce allocations of funds to  
6 counties in the amount of the disallowance from the appropriation account under s.  
7 20.435 (4) (bt) or (7) (b), or the department shall direct the department of ~~workforce~~  
8 ~~development~~ children and families to reduce allocations of funds to counties or  
9 Wisconsin ~~works~~ Works agencies in the amount of the disallowance from the  
10 appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (dz) or direct the department of  
11 corrections to reduce allocations of funds to counties in the amount of the  
12 disallowance from the appropriation account under s. 20.410 (3) (cd), in accordance  
13 with s. 16.544 to the extent applicable.

14 **SECTION 1533.** 49.45 (6m) (m) of the statutes is created to read:

15 49.45 **(6m)** (m) To hold a bed in a facility, the department may pay the full  
16 payment rate under this subsection for up to 30 days for services provided to a person  
17 during the pendency of an undue hardship determination, as provided in s. 49.453  
18 (8) (b) 3.

19 **SECTION 1538.** 49.45 (6z) (a) (intro.) of the statutes is amended to read:

20 49.45 **(6z)** (a) (intro.) Notwithstanding sub. (3) (e), from the appropriation  
21 accounts under s. 20.435 (4) (b), (gp), (o), and (w), the department shall may  
22 distribute funding in each fiscal year to supplement payment for services to hospitals  
23 that enter into ~~a contract under s. 49.02 (2) to provide health care services funded~~  
24 ~~by a relief block grant under this chapter~~ indigent care agreements, in accordance  
25 with the approved state plan for services under 42 USC 1396a, with relief agencies

1 that administer the medical relief block grant under this chapter, if the department  
2 determines that the hospitals serve a disproportionate number of low-income  
3 patients with special needs. If no medical relief block grant under this chapter is  
4 awarded or if the allocation of funds to such hospitals would exceed any limitation  
5 under 42 USC 1396b (i) (3), the department may distribute funds to hospitals that  
6 have not entered into ~~a contract under s. 49.02 (2)~~ indigent care agreements. The  
7 department may not distribute funds under this subsection to the extent that the  
8 distribution would do any of the following:

9 **SECTION 1539.** 49.45 (8) (a) 4. of the statutes is amended to read:

10 49.45 (8) (a) 4. “Patient care visit” means a personal contact with a patient in  
11 a patient’s home that is made by a registered nurse, licensed practical nurse, home  
12 health aide, physical therapist, occupational therapist, or speech-language  
13 pathologist who is on the staff of or under contract or arrangement with a home  
14 health agency, or by a registered nurse or licensed practical nurse practicing  
15 independently, to provide a service that is covered under s. 49.46 ~~or~~, 49.47, or 49.471.  
16 “Patient care visit” does not include time spent by a nurse, therapist, or home health  
17 aide on case management, care coordination, travel, record keeping, or supervision  
18 that is related to the patient care visit.

19 **SECTION 1541.** 49.45 (9) of the statutes is amended to read:

20 49.45 (9) FREE CHOICE. Any person eligible for medical assistance under ~~ss. s.~~  
21 49.46, 49.468 ~~and~~, 49.47, or 49.471 may use the physician, chiropractor, dentist,  
22 pharmacist, hospital, skilled nursing home, health maintenance organization,  
23 limited service health organization, preferred provider plan or other licensed,  
24 registered or certified provider of health care of his or her choice, except that free  
25 choice of a provider may be limited by the department if the department’s alternate



1 arrangements are economical and the recipient has reasonable access to health care  
2 of adequate quality. The department may also require a recipient to designate, in any  
3 or all categories of health care providers, a primary health care provider of his or her  
4 choice. After such a designation is made, the recipient may not receive services from  
5 other health care providers in the same category as the primary health care provider  
6 unless such service is rendered in an emergency or through written referral by the  
7 primary health care provider. Alternate designations by the recipient may be made  
8 in accordance with guidelines established by the department. Nothing in this  
9 subsection shall vitiate the legal responsibility of the physician, chiropractor,  
10 dentist, pharmacist, skilled nursing home, hospital, health maintenance  
11 organization, limited service health organization, preferred provider plan or other  
12 licensed, registered or certified provider of health care to patients. All contract and  
13 tort relationships with patients shall remain, notwithstanding a written referral  
14 under this section, as though dealings are direct between the physician, chiropractor,  
15 dentist, pharmacist, skilled nursing home, hospital, health maintenance  
16 organization, limited service health organization, preferred provider plan or other  
17 licensed, registered or certified provider of health care and the patient. No physician,  
18 chiropractor, pharmacist or dentist may be required to practice exclusively in the  
19 medical assistance program.

20 **SECTION 1542.** 49.45 (18) (ac) of the statutes is amended to read:

21 49.45 **(18)** (ac) Except as provided in pars. (am) to (d), and subject to par. (ag),  
22 any person eligible for medical assistance under s. 49.46, 49.468, or 49.47, or for the  
23 benefits under s. 49.46 (2) (a) and (b) under s. 49.471 shall pay up to the maximum  
24 amounts allowable under 42 CFR 447.53 to 447.58 for purchases of services provided  
25 under s. 49.46 (2). The service provider shall collect the specified or allowable

1 copayment, coinsurance, or deductible, unless the service provider determines that  
2 the cost of collecting the copayment, coinsurance, or deductible exceeds the amount  
3 to be collected. The department shall reduce payments to each provider by the  
4 amount of the specified or allowable copayment, coinsurance, or deductible. No  
5 provider may deny care or services because the recipient is unable to share costs, but  
6 an inability to share costs specified in this subsection does not relieve the recipient  
7 of liability for these costs.

8 **SECTION 1543.** 49.45 (18) (am) of the statutes is amended to read:

9 49.45 (18) (am) No person is liable under this subsection for services provided  
10 through prepayment contracts. This paragraph does not apply to a person who is  
11 eligible for the benefits under s. 49.46 (2) (a) and (b) under s. 49.471.

12 **SECTION 1546.** 49.45 (23) of the statutes is created to read:

13 49.45 (23) ASSISTANCE FOR CHILDLESS ADULTS DEMONSTRATION PROJECT. (a) The  
14 department shall request a waiver from the secretary of the federal department of  
15 health and human services to permit the department to conduct a demonstration  
16 project to provide health care coverage for basic primary and preventive care to  
17 adults who are under the age of 65, who have family incomes not to exceed 200  
18 percent of the poverty line, and who are not otherwise eligible for medical assistance  
19 under this subchapter, the Badger Care health care program under s. 49.665, or  
20 Medicare under 42 USC 1395 et seq.

21 (b) If the waiver is granted and in effect, the department may promulgate rules  
22 defining the health care benefit plan, including more specific eligibility  
23 requirements and cost-sharing requirements. Notwithstanding s. 227.24 (3), the  
24 plan details under this subsection may be promulgated as an emergency rule under  
25 s. 227.24 without a finding of emergency. If the waiver is granted and in effect, the

1 demonstration project under this subsection shall begin on January 1, 2009, or on  
2 the effective date of the waiver, whichever is later.

3 **SECTION 1547.** 49.45 (24g) of the statutes is repealed.

4 **SECTION 1549m.** 49.45 (24r) of the statutes is amended to read:

5 49.45 **(24r)** FAMILY PLANNING DEMONSTRATION PROJECT. The department shall  
6 request a waiver from the secretary of the federal department of health and human  
7 services to permit the department to conduct a demonstration project to provide  
8 family planning services, as defined in s. 253.07 (1) ~~(b)~~ (a), under medical assistance  
9 to any woman between the ages of 15 and 44 whose family income does not exceed  
10 ~~185%~~ 200% of the poverty line for a family the size of the woman's family. ~~If the~~  
11 ~~waiver is granted and in effect, the~~ The department shall implement the any waiver  
12 ~~no later than July 1, 1998, or on the effective date of the waiver, whichever is later~~  
13 granted.

14 **SECTION 1550.** 49.45 (29) of the statutes is amended to read:

15 49.45 **(29)** HOSPICE REIMBURSEMENT. The department shall promulgate rules  
16 limiting aggregate payments made to a hospice under ss. 49.46 ~~and~~, 49.47, and  
17 49.471.

18 **SECTION 1551c.** 49.45 (31) of the statutes is repealed and recreated to read:

19 49.45 **(31)** LONG-TERM CARE PARTNERSHIP PROGRAM. (a) The department shall  
20 submit to the federal department of health and human services, not later than 3  
21 months after the effective date of this paragraph .... [revisor inserts date], an  
22 amendment to the state medical assistance plan that establishes in this state a  
23 Long-Term Care Partnership Program, as described in this subsection, and shall  
24 implement the program if the amendment to the state plan is approved. Under the  
25 program, the department shall exclude an amount equal to the amount of benefits

1 that an individual receives under a qualifying long-term care insurance policy, as  
2 described in par. (b), when determining any of the following:

3 1. The individual's resources for purposes of determining the individual's  
4 eligibility for medical assistance.

5 2. The amount to be recovered from the individual's estate if the individual  
6 receives medical assistance.

7 (b) To be eligible for the program, an individual must have been a resident of  
8 this state when the long-term care insurance policy was issued, and the policy must  
9 satisfy all of the following criteria:

10 1. The policy was not issued before the date specified in the amendment to the  
11 state plan, which may not be before the first day of the calendar quarter in which the  
12 amendment is submitted to the federal department of health and human services.

13 2. The policy meets the definition of a qualified long-term care insurance policy  
14 under 26 USC 7702B (b).

15 3. The policy meets the long-term care insurance model regulations and the  
16 requirements of the long-term care insurance model act promulgated by the  
17 National Association of Insurance Commissioners that are specified in 42 USC  
18 1396p (b) (5).

19 4. The policy includes the applicable inflation protection specified in 42 USC  
20 1396p (b) (1) (C) (iii) (IV).

21 5. The commissioner of insurance certifies to the department that the policy  
22 meets the criteria under subsds. 2. to 4.

23 (c) 1. The department and the office of the commissioner of insurance shall  
24 approve a training program for individuals who sell long-term care insurance  
25 policies in the state to ensure that those individuals understand the relation of

1 long-term care insurance to the Medical Assistance program and are able to explain  
2 to consumers the protections offered by long-term care insurance and how this type  
3 of insurance relates to private and public financing of long-term care.

4 2. The training program approved under this paragraph shall include initial  
5 training that is not less than 8 hours long and ongoing training sessions that are not  
6 less than 4 hours long per session. Individuals who sell long-term care insurance  
7 policies shall be required to attend an ongoing training session every 24 months after  
8 the initial training. The commissioner may approve the initial and ongoing training  
9 sessions for continuing education requirements under s. 628.04 (3).

10 3. The training under this paragraph shall cover at a minimum long-term care  
11 insurance, long-term care services, qualified partnerships, and the relationship  
12 between qualified partnerships and other public and private coverage of long-term  
13 care costs.

14 (d) An insurer that issues a long-term care insurance policy described in par.  
15 (b) shall be required to submit reports to the secretary of the federal department of  
16 health and human services, in accordance with regulations developed by the  
17 secretary, that include notice of when benefits are paid under the policy, the amount  
18 of the benefits, notice of the termination of the policy, and any other information  
19 required by the secretary.

20 **SECTION 1552.** 49.45 (35) of the statutes is repealed.

21 **SECTION 1553.** 49.45 (40) of the statutes is amended to read:

22 49.45 **(40)** PERIODIC RECORD MATCHES. If the department contracts with the  
23 department of ~~workforce development~~ children and families under s. 49.197 (5), the  
24 department shall cooperate with the department of ~~workforce development~~ children  
25 and families in matching records of medical assistance recipients under s. 49.32 (7).

1           **SECTION 1554.** 49.45 (42m) (a) of the statutes is amended to read:

2           49.45 **(42m)** (a) If, in authorizing the provision of physical or occupational  
3 therapy services under s. 49.46 (2) (b) 6. b. or 49.471 (11) (i), the department  
4 authorizes a reduced duration of services from the duration that the provider  
5 specifies in the authorization request, the department shall substantiate the  
6 reduction that the department made in the duration of the services if the provider  
7 of the services requests any additional authorizations for the provision of physical  
8 or occupational therapy services to the same individual.

9           **SECTION 1554m.** 49.45 (44m) of the statutes is created to read:

10          49.45 **(44m)** EXTENSION OF PARENT ELIGIBILITY WHEN CHILD DIES. The department  
11 shall request a waiver from the secretary of the federal department of health and  
12 human services to permit the department to extend the eligibility of a parent, for up  
13 to 90 days, under the Medical Assistance program under this subchapter or the  
14 Badger Care health care program under s. 49.665 if the parent's child dies while both  
15 the parent and the child are covered under the Medical Assistance program or the  
16 Badger Care health care program and the parent would lose eligibility solely due to  
17 the death of the child. The department shall implement any waiver that is granted.

18          **SECTION 1555.** 49.45 (48) of the statutes is amended to read:

19          49.45 **(48)** PAYMENT OF MEDICARE PART B OUTPATIENT HOSPITAL SERVICES  
20 COINSURANCES. The department shall include in the state plan for medical assistance  
21 a methodology for payment of the medicare part B outpatient hospital services  
22 coinsurance amounts that are authorized under ss. 49.46 (2) (c) 2., 4., and 5m., 49.468  
23 (1) (b), ~~and~~ 49.47 (6) (a) 6. b., d., and f., and 49.471 (6) (j) 1.

24          **SECTION 1556.** 49.45 (49m) (c) 1. of the statutes is amended to read:

1           49.45 **(49m)** (c) 1. A list of the prescription drugs that are included as a benefit  
2           under ~~s. ss.~~ 49.46 (2) (b) 6. h. and 49.471 (11) (a) that identifies preferred choices  
3           within therapeutic classes and includes prescription drugs that bear only generic  
4           names.

5           **SECTION 1558.** 49.45 (53) of the statutes is amended to read:

6           49.45 **(53)** PAYMENTS FOR CERTAIN SERVICES. Beginning on January 1, 2003, the  
7           department may, from the appropriation account under s. 20.435 (7) (b), make  
8           Medical Assistance payments to providers for covered services under ~~s. ss.~~ 49.46 (2)  
9           (a) 4. d. and (b) 6. j. and m. and 49.471 (11) (f).

10          **SECTION 1559e.** 49.45 (55) of the statutes is created to read:

11          49.45 **(55)** HEALTH OPPORTUNITY ACCOUNTS DEMONSTRATION PROGRAM. The  
12          department shall request from the federal Centers for Medicare and Medicaid  
13          Services approval to participate in a demonstration program under 42 USC 1396u–8,  
14          under which Badger Care recipients may voluntarily enroll to contribute to health  
15          opportunity accounts and receive certain alternative benefits under medical  
16          assistance. If the Centers for Medicare and Medicaid Services approve the  
17          department’s request, the department shall submit a proposed plan for  
18          implementation of the demonstration program to the joint committee on finance.  
19          The department may not implement the plan until it is approved by the committee,  
20          as submitted or as modified.

21          **SECTION 1559g.** 49.45 (56) of the statutes is created to read:

22          49.45 **(56)** DISEASE MANAGEMENT PROGRAM. Based on the health conditions  
23          identified by the physical health risk assessments, if performed under sub. (57), the  
24          department shall develop and implement, for Medical Assistance recipients, disease  
25          management programs that are similar to that developed and followed by the

1 Marshfield Clinic in this state under the Physician Group Practice Demonstration  
2 Program authorized under 42 USC 1315 (e) and (f). These programs shall have at  
3 least the following characteristics:

4 (a) The use of information science to improve health care delivery by  
5 summarizing a patient’s health status and providing reminders for preventive  
6 measures.

7 (b) Educating health care providers on health care process improvement by  
8 developing best practice models.

9 (c) The improvement and expansion of care management programs to assist in  
10 standardization of best practices, patient education, support systems, and  
11 information gathering.

12 (d) Establishment of a system of provider compensation that is aligned with  
13 clinical quality, practice management, and cost of care.

14 (e) Focus on patient care interventions for certain chronic conditions, to reduce  
15 hospital admissions.

16 **SECTION 1559h.** 49.45 (57) of the statutes is created to read:

17 49.45 (57) PHYSICAL HEALTH RISK ASSESSMENT. The department shall encourage  
18 each individual who is determined on or after the effective date of this subsection ....  
19 [revisor inserts date], to be eligible for Medical Assistance to receive a physical health  
20 risk assessment as part of the first physical examination the individual receives  
21 under Medical Assistance.

22 **SECTION 1560.** 49.453 (1) (a) of the statutes is amended to read:

23 49.453 (1) (a) “Assets” has the meaning given in 42 USC 1396p (e) (h) (1).

24 **SECTION 1561.** 49.453 (1) (ar) of the statutes is created to read:



1           49.453 (1) (ar) “Community spouse” means the spouse of either the  
2 institutionalized person or the noninstitutionalized person.

3           **SECTION 1562.** 49.453 (1) (d) of the statutes is amended to read:

4           49.453 (1) (d) “Income” has the meaning given in 42 USC 1396p (e) (h) (2).

5           **SECTION 1563.** 49.453 (1) (e) of the statutes is amended to read:

6           49.453 (1) (e) “Institutionalized individual” has the meaning given in 42 USC  
7 1396p (e) (h) (3).

8           **SECTION 1564.** 49.453 (1) (f) (intro.) of the statutes is amended to read:

9           49.453 (1) (f) (intro.) “Look-back date” means ~~for a covered individual, either~~  
10 of the following:

11           1m. For transfers made before February 8, 2006, the date that is 36 months  
12 before, or with respect to payments from a trust or portions of a trust that are treated  
13 as assets transferred by the covered individual under s. 49.454 (2) (c) or (3) (b) the  
14 date that is 60 months before:

15           **SECTION 1565.** 49.453 (1) (f) 1. of the statutes is renumbered 49.453 (1) (f) 1m.

16           a.

17           **SECTION 1566.** 49.453 (1) (f) 2. of the statutes is renumbered 49.453 (1) (f) 1m.

18           b.

19           **SECTION 1567.** 49.453 (1) (f) 2m. of the statutes is created to read:

20           49.453 (1) (f) 2m. For all transfers made on or after February 8, 2006, the date  
21 that is 60 months before the dates specified in subd. 1m. a. and b.

22           **SECTION 1568.** 49.453 (1) (fm) of the statutes is amended to read:

23           49.453 (1) (fm) “Noninstitutionalized individual” has the meaning given in 42  
24 USC 1396p (e) (h) (4).

25           **SECTION 1569.** 49.453 (1) (i) of the statutes is amended to read:

1           49.453 (1) (i) “Resources” has the meaning given in 42 USC 1396p (e) (h) (5).

2           **SECTION 1570.** 49.453 (3) (a) of the statutes is renumbered 49.453 (3) (a) (intro.)  
3 and amended to read:

4           49.453 (3) (a) (intro.) The period of ineligibility under this subsection begins  
5 on either of the following:

6           1. In the case of a transfer of assets made before February 8, 2006, the first day  
7 of the first month beginning on or after the look-back date during or after which  
8 assets have been transferred for less than fair market value and that does not occur  
9 in any other periods of ineligibility under this subsection.

10          **SECTION 1571.** 49.453 (3) (a) 2. of the statutes is created to read:

11          49.453 (3) (a) 2. In the case of a transfer of assets made on or after February  
12 8, 2006, the first day of a month beginning on or after the look-back date during or  
13 after which assets have been transferred for less than fair market value, or the date  
14 on which the individual is eligible for medical assistance and would otherwise be  
15 receiving institutional level care described in sub. (2) (a) 1. to 3. based on an approved  
16 application for the care but for the application of the penalty period, whichever is  
17 later, and that does not occur during any other period of ineligibility under this  
18 subsection.

19          **SECTION 1572.** 49.453 (3) (b) (intro.) of the statutes is amended to read:

20          49.453 (3) (b) (intro.) The Subject to par. (bc), the department shall determine  
21 the number of months of ineligibility as follows:

22          **SECTION 1573.** 49.453 (3) (bc) of the statutes is created to read:

23          49.453 (3) (bc) In determining the number of months of ineligibility under par.  
24 (b), with respect to asset transfers that occur after February 8, 2006, the department

1 may not round down the quotient, or otherwise disregard any fraction of a month,  
2 obtained in the division under par. (b) 3.

3 **SECTION 1574.** 49.453 (4) (a) of the statutes is renumbered 49.453 (4) (ag).

4 **SECTION 1575.** 49.453 (4) (ac) of the statutes is created to read:

5 49.453 (4) (ac) In this subsection, “transaction” means any action taken by an  
6 individual that changes the course of payments to be made under an annuity or the  
7 treatment of the income or principal of an annuity, including all of the following:

- 8 1. An addition of principal.
- 9 2. An elective withdrawal.
- 10 3. A request to change the distribution of the annuity.
- 11 4. An election to annuitize the contract.
- 12 5. A change in ownership.

13 **SECTION 1576.** 49.453 (4) (am) of the statutes is amended to read:

14 49.453 (4) (am) Paragraph ~~(a)~~ (ag) 1. does not apply to a variable annuity that  
15 is tied to a mutual fund that is registered with the federal securities and exchange  
16 commission.

17 **SECTION 1577.** 49.453 (4) (b) of the statutes is amended to read:

18 49.453 (4) (b) The amount of assets that is transferred for less than fair market  
19 value under par. ~~(a)~~ (ag) is the amount by which the transferred amount exceeds the  
20 expected value of the benefit.

21 **SECTION 1578.** 49.453 (4) (c) of the statutes is amended to read:

22 49.453 (4) (c) The department shall promulgate rules specifying the method to  
23 be used in calculating the expected value of the benefit, based on 26 CFR 1.72–1 to  
24 1.72–18, and specifying the criteria for adjusting the expected value of the benefit  
25 based on a medical condition diagnosed by a physician before the assets were

1 transferred to the annuity, or transferred by promissory note or similar instrument.  
2 In calculating the amount of the divestment when a transfer to an annuity, or a  
3 transfer by promissory note or similar instrument, is made, payments made to the  
4 transferor in any year subsequent to the year in which the transfer was made shall  
5 be discounted to the year in which the transfer was made by the applicable federal  
6 rate specified under par. (a) (ag) on the date of the transfer.

7 **SECTION 1579.** 49.453 (4) (cm) of the statutes is created to read:

8 49.453 (4) (cm) Paragraphs (ag) to (c) apply to annuities purchased before  
9 February 8, 2006, for which no transaction has occurred on or after February 8, 2006.

10 **SECTION 1580.** 49.453 (4) (d) of the statutes is created to read:

11 49.453 (4) (d) For purposes of sub. (2), the purchase of an annuity by an  
12 institutionalized individual or his or her community spouse, or anyone acting on  
13 their behalf, shall be treated as a transfer of assets for less than fair market value  
14 unless any of the following applies:

15 1. The state is designated as the remainder beneficiary in the first position for  
16 at least the total amount of medical assistance paid on behalf of the institutionalized  
17 individual.

18 2. The state is named as a beneficiary in the 2nd position after the community  
19 spouse or a minor or disabled child and is named in the first position if the community  
20 spouse or a representative of the minor or disabled child disposes of any remainder  
21 for less than fair market value.

22 3. The annuity satisfies the requirements under par. (e) 1. or 2.

23 **SECTION 1581.** 49.453 (4) (e) of the statutes is created to read:

24 49.453 (4) (e) For purposes of sub. (2), the purchase of an annuity by or on behalf  
25 of an annuitant who has applied for medical assistance for nursing facility services

1 or other long-term care services described in sub. (2) is a transfer of assets for less  
2 than fair market value unless either of the following applies:

3 1. The annuity is either an annuity described in section 408 (b) or (q) of the  
4 Internal Revenue Code of 1986 or purchased with proceeds from any of the following:

5 a. An account or trust described in section 408 (a), (c), or (p) of the Internal  
6 Revenue Code of 1986.

7 b. A simplified employee pension, within the meaning of section 408 (k) of the  
8 Internal Revenue Code of 1986.

9 c. A Roth IRA described in section 408A of the Internal Revenue Code of 1986.

10 2. All of the following apply with respect to the annuity:

11 a. The annuity is irrevocable and nonassignable.

12 b. The annuity is actuarially sound, as determined in accordance with actuarial  
13 publications of the office of the chief actuary of the social security administration.

14 c. The annuity provides for payments in equal amounts during the term of the  
15 annuity, with no deferral and no balloon payments made.

16 **SECTION 1582.** 49.453 (4) (em) of the statutes is created to read:

17 49.453 (4) (em) Paragraphs (d) and (e) apply to all of the following:

18 1. Annuities purchased on or after February 8, 2006.

19 2. Annuities purchased before February 8, 2006, for which a transaction has  
20 occurred on or after February 8, 2006.

21 **SECTION 1583.** 49.453 (4c) of the statutes is created to read:

22 49.453 (4c) PURCHASE OF NOTE, LOAN, OR MORTGAGE. (a) For purposes of sub. (2),  
23 the purchase by an individual or his or her spouse of a promissory note, loan, or  
24 mortgage after February 8, 2006, is a transfer of assets for less than fair market  
25 value unless all of the following apply with respect to the note, loan, or mortgage:

- 1           1. The repayment term is actuarially sound.
- 2           2. The payments are to be made in equal amounts during the term of the loan,
- 3 with no deferral and no balloon payment.
- 4           3. Cancellation of the balance upon the death of the lender is prohibited.

5           (b) The value of a promissory note, loan, or mortgage that does not satisfy the  
6 requirements under par. (a) 1. to 3. is the outstanding balance due on the date that  
7 the individual applies for medical assistance for nursing facility services or other  
8 long-term care services described in sub. (2).

9           **SECTION 1584.** 49.453 (4m) of the statutes is created to read:

10           49.453 **(4m)** PURCHASE OF LIFE ESTATE. For purposes of sub. (2), the purchase  
11 by an individual or his or her spouse of a life estate in another individual's home after  
12 February 8, 2006, is a transfer of assets for less than fair market value unless the  
13 purchaser resides in the home for at least one year after the date of the purchase.

14           **SECTION 1585.** 49.453 (8) of the statutes is renumbered 49.453 (8) (a) (intro.)  
15 and amended to read:

16           49.453 **(8)** (a) (intro.) Subsections (2) and (3) do not apply to transfers of assets  
17 if the any of the following applies:

18           1. The assets are exempt under 42 USC 1396p (c) (2) or if the (A), (B), or (C).

19           2. The department determines under the process under par. (b) that application  
20 of this section would work an undue hardship. ~~The department shall promulgate~~  
21 ~~rules concerning the transfer of assets exempt under 42 USC 1396p (c) (2).~~

22           **SECTION 1586.** 49.453 (8) (b) of the statutes is created to read:

23           49.453 **(8)** (b) The department shall establish a hardship waiver process that  
24 includes all of the following:

1           1. The department determines that undue hardship exists if the application of  
2           subs. (2) and (3) would deprive the individual of medical care to the extent that the  
3           individual's health or life would be endangered, or would deprive the individual of  
4           food, clothing, shelter, or other necessities of life.

5           2. A facility in which an institutionalized individual who has transferred assets  
6           resides is permitted to file an application for undue hardship on behalf of the  
7           individual with the consent of the individual or the individual's authorized  
8           representative.

9           3. The department may, during the pendency of an undue hardship  
10          determination, pay the full payment rate under s. 49.45 (6m) for nursing facility  
11          services for up to 30 days for the individual who transferred assets, to hold a bed in  
12          the facility in which the individual resides.

13          **SECTION 1587.** 49.46 (1) (a) 5. of the statutes is amended to read:

14          49.46 (1) (a) 5. Any child in an adoption assistance, foster care, ~~kinship care,~~  
15          ~~long-term kinship care,~~ treatment foster care, or subsidized guardianship  
16          placement under ch. 48 or 938, as determined by the department.

17          **SECTION 1588.** 49.46 (1) (a) 14m. of the statutes is amended to read:

18          49.46 (1) (a) 14m. Any person who would meet the financial and other eligibility  
19          requirements for home or community-based services under the family care benefit  
20          but for the fact that the person engages in substantial gainful activity under 42 USC  
21          1382c (a) (3), if a waiver under s. 46.281 (1)-(e) (1d) is in effect or federal law permits  
22          federal financial participation for medical assistance coverage of the person and if  
23          funding is available for the person under the family care benefit.

24          **SECTION 1589.** 49.46 (2) (b) (intro.) of the statutes is amended to read:

1           49.46 (2) (b) (intro.) Except as provided in ~~par.~~ pars. (be) and (dc), the  
2 department shall audit and pay allowable charges to certified providers for medical  
3 assistance on behalf of recipients for the following services:

4           **SECTION 1590.** 49.46 (2) (b) 8. of the statutes is amended to read:

5           49.46 (2) (b) 8. Home or community–based services, if provided under s. 46.27  
6 (11), 46.275, 46.277, 46.278, or 46.2785, under the family care benefit if a waiver is  
7 in effect under s. 46.281 (1)–(e) (1d), or under ~~a waiver requested under 2001~~  
8 ~~Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c) the~~  
9 disabled children’s long–term support program, as defined in s. 46.011 (1g).

10          **SECTION 1591.** 49.46 (2) (dc) of the statutes is created to read:

11          49.46 (2) (dc) For an individual who is eligible for medical assistance and who  
12 is eligible for coverage under Part D of Medicare under 42 USC 1395w–101 et seq.,  
13 benefits under par. (b) 6. h. do not include payment for any Part D drug, as defined  
14 in 42 CFR 423.100, regardless of whether the individual is enrolled in Part D of  
15 Medicare or whether, if the individual is enrolled, his or her Part D plan, as defined  
16 in 42 CFR 423.4, covers the Part D drug.

17          **SECTION 1592.** 49.468 (1) (b) of the statutes is amended to read:

18          49.468 (1) (b) For an elderly or disabled individual who is entitled to coverage  
19 under part A of medicare, entitled to coverage under part B of medicare and who does  
20 not meet the eligibility criteria for medical assistance under s. 49.46 (1), 49.465 or,  
21 49.47 (4), or 49.471 but meets the limitations on income and resources under par. (d),  
22 medical assistance shall pay the deductible and coinsurance portions of medicare  
23 services under 42 USC 1395 to 1395zz which are not paid under 42 USC 1395 to  
24 1395zz, including those medicare services that are not included in the approved state  
25 plan for services under 42 USC 1396; the monthly premiums payable under 42 USC



1 1395v; the monthly premiums, if applicable, under 42 USC 1395i–2 (d); and the late  
2 enrollment penalty, if applicable, for premiums under part A of medicare. Payment  
3 of coinsurance for a service under part B of medicare under 42 USC 1395j to 1395w,  
4 other than payment of coinsurance for outpatient hospital services, may not exceed  
5 the allowable charge for the service under medical assistance minus the medicare  
6 payment.

7 **SECTION 1593.** 49.468 (1) (c) of the statutes is amended to read:

8 49.468 **(1)** (c) For an elderly or disabled individual who is only entitled to  
9 coverage under part A of medicare and who does not meet the eligibility criteria for  
10 medical assistance under s. 49.46 (1), 49.465 or 49.47 (4), or 49.471 but meets the  
11 limitations on income and resources under par. (d), medical assistance shall pay the  
12 deductible and coinsurance portions of medicare services under 42 USC 1395 to  
13 1395i which are not paid under 42 USC 1395 to 1395i, including those medicare  
14 services that are not included in the approved state plan for services under 42 USC  
15 1396; the monthly premiums, if applicable, under 42 USC 1395i–2 (d); and the late  
16 enrollment penalty for premiums under part A of medicare, if applicable.

17 **SECTION 1594.** 49.468 (1m) (a) of the statutes is amended to read:

18 49.468 **(1m)** (a) Beginning on January 1, 1993, for an elderly or disabled  
19 individual who is entitled to coverage under part A of medicare and is entitled to  
20 coverage under part B of medicare, does not meet the eligibility criteria for medical  
21 assistance under s. 49.46 (1), 49.465 or 49.47 (4), or 49.471 but meets the limitations  
22 on income and resources under par. (b), medical assistance shall pay the monthly  
23 premiums under 42 USC 1395r.

24 **SECTION 1595.** 49.468 (2) (a) of the statutes is amended to read:

1           49.468 (2) (a) Beginning on January 1, 1991, for a disabled working individual  
2 who is entitled under P.L. 101–239, section 6012 (a), to coverage under part A of  
3 medicare and who does not meet the eligibility criteria for medical assistance under  
4 s. 49.46 (1), 49.465 ~~or~~, 49.47 (4), or 49.471 but meets the limitations on income and  
5 resources under par. (b), medical assistance shall pay the monthly premiums for the  
6 coverage under part A of medicare, including late enrollment fees, if applicable.

7           **SECTION 1596.** 49.47 (4) (a) (intro.) of the statutes is amended to read:

8           49.47 (4) (a) (intro.) Any individual who meets the limitations on income and  
9 resources under pars. (b) ~~and~~ to (c) and who complies with ~~par. (c)~~ par. (cm) and (cr)  
10 shall be eligible for medical assistance under this section if such individual is:

11           **SECTION 1597.** 49.47 (4) (as) 1. of the statutes is amended to read:

12           49.47 (4) (as) 1. The person would meet the financial and other eligibility  
13 requirements for home or community–based services under s. 46.27 (11), 46.277, or  
14 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 ~~(1)–(e)~~  
15 (1d) but for the fact that the person engages in substantial gainful activity under 42  
16 USC 1382c (a) (3).

17           **SECTION 1598.** 49.47 (4) (as) 3. of the statutes is amended to read:

18           49.47 (4) (as) 3. Funding is available for the person under s. 46.27 (11), 46.277,  
19 or 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 ~~(1)~~  
20 ~~(e) (1d)~~.

21           **SECTION 1598r.** 49.47 (4) (b) (intro.) of the statutes is amended to read:

22           49.47 (4) (b) (intro.) Eligibility exists if the applicant’s property, subject to the  
23 exclusion of any amounts under the Long–Term Care Partnership Program  
24 established under s. 49.45 (31), does not exceed the following:

25           **SECTION 1599.** 49.47 (4) (b) 1. of the statutes is amended to read:

1           49.47 (4) (b) 1. ~~A~~ Subject to par. (bc), a home and the land used and operated  
2           in connection therewith or in lieu thereof a mobile home if the home or mobile home  
3           is used as the person's or his or her family's place of abode.

4           **SECTION 1600.** 49.47 (4) (bc) of the statutes is created to read:

5           49.47 (4) (bc) 1. Subject to subd. 2., a person shall be ineligible under this  
6           section for medical assistance for nursing facility services or other long-term care  
7           services described in s. 49.453 (2) if the equity in his or her home and the land used  
8           and operated in connection with the home exceeds \$750,000. This subdivision does  
9           not apply if any of the following persons lawfully resides in the home:

10          a. The person's spouse.

11          b. The person's child who is under age 21 or who is disabled, as defined in s.  
12          49.468 (1) (a) 1.

13          2. Subdivision 1. applies to all of the following:

14          a. At the time of application, to a person who applies for medical assistance for  
15          nursing facility services or other long-term care services described in s. 49.453 (2)  
16          after the effective date of this subd. 2. a. .... [revisor inserts date].

17          b. At the time of the person's first recertification after the effective date of this  
18          subd. 2. b. .... [revisor inserts date], to a person not specified in subd. 2. a. who applied  
19          for medical assistance for nursing facility services or other long-term care services  
20          described in s. 49.453 (2) on or after January 1, 2006, and who was eligible for medical  
21          assistance for those services on the effective date of this subd. 2. b. .... [revisor inserts  
22          date].

23          **SECTION 1601.** 49.47 (4) (bm) of the statutes is created to read:

24          49.47 (4) (bm) For purposes of determining eligibility or benefits amount for  
25          a person described in par. (a) 3. or 4. who resides in a continuing care retirement

1 community or a life care community, any entrance fee paid on admission to the  
2 community shall be considered a resource available to the person to the extent that  
3 all of the following apply:

4 1. The person has the ability to use the entrance fee, or the contract provides  
5 that the entrance fee may be used, to pay for care if the person's other resources or  
6 income are insufficient to pay for the care.

7 2. The person is eligible for a refund of any remaining entrance fee when the  
8 person dies or terminates the continuing care retirement community or life care  
9 community contract and leaves the community.

10 3. The entrance fee does not confer an ownership interest in the continuing care  
11 retirement community or life care community.

12 **SECTION 1602.** 49.47 (4) (cr) of the statutes is created to read:

13 49.47 (4) (cr) 1. As a condition of receiving medical assistance for long-term  
14 care services described in s. 49.453 (2) (a), an applicant for or recipient of the  
15 long-term care services shall disclose on the application or recertification form a  
16 description of any interest the individual or his or her community spouse, as defined  
17 in s. 49.453 (1) (ar), has in an annuity, regardless of whether the annuity is  
18 irrevocable or is treated as an asset. The application or recertification form shall  
19 include a statement that the state becomes a remainder beneficiary under any  
20 annuity in which the individual or his or her spouse has an interest by virtue of the  
21 provision of the medical assistance. The applicant or recipient shall, no later than  
22 30 days after the department receives the application or recertification form, take  
23 any action required by the annuity issuer to make the state a remainder beneficiary.

24 2. The department shall notify the issuer of an annuity disclosed under subd.  
25 1. of the state's right as a remainder beneficiary and shall request that the issuer

1 notify the department of any changes to or payments made under the annuity  
2 contract.

3 3. This paragraph applies to all of the following:

4 a. Annuities purchased on or after February 8, 2006.

5 b. Annuities purchased before February 8, 2006, for which a transaction, as  
6 defined in s. 49.453 (4) (ac), has occurred on or after February 8, 2006.

7 **SECTION 1603.** 49.47 (6) (a) 1. of the statutes is amended to read:

8 49.47 (6) (a) 1. Except as provided in subds. 6. to 7., all beneficiaries, for all  
9 services under s. 49.46 (2) (a) and (b), subject to s. 49.46 (2) (dc).

10 **SECTION 1604.** 49.47 (9m) of the statutes is repealed.

11 **SECTION 1605.** 49.471 of the statutes is created to read:

12 **49.471 BadgerCare Plus. (1) DEFINITIONS.** In this section, unless the context  
13 requires otherwise:

14 (a) “BadgerCare Plus” means the Medical Assistance program described in this  
15 section.

16 (b) “Caretaker relative” means an individual who is maintaining a residence  
17 as a child’s home, who exercises primary responsibility for the child’s care and  
18 control, including making plans for the child, and who is any of the following with  
19 respect to the child:

20 1. A blood relative, including those of half–blood, and including first cousins,  
21 nephews, nieces, and individuals of preceding generations as denoted by prefixes of  
22 grand, great, or great–great.

23 2. A stepfather, stepmother, stepbrother, or stepsister.

24 3. An individual who is the adoptive parent of the child’s parent, a natural or  
25 legally adopted child of such individual, or a relative of an adoptive parent.

1           4. A spouse of any individual named in this paragraph even if the marriage is  
2 terminated by death or divorce.

3           (c) “Child” means an individual who is under the age of 19 years. “Child”  
4 includes an unborn child.

5           (d) “Essential person” means an individual who satisfies all of the following:

6           1. Is related to an individual receiving benefits under this section.

7           2. Is otherwise nonfinancially eligible, except that the individual need not have  
8 a minor child under his or her care.

9           3. Provides at least one of the following to an individual receiving benefits  
10 under this section:

11           a. Child care that enables a caretaker to work outside the home for at least 30  
12 hours per week for pay, to receive training for at least 30 hours per week, or to attend,  
13 on a full-time basis as defined by the school, high school or a course of study meeting  
14 the standards established by the state superintendent of public instruction for the  
15 granting of a declaration of equivalency of high school graduation under s. 115.29 (4).

16           b. Care for anyone who is incapacitated.

17           (e) “Family” means all children for whom assistance is requested, their minor  
18 siblings, including half brothers, half sisters, stepbrothers, and stepsisters, and any  
19 parents of these minors and their spouses.

20           (f) “Family income” means the total gross earned and unearned income  
21 received by all members of a family.

22           (g) “Group health plan” has the meaning given in 42 USC 300gg-91 (a) (1).

23           (h) “Health insurance coverage” has the meaning given in 42 USC 300gg-91  
24 (b) (1), and also includes any arrangement under which a 3rd party agrees to pay for  
25 the health care costs of the individual.

1 (i) “Parent” has the meaning given in s. 49.141 (1) (j).

2 (j) “Recipient” means an individual receiving benefits under this section.

3 (k) “Unborn child” means an individual from conception until he or she is born  
4 alive for whom all of the following requirements are met:

5 1. The unborn child’s mother is not eligible for medical assistance under this  
6 subchapter, except that she may be eligible for benefits under s. 49.45 (27).

7 2. The income of the unborn child’s mother, mother and her spouse, or mother  
8 and her family, whichever is applicable, does not exceed 300 percent of the poverty  
9 line.

10 3. Each of the following applicable persons who is employed provides  
11 verification from his or her employer, in the manner specified by the department, of  
12 his or her earnings:

13 a. The unborn child’s mother.

14 b. The spouse of the unborn child’s mother.

15 c. Members of the unborn child’s mother’s family.

16 4. The unborn child’s mother provides medical verification of her pregnancy,  
17 in the manner specified by the department. An unborn child’s eligibility for coverage  
18 under this section does not begin before the first day of the month in which the  
19 unborn child’s mother provides the medical verification.

20 5. The unborn child and the mother of the unborn child meet all other  
21 applicable eligibility requirements under this chapter or established by the  
22 department by rule except for any of the following:

23 a. The mother is not a U.S. citizen or an alien qualifying for Medicaid under  
24 8 USC 1612.

25 b. The mother is an inmate of a public institution.

1 c. The mother does not provide a social security number, but only if subd. 5. a.  
2 applies.

3 **(2)** WAIVER. The department shall request a waiver from, and submit  
4 amendments to the state Medical Assistance plan to, the secretary of the federal  
5 department of health and human services to implement BadgerCare Plus. If the  
6 state plan amendments are approved and a waiver that is substantially consistent  
7 with the provisions of this section, excluding sub. (2m), is granted and in effect, the  
8 department shall implement BadgerCare Plus beginning on January 1, 2008, the  
9 effective date of the state plan amendments, or the effective date of the waiver,  
10 whichever is latest. If the state plan amendments are not approved or if a waiver that  
11 is substantially consistent with the provisions of this section, excluding sub. (2m),  
12 is not granted, BadgerCare Plus may not be implemented. If the state plan  
13 amendments are approved but approval is not continued or if a waiver that is  
14 substantially consistent with the provisions of this section, excluding sub. (2m), is  
15 granted but not continued in effect, BadgerCare Plus shall be discontinued.

16 **(2m)** APPROVAL TO QUALIFY AS A HEALTH COVERAGE TAX CREDIT PLAN. The  
17 department shall seek any necessary federal approvals to ensure that BadgerCare  
18 Plus is qualified health insurance under 26 USC 35 (e). Notwithstanding subs. (4)  
19 and (5), if BadgerCare Plus is determined to be qualified health insurance under 26  
20 USC 35 (e), the department shall expand eligibility under BadgerCare Plus to  
21 include individuals who are eligible individuals under 26 USC 35 (c).  
22 Notwithstanding sub. (10) (a) and (b) 1. to 4., individuals who are eligible for coverage  
23 under BadgerCare Plus under this subsection shall pay premiums that are equal to  
24 the capitation payments that the department would make on behalf of similar



1 individuals with coverage under BadgerCare Plus, or the full per member per month  
2 cost of coverage, whichever is appropriate.

3 **(3) INELIGIBILITY FOR OTHER MEDICAL ASSISTANCE BENEFITS. (a) 1.**  
4 Notwithstanding ss. 49.46 (1), 49.465, 49.47 (4), and 49.665 (4), if the amendments  
5 to the state plan under sub. (2) are approved and a waiver under sub. (2) that is  
6 consistent with all of the provisions of this section, excluding sub. (2m), is granted  
7 and in effect, an individual described in sub. (4) (a) or (b) or (5) is not eligible under  
8 s. 49.46, 49.465, 49.47, or 49.665 for Medical Assistance or BadgerCare health  
9 program benefits. The eligibility of an individual described in sub. (4) (a) or (b) or  
10 (5) for Medical Assistance benefits shall be determined under this section.

11 2. Notwithstanding subd. 1., an individual who is eligible for medical  
12 assistance under s. 49.46 (1) (a) 3. or 4. may not receive benefits under this section.

13 3. Notwithstanding subd. 1., an individual described in sub. (4) (a) or (b) or (5)  
14 who is eligible for medical assistance under s. 49.46 (1) (a) 5., 6m., 14., 14m., or 15.  
15 or (d) or 49.47 (4) (a) or (as) may receive medical assistance benefits under this  
16 section or under s. 49.46 or 49.47.

17 (b) 1. If an individual over 18 years of age who is eligible for and receiving  
18 Medical Assistance benefits under s. 49.46, 49.47, or 49.665 in the month before  
19 BadgerCare Plus is implemented loses that eligibility solely due to the  
20 implementation of BadgerCare Plus and, because of his or her income, is not eligible  
21 for BadgerCare Plus, the individual shall continue receiving for 18 consecutive  
22 months the medical assistance he or she was receiving before the implementation of  
23 BadgerCare Plus if all of the following are satisfied:

1           a. The individual's eligibility for the Medical Assistance benefits in the month  
2 before the implementation of BadgerCare Plus was based on an application filed  
3 before the implementation of BadgerCare Plus.

4           b. The individual continues to pay any premium that he or she was required  
5 to pay for the Medical Assistance coverage in the same amount as the amount that  
6 was due in the month before the implementation of BadgerCare Plus.

7           c. The individual continues to meet all nonfinancial eligibility requirements for  
8 the coverage that he or she had in the month before the implementation of  
9 BadgerCare Plus.

10          d. The individual continues to be ineligible for BadgerCare Plus because of his  
11 or her income.

12          2. Notwithstanding subd. 1., if at any time during an individual's 18-month  
13 eligibility extension under subd. 1. any criterion under subd. 1. a. to d. is not satisfied,  
14 the individual's eligibility for the extended coverage is terminated and any time  
15 remaining in the eligibility period is lost.

16          **(4) GENERAL ELIGIBILITY CRITERIA; APPLICABLE BENEFITS.** (a) Except as otherwise  
17 provided in this section, all of the following individuals are eligible for the benefits  
18 described in s. 49.46 (2) (a) and (b), subject to sub. (6) (k):

19           1. A pregnant woman whose family income does not exceed 200 percent of the  
20 poverty line.

21           2. A child who is under one year of age, whose mother was, on the day the child  
22 was born, eligible for and receiving medical assistance under subd. 1. or 5. or s. 49.46  
23 or 49.47, and who lives with his or her mother in this state.

1           3. A child whose family income does not exceed 200 percent of the poverty line.  
2           For a child under this subdivision who is an unborn child, benefits are limited to  
3           prenatal care.

4           3m. A child who obtains eligibility under sub. (7) (b) 2.

5           4. An individual who satisfies all of the following criteria:

6           a. The individual is a parent or caretaker relative of a child who is living in the  
7           home with the parent or caretaker relative or who is temporarily absent from the  
8           home for not more than 6 months or, if the child has been removed from the home for  
9           more than 6 months, the parent or caretaker relative is working toward unifying the  
10          family by complying with a permanency plan under s. 48.38.

11          b. Except as provided in subd. 4. c., the individual's family income does not  
12          exceed 200 percent of the poverty line and does not include self-employment income.

13          c. If the individual's family income includes self-employment income, the  
14          individual's family income does not exceed 200 percent of the poverty line as  
15          calculated under sub. (7) (a) 2.

16          5. An individual who, regardless of family income, was born on or after January  
17          1, 1990, and who, on his or her 18th birthday, was in a foster care or treatment foster  
18          care placement under the responsibility of a state, as determined by the department.  
19          The coverage for an individual under this subdivision ends on the last day of the  
20          month in which the individual becomes 21 years of age, unless he or she otherwise  
21          loses eligibility sooner.

22          6. Migrant workers and their dependents who are determined eligible under  
23          sub. (6) (f).

24          (b) Except as otherwise provided in this section, all of the following individuals  
25          are eligible for the benefits described in sub. (11):

1           1. A pregnant woman whose family income exceeds 200 percent but does not  
2 exceed 300 percent of the poverty line.

3           1m. A pregnant woman or unborn child who obtains eligibility under sub. (7)  
4 (b) 1.

5           2. A child who is under one year of age, whose mother was determined to be  
6 eligible under subd. 1., and who lives with his or her mother in this state.

7           3. A child whose family income exceeds 200 percent but does not exceed 300  
8 percent of the poverty line. For a child under this subdivision who is an unborn child,  
9 benefits are limited to prenatal care.

10          4. An individual who satisfies all of the following criteria:

11          a. The individual is a parent or caretaker relative of a child who is living in the  
12 home with the parent or caretaker relative or who is temporarily absent from the  
13 home for not more than 6 months or, if the child has been removed from the home for  
14 more than 6 months, the parent or caretaker relative is working toward unifying the  
15 family by complying with a permanency plan under s. 48.38.

16          b. The individual's family income includes self-employment income and does  
17 not exceed 200 percent of the poverty line as calculated under sub. (7) (a) 3.

18          (c) Except as otherwise provided in this section, a child who is not an unborn  
19 child and whose family income exceeds 300 percent of the poverty line is eligible to  
20 purchase coverage of the benefits described in sub. (11), at the full per member per  
21 month cost of the coverage.

22          **(5) PRESUMPTIVE ELIGIBILITY.** (a) In this subsection:

23          1. "Qualified entity" means an entity that satisfies the requirements under 42  
24 USC 1396r-1a (b) (3) (A), as determined by the department.

1           2. “Qualified provider” means a provider that satisfies the requirements under  
2           42 USC 1396r–1 (b) (2), as determined by the department.

3           (b) 1. Except as provided in sub. (6) (a), a pregnant woman is eligible for the  
4           benefits specified in par. (c) during the period beginning on the day on which a  
5           qualified provider determines, on the basis of preliminary information, that the  
6           woman’s family income does not exceed 300 percent of the poverty line and ending  
7           on the applicable day specified in subd. 3.

8           2. Except as provided in sub. (6) (a), a child who is not an unborn child is eligible  
9           for the benefits described in s. 49.46 (2) (a) and (b) during the period beginning on  
10          the day on which a qualified entity determines, on the basis of preliminary  
11          information, that the child’s family income does not exceed 150 percent of the poverty  
12          line and ending on the applicable day specified in subd. 3.

13          3. a. If the woman or child applies for benefits under sub. (4) within the time  
14          required under par. (d), the benefits specified in subd. 1. or 2., whichever is  
15          applicable, end on the day on which the department or the county department under  
16          s. 46.215, 46.22, or 46.23 determines whether the woman or child is eligible for  
17          benefits under sub. (4).

18          b. If the woman or child does not apply for benefits under sub. (4) within the  
19          time required under par. (d), the benefits specified in subd. 1. or 2., whichever is  
20          applicable, end on the last day of the month following the month in which the  
21          provider or entity makes the determination under this paragraph.

22          (c) On behalf of a woman under par. (b) 1., the department shall audit and pay  
23          allowable charges to a provider certified under s. 49.45 (2) (a) 11. only for ambulatory  
24          prenatal care services under the benefits under sub. (11).

1 (d) A woman or child who is determined to be eligible under par. (b) shall apply  
2 for benefits under sub. (4) on or before the last day of the month following the month  
3 in which the qualified provider or entity makes the eligibility determination.

4 (e) A qualified provider or entity that determines that a woman or child is  
5 eligible under par. (b) shall do all of the following:

6 1. Notify the department of that determination within 5 working days after the  
7 day on which the determination is made.

8 2. Notify the woman or child of the requirement under par. (d) at the time of  
9 the determination.

10 (f) The department shall provide qualified providers and qualified entities with  
11 application forms for the benefits under sub. (4) and information on how to assist  
12 women and children in completing the forms.

13 **(6) MISCELLANEOUS ELIGIBILITY AND BENEFIT PROVISIONS.** (a) Any pregnant  
14 woman, including a pregnant woman under sub (5) (b) 1., child who is not an unborn  
15 child, including a child under sub. (5) (b) 2., parent, or caretaker relative whose  
16 family income is less than 150 percent of the poverty line is eligible for medical  
17 assistance under this section for any of the 3 months prior to the month of application  
18 if the individual met the eligibility criteria under this section and had a family  
19 income of less than 150 percent of the poverty line in that month.

20 (b) A pregnant woman who is determined to be eligible for benefits under sub.  
21 (4) remains eligible for benefits under sub. (4) for the balance of the pregnancy and  
22 to the last day of the month in which the 60th day after the last day of the pregnancy  
23 falls without regard to any change in the woman's family income.

24 (c) If a child who is eligible for benefits under sub. (4) is receiving inpatient  
25 services covered under sub. (4) on the day before his or her 19th birthday and, but

1 for attaining 19 years of age, the child would remain eligible for benefits under sub.  
2 (4), the child remains eligible for benefits until the end of the stay for which the  
3 inpatient services are being furnished.

4 (d) If an application under this section shows that an individual is an essential  
5 person, the individual shall be provided the benefits specified under sub. (4) (a) or  
6 (b).

7 (e) The medical assistance eligibility extensions under s. 49.46 (1) (c), (cg), and  
8 (co) for individuals who lose eligibility due to increased income do not apply to  
9 BadgerCare Plus.

10 (f) The medical assistance eligibility provisions for migrant workers and their  
11 dependents under s. 49.47 (4) (av) apply to BadgerCare Plus.

12 (g) 1. Except as provided in subd. 2., as a condition of eligibility for coverage  
13 under this section, an individual with income shall provide verification, as  
14 determined by the department, of that income.

15 2. Subdivision 1. does not apply to an individual under sub. (4) (a) 5. or a child  
16 under the age of 18.

17 (h) Within 10 days after the change occurs, a recipient shall report to the  
18 department any change that might affect his or her eligibility or any change that  
19 might require premium payment by a recipient who was not required to pay  
20 premiums before the change.

21 (i) For purposes of determining eligibility and family income, the department  
22 shall include a family member who is temporarily absent from the home for not more  
23 than 6 months, as determined by the department.

24 (j) All of the following apply to BadgerCare Plus in the same respect as they  
25 apply under s. 49.46:

1           1. Section 49.46 (2) (c) and (cm), relating to benefits for individuals who are  
2 eligible for Medicare.

3           2. Section 49.46 (2) (d), relating to prohibiting payments for any part of any  
4 service payable through 3rd-party liability or any governmental or private benefit  
5 system.

6           3. Section 49.46 (2) (dm), relating to prohibiting payment for services to  
7 residents of institutions for mental diseases.

8           4. Section 49.46 (2) (f), relating to prohibiting payment for gastric bypass or  
9 stapling surgery.

10           (k) For an individual who is eligible for medical assistance under this section  
11 and who is eligible for coverage under Part D of Medicare under 42 USC 1395w-101  
12 et seq., benefits under sub. (11) (a) or s. 49.46 (2) (b) 6. h. do not include payment for  
13 any Part D drug, as defined in 42 CFR 423.100, regardless of whether the individual  
14 is enrolled in Part D of Medicare or whether, if the individual is enrolled, his or her  
15 Part D plan, as defined in 42 CFR 423.4, covers the Part D drug.

16           **(7) SPECIAL INCOME PROVISIONS.** (a) 1. In the calculation of family income, if an  
17 adult member of the family has self-employment income, the department shall count  
18 the net self-employment earnings. Net self-employment earnings shall be  
19 determined by subtracting from gross self-employment income all self-employment  
20 expenses that are allowed under federal and state tax law, except for depreciation.

21           2. If a parent's or caretaker relative's family income includes self-employment  
22 income and, without deducting depreciation, does not exceed 200 percent of the  
23 poverty line, the parent or caretaker relative is eligible under sub. (4) (a) 4.

24           3. If a parent's or caretaker relative's family income includes self-employment  
25 income and, without deducting depreciation, exceeds 200 percent of the poverty line,



1 the parent or caretaker relative is eligible under sub. (4) (b) 4. if his or her family  
2 income does not exceed 200 percent of the poverty line after depreciation is deducted.

3 (b) 1. A pregnant woman, or an unborn child, whose family income exceeds 300  
4 percent of the poverty line may become eligible for coverage under this section if the  
5 difference between the pregnant woman's or unborn child's family income and the  
6 applicable income limit under sub. (4) (b) is obligated or expended for any member  
7 of the pregnant woman's or unborn child's family for medical care or any other type  
8 of remedial care recognized under state law or for personal health insurance  
9 premiums or for both. Eligibility obtained under this subdivision continues without  
10 regard to any change in family income for the balance of the pregnancy and, for a  
11 pregnant woman but not for an unborn child, to the last day of the month in which  
12 the 60th day after the last day of the woman's pregnancy falls. Eligibility obtained  
13 by a pregnant woman under this subdivision extends to all pregnant women in the  
14 pregnant woman's family.

15 2. A child who is not an unborn child and whose family income exceeds 150  
16 percent of the poverty line may obtain eligibility under this section if the difference  
17 between the child's family income and 150 percent of the poverty line is obligated or  
18 expended on behalf of the child or any member of the child's family for medical care  
19 or any other type of remedial care recognized under state law or for personal health  
20 insurance premiums or for both. Eligibility obtained under this subdivision during  
21 any 6-month period, as determined by the department, continues for the remainder  
22 of the 6-month period and extends to all children in the family.

23 3. For a pregnant woman or an unborn child to obtain eligibility under subd.  
24 1., the amount that must be obligated or expended in any 6-month period is equal  
25 to the sum of the differences in each of those 6 months between the pregnant woman's

1 or unborn child's monthly family income and the monthly family income that is 300  
2 percent of the poverty line. For a child to obtain eligibility under subd. 2., the amount  
3 that must be obligated or expended in any 6-month period is equal to the sum of the  
4 differences in each of those 6 months between the child's monthly family income and  
5 the monthly family income that is 150 percent of the poverty line.

6 (c) When calculating an individual's family income, the department shall do all  
7 of the following:

8 1. Deduct from family income any payments made by the individual for  
9 court-ordered child or family support or maintenance.

10 2. Disregard earnings of children under 18 years of age.

11 3. Determine separately the family incomes of caretaker relatives and the  
12 children for whom they are caring and not legally responsible.

13 4. Not include in the calculation any income of an individual receiving benefits  
14 under s. 49.77 or federal Title XVI.

15 **(8) HEALTH INSURANCE COVERAGE AND ELIGIBILITY.** (a) 1. Except as provided in  
16 subd. 2., any individual who is otherwise eligible under this section and who is  
17 eligible for enrollment in a group health plan shall, as a condition of eligibility for  
18 BadgerCare Plus and if the department determines that it is cost-effective to do so,  
19 apply for enrollment in the group health plan, except that, for a minor, the parent  
20 of the minor shall apply on the minor's behalf.

21 2. If a parent of a minor fails to enroll the minor in a group health plan in  
22 accordance with subd. 1., the failure does not affect the minor's eligibility under this  
23 section.

1 (b) Except as provided in pars. (c) and (d), an individual whose family income  
2 exceeds 150 percent of the poverty line is not eligible for BadgerCare Plus if any of  
3 the following applies:

4 1. The individual has individual or family health insurance coverage that is any  
5 of the following:

6 a. Coverage provided by an employer and for which the employer pays at least  
7 80 percent of the premium.

8 b. Coverage under the state employee health plan under s. 40.51 (6).

9 2. The individual, in the 12 months before applying, had access to the health  
10 insurance coverage specified in subd. 1.

11 3. The individual could be covered under the health insurance coverage  
12 specified in subd. 1. if the coverage is applied for, and the coverage could become  
13 available to the individual in the month in which the individual applies for benefits  
14 under this section or in any of the next 3 calendar months.

15 (c) An unborn child, regardless of family income, is not eligible for BadgerCare  
16 Plus if any of the following applies:

17 1. The unborn child or the unborn child's mother has individual or family  
18 health insurance coverage.

19 2. The unborn child or the unborn child's mother, in the 12 months before  
20 applying, had access to the health insurance coverage specified in par. (b) 1.

21 3. The unborn child or the unborn child's mother could be covered under  
22 individual or family health insurance coverage if the coverage is applied for, and the  
23 coverage could become available to the unborn child or the unborn child's mother in  
24 the month in which the unborn child applies for benefits under this section or in any  
25 of the next 3 calendar months.

1 (d) 1. None of the following is ineligible for BadgerCare Plus by reason of having  
2 health insurance coverage or access to health insurance coverage:

3 a. A pregnant woman.

4 b. A child described in sub. (4) (a) 2. or (b) 2.

5 c. Except as provided in par. (c), a child who has health insurance coverage, or  
6 access to health insurance coverage, as a dependent of an absent parent but who  
7 resides outside of the service area of the absent parent's plan.

8 d. An individual described in sub. (4) (a) 5.

9 e. A child who obtains eligibility under sub. (7) (b) 2., but only for the remainder  
10 of the child's eligibility period under sub. (7) (b) 2.

11 2. An individual under par. (b) 2., or an individual who is an unborn child or  
12 an unborn child's mother under par. (c) 2., is not ineligible if any of the following good  
13 cause reasons is the reason that the individual did not obtain the health insurance  
14 coverage under par. (b) 1. to which they had access:

15 a. The individual's employment ended.

16 b. The individual's employer discontinued health insurance coverage for all  
17 employees.

18 c. One or more members of the individual's family were eligible for other health  
19 insurance coverage or Medical Assistance at the time the employee failed to enroll  
20 in the health insurance coverage under par. (b) 1. and no member of the family was  
21 eligible for coverage under this section at that time.

22 d. The individual's access to health insurance coverage has ended due to the  
23 death or change in marital status of the subscriber.

24 e. Any other reason that the department determines is a good cause reason.

1 (e) If a pregnant woman has health insurance coverage and her family income  
2 exceeds 200 percent of the poverty line, the woman is required, as a condition of  
3 eligibility, to maintain the health insurance coverage.

4 (f) If an individual with a family income that exceeds 150 percent of the poverty  
5 line had the health insurance coverage specified in par. (b) 1. but no longer has the  
6 coverage, if an individual who is an unborn child or an unborn child's mother,  
7 regardless of family income, had health insurance coverage but no longer has the  
8 coverage, or if a pregnant woman specified in par. (e) has health insurance coverage  
9 and does not maintain the coverage, the individual or pregnant woman is not eligible  
10 for BadgerCare Plus for the 3 calendar months following the month in which the  
11 insurance coverage ended without a good cause reason specified in par. (g).

12 (g) Any of the following is a good cause reason for purposes of par. (f):

13 1. The individual or pregnant woman was covered by a group health plan that  
14 was provided by a subscriber through his or her employer, and the subscriber's  
15 employment ended for a reason other than voluntary termination, unless the  
16 voluntary termination was a result of the incapacitation of the subscriber or because  
17 on an immediate family member's health condition.

18 2. The individual or pregnant woman was covered by a group health plan that  
19 was provided by a subscriber through his or her employer, the subscriber changed  
20 employers, and the new employer does not offer health insurance coverage.

21 3. The individual or pregnant woman was covered by a group health plan that  
22 was provided by a subscriber through his or her employer, and the subscriber's  
23 employer discontinued health plan coverage for all employees.

24 4. The pregnant woman's coverage was continuation coverage and the  
25 continuation coverage was exhausted in accordance with 29 CFR 2590.701-2 (4).

1           5. The individual's or pregnant woman's coverage terminated due to the death  
2 or change in marital status of the subscriber.

3           6. Any other reason determined by the department to be a good cause reason.

4           **(9) EMPLOYER VERIFICATION OF INSURANCE COVERAGE.** (a) 1. Except as provided  
5 in subd. 2., for an applicant or recipient with a family income that exceeds 150  
6 percent of the poverty line, the department shall verify insurance coverage and  
7 access information directly with the employer through which the applicant or  
8 recipient may have health insurance coverage or access to coverage.

9           2. Subdivision 1. does not apply to any of the following:

10          a. A pregnant woman.

11          b. A child described in sub. (4) (a) 2. or (b) 2.

12          c. An individual described in sub. (4) (a) 5.

13          (b) An employer that receives a request from the department for insurance  
14 coverage and access to coverage information shall supply the information requested  
15 by the department in the format specified by the department within 30 calendar days  
16 after receiving the request.

17          (c) 1. Subject to subds. 2. and 3., an employer that does not comply with the  
18 requirements under par. (b) shall be required to pay, within 45 days after the  
19 requested information was due, a penalty equal to the full per member per month  
20 cost of coverage under BadgerCare Plus for the individual about whom the  
21 information is requested, and for each of the individual's family members with  
22 coverage under BadgerCare Plus, for each month in which the individual and the  
23 individual's family members are covered before the employer provides the  
24 information.

1           2. An employer with fewer than 250 employees may not be required to pay more  
2 than \$1,000 in penalties under this paragraph that are attributable to any 6-month  
3 period. An employer with 250 or more employees may not be required to pay more  
4 than \$15,000 in penalties under this paragraph that are attributable to any 6-month  
5 period.

6           3. Notwithstanding subd. 1., an employer shall not be subject to any penalties  
7 if the employer, at least once per year, timely provides to the department, in the  
8 manner and format specified by the department, information from which the  
9 department may determine whether the employer provides its employees with  
10 access to health insurance coverage.

11           4. All penalty assessments collected under this paragraph shall be credited to  
12 the appropriation accounts under s. 20.435 (4) (jw) and (jz).

13           (d) An employer may contest a penalty assessment under par. (c) by sending  
14 a written request for hearing to the division of hearings and appeals in the  
15 department of administration. Proceedings before the division are governed by ch.  
16 227.

17           **(10) COST SHARING.** (a) *Copayments.* Except as provided in s. 49.45 (18) (am),  
18 all cost-sharing provisions under s. 49.45 (18) apply to a recipient with coverage of  
19 the benefits described in s. 49.46 (2) (a) and (b) to the same extent as they apply to  
20 a person eligible for medical assistance under s. 49.46, 49.468, or 49.47.

21           (b) *Premiums.* 1. Except as provided in subd. 4., a recipient who is an adult,  
22 who is not a pregnant woman, and whose family income is greater than 150 percent  
23 but not greater than 200 percent of the poverty line shall pay a premium for coverage  
24 under BadgerCare Plus that does not exceed 5 percent of his or her family income.  
25 If the recipient has self-employment income and is eligible under sub. (4) (b) 4., the

1 premium may not exceed 5 percent of family income calculated before depreciation  
2 was deducted.

3 2. Except as provided in subds. 3. and 4., a recipient who is a child whose family  
4 income is greater than 200 percent of the poverty line shall pay a premium for  
5 coverage of the benefits described in sub. (11) that does not exceed the full per  
6 member per month cost of coverage for a child with a family income of 300 percent  
7 of the poverty line.

8 3. Except as provided in subd. 4., a recipient who is an unborn child, or a  
9 pregnant woman eligible under sub. (4) (b) 1., whose family income is greater than  
10 200 percent of the poverty line shall pay a premium for coverage of the benefits  
11 described in sub. (11) that does not exceed the full per member per month cost of  
12 coverage for an adult with a family income of 300 percent of the poverty line.

13 4. None of the following shall pay a premium:

14 a. A child who is a Native American or an Alaskan Native with a family income  
15 that does not exceed 300 percent of the poverty line.

16 b. A child who is eligible under sub. (4) (a) 2. or (b) 2.

17 c. A child whose family income does not exceed 200 percent of the poverty line.

18 d. A pregnant woman whose family income does not exceed 200 percent of the  
19 poverty line.

20 e. A child who obtains eligibility under sub. (7) (b) 2.

21 f. An individual who is eligible under sub. (4) (a) 5.

22 5. If a recipient who is required to pay a premium under this paragraph or  
23 under sub. (2m) or (4) (c) does not pay a premium when due, the recipient's coverage  
24 terminates and the recipient is not eligible for BadgerCare Plus for 6 calendar  
25 months following the date on which the recipient's coverage terminated.



1           **(11) BENCHMARK PLAN BENEFITS AND COPAYMENTS.** Recipients who are not eligible  
2 for the benefits described in s. 49.46 (2) (a) and (b) shall have coverage of the following  
3 benefits and pay the following copayments:

4           (a) Subject to sub. (6) (k), prescription drugs bearing only a generic name, as  
5 defined in s. 450.12 (1) (b), with a copayment of no more than \$5 per prescription, and  
6 subject to the Badger Rx Gold program discounts.

7           (b) Physicians' services, including one annual routine physical examination,  
8 with a copayment of no more than \$15 per visit.

9           (c) Inpatient hospital services as medically necessary, subject to coinsurance  
10 payment per inpatient stay of no more than 10 percent of the allowable payment  
11 rates under s. 49.46 (2) for the services provided and a copayment of no more than  
12 \$50 per admission for psychiatric services.

13           (d) Outpatient hospital services, subject to coinsurance payment of no more  
14 than 10 percent of the allowable payment rates under s. 49.46 (2) for the services  
15 provided, except that use of emergency room services for treatment of a condition  
16 that is not an emergency medical condition, as defined in s. 632.85 (1) (a), shall  
17 require a copayment of no more than \$75.

18           (e) Laboratory and X-ray services, including mammography.

19           (f) Home health services, limited to 60 visits per year.

20           (g) Skilled nursing home services, limited to 30 days per year, and subject to  
21 coinsurance payment of no more than 10 percent of the allowable payment rates  
22 under s. 49.46 (2) for the services provided.

23           (h) Inpatient rehabilitation services, limited to 60 days per year, and subject  
24 to coinsurance payment of no more than 10 percent of the allowable payment rates  
25 under s. 49.46 (2) for the services provided.

1 (i) Physical, occupational, speech, and pulmonary therapy, limited to 20 visits  
2 per year for each type of therapy, and subject to coinsurance payment of no more than  
3 10 percent of the allowable payment rates under s. 49.46 (2) for the services provided.

4 (j) Cardiac rehabilitation, limited to 36 visits per year and subject to  
5 coinsurance payment of no more than 10 percent of the allowable payment rates  
6 under s. 49.46 (2) for the services provided.

7 (k) Inpatient, outpatient, and transitional treatment for nervous or mental  
8 disorders and alcoholism and other drug abuse problems, with a copayment of no  
9 more than \$15 per visit and coverage limits that are the same as those under the state  
10 employee health plan under s. 40.51 (6).

11 (L) Durable medical equipment, limited to \$2,500 per year, and subject to  
12 coinsurance payment of no more than 10 percent of the allowable payment rates  
13 under s. 49.46 (2) for the articles provided.

14 (m) Transportation to obtain emergency medical care only, as medically  
15 necessary, and subject to coinsurance payment of no more than 10 percent of the  
16 allowable payment rates under s. 49.46 (2) for the services provided.

17 (n) One refractive eye examination every 2 years, with a copayment of no more  
18 than \$15 per visit.

19 (o) Fifty percent of allowable charges for preventive and basic dental services,  
20 including services for accidental injury and for the diagnosis and treatment of  
21 temporomandibular disorders. The coverage under this paragraph is limited to \$750  
22 per year, applies only to pregnant women and children under 19 years of age, and  
23 requires an annual deductible of \$200 and a copayment of no more than \$15 per visit.

24 (p) Early childhood developmental services, for children under 6 years of age.

25 (q) Smoking cessation treatment, for pregnant women only.

1 (r) Prenatal care coordination, for pregnant women at high risk only.

2 **(11m)** PROVIDER PAYMENTS AND REQUIREMENTS. The provider of a service or  
3 equipment under sub. (11) shall collect the specified or allowable copayment or  
4 coinsurance, unless the provider determines that the cost of collecting the copayment  
5 or coinsurance exceeds the amount to be collected. The department shall reduce  
6 payments for services or equipment under sub. (11) by the amount of the specified  
7 or allowable copayment or coinsurance. A provider may deny care or services or  
8 equipment under sub. (11) if the recipient does not pay the specified or allowable  
9 copayment or coinsurance. If a provider provides care or services or equipment  
10 under sub. (11) to a recipient who is unable to share costs as specified in sub. (11),  
11 the recipient is not relieved of liability for those costs.

12 **(12)** RULES; NOTICE OF EFFECTIVE DATE. (a) 1. The department may promulgate  
13 any rules necessary for and consistent with its administrative responsibilities under  
14 this section, including additional eligibility criteria.

15 2. The department may promulgate emergency rules under s. 227.24 for the  
16 administration of this section for the period before the effective date of any  
17 permanent rules promulgated under subd. 1., but not to exceed the period authorized  
18 under s. 227.24 (1) (c) and (2). Notwithstanding s. 227.24 (1) (a), (2) (b), and (3), the  
19 department is not required to provide evidence that promulgating a rule under this  
20 subdivision as an emergency rule is necessary for the preservation of the public  
21 peace, health, safety, or welfare and is not required to provide a finding of emergency  
22 for a rule promulgated under this subdivision.

23 (b) If the amendments to the state plan submitted under sub. (2) are approved  
24 and a waiver that is consistent with all of the provisions of this section is granted and

1 in effect, the department shall publish a notice in the Wisconsin Administrative  
2 Register that states the date on which BadgerCare Plus is implemented.

3 **SECTION 1608.** 49.473 (2) (a) of the statutes is amended to read:

4 49.473 (2) (a) The woman is not eligible for medical assistance under ss. 49.46  
5 (1) and (1m), 49.465, 49.468, 49.47, 49.471, and 49.472, and is not eligible for health  
6 care coverage under s. 49.665.

7 **SECTION 1610.** 49.475 (1) (a) of the statutes is renumbered 49.475 (1) (ar).

8 **SECTION 1611.** 49.475 (1) (ag) of the statutes is created to read:

9 49.475 (1) (ag) “Covered entity” means any of the following that is not an  
10 insurer:

11 1. A nonprofit hospital, as defined in s. 46.21 (2) (m).

12 2. An employer, as defined in s. 101.01 (4), labor union, or other group of persons  
13 organized in this state if the employer, labor union, or other group provides  
14 prescription drug coverage to covered individuals who reside or are employed in this  
15 state.

16 3. A comprehensive or limited health care benefits program administered by  
17 the state that provides prescription drug coverage.

18 **SECTION 1612.** 49.475 (1) (am) of the statutes is created to read:

19 49.475 (1) (am) “Covered individual” means an individual who is a member,  
20 participant, enrollee, policyholder, certificate holder, contract holder, or beneficiary  
21 of a covered entity, or a dependent of the individual, and who receives prescription  
22 drug coverage from or through the covered entity.

23 **SECTION 1613.** 49.475 (1) (c) of the statutes is created to read:

24 49.475 (1) (c) “Pharmacy benefits management” means the procurement of  
25 prescription drugs at a negotiated rate for dispensation in this state to covered

1 individuals; the administration or management of prescription drug benefits  
2 provided by a covered entity for the benefit of covered individuals; or any of the  
3 following services provided in the administration of pharmacy benefits:

- 4 1. Dispensation of prescription drugs by mail.
- 5 2. Claims processing, retail network management, and payment of claims to  
6 pharmacies for prescription drugs dispensed to covered individuals.
- 7 3. Clinical formulary development and management services.
- 8 4. Rebate contracting and administration.
- 9 5. Conduct of patient compliance, therapeutic intervention, generic  
10 substitution, and disease management programs.

11 **SECTION 1614.** 49.475 (1) (d) of the statutes is created to read:

12 49.475 (1) (d) “Pharmacy benefits manager” means a person that performs  
13 pharmacy benefits management functions.

14 **SECTION 1615.** 49.475 (1) (e) of the statutes is created to read:

15 49.475 (1) (e) “Recipient” means an individual or his or her spouse or dependent  
16 who has been or is one of the following:

- 17 1. A recipient of medical assistance or of a program administered under medical  
18 assistance under a waiver of federal Medicaid laws.
- 19 2. An enrollee of family care.
- 20 3. A recipient of the Badger Care health care program.
- 21 4. An individual who receives benefits under s. 49.68, 49.683, or 49.685.
- 22 5. A participant in the program of prescription drug assistance for elderly  
23 persons under s. 49.688.
- 24 6. A woman who receives services that are reimbursed under s. 255.06.

25 **SECTION 1616.** 49.475 (1) (f) of the statutes is created to read:

1           49.475 (1) (f) “Third party” means an entity that by statute, rule, or contract  
2 is responsible for payment of a claim for a health care item or service. “Third party”  
3 includes all of the following:

4           1. An insurer.

5           2. An employee benefit plan described in 29 USC 1003 (a) that is not exempt  
6 under 29 USC 1003 (b) and is not a multiple employer welfare arrangement.

7           3. A service benefit plan, as specified in 42 USC 1396a (25) (I).

8           4. A pharmacy benefits manager.

9           **SECTION 1617.** 49.475 (2) of the statutes is repealed and recreated to read:

10          49.475 (2) REQUIREMENTS OF 3RD PARTIES. As a condition of doing business in this  
11 state, a 3rd party shall do all of the following:

12          (a) Upon the department’s request and in the manner prescribed by the  
13 department, provide information to the department necessary for the department to  
14 ascertain all of the following with respect to a recipient:

15           1. Whether the recipient is being or has been provided coverage or a benefit or  
16 service by a 3rd party.

17           2. If subd. 1. applies, the nature and period of time of any coverage, benefit, or  
18 service provided, including the name, address, and identifying number of any  
19 applicable coverage plan.

20          (b) Accept assignment to the department of a right of a recipient to receive  
21 3rd-party payment for an item or service for which payment under medical  
22 assistance has been made and accept the department’s right to recover any  
23 3rd-party payment made for which assignment has not been accepted.

1 (c) Respond to an inquiry by the department concerning a claim for payment  
2 of a health care item or service if the department submits the inquiry less than 36  
3 months after the date on which the health care item or service was provided.

4 (d) If all of the following apply, agree not to deny a claim submitted by the  
5 department under par. (b) solely because of the claim's submission date, the type or  
6 format of the claim form, or failure by a recipient to present proper documentation  
7 at the time of delivery of the service, benefit, or item that is the basis of the claim:

8 1. The department submits the claim less than 36 months after the date on  
9 which the health care item or service was provided.

10 2. Action by the department to enforce the department's rights under this  
11 section with respect to the claim is commenced less than 72 months after the  
12 department submits the claim.

13 **SECTION 1618.** 49.475 (3) (intro.) of the statutes is amended to read:

14 49.475 (3) WRITTEN AGREEMENT. (intro.) Upon requesting ~~an insurer~~ a 3rd party  
15 to provide the information under sub. (2) (a), the department and the 3rd party shall  
16 enter into a written agreement ~~with the insurer~~ that satisfies all of the following:

17 **SECTION 1619.** 49.475 (3) (a) of the statutes is amended to read:

18 49.475 (3) (a) Identifies ~~in detail~~ the detailed format of the information to be  
19 ~~disclosed~~ provided to the department.

20 **SECTION 1620.** 49.475 (3) (c) of the statutes is amended to read:

21 49.475 (3) (c) Specifies how the ~~insurer's~~ 3rd party's reimbursable costs under  
22 sub. (5) will be determined and specifies the manner of payment.

23 **SECTION 1621.** 49.475 (4) (a) of the statutes is amended to read:

24 49.475 (4) (a) ~~An insurer~~ A 3rd party shall provide the information requested  
25 under sub. (2) (a) within 180 days after receiving the department's request if it is the

1 first time that the department has requested the ~~insurer~~ 3rd party to disclose  
2 information under this section.

3 **SECTION 1622.** 49.475 (4) (b) of the statutes is amended to read:

4 49.475 (4) (b) ~~An insurer~~ A 3rd party shall provide the information requested  
5 under sub. (2) (a) within 30 days after receiving the department's request if the  
6 department has previously requested the ~~insurer~~ 3rd party to disclose information  
7 under this section.

8 **SECTION 1623.** 49.475 (4) (d) of the statutes is created to read:

9 49.475 (4) (d) If a 3rd party other than an insurer fails to comply with par. (a)  
10 or (b), the department may so notify the attorney general.

11 **SECTION 1624.** 49.475 (5) of the statutes is amended to read:

12 49.475 (5) From the appropriations under s. 20.435 (4) (bm) and (pa), the  
13 department shall reimburse ~~an insurer~~ A 3rd party that provides information under  
14 ~~this section~~ sub. (2) (a) for the ~~insurer's~~ 3rd party's reasonable costs incurred in  
15 providing the requested information, including its reasonable costs, if any, to develop  
16 and operate automated systems specifically for the disclosure of the information  
17 ~~under this section.~~

18 **SECTION 1625.** 49.475 (6) of the statutes is created to read:

19 49.475 (6) SHARING INFORMATION. The department of health and family services  
20 shall provide to the department of workforce development, for purposes of the  
21 medical support liability program under s. 49.22, any information that the  
22 department of health and family services receives under this section. The  
23 department of workforce development may allow a county child support agency  
24 under s. 59.53 (5) or a tribal child support agency access to the information, subject  
25 to the use and disclosure restrictions under s. 49.83, and shall consult with the



1 department of health and family services regarding procedures and methods to  
2 adequately safeguard the confidentiality of the information provided under this  
3 subsection.

4 **SECTION 1626.** 49.475 (6) of the statutes, as created by 2007 Wisconsin Act ...  
5 (this act), is amended to read:

6 49.475 **(6)** SHARING INFORMATION. The department of health and family services  
7 shall provide to the department of ~~workforce development~~ children and families, for  
8 purposes of the medical support liability program under s. 49.22, any information  
9 that the department of health and family services receives under this section. The  
10 department of ~~workforce development~~ children and families may allow a county child  
11 support agency under s. 59.53 (5) or a tribal child support agency access to the  
12 information, subject to the use and disclosure restrictions under s. 49.83, and shall  
13 consult with the department of health and family services regarding procedures and  
14 methods to adequately safeguard the confidentiality of the information provided  
15 under this subsection.

16 **SECTION 1627.** 49.48 (1m) of the statutes is amended to read:

17 49.48 **(1m)** If an individual who applies for or to renew a certification under  
18 sub. (1) does not have a social security number, the individual, as a condition of  
19 obtaining the certification, shall submit a statement made or subscribed under oath  
20 or affirmation to the department that the applicant does not have a social security  
21 number. The form of the statement shall be prescribed by the department of  
22 ~~workforce development~~ children and families. A certification issued or renewed in  
23 reliance upon a false statement submitted under this subsection is invalid.

24 **SECTION 1628.** 49.48 (2) of the statutes is amended to read:

1           49.48 (2) The department of ~~health and family services~~ may not disclose any  
2 information received under sub. (1) to any person except to the department of  
3 ~~workforce development~~ children and families for the purpose of making  
4 certifications required under s. 49.857.

5           **SECTION 1629.** 49.48 (3) of the statutes is amended to read:

6           49.48 (3) The department of ~~health and family services~~ shall deny an  
7 application for the issuance or renewal of a certification specified in sub. (1), shall  
8 suspend a certification specified in sub. (1) or may, under a memorandum of  
9 understanding under s. 49.857 (2), restrict a certification specified in sub. (1) if the  
10 department of ~~workforce development~~ children and families certifies under s. 49.857  
11 that the applicant for or holder of the certificate is delinquent in the payment of  
12 court-ordered payments of child or family support, maintenance, birth expenses,  
13 medical expenses or other expenses related to the support of a child or former spouse  
14 or fails to comply, after appropriate notice, with a subpoena or warrant issued by the  
15 department of ~~workforce development~~ children and families or a county child  
16 support agency under s. 59.53 (5) and related to paternity or child support  
17 proceedings.

18           **SECTION 1629m.** 49.485 of the statutes is created to read:

19           **49.485 False claims.** Whoever knowingly presents or causes to be presented  
20 to any officer, employee, or agent of this state a false claim for medical assistance  
21 shall forfeit not less than \$5,000 nor more than \$10,000, plus 3 times the amount of  
22 the damages that were sustained by the state or would have been sustained by the  
23 state, whichever is greater, as a result of the false claim. The attorney general may  
24 bring an action on behalf of the state to recover any forfeiture incurred under this  
25 section.

1           **SECTION 1630.** 49.49 (3m) (a) (intro.) of the statutes is amended to read:

2           49.49 **(3m)** (a) (intro.) No provider may knowingly impose upon a recipient  
3 charges in addition to payments received for services under ss. 49.45 to 49.47 49.471  
4 or knowingly impose direct charges upon a recipient in lieu of obtaining payment  
5 under ss. 49.45 to 49.47 49.471 except under the following conditions:

6           **SECTION 1631.** 49.49 (3m) (a) 1. of the statutes is amended to read:

7           49.49 **(3m)** (a) 1. Benefits or services are not provided under s. 49.46 (2) or  
8 49.471 (11) and the recipient is advised of this fact prior to receiving the service.

9           **SECTION 1632.** 49.49 (3m) (a) 2. of the statutes is amended to read:

10          49.49 **(3m)** (a) 2. If an applicant is determined to be eligible retroactively under  
11 s. 49.46 (1) (b) or 49.47 (4) (d) and a provider bills the applicant directly for services  
12 and benefits rendered during the retroactive period, the provider shall, upon  
13 notification of the applicant's retroactive eligibility, submit claims for  
14 reimbursement payment under s. 49.45 for covered services or benefits rendered to  
15 the recipient during the retroactive period. Upon receipt of payment under s. 49.45,  
16 the provider shall reimburse the ~~applicant~~ recipient or other person who has made  
17 prior payment to the provider. ~~No provider may be required to reimburse the~~  
18 ~~applicant or other person in excess of the amount reimbursed under s. 49.45 for~~  
19 ~~services provided to the recipient during the retroactive eligibility period, by the~~  
20 amount of the prior payment made.

21          **SECTION 1633.** 49.49 (3m) (a) 2. of the statutes, as affected by 2007 Wisconsin  
22 Act .... (this act), is amended to read:

23          49.49 **(3m)** (a) 2. If an applicant is determined to be eligible retroactively under  
24 s. 49.46 (1) (b) ~~or~~, 49.47 (4) (d), or 49.471 and a provider bills the applicant directly  
25 for services and benefits rendered during the retroactive period, the provider shall,

1 upon notification of the applicant's retroactive eligibility, submit claims for payment  
2 under s. 49.45 for covered services or benefits rendered to the recipient during the  
3 retroactive period. Upon receipt of payment under s. 49.45, the provider shall  
4 reimburse the recipient or other person who has made prior payment to the provider  
5 for services provided to the recipient during the retroactive eligibility period, by the  
6 amount of the prior payment made.

7 **SECTION 1634.** 49.49 (3m) (a) 3. of the statutes is amended to read:

8 49.49 **(3m)** (a) 3. Benefits or services for which recipient copayment,  
9 coinsurance, or deductible is required under s. 49.45 (18), not to exceed maximum  
10 amounts allowable under 42 CFR 447.53 to 447.58, or for which recipient copayment  
11 or coinsurance is required under s. 49.471 (11).

12 **SECTION 1634r.** 49.496 (3) (a) (intro.) of the statutes is amended to read:

13 49.496 **(3)** (a) (intro.) Except as provided in par. (b), the department shall file  
14 a claim against the estate of a recipient for all of the following, subject to the exclusion  
15 of any amounts under the Long-Term Care Partnership Program established under  
16 s. 49.45 (31), unless already recovered by the department under this section:

17 **SECTION 1635.** 49.497 (title) of the statutes is amended to read:

18 **49.497 (title) Recovery of incorrect Medical Assistance or Badger Care**  
19 **payments and of unpaid employer penalties.**

20 **SECTION 1636.** 49.497 (1r) of the statutes is created to read:

21 49.497 **(1r)** (a) The department may recover any penalty assessment not paid  
22 under s. 49.471 (9) (c) from the employer against which the penalty was assessed.  
23 If, after notice that payment of a penalty is overdue, the employer who is liable fails  
24 to pay the penalty amount, or enter into or comply with an agreement for payment,  
25 the department may bring an action to enforce the liability or may issue an order to

1       compel payment of the liability. Any person aggrieved by an order issued by the  
2       department under this paragraph may appeal the order as a contested case under  
3       ch. 227 by filing with the department a request for a hearing within 30 days after the  
4       date of the order. The only issue at the hearing shall be the determination by the  
5       department that the person has not paid the penalty or entered into, or complied  
6       with, an agreement for payment.

7           (b) If any employer named in an order to compel payment issued under par. (a)  
8       fails to pay the department any amount due under the terms of the order and no  
9       contested case to review the order is pending and the time for filing for a contested  
10      case review has expired, the department may present a certified copy of the order to  
11      the circuit court for any county. The sworn statement of the secretary shall be  
12      evidence of the failure to pay the penalty. The circuit court shall, without notice,  
13      render judgment in accordance with the order. A judgment rendered under this  
14      paragraph shall have the same effect and shall be entered in the judgment and lien  
15      docket and may be enforced in the same manner as if the judgment had been  
16      rendered in an action tried and determined by the circuit court.

17          (c) The recovery procedure under this subsection is in addition to any other  
18      recovery procedure authorized by law.

19           **SECTION 1637.** 49.497 (4) of the statutes is amended to read:

20           49.497 (4) The department may appear for the state in any and all collection  
21      matters under this section, and may commence suit in the name of the department  
22      to recover an incorrect payment from the recipient to whom or on whose behalf it was  
23      made or to recover an unpaid penalty from the employer against which the penalty  
24      was assessed.

25           **SECTION 1638.** 49.665 (4) (ap) 2. of the statutes is repealed.

1           **SECTION 1639.** 49.665 (4) (at) 1. a. of the statutes is amended to read:

2           49.665 **(4)** (at) 1. a. Except as provided in subd. 1. b., the department shall  
3 establish a lower maximum income level for the initial eligibility determination if  
4 funding under s. 20.435 (4) ~~(be)~~, (jz), (p), and (x) is insufficient to accommodate the  
5 projected enrollment levels for the health care program under this section. The  
6 adjustment may not be greater than necessary to ensure sufficient funding.

7           **SECTION 1640.** 49.665 (4) (at) 1. cm. of the statutes is amended to read:

8           49.665 **(4)** (at) 1. cm. Notwithstanding s. 20.001 (3) (b), if, after reviewing the  
9 plan submitted under subd. 1. b., the joint committee on finance determines that the  
10 amounts appropriated under s. 20.435 (4) ~~(be)~~, (jz), (p), and (x) are insufficient to  
11 accommodate the projected enrollment levels, the committee may transfer  
12 appropriated moneys from the general purpose revenue appropriation account of any  
13 state agency, as defined in s. 20.001 (1), other than a sum sufficient appropriation  
14 account, to the appropriation account under s. 20.435 (4) ~~(be)~~ (b) to supplement the  
15 health care program under this section if the committee finds that the transfer will  
16 eliminate unnecessary duplication of functions, result in more efficient and effective  
17 methods for performing programs, or more effectively carry out legislative intent,  
18 and that legislative intent will not be changed by the transfer.

19           **SECTION 1641.** 49.665 (4) (at) 2. of the statutes is amended to read:

20           49.665 **(4)** (at) 2. If, after the department has established a lower maximum  
21 income level under subd. 1., projections indicate that funding under s. 20.435 (4) ~~(be)~~,  
22 (jz), (p), and (x) is sufficient to raise the level, the department shall, by state plan  
23 amendment, raise the maximum income level for initial eligibility, but not to exceed  
24 185% of the poverty line.

25           **SECTION 1641d.** 49.665 (4g) of the statutes is created to read:

1           **49.665 (4g) DISEASE MANAGEMENT PROGRAM.** Based on the health conditions  
2 identified by the physical health risk assessments, if performed under sub. (4m), the  
3 department shall develop and implement, for individuals who are eligible under sub.  
4 (4), disease management programs that are similar to that developed and followed  
5 by the Marshfield Clinic in this state under the Physician Group Practice  
6 Demonstration Program authorized under 42 USC 1315 (e) and (f). These programs  
7 shall have at least the following characteristics:

8           (a) The use of information science to improve health care delivery by  
9 summarizing a patient's health status and providing reminders for preventive  
10 measures.

11           (b) Educating health care providers on health care process improvement by  
12 developing best practice models.

13           (c) The improvement and expansion of care management programs to assist in  
14 standardization of best practices, patient education, support systems, and  
15 information gathering.

16           (d) Establishment of a system of provider compensation that is aligned with  
17 clinical quality, practice management, and cost of care.

18           (e) Focus on patient care interventions for certain chronic conditions, to reduce  
19 hospital admissions.

20           **SECTION 1641e.** 49.665 (4m) of the statutes is created to read:

21           **49.665 (4m) PHYSICAL HEALTH RISK ASSESSMENT.** The department shall  
22 encourage each individual who is determined on or after the effective date of this  
23 subsection .... [revisor inserts date], to be eligible under sub. (4) to receive a physical  
24 health risk assessment as part of the first physical examination the individual  
25 receives under Badger Care.

1           **SECTION 1642.** 49.665 (5m) of the statutes is repealed and recreated to read:  
2           49.665 **(5m)** INFORMATION ABOUT BADGER CARE RECIPIENTS. The department  
3 shall obtain and share information about Badger Care health care program  
4 recipients as provided in s. 49.475.

5           **SECTION 1644.** 49.665 (7) (a) 1. of the statutes is amended to read:  
6           49.665 **(7)** (a) 1. Notwithstanding sub. (4) (a) 3m. ~~and (ap) 2.~~, the department  
7 shall mail information verification forms to the employers of the individuals required  
8 to provide the verifications under sub. (4) (a) 3m. ~~and (ap) 2.~~ to obtain the information  
9 specified.

10           **SECTION 1646.** 49.686 (6) of the statutes is created to read:

11           49.686 **(6)** HEALTH INSURANCE RISK-SHARING PLAN PILOT PROGRAM. (a) Subject  
12 to par. (b), the department shall conduct a 3–year pilot program, to begin on January  
13 1, 2008, under which the department may pay premiums for coverage under the  
14 Health Insurance Risk–Sharing Plan under subch. II of ch. 149, and pay copayments  
15 under that plan for prescription drugs for which reimbursement may be provided  
16 under sub. (2), for individuals who satisfy all of the following:

- 17           1. The individuals are eligible for reimbursement under this section.
- 18           2. The individuals are currently taking antiretroviral drugs.
- 19           3. The individuals do not have health insurance coverage.
- 20           4. The individuals are not eligible for premium subsidies under s. 252.16 or  
21 252.17 because they are not on unpaid medical leave, are not unable to continue  
22 employment, and have not had to reduce their employment hours because of an  
23 illness or medical condition arising from or related to HIV.

24           (b) The pilot program shall be open to a minimum of 100 participants, with  
25 more participants if the department determines that it is cost–effective.



1 (c) The department may promulgate rules for the administration of the pilot  
2 program. Notwithstanding s. 227.24 (3), rules under this paragraph may be  
3 promulgated as emergency rules under s. 227.24 without a finding of emergency.

4 **SECTION 1650.** 49.687 (6) of the statutes is created to read:

5 49.687 **(6)** The department shall obtain and share information about  
6 individuals who receive benefits under s. 49.68, 49.683, or 49.685 as provided in s.  
7 49.475.

8 **SECTION 1651.** 49.688 (5) (a) (intro.) of the statutes is amended to read:

9 49.688 **(5)** (a) (intro.) Beginning on September 1, 2002, except as provided in  
10 sub. (7) (b), as a condition of participation by a pharmacy or pharmacist in the  
11 program under s. 49.45, 49.46, ~~or 49.47,~~ or 49.471, the pharmacy or pharmacist may  
12 not charge a person who presents a valid prescription order and a card indicating  
13 that he or she meets eligibility requirements under sub. (2) an amount for a  
14 prescription drug under the order that exceeds the following:

15 **SECTION 1655.** 49.688 (8m) of the statutes is repealed and recreated to read:

16 49.688 **(8m)** The department shall obtain and share information about  
17 participants in the program under this section as provided in s. 49.475.

18 **SECTION 1656.** 49.775 (2) (bm) of the statutes is amended to read:

19 49.775 **(2)** (bm) The custodial parent assigns to the state any right of the  
20 custodial parent or of the dependent child to support from any other person. No  
21 amount of support that begins to accrue after the individual ceases to receive  
22 payments under this section may be considered assigned to the state. Any money  
23 that is received by the department of ~~workforce development~~ children and families  
24 under an assignment to the state under this paragraph and that is not the federal  
25 share of support shall be paid to the custodial parent. The department of ~~workforce~~

1 development children and families shall pay the federal share of support assigned  
2 under this paragraph as required under federal law or waiver.

3 **SECTION 1657.** 49.78 (4) of the statutes is amended to read:

4 49.78 (4) RULES; MERIT SYSTEM. The department of ~~workforce development~~  
5 children and families shall promulgate rules for the efficient administration of aid  
6 to families with dependent children in agreement with the requirement for federal  
7 aid, including the establishment and maintenance of personnel standards on a merit  
8 basis. The provisions of this section relating to personnel standards on a merit basis  
9 supersede any inconsistent provisions of any law relating to county personnel. This  
10 subsection shall not be construed to invalidate the provisions of s. 46.22 (1) (d).

11 **SECTION 1658.** 49.78 (5) of the statutes is amended to read:

12 49.78 (5) PERSONNEL EXAMINATIONS. Statewide examinations to ascertain  
13 qualifications of applicants in any county department administering aid to families  
14 with dependent children shall be given by the administrator of the division of merit  
15 recruitment and selection in the office of state employment relations. The office of  
16 state employment relations shall be reimbursed for actual expenditures incurred in  
17 the performance of its functions under this section from the appropriations available  
18 to the department of ~~health and family services~~ children and families for  
19 administrative expenditures.

20 **SECTION 1659.** 49.78 (7) of the statutes is amended to read:

21 49.78 (7) COUNTY PERSONNEL SYSTEMS. Pursuant to rules promulgated under  
22 sub. (4), the department of ~~workforce development~~ children and families where  
23 requested by the county shall delegate to that county, without restriction because of  
24 enumeration, any or all of the authority of the department of ~~workforce~~

1 development's authority children and families under sub. (4) to establish and  
2 maintain personnel standards including salary levels.

3 **SECTION 1660.** 49.785 (1) (intro.) of the statutes is amended to read:

4 49.785 (1) (intro.) Except as provided in sub. (1m), if any recipient of benefits  
5 under ~~s. 49.148, 49.46 or 49.77, or under 42 USC 1381 to 1385 in effect on~~  
6 ~~May 8, 1980, specified in sub. (1c)~~ dies and the estate of the deceased recipient is  
7 insufficient to pay the funeral, burial, and cemetery expenses of the deceased  
8 recipient, the county or applicable tribal governing body or organization responsible  
9 for burial of the recipient shall pay, to the person designated by the county  
10 department under s. 46.215, 46.22, or 46.23 or applicable tribal governing body or  
11 organization responsible for the burial of the recipient, all of the following:

12 **SECTION 1661.** 49.785 (1c) of the statutes is created to read:

13 49.785 (1c) All of the following are eligible recipients under this section:

14 (a) A recipient of benefits under s. 49.148, 49.46, or 49.77, or under 42 USC 1381  
15 to 1385 in effect on May 8, 1980.

16 (b) A recipient of benefits under s. 49.471 who is any of the following:

17 1. A pregnant woman or a child under 6 years of age with a family income not  
18 exceeding 185 percent of the poverty line at the time of death.

19 2. A child at least 6 years of age but less than 19 years of age with a family  
20 income not exceeding 100 percent of the poverty line at the time of death.

21 3. A parent or caretaker relative with a family income not exceeding 50 percent  
22 of the poverty line at the time of death.

23 **SECTION 1662.** 49.79 (1) (b) of the statutes is repealed.

24 **SECTION 1663.** 49.79 (1) (d) of the statutes is repealed.

25 **SECTION 1664.** 49.79 (1) (e) of the statutes is repealed.

1           **SECTION 1665.** 49.79 (1) (g) of the statutes is created to read:

2           49.79 (1) (g) “Wisconsin Works employment position” has the meaning given  
3 in s. 49.141 (1) (r).

4           **SECTION 1666.** 49.79 (2) (a) of the statutes is repealed.

5           **SECTION 1667.** 49.79 (2) (b) of the statutes is renumbered 49.79 (2) and  
6 amended to read:

7           49.79 (2) An individual who fails to comply with the work requirements of the  
8 employment and training program under s. ~~49.13 (2) (a) sub. (9)~~ is ineligible to  
9 participate in the food stamp program as specified under s. ~~49.13 (3) sub. (9) (b)~~.

10          **SECTION 1667f.** 49.79 (8m) of the statutes is created to read:

11          49.79 (8m) APPLICANTS FROM CORRECTIONAL INSTITUTIONS. (a) The department  
12 shall allow a prisoner who is applying for the food stamp program from a correctional  
13 institution in anticipation of being released from the institution to use the address  
14 of the correctional institution as his or her address on the application.

15          (b) The department shall allow an employee of a correctional institution who  
16 has been authorized by a prisoner of the institution to act on his or her behalf in  
17 matters related to the food stamp program to receive and conduct telephone calls on  
18 behalf of the prisoner in matters related to the food stamp program.

19          **SECTION 1669.** 49.79 (10) of the statutes is repealed.

20          **SECTION 1670.** 49.81 (intro.) of the statutes is amended to read:

21          **49.81 Public assistance recipients’ bill of rights.** (intro.) The department  
22 of health and family services, the department of ~~workforce development~~ children and  
23 families, and all public assistance and relief-granting agencies shall respect rights  
24 for recipients of public assistance. The rights shall include all rights guaranteed by  
25 the U.S. constitution and the constitution of this state, and in addition shall include:

1           **SECTION 1671.** 49.81 (4) of the statutes is amended to read:

2           49.81 **(4)** The right to a speedy determination of the recipient's status or  
3 eligibility for public assistance, to notice of any proposed change in such status or  
4 eligibility, and, in the case of assistance granted under s. 49.19, 49.46, 49.468 or,  
5 49.47, or 49.471, to a speedy appeals process for resolving contested determinations.

6           **SECTION 1672.** 49.82 (1) of the statutes is amended to read:

7           49.82 **(1)** DEPARTMENTS TO ADVISE COUNTIES. The department of health and  
8 family services and the department of ~~workforce development~~ children and families  
9 shall advise all county officers charged with the administration of requirements  
10 relating to public assistance programs under this chapter and shall render all  
11 possible assistance in securing compliance therewith, including the preparation of  
12 necessary forms and reports. The department of health and family services and the  
13 department of ~~workforce development~~ children and families shall also publish any  
14 information that those departments consider advisable to acquaint persons entitled  
15 to public assistance, and the public generally, with the laws governing public  
16 assistance under this chapter.

17           **SECTION 1673.** 49.82 (2) of the statutes is renumbered 49.82 (2) (a) and  
18 amended to read:

19           49.82 **(2)** (a) ~~Proof shall be provided~~ Except as provided in par. (b), for each  
20 person included in an application for public assistance under this chapter, ~~except for~~  
21 ~~a child who is eligible for medical assistance under s. 49.46 or 49.47 because of 42~~  
22 ~~USC 1396a (e) (4) or an unborn child who is eligible for coverage under the Badger~~  
23 ~~Care health care program under s. 49.665 (4) (ap)~~, proof shall be provided of his or  
24 her social security number or that an application for a social security number has  
25 been made.

1           **SECTION 1674.** 49.82 (2) (b) of the statutes is created to read:

2           49.82 (2) (b) Paragraph (a) does not apply to any of the following:

3           1. A child who is eligible for medical assistance under s. 49.46 or 49.47 because  
4 of 42 USC 1396a (e) (4).

5           2. An unborn child who is eligible for coverage under the Badger Care health  
6 care program under s. 49.665 (4) (ap).

7           3. A person who is applying for medical assistance under subch. IV, coverage  
8 under the Badger Care health care program under s. 49.665, or coverage under the  
9 program for prescription drug assistance for elderly persons under s. 49.688 and who  
10 refuses to obtain a social security number because of well-established religious  
11 objections, as defined in 42 CFR 435.910 (h) (2).

12           **SECTION 1675.** 49.82 (2) (b) 1. of the statutes, as created by 2007 Wisconsin Act  
13 .... (this act), is amended to read:

14           49.82 (2) (b) 1. A child who is eligible for medical assistance under s. 49.46 or,  
15 49.47, or 49.471 because of 42 USC 1396a (e) (4).

16           **SECTION 1676.** 49.82 (2) (b) 2. of the statutes, as created by 2007 Wisconsin Act  
17 .... (this act), is amended to read:

18           49.82 (2) (b) 2. An unborn child who is eligible for coverage under s. 49.471 or  
19 the Badger Care health care program under s. 49.665 (4) (ap).

20           **SECTION 1677.** 49.83 of the statutes is amended to read:

21           **49.83 Limitation on giving information.** Except as provided under s. 49.32  
22 (9), (10), and (10m), no person may use or disclose information concerning applicants  
23 and recipients of relief funded by a relief block grant, aid to families with dependent  
24 children, Wisconsin Works under ss. 49.141 to 49.161, social services, child and  
25 spousal support and establishment of paternity and medical support liability

1 services under s. 49.22, or supplemental payments under s. 49.77 for any purpose not  
2 connected with the administration of the programs, except that the department of  
3 ~~workforce development~~ children and families may disclose such information to the  
4 department of revenue for the sole purpose of administering state taxes. Any person  
5 violating this section may be fined not less than \$25 nor more than \$500 or  
6 imprisoned in the county jail not less than 10 days nor more than one year or both.

7 **SECTION 1678.** 49.84 (6) of the statutes is created to read:

8 49.84 (6) (a) In this subsection, “department” means the department of health  
9 and family services.

10 (b) 1. Notwithstanding any other eligibility requirements for the programs  
11 specified in par. (c), unless excepted by par. (c) an applicant for or recipient under any  
12 of those programs who declares himself or herself to be a citizen or national of the  
13 United States shall provide, as a further condition of eligibility, satisfactory  
14 documentary evidence, as provided in par. (d), that he or she is a citizen or national  
15 of the United States.

16 2. An applicant shall provide the documentation at the time of application. If  
17 a recipient was not required to provide documentation at the time he or she applied,  
18 the recipient shall provide the documentation the first time his or her eligibility is  
19 reviewed or redetermined after the effective date of this subdivision .... [revisor  
20 inserts date]. An applicant or recipient shall be granted a reasonable time, as  
21 determined by the department, to submit the documentation before his or her  
22 eligibility is denied or terminated.

23 (c) The requirement to provide satisfactory documentary evidence under par.

24 (b) applies to applicants for and recipients under all of the following:

1           1. The Medical Assistance program under subch. IV, except for any of the  
2 following:

3           a. An applicant or recipient who is entitled to benefits under or enrolled in any  
4 part of Medicare under 42 USC 1395 et seq., as amended.

5           b. An applicant or recipient who is receiving supplemental security income  
6 under 42 USC 1381 to 1383c.

7           c. A person who is eligible for medical assistance under s. 49.45 (27).

8           d. A child who is receiving medical assistance under s. 49.46 (1) (a) 13. or 49.47  
9 (4) (am) 3.

10          e. A pregnant woman who is receiving medical assistance under s. 49.465.

11          2. The Badger Care health care program under s. 49.665, except for an unborn  
12 child under s. 49.665 (4) (ap).

13          3. The part of the prescription drug assistance for elderly persons program  
14 under s. 49.688 that is supported by a Medical Assistance waiver under 42 USC 1315  
15 (a), as authorized under s. 49.688 (11).

16          (d) Satisfactory documentary evidence that an applicant or a recipient is a  
17 citizen or national of the United States consists of the documents or other forms of  
18 evidence specified in 42 CFR 435.407.

19          **SECTION 1679.** 49.84 (6) (c) 1. d. of the statutes, as created by 2007 Wisconsin  
20 Act .... (this act), is amended to read:

21           49.84 (6) (c) 1. d. A child who is receiving medical assistance under s. 49.46 (1)  
22 (a) 13. ~~or~~ 49.47 (4) (am) 3., or 49.471 (4) (a) 2. or (b) 2. or an unborn child receiving  
23 prenatal care under s. 49.471.

24          **SECTION 1680.** 49.84 (6) (c) 1. e. of the statutes, as created by 2007 Wisconsin  
25 Act .... (this act), is amended to read:



1           49.84 (6) (c) 1. e. A pregnant woman who is receiving medical assistance under  
2           s. 49.465 or a child or pregnant woman who is receiving medical assistance under s.  
3           49.471 (5) (b) 1. or 2.

4           **SECTION 1681.** 49.845 (1) of the statutes is amended to read:

5           49.845 (1) FRAUD INVESTIGATION. From the appropriations under s. 20.435 (4)  
6           (bn), (kz), (L), and (nn), the department of health and family services shall establish  
7           a program to investigate suspected fraudulent activity on the part of recipients of  
8           medical assistance under subch. IV, food stamp benefits under the food stamp  
9           program under 7 USC 2011 to 2036, supplemental security income payments under  
10          s. 49.77, payments for the support of children of supplemental security income  
11          recipients under s. 49.775, and health care benefits under the Badger Care health  
12          care program under s. 49.665 and, if the department of ~~workforce development~~  
13          children and families contracts with the department of health and family services  
14          under sub. (4), on the part of recipients of aid to families with dependent children  
15          under s. 49.19 and participants in the Wisconsin Works program under ss. 49.141 to  
16          49.161. The activities of the department of health and family services under this  
17          subsection may include comparisons of information provided to the department by  
18          an applicant and information provided by the applicant to other federal, state, and  
19          local agencies, development of an advisory welfare investigation prosecution  
20          standard, and provision of funds to county departments under ss. 46.215, 46.22, and  
21          46.23 and to Wisconsin Works agencies to encourage activities to detect fraud. The  
22          department of health and family services shall cooperate with district attorneys  
23          regarding fraud prosecutions.

24          **SECTION 1682.** 49.845 (2) of the statutes is amended to read:

1           49.845 (2) STATE ERROR REDUCTION ACTIVITIES. The department of health and  
2 family services shall conduct activities to reduce payment errors in the Medical  
3 Assistance program under subch. IV, the food stamp program under 7 USC 2011 to  
4 2036, the supplemental security income payments program under s. 49.77, the  
5 program providing payments for the support of children of supplemental security  
6 income recipients under s. 49.775, and the Badger Care health care program under  
7 s. 49.665 and, if the department of ~~workforce development~~ children and families  
8 contracts with the department of health and family services under sub. (4), in  
9 Wisconsin Works under ss. 49.141 to 49.161.

10           **SECTION 1683.** 49.845 (3) of the statutes is amended to read:

11           49.845 (3) WISCONSIN WORKS AGENCY ERROR REDUCTION. If the department of  
12 ~~workforce development~~ children and families contracts with the department of  
13 health and family services under sub. (4), the department of health and family  
14 services shall provide funds from the appropriation under s. 20.435 (4) (kz) to  
15 Wisconsin Works agencies to offset the administrative costs of reducing payment  
16 errors in Wisconsin Works under ss. 49.141 to 49.161.

17           **SECTION 1684.** 49.845 (4) of the statutes is amended to read:

18           49.845 (4) CONTRACT FOR WISCONSIN WORKS. Notwithstanding s. 49.197 (1m)  
19 and (3), the department of ~~workforce development~~ children and families may  
20 contract with the department of health and family services to investigate suspected  
21 fraudulent activity on the part of recipients of aid to families with dependent  
22 children under s. 49.19 and participants in Wisconsin Works under ss. 49.141 to  
23 49.161 and to conduct activities to reduce payment errors in Wisconsin Works under  
24 ss. 49.141 to 49.161, as provided in this section.

25           **SECTION 1685.** 49.85 (1) of the statutes is amended to read:

1           **49.85 (1) DEPARTMENT NOTIFICATION REQUIREMENT.** If a county department under  
2 s. 46.215, 46.22, or 46.23 or a governing body of a federally recognized American  
3 Indian tribe or band determines that the department of health and family services  
4 may recover an amount under s. 49.497, 49.793, or 49.847, or that the department  
5 of ~~workforce development~~ children and families may recover an amount under s.  
6 49.161 or 49.195 (3) or collect an amount under s. 49.147 (6) (cm), the county  
7 department or governing body shall notify the affected department of the  
8 determination. If a Wisconsin Works agency determines that the department of  
9 ~~workforce development~~ children and families may recover an amount under s. 49.161  
10 or 49.195 (3), or collect an amount under s. 49.147 (6) (cm), the Wisconsin Works  
11 agency shall notify the department of ~~workforce development~~ children and families  
12 of the determination.

13           **SECTION 1686.** 49.85 (2) (b) of the statutes is amended to read:

14           **49.85 (2) (b)** At least annually, the department of ~~workforce development~~  
15 children and families shall certify to the department of revenue the amounts that,  
16 based on the notifications received under sub. (1) and on other information received  
17 by the department of ~~workforce development~~ children and families, the department  
18 of ~~workforce development~~ children and families has determined that it may recover  
19 under ss. 49.161 and 49.195 (3) and collect under s. 49.147 (6) (cm), except that the  
20 department of ~~workforce development~~ children and families may not certify an  
21 amount under this subsection unless it has met the notice requirements under sub.  
22 (3) and unless its determination has either not been appealed or is no longer under  
23 appeal.

24           **SECTION 1687.** 49.85 (3) (b) (intro.) of the statutes is amended to read:

1           49.85 (3) (b) (intro.) At least 30 days before certification of an amount, the  
2 department of ~~workforce development~~ children and families shall send a notice to the  
3 last-known address of the person from whom that department intends to recover or  
4 collect the amount. The notice shall do all of the following:

5           **SECTION 1688.** 49.85 (3) (b) 1. of the statutes is amended to read:

6           49.85 (3) (b) 1. Inform the person that the department of ~~workforce~~  
7 ~~development~~ children and families intends to certify to the department of revenue  
8 an amount that the department of ~~workforce development~~ children and families has  
9 determined to be due under s. 49.161 or 49.195 (3) or to be delinquent under a  
10 repayment agreement for a loan under s. 49.147 (6), for setoff from any state tax  
11 refund that may be due the person.

12           **SECTION 1689.** 49.85 (3) (b) 2. of the statutes is amended to read:

13           49.85 (3) (b) 2. Inform the person that he or she may appeal the determination  
14 of the department of ~~workforce development~~ children and families to certify the  
15 amount by requesting a hearing under sub. (4) within 30 days after the date of the  
16 letter and inform the person of the manner in which he or she may request a hearing.

17           **SECTION 1690.** 49.85 (3) (b) 3. of the statutes is amended to read:

18           49.85 (3) (b) 3. Inform the person that, if the determination of the department  
19 of ~~workforce development~~ children and families is appealed, that department will  
20 not certify the amount to the department of revenue while the determination of the  
21 department of ~~workforce development~~ children and families is under appeal.

22           **SECTION 1691.** 49.85 (3) (b) 4. of the statutes is amended to read:

23           49.85 (3) (b) 4. Inform the person that, unless a contested case hearing is  
24 requested to appeal the determination of the department of ~~workforce development~~  
25 children and families, the person may be precluded from challenging any subsequent

1 setoff of the certified amount by the department of revenue, except on the grounds  
2 that the certified amount has been partially or fully paid or otherwise discharged,  
3 since the date of the notice.

4 **SECTION 1692.** 49.85 (3) (b) 5. of the statutes is amended to read:

5 49.85 (3) (b) 5. Request that the person inform the department of ~~workforce~~  
6 ~~development~~ children and families if a bankruptcy stay is in effect with respect to the  
7 person or if the claim has been discharged in bankruptcy.

8 **SECTION 1693.** 49.85 (4) (b) of the statutes is amended to read:

9 49.85 (4) (b) If a person has requested a hearing under this subsection, the  
10 department of ~~workforce development~~ children and families shall hold a contested  
11 case hearing under s. 227.44, except that the department of ~~workforce development~~  
12 children and families may limit the scope of the hearing to exclude issues that were  
13 presented at a prior hearing or that could have been presented at a prior opportunity  
14 for hearing.

15 **SECTION 1694.** 49.85 (5) of the statutes is amended to read:

16 49.85 (5) EFFECT OF CERTIFICATION. Receipt of a certification by the department  
17 of revenue shall constitute a lien, equal to the amount certified, on any state tax  
18 refunds or credits owed to the obligor. The lien shall be foreclosed by the department  
19 of revenue as a setoff under s. 71.93. Certification of an amount under this section  
20 does not prohibit the department of health and family services or the department of  
21 ~~workforce development~~ children and families from attempting to recover or collect  
22 the amount through other legal means. The department of health and family  
23 services or the department of ~~workforce development~~ children and families shall  
24 promptly notify the department of revenue upon recovery or collection of any amount  
25 previously certified under this section.

1           **SECTION 1695.** 49.852 (1) of the statutes is renumbered 49.852 (1m) and  
2 amended to read:

3           49.852 **(1m)** The department of ~~workforce development~~ may direct the  
4 department of employee trust funds, the retirement system of any 1st class city, any  
5 retirement system established under chapter 201, laws of 1937, or the administrator  
6 of any other pension plan to withhold the amount specified in the statewide support  
7 lien docket under s. 49.854 (2) (b) from any lump sum payment from a pension plan  
8 that may be paid a delinquent support obligor, except that the department of  
9 ~~workforce development~~ may not direct that an amount be withheld under this  
10 subsection unless it has met the notice requirements under sub. (2) and unless the  
11 amount specified has either not been appealed or is no longer under appeal under s.  
12 49.854.

13           **SECTION 1696.** 49.852 (1c) of the statutes is created to read:

14           49.852 **(1c)** In this section, “department” means the department of children  
15 and families.

16           **SECTION 1697.** 49.852 (2) (intro.) of the statutes is amended to read:

17           49.852 **(2)** (intro.) The department of ~~workforce development~~ shall send a  
18 notice to the last-known address of the person from whom the department intends  
19 to recover the amount specified in the statewide support lien docket under s. 49.854  
20 (2) (b). The notice shall do all of the following:

21           **SECTION 1698.** 49.852 (2) (c) of the statutes is amended to read:

22           49.852 **(2)** (c) Request that the person inform the department of ~~workforce~~  
23 ~~development~~ or the appropriate county child support agency under s. 59.53 (5) if a  
24 bankruptcy stay is in effect with respect to the person.

25           **SECTION 1699.** 49.852 (3) of the statutes is amended to read:

1           49.852 (3) If a person has requested a hearing pursuant to sub. (2) (b), the  
2 hearing shall be conducted before the circuit court that rendered the initial order to  
3 pay support. The court shall schedule a hearing within 10 business days after  
4 receiving a request for a hearing. A circuit court commissioner may conduct the  
5 hearing. If the court determines that the person owes the amount specified in the  
6 statewide support lien docket under s. 49.854 (2) (b), the department of ~~workforce~~  
7 ~~development~~ may direct the department of employee trust funds, the retirement  
8 system of any 1st class city, any retirement system established under chapter 201,  
9 laws of 1937, or the administrator of any other pension plan, whichever is  
10 appropriate, to withhold the amount from any lump sum payment from a pension  
11 plan that may be paid the person. If the court determines that the person does not  
12 owe the amount specified in the statewide support lien docket under s. 49.854 (2) (b),  
13 the department of ~~workforce development~~ may not direct the department of  
14 employee trust funds, the retirement system of any 1st class city, any retirement  
15 system established under chapter 201, laws of 1937, or the administrator of any  
16 other pension plan, whichever is appropriate, to withhold the amount from any lump  
17 sum payment from a pension plan that may be paid the person.

18           **SECTION 1700.** 49.852 (4) (a) of the statutes is amended to read:

19           49.852 (4) (a) If the department of ~~workforce development~~ directs the  
20 department of employee trust funds, the retirement system of any 1st class city, any  
21 retirement system established under chapter 201, laws of 1937, or the administrator  
22 of any other pension plan to withhold the amount specified in the statewide support  
23 lien docket under s. 49.854 (2) (b), this directive shall constitute a lien, equal to the  
24 amount specified in the statewide support lien docket, on any lump sum payment  
25 from a pension plan that may be paid the person.

1           **SECTION 1701.** 49.852 (4) (b) of the statutes is amended to read:

2           49.852 **(4)** (b) If the department of ~~workforce development~~ directs the  
3 department of employee trust funds, the retirement system of any 1st class city, any  
4 retirement system established under chapter 201, laws of 1937, or the administrator  
5 of any other pension plan to withhold the amount specified in the statewide support  
6 lien docket under s. 49.854 (2) (b), the department of employee trust funds, the  
7 retirement system of any 1st class city, any retirement system established under  
8 chapter 201, laws of 1937, or the administrator of any other pension plan shall deduct  
9 from any lump sum payment that may be paid the person the amount specified in  
10 the statewide support lien docket, less any amount specified under par. (d). If the  
11 amount specified in the statewide support lien docket under s. 49.854 (2) (b), less any  
12 amount specified under par. (d), exceeds the lump sum payment, the department of  
13 employee trust funds, the retirement system of any 1st class city, any retirement  
14 system established under chapter 201, laws of 1937, or the administrator of any  
15 other pension plan shall deduct the entire lump sum payment, less any withholdings  
16 otherwise required by law. The amount deducted under this paragraph shall be  
17 remitted to the department of ~~workforce development~~.

18           **SECTION 1702.** 49.852 (4) (c) of the statutes is amended to read:

19           49.852 **(4)** (c) A directive to the department of employee trust funds, the  
20 retirement system of any 1st class city, any retirement system established under  
21 chapter 201, laws of 1937, or the administrator of any other pension plan to withhold  
22 the amount specified in the statewide support lien docket under s. 49.854 (2) (b)  
23 under this section does not prohibit the department of ~~workforce development~~ from  
24 attempting to recover the amount through other legal means.

25           **SECTION 1703.** 49.852 (4) (d) of the statutes is amended to read:



1           49.852 **(4)** (d) The department of ~~workforce development~~ shall promptly notify  
2 the department of employee trust funds, the retirement system of any 1st class city,  
3 any retirement system established under chapter 201, laws of 1937, or the  
4 administrator of any other pension plan upon recovery of any amount previously  
5 specified in the statewide support lien docket under s. 49.854 (2) (b).

6           **SECTION 1704.** 49.853 (1) (b) of the statutes is amended to read:

7           49.853 **(1)** (b) “Department” means the department of ~~workforce development~~  
8 children and families.

9           **SECTION 1705.** 49.854 (1) (a) of the statutes is amended to read:

10           49.854 **(1)** (a) “Department” means the department of ~~workforce development~~  
11 children and families.

12           **SECTION 1706.** 49.854 (5) (a) 3. of the statutes is created to read:

13           49.854 **(5)** (a) 3. “Lien” means a lien under this section or a lien in favor of  
14 another state based on a support obligation, including a lien placed under s. 769.305  
15 (2) (g).

16           **SECTION 1707.** 49.854 (5) (b) of the statutes is amended to read:

17           49.854 **(5)** (b) *Notice to the financial institution.* To enforce a lien ~~under this~~  
18 ~~section~~ by levying against an account at a financial institution, the department shall  
19 send a notice of levy to the financial institution instructing the financial institution  
20 to prohibit the closing of or withdrawals from one or more accounts that the obligor  
21 owns in whole or in part, up to a total amount that is sufficient to pay the support  
22 owed, financial institution fees under par. (e), and estimated levy fees and costs  
23 under sub. (11), until further notice from the department or a court. The financial  
24 institution shall comply with the notice of levy and shall hold the amount specified

1 in the notice until the financial institution receives further instructions from the  
2 department or a court.

3 **SECTION 1708.** 49.854 (5) (c) of the statutes is created to read:

4 49.854 (5) (c) *Liens in favor of other states.* Notwithstanding par. (b), if a lien  
5 under par. (b) is in favor of another state, the notice sent by the department to the  
6 financial institution may consist of the request from the other state to enforce the  
7 lien, a certification by the department that any necessary due process requirements  
8 were met in the other state, a request that the financial institution honor the request  
9 from the other state by sending the amount specified in the request directly to the  
10 other state, and the address to which the financial institution shall send the funds.  
11 Notice and hearing requirements under pars. (d) and (f) do not apply to a lien in favor  
12 of another state.

13 **SECTION 1709.** 49.854 (5) (e) of the statutes is amended to read:

14 49.854 (5) (e) *Financial institution fees.* A financial institution may continue  
15 to collect fees, under the terms of the account agreement, on accounts frozen under  
16 this subsection. In addition to the levy fee authorized under sub. (11) (a), a financial  
17 institution may collect any early withdrawal penalty incurred under the terms of an  
18 account as a result of the levy. Financial institution fees authorized under this  
19 paragraph may be charged to the account immediately prior to the remittance of the  
20 amount to the department or the other state and may be charged even if the amounts  
21 in the obligor's accounts are insufficient to pay the total amount of support owed and  
22 the department's levy costs under sub. (11) (b).

23 **SECTION 1710.** 49.854 (11) (b) of the statutes is amended to read:

24 49.854 (11) (b) *The department.* The department may assess a collection fee  
25 to recover the department's costs incurred in levying against property under this

1 section. The department shall determine its costs to be paid in all cases of levy. The  
2 obligor is liable to the department for the amount of the collection fee authorized  
3 under this paragraph. Fees collected under this paragraph shall be credited to the  
4 appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (ja).

5 **SECTION 1711.** 49.855 (1) of the statutes is amended to read:

6 49.855 (1) If a person obligated to pay child support, family support,  
7 maintenance, or the receiving and disbursing fee under s. 767.57 (1e) (a) is  
8 delinquent in making any of those payments, or owes an outstanding amount that  
9 has been ordered by the court for past support, medical expenses, or birth expenses,  
10 upon application under s. 59.53 (5) the department of ~~workforce development~~  
11 children and families shall certify the delinquent payment or outstanding amount  
12 to the department of revenue and, at least annually, shall provide to the department  
13 of revenue any certifications of delinquencies or outstanding amounts that it receives  
14 from another state because the obligor resides in this state.

15 **SECTION 1712.** 49.855 (2r) of the statutes is created to read:

16 49.855 (2r) At least annually, the department of children and families shall  
17 certify to the department of revenue any obligation owed to that department under  
18 s. 49.345 if the obligation is rendered to a judgment.

19 **SECTION 1713.** 49.855 (3) of the statutes is amended to read:

20 49.855 (3) Receipt of a certification by the department of revenue shall  
21 constitute a lien, equal to the amount certified, on any state tax refunds or credits  
22 owed to the obligor. The lien shall be foreclosed by the department of revenue as a  
23 setoff under s. 71.93 (3), (6), and (7). When the department of revenue determines  
24 that the obligor is otherwise entitled to a state tax refund or credit, it shall notify the  
25 obligor that the state intends to reduce any state tax refund or credit due the obligor

1 by the amount the obligor is delinquent under the support, maintenance, or receiving  
2 and disbursing fee order or obligation, by the outstanding amount for past support,  
3 medical expenses, or birth expenses under the court order, or by the amount due  
4 under s. 46.10 (4), 49.345 (4), or 301.12 (4). The notice shall provide that within 20  
5 days the obligor may request a hearing before the circuit court rendering the order  
6 under which the obligation arose. Within 10 days after receiving a request for  
7 hearing under this subsection, the court shall set the matter for hearing. Pending  
8 further order by the court or a circuit court commissioner, the department of  
9 ~~workforce development~~ children and families or its designee, whichever is  
10 appropriate, is prohibited from disbursing the obligor's state tax refund or credit.  
11 A circuit court commissioner may conduct the hearing. The sole issues at that  
12 hearing shall be whether the obligor owes the amount certified and, if not and it is  
13 a support or maintenance order, whether the money withheld from a tax refund or  
14 credit shall be paid to the obligor or held for future support or maintenance, except  
15 that the obligor's ability to pay shall also be an issue at the hearing if the obligation  
16 relates to an order under s. ~~767.51 (3) (e) 1. or 767.62 (4) (d) 1. s. 767.89 (3) (e) 1. or~~  
17 767.805 (4) (d) 1. or 767.89 (3) (e) 1. and the order specifies that the court found that  
18 the obligor's income was at or below the poverty line established under 42 USC 9902  
19 (2).

20 **SECTION 1714.** 49.855 (4) (a) of the statutes is amended to read:

21 49.855 (4) (a) The department of revenue shall send the portion of any state tax  
22 refunds or credits withheld for delinquent child or family support or maintenance or  
23 past support, medical expenses, or birth expenses to the department of ~~workforce~~  
24 ~~development~~ children and families or its designee for deposit in the support  
25 collections trust fund under s. 25.68 and shall send the portion of any state tax

1 refunds or credits withheld for delinquent receiving and disbursing fees to the  
2 department of ~~workforce development~~ children and families or its designee for  
3 deposit in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (ja). The  
4 department of ~~workforce development~~ children and families shall make a settlement  
5 at least annually with the department of revenue. The settlement shall state the  
6 amounts certified, the amounts deducted from tax refunds and credits, and the  
7 administrative costs incurred by the department of revenue.

8 **SECTION 1715.** 49.855 (4) (b) of the statutes is amended to read:

9 49.855 (4) (b) The department of administration shall send the portion of any  
10 federal tax refunds or credits received from the internal revenue service that was  
11 withheld for delinquent child or family support or maintenance or past support,  
12 medical expenses, or birth expenses to the department of ~~workforce development~~  
13 children and families or its designee for deposit in the support collections trust fund  
14 under s. 25.68 and shall send the portion of any federal tax refunds or credits received  
15 from the internal revenue service that was withheld for delinquent receiving and  
16 disbursing fees to the department of ~~workforce development~~ children and families  
17 or its designee for deposit in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2)  
18 (ja).

19 **SECTION 1716.** 49.855 (4m) (b) of the statutes is amended to read:

20 49.855 (4m) (b) The department of revenue may provide a certification that it  
21 receives under sub. (1), (2m), ~~or (2p)~~, or (2r) to the department of administration.  
22 Upon receipt of the certification, the department of administration shall determine  
23 whether the obligor is a vendor or is receiving any other payments from this state,  
24 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.  
25 45.40 (1), this chapter, or ch. 46, 108, or 301. If the department of administration

1 determines that the obligor is a vendor or is receiving payments from this state,  
2 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.  
3 45.40 (1), this chapter, or ch. 46, 108, or 301, it shall begin to withhold the amount  
4 certified from those payments and shall notify the obligor that the state intends to  
5 reduce any payments due the obligor by the amount the obligor is delinquent under  
6 the support, maintenance, or receiving and disbursing fee order or obligation, by the  
7 outstanding amount for past support, medical expenses, or birth expenses under the  
8 court order, or by the amount due under s. 46.10 (4), 49.345 (4), or 301.12 (4). The  
9 notice shall provide that within 20 days after receipt of the notice the obligor may  
10 request a hearing before the circuit court rendering the order under which the  
11 obligation arose. An obligor may, within 20 days after receiving notice, request a  
12 hearing under this paragraph. Within 10 days after receiving a request for hearing  
13 under this paragraph, the court shall set the matter for hearing. A circuit court  
14 commissioner may conduct the hearing. Pending further order by the court or circuit  
15 court commissioner, the department of ~~workforce development~~ children and families  
16 or its designee, whichever is appropriate, may not disburse the payments withheld  
17 from the obligor. The sole issues at the hearing are whether the obligor owes the  
18 amount certified and, if not and it is a support or maintenance order, whether the  
19 money withheld shall be paid to the obligor or held for future support or  
20 maintenance, except that the obligor's ability to pay is also an issue at the hearing  
21 if the obligation relates to an order under s. 767.51 (3) (e) 1. ~~or 767.62 (4) (d) 1.~~ s.  
22 767.89 (3) (e) 1. or 767.805 (4) (d) 1. or 767.89 (3) (e) 1. and the order specifies that  
23 the court found that the obligor's income was at or below the poverty line established  
24 under 42 USC 9902 (2).

25 **SECTION 1717.** 49.855 (4m) (c) of the statutes is amended to read:

1           49.855 (4m) (c) Except as provided by order of the court after hearing under  
2 par. (b), the department of administration shall continue withholding until the  
3 amount certified is recovered in full. The department of administration shall  
4 transfer the amounts withheld under this paragraph to the department of ~~workforce~~  
5 ~~development~~ children and families or its designee, the department of health and  
6 family services, or the department of corrections, whichever is appropriate. The  
7 department of ~~workforce development~~ children and families or its designee shall  
8 deposit amounts withheld for delinquent child or family support, maintenance, or  
9 receiving and disbursing fees or past support, medical expenses, or birth expenses  
10 in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (kp).

11           **SECTION 1718.** 49.855 (5) of the statutes is amended to read:

12           49.855 (5) Certification of an obligation to the department of revenue does not  
13 deprive any party of the right to collect the obligation or to prosecute the obligor. The  
14 department of ~~workforce development~~ children and families or its designee shall  
15 immediately notify the department of revenue of any collection of an obligation that  
16 has been certified to the department of revenue.

17           **SECTION 1719.** 49.856 (1) (b) of the statutes is amended to read:

18           49.856 (1) (b) “Department” means the department of ~~workforce development~~  
19 children and families.

20           **SECTION 1720.** 49.857 (1) (cf) of the statutes is created to read:

21           49.857 (1) (cf) “Department” means the department of children and families.

22           **SECTION 1721.** 49.857 (1) (f) of the statutes is amended to read:

23           49.857 (1) (f) “Subpoena or warrant” means a subpoena or warrant issued by  
24 the department of ~~workforce development~~ or a child support agency and relating to  
25 paternity or support proceedings.

1           **SECTION 1722.** 49.857 (2) (a) of the statutes is amended to read:

2           49.857 (2) (a) The department of ~~workforce development~~ shall establish a  
3 system, in accordance with federal law, under which a licensing authority is  
4 requested, and a licensing agency or credentialing board is required, to restrict,  
5 limit, suspend, withhold, deny, refuse to grant or issue, or refuse to renew or  
6 revalidate a license in a timely manner upon certification by and in cooperation with  
7 the department of ~~workforce development~~, if the individual holding or applying for  
8 the license is delinquent in making court-ordered payments of support or fails to  
9 comply, after appropriate notice, with a subpoena or warrant.

10           **SECTION 1723.** 49.857 (2) (b) (intro.) of the statutes is amended to read:

11           49.857 (2) (b) (intro.) Under the system, the department of ~~workforce~~  
12 ~~development~~ shall enter into a memorandum of understanding with a licensing  
13 authority, if the licensing authority agrees, and with a licensing agency. A  
14 memorandum of understanding under this paragraph shall address at least all of the  
15 following:

16           **SECTION 1724.** 49.857 (2) (b) 2. (intro.) of the statutes is amended to read:

17           49.857 (2) (b) 2. (intro.) Procedures that the department of ~~workforce~~  
18 ~~development~~ shall use for doing all of the following:

19           **SECTION 1725.** 49.857 (2) (b) 2. a. of the statutes is amended to read:

20           49.857 (2) (b) 2. a. Certifying to the licensing authority or licensing agency a  
21 delinquency in support or a failure to comply with a subpoena or warrant. The  
22 memorandum of understanding with the department of regulation and licensing  
23 shall include procedures for the department of regulation and licensing to notify a  
24 credentialing board that a certification of delinquency in support or failure to comply  
25 with a subpoena or warrant has been made by the department of ~~workforce~~



1     development children and families with respect to an individual who holds or applied  
2     for a credential granted by the credentialing board.

3             **SECTION 1726.** 49.857 (2) (b) 3. c. of the statutes is amended to read:

4             49.857 **(2)** (b) 3. c. Issuing or reinstating a license if the department of  
5     ~~workforce development~~ children and families notifies the licensing authority or  
6     licensing agency that an individual who was delinquent in making court-ordered  
7     payments of support has paid the delinquent support or made satisfactory  
8     alternative payment arrangements or that an individual who failed to comply with  
9     a subpoena or warrant has satisfied the requirements under the subpoena or  
10    warrant. The memorandum of understanding with the department of regulation  
11    and licensing shall include procedures for the department of regulation and licensing  
12    to direct a credentialing board to grant or reinstate a credential if the department  
13    of ~~workforce development~~ children and families notifies the department of  
14    regulation and licensing that an individual who holds or applied for a credential  
15    granted by the credentialing board has paid the delinquent support or made  
16    satisfactory alternative payment arrangements or that an individual who failed to  
17    comply with a subpoena or warrant has satisfied the requirements under the  
18    subpoena or warrant.

19            **SECTION 1727.** 49.857 (2) (b) 5. of the statutes is amended to read:

20            49.857 **(2)** (b) 5. Procedures for safeguarding the confidentiality of information  
21    about an individual, including social security numbers obtained by the department  
22    of ~~workforce development~~, the licensing authority, the licensing agency, or a  
23    credentialing board.

24            **SECTION 1728.** 49.857 (3) (a) (intro.) of the statutes is amended to read:

1           49.857 (3) (a) (intro.) Before the department of workforce development certifies  
2 to a licensing authority or a licensing agency under the system established under  
3 sub. (2) that an individual is delinquent in making court-ordered payments of  
4 support, the department of workforce development or a child support agency shall  
5 provide notice to the individual by regular mail. The notice shall inform the  
6 individual of all of the following:

7           **SECTION 1729.** 49.857 (3) (a) 4. of the statutes is amended to read:

8           49.857 (3) (a) 4. That the certification will not be made if the individual pays  
9 the delinquent amount in full or makes satisfactory alternative payment  
10 arrangements with the department of workforce development or a child support  
11 agency. The notice shall inform the individual of how he or she may pay the  
12 delinquent amount or make satisfactory alternative payment arrangements.

13           **SECTION 1730.** 49.857 (3) (ac) 1. of the statutes is amended to read:

14           49.857 (3) (ac) 1. If an individual timely requests a hearing under par. (a) 5.,  
15 the court shall schedule a hearing within 10 business days after receiving the  
16 request. A circuit court commissioner may conduct the hearing. The only issues at  
17 the hearing shall be whether the individual is delinquent in making court-ordered  
18 payments of support and whether any alternative payment arrangement offered by  
19 the department of workforce development or the county child support agency is  
20 reasonable.

21           **SECTION 1731.** 49.857 (3) (ac) 2. of the statutes is amended to read:

22           49.857 (3) (ac) 2. If at a hearing under subd. 1. the court or circuit court  
23 commissioner finds that the individual does not owe delinquent support, or if within  
24 20 business days after receiving a notice under par. (a) the individual pays the  
25 delinquent amount in full or makes satisfactory alternative payment arrangements,

1 the department of ~~workforce development~~ may not place the individual's name on a  
2 certification list.

3 **SECTION 1732.** 49.857 (3) (ac) 3. of the statutes is amended to read:

4 49.857 (3) (ac) 3. If at a hearing under subd. 1. the court or circuit court  
5 commissioner makes a written determination that alternative payment  
6 arrangements proposed by the department of ~~workforce development~~ or a child  
7 support agency are not reasonable, the court or circuit court commissioner may order  
8 for the individual an alternative payment arrangement. If the court or circuit court  
9 commissioner orders an alternative payment arrangement, the department of ~~of~~  
10 ~~workforce development~~ may not place the individual's name on a certification list.

11 **SECTION 1733.** 49.857 (3) (am) (intro.) of the statutes is amended to read:

12 49.857 (3) (am) (intro.) If an individual, after receiving notice under par. (a),  
13 does not timely request a hearing or pay the delinquent amount of support or make  
14 satisfactory alternative payment arrangements, the department of ~~workforce~~  
15 ~~development~~ shall place the individual's name on a certification list. Thereafter, the  
16 department of ~~workforce development~~ or a child support agency shall provide a 2nd  
17 notice to the individual by regular mail that informs the individual of all of the  
18 following:

19 **SECTION 1734.** 49.857 (3) (am) 4. of the statutes is amended to read:

20 49.857 (3) (am) 4. That the certification will not be made if the individual pays  
21 the delinquent amount in full or makes satisfactory alternative payment  
22 arrangements with the department of ~~workforce development~~ or a child support  
23 agency. The notice shall inform the individual of how he or she may pay the  
24 delinquent amount or make satisfactory alternative payment arrangements.

25 **SECTION 1735.** 49.857 (3) (ar) 1. of the statutes is amended to read:

1           49.857 (3) (ar) 1. If an individual timely requests a hearing under par. (am) 5.,  
2 the court shall schedule a hearing within 10 business days after receiving the  
3 request. A circuit court commissioner may conduct the hearing. The only issues at  
4 the hearing shall be whether the individual is delinquent in making court-ordered  
5 payments of support and whether any alternative payment arrangement offered by  
6 the department of ~~workforce development~~ or the county child support agency is  
7 reasonable.

8           **SECTION 1736.** 49.857 (3) (ar) 2. of the statutes is amended to read:

9           49.857 (3) (ar) 2. If at a hearing under subd. 1. the court or circuit court  
10 commissioner finds that the individual does not owe delinquent support, or if within  
11 20 business days after receiving a notice under par. (am) the individual pays the  
12 delinquent amount in full or makes satisfactory alternative payment arrangements,  
13 the department of ~~workforce development~~ shall remove the individual's name from  
14 the certification list.

15           **SECTION 1737.** 49.857 (3) (ar) 3. of the statutes is amended to read:

16           49.857 (3) (ar) 3. If at a hearing under subd. 1. the court or circuit court  
17 commissioner makes a written determination that alternative payment  
18 arrangements proposed by the department of ~~workforce development~~ or a child  
19 support agency are not reasonable, the court or circuit court commissioner may order  
20 for the individual an alternative payment arrangement. If the court or circuit court  
21 commissioner orders an alternative payment arrangement, the department of  
22 ~~workforce development~~ may not place the individual's name on a certification list.

23           **SECTION 1738.** 49.857 (3) (b) (intro.) of the statutes is amended to read:

24           49.857 (3) (b) (intro.) Any subpoena or warrant shall include notice to the  
25 individual of the effect that a failure to comply with the subpoena or warrant may

1 have on any license that the individual holds or for which the individual applies. If  
2 the individual fails to comply, before the department of workforce development  
3 certifies to a licensing authority or a licensing agency under the system established  
4 under sub. (2) that an individual has failed to comply with a subpoena or warrant,  
5 the department of workforce development or a child support agency shall provide  
6 notice to the individual by regular mail. The notice shall inform the individual of all  
7 of the following:

8 **SECTION 1739.** 49.857 (3) (bm) of the statutes is amended to read:

9 49.857 (3) (bm) If an individual, after receiving notice under par. (b), does not  
10 satisfy the requirements under the subpoena or warrant, the department of  
11 workforce development shall place the individual's name on a certification list.

12 **SECTION 1740.** 49.857 (3) (c) (intro.) of the statutes is amended to read:

13 49.857 (3) (c) (intro.) If the department of workforce development children and  
14 families provides a certification list to a licensing authority, a licensing agency or,  
15 with respect to a credential granted by a credentialing board, the department of  
16 regulation and licensing, upon receipt of the list the licensing authority if the  
17 licensing authority agrees, the licensing agency or, with respect to a credential  
18 granted by a credentialing board, the department of regulation and licensing shall  
19 do all of the following:

20 **SECTION 1741.** 49.857 (3) (d) 1. of the statutes is amended to read:

21 49.857 (3) (d) 1. Subject to sub. (2) (d), if an individual who, on the basis of  
22 delinquent support, is denied a license or whose license, on the basis of delinquent  
23 support, is restricted, limited, suspended, or refused renewal or revalidation under  
24 a memorandum of understanding entered into under sub. (2) (b) pays the delinquent  
25 amount of support in full or makes satisfactory alternative payment arrangements,

1 the department of ~~workforce development~~ children and families shall immediately  
2 notify the licensing authority or licensing agency to issue or reinstate the individual's  
3 license as provided in the memorandum of understanding. If the individual held or  
4 applied for a credential granted by a credentialing board, the department of  
5 regulation and licensing shall, upon notice by the department of ~~workforce~~  
6 ~~development~~ children and families, notify the credentialing board to grant or  
7 reinstate the individual's credential.

8 **SECTION 1742.** 49.857 (3) (d) 2. of the statutes is amended to read:

9 49.857 (3) (d) 2. Subject to sub. (2) (d), if an individual who, on the basis of a  
10 failure to comply with a subpoena or warrant, is denied a license or whose license,  
11 on the basis of a failure to comply with a subpoena or warrant, is restricted, limited,  
12 suspended, or refused renewal or revalidation under a memorandum of  
13 understanding entered into under sub. (2) (b) satisfies the requirements under the  
14 subpoena or warrant, the department of ~~workforce development~~ children and  
15 families shall immediately notify the licensing authority or licensing agency to issue  
16 or reinstate the individual's license as provided in the memorandum of  
17 understanding. If the individual held or applied for a credential granted by a  
18 credentialing board, the department of regulation and licensing shall, upon notice  
19 by the department of ~~workforce development~~ children and families, notify the  
20 credentialing board to grant or reinstate the individual's credential.

21 **SECTION 1743.** 49.857 (4) of the statutes is amended to read:

22 49.857 (4) Each licensing agency shall enter into a memorandum of  
23 understanding with the department of ~~workforce development~~ children and families  
24 under sub. (2) (b) and shall cooperate with the department of ~~workforce development~~  
25 children and families in its administration of s. 49.22. The department of regulation

1 and licensing shall enter into a memorandum of understanding with the department  
2 of workforce development children and families on behalf of a credentialing board  
3 with respect to a credential granted by the credentialing board.

4 **SECTION 1744.** 49.858 (1) of the statutes is renumbered 49.858 (1) (intro.) and  
5 amended to read:

6 49.858 (1) (intro.) In this section, “support”:

7 (b) “Support” has the meaning given in s. 49.857 (1) (g).

8 **SECTION 1745.** 49.858 (1) (a) of the statutes is created to read:

9 49.858 (1) (a) “Department” means the department of children and families.

10 **SECTION 1746.** 49.858 (2) (intro.) of the statutes is amended to read:

11 49.858 (2) RULES. (intro.) For the procedures under this subchapter for the  
12 administrative enforcement of support obligations, the department of workforce  
13 development shall promulgate rules related to all of the following:

14 **SECTION 1747.** 49.858 (3) of the statutes is amended to read:

15 49.858 (3) REVIEW OF CIRCUIT COURT COMMISSIONER DECISIONS. If a circuit court  
16 commissioner conducts a hearing in any administrative support enforcement  
17 proceeding under s. 49.852, 49.856 or 49.857, the department of workforce  
18 development or the obligor may, within 15 business days after the date that the  
19 circuit court commissioner makes his or her decision, request review of the decision  
20 by the court with jurisdiction over the matter.

21 **SECTION 1748.** 49.86 of the statutes is renumbered 49.86 (2) and amended to  
22 read:

23 49.86 (2) Withdrawal or disbursement of moneys deposited in a public  
24 depository, as defined in s. 34.01 (5), to the credit of the department of workforce  
25 development or any of its divisions or agencies shall be by check, share draft, or other

1 draft signed by the secretary of ~~workforce development~~ or by one or more persons in  
2 the department of ~~workforce development~~ designated by written authorization of the  
3 secretary of ~~workforce development~~. Such checks, share drafts, and other drafts  
4 shall be signed personally or by use of a mechanical device adopted by the secretary  
5 of ~~workforce development~~ or his or her designees for affixing a facsimile signature.  
6 Any public depository shall be fully warranted and protected in making payment on  
7 any check, share draft, or other draft bearing such facsimile signature  
8 notwithstanding that the facsimile may have been placed thereon without the  
9 authority of the secretary of ~~workforce development~~ or his or her designees.

10 **SECTION 1749.** 49.86 (1) of the statutes is created to read:

11 49.86 (1) In this section:

12 (a) “Department” means the department of children and families.

13 (b) “Secretary” means the secretary of children and families.

14 **SECTION 1750.** 49.89 (2) of the statutes is amended to read:

15 49.89 (2) SUBROGATION. The department of health and family services, the  
16 department of ~~workforce development~~ children and families, a county, or an elected  
17 tribal governing body that provides any public assistance under this chapter or  
18 under s. 253.05 as a result of the occurrence of an injury, sickness, or death that  
19 creates a claim or cause of action, whether in tort or contract, on the part of a public  
20 assistance recipient or beneficiary or the estate of a recipient or beneficiary against  
21 a 3rd party, including an insurer, is subrogated to the rights of the recipient,  
22 beneficiary or estate and may make a claim or maintain an action or intervene in a  
23 claim or action by the recipient, beneficiary, or estate against the 3rd party.  
24 Subrogation under this subsection because of the provision of medical assistance  
25 under subch. IV constitutes a lien, equal to the amount of the medical assistance



1 provided as a result of the injury, sickness, or death that gave rise to the claim. The  
2 lien is on any payment resulting from a judgment or settlement that may be due the  
3 obligor. A lien under this subsection continues until it is released and discharged by  
4 the department of health and family services.

5 **SECTION 1751.** 49.89 (6) of the statutes is amended to read:

6 49.89 (6) DEPARTMENTS' DUTIES AND POWERS. The department of health and  
7 family services and the department of ~~workforce development~~ children and families  
8 shall enforce their rights under this section and may contract for the recovery of any  
9 claim or right of indemnity arising under this section.

10 **SECTION 1752.** 49.89 (7) (b) of the statutes is amended to read:

11 49.89 (7) (b) The incentive payment shall be an amount equal to 15% of the  
12 amount recovered because of benefits paid under s. 49.46, 49.465, 49.468 ~~or~~, 49.47,  
13 or 49.471. The incentive payment shall be taken from the federal share of the sum  
14 recovered as provided under 42 CFR 433.153 and 433.154.

15 **SECTION 1753.** 49.89 (7) (d) 2. of the statutes is amended to read:

16 49.89 (7) (d) 2. Any county or elected tribal governing body that has made a  
17 recovery under this section for which it is eligible to receive an incentive payment  
18 under par. (c) shall report such recovery to the department of ~~workforce development~~  
19 children and families within 30 days after the end of the month in which the recovery  
20 is made in a manner specified by the department of ~~workforce development~~ children  
21 and families.

22 **SECTION 1756.** 49.90 (2) of the statutes is amended to read:

23 49.90 (2) Upon failure of these relatives to provide maintenance the authorities  
24 or board shall submit to the corporation counsel a report of its findings. Upon receipt  
25 of the report the corporation counsel shall, within 60 days, apply to the circuit court

1 for the county in which the dependent person under sub. (1) (a) 1. or the child of a  
2 dependent person under sub. (1) (a) 2. resides for an order to compel the  
3 maintenance. Upon such an application the corporation counsel shall make a  
4 written report to the county department under s. 46.215, 46.22<sub>1</sub> or 46.23, with a copy  
5 to the chairperson of the county board of supervisors in a county with a single-county  
6 department or the county boards of supervisors in counties with a multicounty  
7 department, and to the department of health and family services or the department  
8 of ~~workforce development~~ children and families, whichever is appropriate.

9 **SECTION 1757.** 49.90 (2g) of the statutes is amended to read:

10 49.90 (2g) In addition to the remedy specified in sub. (2), upon failure of a  
11 grandparent to provide maintenance under sub. (1) (a) 2., another grandparent who  
12 is or may be required to provide maintenance under sub. (1) (a) 2., a child of a  
13 dependent minor or the child's parent may apply to the circuit court for the county  
14 in which the child resides for an order to compel the provision of maintenance. A  
15 county department under s. 46.215, 46.22<sub>1</sub> or 46.23, a county child support agency  
16 under s. 59.53 (5)<sub>1</sub>, or the department of ~~workforce development~~ children and families  
17 may initiate an action to obtain maintenance of the child by the child's grandparent  
18 under sub. (1) (a) 2., regardless of whether the child receives public assistance.

19 **SECTION 1758.** 49.90 (4) of the statutes is amended to read:

20 49.90 (4) The circuit court shall in a summary way hear the allegations and  
21 proofs of the parties and by order require maintenance from these relatives, if they  
22 have sufficient ability, considering their own future maintenance and making  
23 reasonable allowance for the protection of the property and investments from which  
24 they derive their living and their care and protection in old age, in the following  
25 order: First the husband or wife; then the father and the mother; and then the

1 grandparents in the instances in which sub. (1) (a) 2. applies. The order shall specify  
2 a sum which will be sufficient for the support of the dependent person under sub. (1)  
3 (a) 1. or the maintenance of a child of a dependent person under sub. (1) (a) 2., to be  
4 paid weekly or monthly, during a period fixed by the order or until the further order  
5 of the court. If the court is satisfied that any such relative is unable wholly to  
6 maintain the dependent person or the child, but is able to contribute to the person's  
7 support or the child's maintenance, the court may direct 2 or more of the relatives  
8 to maintain the person or the child and prescribe the proportion each shall  
9 contribute. If the court is satisfied that these relatives are unable together wholly  
10 to maintain the dependent person or the child, but are able to contribute to the  
11 person's support or the child's maintenance, the court shall direct a sum to be paid  
12 weekly or monthly by each relative in proportion to ability. Contributions directed  
13 by court order, if for less than full support, shall be paid to the department of health  
14 and family services or the department of children and families, whichever is  
15 appropriate, and distributed as required by state and federal law. An order under  
16 this subsection that relates to maintenance required under sub. (1) (a) 2. shall  
17 specifically assign responsibility for and direct the manner of payment of the child's  
18 health care expenses, subject to the limitations under subs. (1) (a) 2. and (11). Upon  
19 application of any party affected by the order and upon like notice and procedure, the  
20 court may modify such an order. Obedience to such an order may be enforced by  
21 proceedings for contempt.

22 **SECTION 1759.** 50.01 (1g) (b) of the statutes is amended to read:

23 50.01 **(1g)** (b) A facility or private home that provides care, treatment, and  
24 services only for victims of domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a), and  
25 their children.

1           **SECTION 1760.** 50.02 (2) (d) of the statutes is renumbered 50.02 (2) (d) (intro.)  
2 and amended to read:

3           50.02 **(2)** (d) (intro.) The department shall promulgate rules that prescribe the  
4 ~~time periods and the methods of providing information specified in ss. 50.033 (2r) and~~  
5 ~~(2s), 50.034 (5m) and (5n), 50.035 (4m) and (4n) and 50.04 (2g) (a) and (2h) (a).~~ all of  
6 the following:

7           **SECTION 1761.** 50.02 (2) (d) 1. of the statutes is created to read:

8           50.02 **(2)** (d) 1. The method by which community-based residential facilities  
9 shall make referrals to resource centers or county departments under s. 50.035 (4n)  
10 and the method by which residential care apartment complexes shall make referrals  
11 to resource centers under s. 50.034 (5n).

12           **SECTION 1762.** 50.02 (2) (d) 2. of the statutes is created to read:

13           50.02 **(2)** (d) 2. The time period for nursing homes to provide information to  
14 prospective residents under s. 50.04 (2g) (a) and the time period and method by which  
15 nursing homes shall make referrals to resource centers under s. 50.04 (2h) (a).

16           **SECTION 1765.** 50.033 (2r) of the statutes is repealed.

17           **SECTION 1766.** 50.033 (2s) of the statutes is repealed.

18           **SECTION 1767.** 50.033 (2t) of the statutes is repealed.

19           **SECTION 1769.** 50.034 (5m) of the statutes is amended to read:

20           50.034 **(5m)** PROVISION OF INFORMATION REQUIRED. Subject to sub. (5p), when a  
21 residential care apartment complex shall, within the time period after inquiry by  
22 first provides written material regarding the residential care apartment complex to  
23 a prospective resident that is prescribed by the department by rule, inform, the  
24 residential care apartment complex shall also provide the prospective resident of  
25 information specified by the department concerning the services of a resource center

1 under s. 46.283, the family care benefit under s. 46.286, and the availability of a  
2 functional screening and a financial screen and cost-sharing screening to determine  
3 the prospective resident's eligibility for the family care benefit under s. 46.286 (1).

4 **SECTION 1770.** 50.034 (5n) (intro.) of the statutes is amended to read:

5 50.034 (5n) REQUIRED REFERRAL. (intro.) Subject to sub. (5p), when a residential  
6 care apartment complex ~~shall, within the time period prescribed by the department~~  
7 ~~by rule, refer to a resource center under s. 46.283 a person who is seeking admission,~~  
8 first provides written material regarding the residential care apartment complex to  
9 a prospective resident who is at least 65 years of age or has developmental disability  
10 or a physical disability and whose disability or condition is expected to last at least  
11 90 days, the residential care apartment complex shall refer the prospective resident  
12 to a resource center under s. 46.283, unless any of the following applies:

13 **SECTION 1771.** 50.034 (5n) (a) of the statutes is amended to read:

14 50.034 (5n) (a) For a person ~~who has received a screen~~ for whom a screening  
15 for functional eligibility under s. 46.286 (1) (a) has been performed within the  
16 previous 6 months, the referral under this subsection need not include performance  
17 of an additional functional ~~screen~~ screening under s. 46.283 (4) (g).

18 **SECTION 1772.** 50.034 (5n) (d) of the statutes is amended to read:

19 50.034 (5n) (d) For a person who seeks admission or is about to be admitted on  
20 a private pay basis and who waives the requirement for a financial ~~screen~~ and  
21 cost-sharing screening under s. 46.283 (4) (g), the referral under this subsection may  
22 not include performance of a financial ~~screen~~ and cost-sharing screening under s.  
23 46.283 (4) (g), unless the person is expected to become eligible for medical assistance  
24 within 6 months.

25 **SECTION 1773.** 50.035 (4m) of the statutes is amended to read:

1           50.035 **(4m)** PROVISION OF INFORMATION REQUIRED. Subject to sub. (4p), when a  
2           community-based residential facility shall, ~~within the time period after inquiry by~~  
3           first provides written material regarding the community-based residential facility  
4           to a prospective resident that is prescribed by the department by rule, inform, the  
5           community-based residential facility shall also provide the prospective resident of  
6           information specified by the department concerning the services of a resource center  
7           under s. 46.283, the family care benefit under s. 46.286, and the availability of a  
8           functional screening and a financial screen and cost-sharing screening to determine  
9           the prospective resident's eligibility for the family care benefit under s. 46.286 (1).

10           **SECTION 1774.** 50.035 (4n) (intro.) of the statutes is amended to read:

11           50.035 **(4n)** REQUIRED REFERRAL. (intro.) ~~Subject to sub. (4p),~~ When a  
12           community-based residential facility shall, ~~within the time period prescribed by the~~  
13           ~~department by rule, refer to a resource center under s. 46.283 a person who is seeking~~  
14           ~~admission,~~ first provides written information regarding the community-based  
15           residential facility to a prospective resident who is at least 65 years of age or has  
16           developmental disability or a physical disability and whose disability or condition is  
17           expected to last at least 90 days, the community-based residential facility shall refer  
18           the individual to a resource center under s. 46.283 or, if the secretary has not certified  
19           under s. 46.281 (3) that a resource center is available in the area of the  
20           community-based residential facility to serve individuals in an eligibility group to  
21           which the prospective resident belongs, to the county department that administers  
22           a program under ss. 46.27 or 46.277, unless any of the following applies:

23           **SECTION 1775.** 50.035 (4n) (a) of the statutes is amended to read:

24           50.035 **(4n)** (a) For a person who has received a screen for whom a screening  
25           for functional eligibility under s. 46.286 (1) (a) has been performed within the

1 previous 6 months, the referral under this subsection need not include performance  
2 of an additional functional screen screening under s. 46.283 (4) (g).

3 **SECTION 1776.** 50.035 (4n) (d) of the statutes is amended to read:

4 50.035 (4n) (d) For a person who seeks admission or is about to be admitted on  
5 a private pay basis and who waives the requirement for a financial screen and  
6 cost-sharing screening under s. 46.283 (4) (g), the referral under this subsection may  
7 not include performance of a financial screen and cost-sharing screening under s.  
8 46.283 (4) (g), unless the person is expected to become eligible for medical assistance  
9 within 6 months.

10 **SECTION 1777.** 50.035 (4p) of the statutes is amended to read:

11 50.035 (4p) APPLICABILITY. Subsections Subsection (4m) and (4n) apply applies  
12 only if the secretary has certified under s. 46.281 (3) that a resource center is  
13 available for the community-based residential facility and for specified groups of  
14 eligible individuals that include those persons seeking admission to or the residents  
15 of the community-based residential facility.

16 **SECTION 1779.** 50.035 (7) of the statutes is repealed.

17 **SECTION 1780.** 50.035 (9) of the statutes is repealed.

18 **SECTION 1782.** 50.04 (2g) (a) of the statutes is amended to read:

19 50.04 (2g) (a) Subject to sub. (2i), a nursing home shall, within the time period  
20 after inquiry by a prospective resident that is prescribed by the department by rule,  
21 inform the prospective resident of the services of a resource center under s. 46.283,  
22 the family care benefit under s. 46.286, and the availability of a functional screening  
23 and a financial screen and cost-sharing screening to determine the prospective  
24 resident's eligibility for the family care benefit under s. 46.286 (1).

25 **SECTION 1783.** 50.04 (2h) (a) 1. of the statutes is amended to read:

1           50.04 (2h) (a) 1. For a person ~~who has received a screen~~ for whom a screening  
2 for functional eligibility under s. 46.286 (1) (a) has been performed within the  
3 previous 6 months, the referral under this paragraph need not include performance  
4 of an additional functional screen screening under s. 46.283 (4) (g).

5           **SECTION 1784.** 50.04 (2h) (a) 4. of the statutes is amended to read:

6           50.04 (2h) (a) 4. For a person who seeks admission or is about to be admitted  
7 on a private pay basis and who waives the requirement for a financial screen and  
8 cost-sharing screening under s. 46.283 (4) (g), the referral under this subsection may  
9 not include performance of a financial screen and cost-sharing screening under s.  
10 46.283 (4) (g), unless the person is expected to become eligible for medical assistance  
11 within 6 months.

12           **SECTION 1792.** 50.06 (7) of the statutes is amended to read:

13           50.06 (7) An individual who consents to an admission under this section may  
14 request that an assessment be conducted for the incapacitated individual under the  
15 long-term support community options program under s. 46.27 (6) or, if the secretary  
16 has certified under s. 46.281 (3) that a resource center is available for the individual,  
17 a functional screening and a financial screen and cost-sharing screening to  
18 determine eligibility for the family care benefit under s. 46.286 (1). If admission is  
19 sought on behalf of the incapacitated individual or if the incapacitated individual is  
20 about to be admitted on a private pay basis, the individual who consents to the  
21 admission may waive the requirement for a financial screen and cost-sharing  
22 screening under s. 46.283 (4) (g), unless the incapacitated individual is expected to  
23 become eligible for medical assistance within 6 months.

24           **SECTION 1799m.** 50.135 (3) of the statutes is amended to read:



1           50.135 **(3)** EXEMPTION. The inpatient health care facilities under ss. 45.50,  
2           48.62, 51.05, 51.06, 233.40, 233.41, ~~233.42~~ and 252.10 are exempt from this section.

3           **SECTION 1800.** 50.14 (2) (intro.) of the statutes is amended to read:

4           50.14 **(2)** (intro.) For the privilege of doing business in this state, there is  
5           imposed on all licensed beds of a facility an assessment ~~that may not exceed \$445 per~~  
6           ~~calendar month per licensed bed of an intermediate care facility for the mentally~~  
7           ~~retarded and an assessment that may not exceed \$75 in the following amount per~~  
8           calendar month per licensed bed of ~~a nursing home.~~ the facility:

9           **(2g)** The assessment moneys collected under this section shall be deposited in  
10          ~~the general fund, except amounts in excess of \$13,800,000 shall be deposited in the~~  
11          Medical Assistance trust fund.

12          **(2r)** In determining the number of licensed beds, all of the following apply:

13          **SECTION 1801g.** 50.14 (2) (a) of the statutes is renumbered 50.14 (2r) (a).

14          **SECTION 1802.** 50.14 (2) (am) of the statutes is created to read:

15          50.14 **(2)** (am) For nursing homes, an amount not to exceed \$75.

16          **SECTION 1803m.** 50.14 (2) (b) of the statutes is renumbered 50.14 (2r) (b).

17          **SECTION 1804.** 50.14 (2) (bm) of the statutes is created to read:

18          50.14 **(2)** (bm) For intermediate care facilities for the mentally retarded, an  
19          amount calculated by multiplying the projected annual gross revenues of all  
20          intermediate care facilities for the mentally retarded in this state by 0.055, dividing  
21          the product by the number of licensed beds of intermediate care facilities in this state  
22          and dividing the quotient by 12.

23          **SECTION 1805.** 50.14 (2m) of the statutes is created to read:

24          50.14 **(2m)** Prior to each state fiscal year, the department shall calculate the  
25          amount of the assessment under sub. (2) (bm) that shall apply during the fiscal year.

1 The department may reduce the assessment amount during a state fiscal year to  
2 avoid collecting for the fiscal year an amount in bed assessment receipts under sub.  
3 (2) (bm) that exceeds 5.5 percent of the aggregate gross revenues for intermediate  
4 care facilities for the mentally retarded for the fiscal year.

5 **SECTION 1806.** 50.36 (2) (c) of the statutes is repealed.

6 **SECTION 1808.** 50.38 of the statutes is repealed.

7 **SECTION 1809.** 50.49 (6m) (am) of the statutes is created to read:

8 50.49 **(6m)** (am) An entity with which a care management organization, as  
9 defined in s. 46.2805 (1), contracts for care management services under s. 46.284 (4)  
10 (d), for purposes of providing the contracted services.

11 **SECTION 1810.** 50.498 (1m) of the statutes is amended to read:

12 50.498 **(1m)** If an individual who applies for a certificate of approval, license  
13 or provisional license under sub. (1) does not have a social security number, the  
14 individual, as a condition of obtaining the certificate of approval, license or  
15 provisional license, shall submit a statement made or subscribed under oath or  
16 affirmation to the department that the applicant does not have a social security  
17 number. The form of the statement shall be prescribed by the department of  
18 ~~workforce development~~ children and families. A certificate of approval, license or  
19 provisional license issued in reliance upon a false statement submitted under this  
20 subsection is invalid.

21 **SECTION 1810r.** 51.03 (6) of the statutes is created to read:

22 51.03 **(6)** The department shall issue a request for proposals to provide  
23 pharmacy management services for all state treatment facilities.

24 **SECTION 1811.** 51.032 (1m) of the statutes is amended to read:

1           51.032 **(1m)** If an individual who applies for a certification or approval under  
2 sub. (1) does not have a social security number, the individual, as a condition of  
3 obtaining the certification or approval, shall submit a statement made or subscribed  
4 under oath or affirmation to the department that the applicant does not have a social  
5 security number. The form of the statement shall be prescribed by the department  
6 of ~~workforce development~~ children and families. A certification or approval issued  
7 in reliance upon a false statement submitted under this subsection is invalid.

8           **SECTION 1812.** 51.038 of the statutes is amended to read:

9           **51.038 Outpatient mental health clinic certification.** Except as provided  
10 in s. 51.032, if a facility that provides mental health services on an outpatient basis  
11 holds current accreditation from the council on accreditation of services for families  
12 and children, the department may accept evidence of this accreditation as equivalent  
13 to the standards established by the department, for the purpose of certifying the  
14 facility for the receipt of funds for services provided as a benefit to a medical  
15 assistance recipient under s. 49.46 (2) (b) 6. f. or 49.471 (11) (k), a community aids  
16 funding recipient under s. 51.423 (2) or as mandated coverage under s. 632.89.

17           **SECTION 1813.** 51.04 of the statutes is amended to read:

18           **51.04 Treatment facility certification.** Except as provided in s. 51.032, any  
19 treatment facility may apply to the department for certification of the facility for the  
20 receipt of funds for services provided as a benefit to a medical assistance recipient  
21 under s. 49.46 (2) (b) 6. f. or 49.471 (11) (k) or to a community aids funding recipient  
22 under s. 51.423 (2) or provided as mandated coverage under s. 632.89. The  
23 department shall annually charge a fee for each certification.

24           **SECTION 1814.** 51.15 (9) of the statutes is amended to read:

1           51.15 **(9)** NOTICE OF RIGHTS. At the time of detention the individual shall be  
2 informed by the director of the facility or such person’s designee, both orally and in  
3 writing, of his or her right to contact an attorney and a member of his or her  
4 immediate family, the right to have an attorney provided at public expense, as  
5 provided under s. 967.06 and ch. 977, if the individual is a child or is indigent, 51.60,  
6 and the right to remain silent and that the individual’s statements may be used as  
7 a basis for commitment. The individual shall also be provided with a copy of the  
8 statement of emergency detention.

9           **SECTION 1815.** 51.20 (3) of the statutes is amended to read:

10           51.20 **(3)** LEGAL COUNSEL. At the time of the filing of the petition the court shall  
11 assure that the subject individual is represented by adversary counsel. ~~If the~~  
12 ~~individual claims or appears to be indigent, the court shall refer the person to the~~  
13 ~~authority for indigency determinations specified under s. 977.07 (1).~~ ~~If the~~  
14 ~~individual is a child, the court shall refer that child~~ by referring the individual to the  
15 state public defender, who shall appoint counsel for the child individual without a  
16 determination of indigency, as provided in s. ~~48.23 (4)~~ 51.60.

17           **SECTION 1816.** 51.20 (18) (c) of the statutes is amended to read:

18           51.20 **(18)** (c) Expenses of the proceedings from the presentation of the  
19 statement of emergency detention or petition for commitment to the conclusion of the  
20 proceeding shall be allowed by the court and paid by the county from which the  
21 subject individual is detained, committed, or released, in the manner that the  
22 expenses of a criminal prosecution are paid, as provided in s. 59.64 (1). ~~Payment of~~  
23 ~~attorney fees for appointed attorneys in the case of children and indigents shall be~~  
24 ~~in accordance with ch. 977.~~

25           **SECTION 1817.** 51.30 (4) (b) 27. of the statutes is amended to read:

1           51.30 **(4)** (b) 27. For the purpose of entering information concerning the subject  
2 individual into the statewide automated child welfare information system  
3 established under s. ~~46.03~~ 48.47 (7g).

4           **SECTION 1818.** 51.35 (1) (e) 1. of the statutes is amended to read:

5           51.35 **(1)** (e) 1. Whenever any transfer between different treatment facilities  
6 results in a greater restriction of personal freedom for the patient and whenever the  
7 patient is transferred from outpatient to inpatient status, the department or the  
8 county department specified under par. (a) shall inform the patient both orally and  
9 in writing of his or her right to contact an attorney and a member of his or her  
10 immediate family, the right to have counsel provided at public expense, as provided  
11 under s. ~~967.06~~ and ch. ~~977~~, if the patient is a child or is indigent 51.60, and the right  
12 to petition a court in the county in which the patient is located or the committing  
13 court for a review of the transfer.

14           **SECTION 1819.** 51.35 (1) (e) 2. c. of the statutes is amended to read:

15           51.35 **(1)** (e) 2. c. The patient's right to have counsel provided at public expense,  
16 as provided under s. ~~967.06~~ and ch. ~~977~~, if the patient is a child or is indigent 51.60.

17           **SECTION 1819m.** 51.42 (3) (ar) 4. b. of the statutes is amended to read:

18           51.42 **(3)** (ar) 4. b. Comprehensive diagnostic and evaluation services,  
19 including assessment as specified under ss. 114.09 (2) (bm), 343.30 (1q) and 343.305  
20 (10) and assessments under ss. 48.295 (1) and 938.295 (1).

21           **SECTION 1820.** 51.42 (3) (as) 1. of the statutes is amended to read:

22           51.42 **(3)** (as) 1. A county department of community programs shall authorize  
23 all care of any patient in a state, local, or private facility under a contractual  
24 agreement between the county department of community programs and the facility,  
25 unless the county department of community programs governs the facility. The need

1 for inpatient care shall be determined by the program director or designee in  
2 consultation with and upon the recommendation of a licensed physician trained in  
3 psychiatry and employed by the county department of community programs or its  
4 contract agency. In cases of emergency, a facility under contract with any county  
5 department of community programs shall charge the county department of  
6 community programs having jurisdiction in the county where the patient is found.  
7 The county department of community programs shall reimburse the facility for the  
8 actual cost of all authorized care and services less applicable collections under s.  
9 46.036, unless the department of health and family services determines that a  
10 charge is administratively infeasible, or unless the department of health and family  
11 services, after individual review, determines that the charge is not attributable to the  
12 cost of basic care and services. Except as provided in subd. 1m., a county department  
13 of community programs may not reimburse any state institution or receive credit for  
14 collections for care received ~~therein~~ in a state institution by nonresidents of this  
15 state, interstate compact clients, transfers under s. 51.35 (3), and transfers from  
16 Wisconsin state prisons under s. 51.37 (5) (a), commitments under s. 975.01, 1977  
17 stats., or s. 975.02, 1977 stats., or s. 971.14, 971.17 or 975.06 or admissions under s.  
18 975.17, 1977 stats., or children placed in the guardianship of the department of  
19 ~~health and family services~~ children and families under s. 48.427 or 48.43 or under  
20 the supervision of the department of corrections under s. 938.183 or 938.355. The  
21 exclusionary provisions of s. 46.03 (18) do not apply to direct and indirect costs ~~which~~  
22 that are attributable to care and treatment of the client.

23 **SECTION 1821.** 51.42 (3) (e) of the statutes is amended to read:

24 51.42 (3) (e) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78  
25 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3)

1 (c) and 938.78 (2) (a), any subunit of a county department of community programs  
2 or tribal agency acting under this section may exchange confidential information  
3 about a client, without the informed consent of the client, with any other subunit of  
4 the same county department of community programs or tribal agency, with a  
5 resource center, a care management organization, or a family long-term care  
6 district, or with any person providing services to the client under a purchase of  
7 services contract with the county department of community programs or tribal  
8 agency or with a resource center, care management organization, or family  
9 long-term care district, if necessary to enable an employee or service provider to  
10 perform his or her duties, or to enable the county department of community  
11 programs or tribal agency to coordinate the delivery of services to the client. Any  
12 agency releasing information under this paragraph shall document that a request  
13 was received and what information was provided.

14 **SECTION 1821m.** 51.423 (2) of the statutes is amended to read:

15 51.423 (2) From the appropriations under s. 20.435 (7) (b) and (o), the  
16 department shall distribute the funding for services provided or purchased by county  
17 departments under s. 46.23, 51.42, or 51.437 to such county departments as provided  
18 under s. 46.40. County matching funds are required for the distributions under s.  
19 46.40 (2) and (9) (b). Each county's required match for the distributions under s.  
20 46.40 (2) for a year equals 9.89% of the total of the county's distributions under s.  
21 46.40 (2) for that year for which matching funds are required plus the amount the  
22 county was required by s. 46.26 (2) (c), 1985 stats., to spend for juvenile  
23 delinquency-related services from its distribution for 1987. Each county's required  
24 match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of that  
25 county's amounts described in s. 46.40 (9) (~~a~~) (ar) (intro.) for that year. Matching

1 funds may be from county tax levies, federal and state revenue sharing funds, or  
2 private donations to the counties that meet the requirements specified in sub. (5).  
3 Private donations may not exceed 25% of the total county match. If the county match  
4 is less than the amount required to generate the full amount of state and federal  
5 funds distributed for this period, the decrease in the amount of state and federal  
6 funds equals the difference between the required and the actual amount of county  
7 matching funds.

8 **SECTION 1822.** 51.437 (4r) (b) of the statutes is amended to read:

9 51.437 (4r) (b) Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83,  
10 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), any  
11 subunit of a county department of developmental disabilities services or tribal  
12 agency acting under this section may exchange confidential information about a  
13 client, without the informed consent of the client, with any other subunit of the same  
14 county department of developmental disabilities services or tribal agency, with a  
15 resource center, a care management organization, or a family long-term care  
16 district, or with any person providing services to the client under a purchase of  
17 services contract with the county department of developmental disabilities services  
18 or tribal agency or with a resource center, a care management organization, or a  
19 family long-term care district, if necessary to enable an employee or service provider  
20 to perform his or her duties, or to enable the county department of developmental  
21 disabilities services or tribal agency to coordinate the delivery of services to the  
22 client. Any agency releasing information under this paragraph shall document that  
23 a request was received and what information was provided.

24 **SECTION 1823.** 51.437 (4rm) (a) of the statutes is amended to read:



1           51.437 (4rm) (a) A county department of developmental disabilities services  
2 shall authorize all care of any patient in a state, local, or private facility under a  
3 contractual agreement between the county department of developmental disabilities  
4 services and the facility, unless the county department of developmental disabilities  
5 services governs the facility. The need for inpatient care shall be determined by the  
6 program director or designee in consultation with and upon the recommendation of  
7 a licensed physician trained in psychiatry and employed by the county department  
8 of developmental disabilities services or its contract agency prior to the admission  
9 of a patient to the facility except in the case of emergency services. In cases of  
10 emergency, a facility under contract with any county department of developmental  
11 disabilities services shall charge the county department of developmental  
12 disabilities services having jurisdiction in the county where the individual receiving  
13 care is found. The county department of developmental disabilities services shall  
14 reimburse the facility, except as provided under par. (c), for the actual cost of all  
15 authorized care and services less applicable collections under s. 46.036, unless the  
16 department of health and family services determines that a charge is  
17 administratively infeasible, or unless the department of health and family services,  
18 after individual review, determines that the charge is not attributable to the cost of  
19 basic care and services. The exclusionary provisions of s. 46.03 (18) do not apply to  
20 direct and indirect costs which are attributable to care and treatment of the client.  
21 County departments of developmental disabilities services may not reimburse any  
22 state institution or receive credit for collections for care received therein in a state  
23 institution by nonresidents of this state, interstate compact clients, transfers under  
24 s. 51.35 (3) (a), commitments under s. 975.01, 1977 stats., or s. 975.02, 1977 stats.,  
25 or s. 971.14, 971.17 or 975.06, admissions under s. 975.17, 1977 stats., children

1 placed in the guardianship of the department of ~~health and family services~~ children  
2 and families under s. 48.427 or 48.43 or juveniles under the supervision of the  
3 department of corrections under s. 938.183 or 938.355.

4 **SECTION 1824b.** 51.437 (14) (i) of the statutes is created to read:

5 51.437 (14) (i) Ensure that the matching-funds requirement for the state  
6 developmental disabilities councils grant, as received from the federal department  
7 of health and human services, is met by reporting to the federal department of health  
8 and human services expenditures made for the provision of developmental  
9 disabilities services under the basic county allocation distributed under s. 46.40 (2).

10 **SECTION 1827.** 51.45 (12) (b) (intro.), 1. and 3. of the statutes are consolidated,  
11 renumbered 51.45 (12) (b) and amended to read:

12 51.45 (12) (b) The physician, spouse, guardian, or a relative of the person  
13 sought to be committed, or any other responsible person, may petition a circuit court  
14 commissioner or the circuit court of the county in which the person sought to be  
15 committed resides or is present for commitment under this subsection. The petition  
16 shall: ~~1. State state~~ state facts to support the need for emergency treatment; ~~3. Be and~~  
17 be supported by one or more affidavits ~~which that~~ that aver with particularity the factual  
18 basis for the allegations contained in the petition.

19 **SECTION 1828.** 51.45 (12) (b) 2. of the statutes is repealed.

20 **SECTION 1829.** 51.45 (12) (c) 2. of the statutes is amended to read:

21 51.45 (12) (c) 2. Assure that the person sought to be committed is represented  
22 by counsel and, ~~if the person claims or appears to be indigent, refer the person to the~~  
23 ~~authority for indigency determinations specified under s. 977.07 (1) or, if the person~~  
24 ~~is a child, refer that child by~~ referring the person to the state public defender, who

1 shall appoint counsel for the child person without a determination of indigency, as  
2 provided in s. ~~48.23 (4)~~ 51.60.

3 **SECTION 1830.** 51.45 (13) (b) 2. of the statutes is amended to read:

4 51.45 (13) (b) 2. Assure that the person is represented by counsel and, ~~if the~~  
5 ~~person claims or appears to be indigent, refer the person to the authority for~~  
6 ~~indigency determinations specified under s. 977.07 (1) or, if the person is a child, refer~~  
7 ~~that child~~ by referring the person to the state public defender, who shall appoint  
8 counsel for the child person without a determination of indigency, as provided in s.  
9 ~~48.23 (4)~~ 51.60. The person shall be represented by counsel at the preliminary  
10 hearing under par. (d). The person may, with the approval of the court, waive his or  
11 her right to representation by counsel at the full hearing under par. (f).

12 **SECTION 1831.** 51.45 (13) (d) of the statutes is amended to read:

13 51.45 (13) (d) Whenever it is desired to involuntarily commit a person, a  
14 preliminary hearing shall be held under this paragraph. The purpose of the  
15 preliminary hearing shall be to determine if there is probable cause for believing that  
16 the allegations of the petition under par. (a) are true. The court shall assure that the  
17 ~~person shall be~~ is represented by counsel at the preliminary hearing and, ~~if the~~  
18 ~~person is a child or is indigent, by referring the person to the state public defender,~~  
19 who shall appoint counsel shall ~~timely be appointed at public expense, as provided~~  
20 ~~in s. 967.06 and ch. 977~~ for the person without a determination of indigency, as  
21 provided in s. 51.60. Counsel shall have access to all reports and records, psychiatric  
22 and otherwise, which have been made prior to the preliminary hearing. The person  
23 shall be present at the preliminary hearing and shall be afforded a meaningful  
24 opportunity to be heard. Upon failure to make a finding of probable cause under this

1 paragraph, the court shall dismiss the petition and discharge the person from the  
2 custody of the county department.

3 **SECTION 1832.** 51.45 (13) (j) of the statutes is amended to read:

4 51.45 **(13)** (j) Upon the filing of a petition for recommitment under par. (h), the  
5 court shall fix a date for a recommitment hearing within 10 days, and assure that the  
6 person sought to be recommitted is represented by counsel and, if the person is  
7 indigent, appoint by referring the person to the state public defender, who shall  
8 appoint counsel for him or her, unless waived for the person without a determination  
9 of indigency, as provided in s. 51.60. The provisions of par. (e) relating to notice and  
10 to access to records, names of witnesses, and summaries of their testimony shall  
11 apply to recommitment hearings under this paragraph. At the recommitment  
12 hearing, the court shall proceed as provided under pars. (f) and (g).

13 **SECTION 1833.** 51.45 (16) (c) of the statutes is repealed.

14 **SECTION 1834.** 51.60 of the statutes is created to read:

15 **51.60 Appointment of counsel. (1) ADULTS.** (a) In any situation under this  
16 chapter in which an adult individual has a right to be represented by counsel, the  
17 individual shall be referred as soon as practicable to the state public defender, who  
18 shall appoint counsel for the individual under s. 977.08 without a determination of  
19 indigency.

20 (b) Except as provided in s. 51.45 (13) (b) 2., par. (a) does not apply if the  
21 individual knowingly and voluntarily waives counsel.

22 **(2) MINORS.** In any situation under this chapter in which a minor has a right  
23 to be represented by counsel, counsel for the minor shall be appointed as provided  
24 in s. 48.23 (4).

1           **(3) RETAINED COUNSEL.** Notwithstanding subs. (1) and (2), an individual subject  
2 to proceedings under this chapter is entitled to retain counsel of his or her own  
3 choosing at his or her own expense.

4           **SECTION 1835.** 51.605 of the statutes is created to read:

5           **51.605 Reimbursement for counsel provided by the state. (1) INQUIRY.**

6 At or after the conclusion of a proceeding under this chapter in which the state public  
7 defender has provided counsel for an adult individual, the court may inquire as to  
8 the individual's ability to reimburse the state for the costs of representation. If the  
9 court determines that the individual is able to make reimbursement for all or part  
10 of the costs of representation, the court may order the individual to reimburse the  
11 state an amount not to exceed the maximum amount established by the public  
12 defender board under s. 977.075 (4). Upon the court's request, the state public  
13 defender shall conduct a determination of indigency under s. 977.07 and report the  
14 results of the determination to the court.

15           **(2) PAYMENT.** Reimbursement ordered under this section shall be made to the  
16 clerk of courts of the county where the proceedings took place. The clerk of courts  
17 shall transmit payments under this section to the county treasurer, who shall deposit  
18 25 percent of the payment amount in the county treasury and transmit the  
19 remainder to the secretary of administration. Payments transmitted to the  
20 secretary of administration shall be deposited in the general fund and credited to the  
21 appropriation account under s. 20.550 (1) (L).

22           **(3) REPORT.** By January 31st of each year, the clerk of courts for each county  
23 shall report to the state public defender the total amount of reimbursements ordered  
24 under sub. (1) in the previous calendar year and the total amount of reimbursements  
25 paid to the clerk under sub. (2) in the previous year.

1           **SECTION 1835c.** 51.62 (3m) of the statutes is amended to read:

2           51.62 **(3m)** FUNDING. From the appropriation under s. 20.435 (7) (md), the  
3 department ~~may not~~ shall distribute ~~more than~~ \$75,000 in each fiscal year to the  
4 protection and advocacy agency for performance of community mental health  
5 protection and advocacy services.

6           **SECTION 1836.** 55.10 (4) (a) of the statutes is amended to read:

7           55.10 **(4)** (a) *Counsel; costs.* The individual sought to be protected has the right  
8 to counsel whether or not the individual is present at the hearing on the petition.  
9 The court shall require representation by full legal counsel whenever the petition  
10 alleges that the individual is not competent to refuse psychotropic medication under  
11 s. 55.14, the individual sought to be protected requested such representation at least  
12 72 hours before the hearing, the guardian ad litem or any other person states that  
13 the individual sought to be protected is opposed to the petition, or the court  
14 determines that the interests of justice require it. If the individual sought to be  
15 protected or any other person on his or her behalf requests but is unable to obtain  
16 legal counsel, the court shall ~~appoint~~ refer the individual to the state public defender  
17 as provided under s. 55.105 for appointment of legal counsel. ~~Counsel shall be~~  
18 ~~provided at public expense, as provided under s. 967.06 and ch. 977, if the individual~~  
19 ~~is indigent. If the individual sought to be protected is an adult who is indigent, and~~  
20 ~~if counsel was not appointed under s. 977.08, the county in which the hearing is held~~  
21 ~~is liable for any fees due the individual's legal counsel.~~ If the individual sought to  
22 be protected is represented by counsel appointed under s. 977.08 in a proceeding for  
23 the appointment of a guardian under s. ~~880.33~~ ch. 54, the court shall order the  
24 counsel appointed under s. 977.08 to represent under this section the individual  
25 sought to be protected.

1           **SECTION 1837.** 55.105 of the statutes is created to read:

2           **55.105 Appointment of counsel. (1)** In any situation under this chapter in  
3 which an adult individual has a right to be represented by legal counsel, the  
4 individual shall be referred as soon as practicable to the state public defender, who  
5 shall appoint counsel for the individual under s. 977.08 without a determination of  
6 indigency.

7           **(2)** In any situation under this chapter in which a minor has a right to be  
8 represented by legal counsel, legal counsel for the minor shall be appointed as  
9 provided in s. 48.23 (4).

10           **(3)** Notwithstanding subs. (1) and (2), an individual subject to proceedings  
11 under this chapter is entitled to retain counsel of his or her own choosing at his or  
12 her own expense.

13           **SECTION 1838.** 55.107 of the statutes is created to read:

14           **55.107 Reimbursement of counsel provided by the state. (1)** At or after  
15 the conclusion of a proceeding under this chapter in which the state public defender  
16 has provided legal counsel for an adult individual, the court may inquire as to the  
17 individual's ability to reimburse the state for the costs of representation. If the court  
18 determines that the individual is able to make reimbursement for all or part of the  
19 costs of representation, the court may order the individual to reimburse the state an  
20 amount not to exceed the maximum amount established by the public defender board  
21 under s. 977.075 (4). Upon the court's request, the state public defender shall  
22 conduct a determination of indigency under s. 977.07 and report the results of the  
23 determination to the court.

24           **(2)** Reimbursement ordered under this section shall be made to the clerk of  
25 courts of the county where the proceedings took place. The clerk of courts shall

1 transmit payments under this section to the county treasurer, who shall deposit 25  
2 percent of the payment amount in the county treasury and transmit the remainder  
3 to the secretary of administration. Payments transmitted to the secretary of  
4 administration shall be deposited in the general fund and credited to the  
5 appropriation account under s. 20.550 (1) (L).

6 (3) By January 31st of each year, the clerk of courts for each county shall report  
7 to the state public defender the total amount of reimbursements ordered under sub.  
8 (1) in the previous calendar year and the total amount of reimbursements paid to the  
9 clerk under sub. (2) in the previous year.

10 **SECTION 1839.** 55.135 (1) of the statutes is amended to read:

11 55.135 (1) If, ~~upon a credible report to or~~, from personal observation of, or a  
12 reliable report made by a person who identifies himself or herself to, a sheriff, police  
13 officer, fire fighter, guardian, if any, or authorized representative of a county  
14 department or an agency with which it contracts under s. 55.02 (2), it appears  
15 probable that an individual is so totally incapable of providing for his or her own care  
16 or custody as to create a substantial risk of serious physical harm to himself or herself  
17 or others as a result of developmental disabilities, degenerative brain disorder,  
18 serious and persistent mental illness, or other like incapacities if not immediately  
19 placed, the individual ~~under this paragraph who received the credible report or who~~  
20 personally made the observation or to whom the report is made may take into custody  
21 and transport the individual to an appropriate medical or protective placement  
22 facility. The person making emergency protective placement shall prepare a  
23 statement at the time of detention providing specific factual information concerning  
24 the person's observations or reports made to the person and the basis for emergency  
25 placement. The statement shall be filed with the director of the facility and with any



1 petition under s. 55.075. At the time of emergency protective placement the  
2 individual shall be informed by the director of the facility or the director's designee,  
3 orally and in writing, of his or her right to contact an attorney and a member of his  
4 or her immediate family and the right to have an attorney provided at public  
5 expense, as provided under ~~s. 967.06 and ch. 977~~, if the individual is a minor or is  
6 indigent s. 55.105. The director or designee shall also provide the individual with  
7 a copy of the statement by the person making emergency protective placement.

8 **SECTION 1840.** 55.14 (7) of the statutes is amended to read:

9 55.14 (7) Upon the filing of a petition under this section, the court shall ~~appoint~~  
10 make a referral for appointment of legal counsel as provided under s. 55.105. A  
11 petition under this section shall be heard ~~under s. 55.10 (4) (a) s. 55.06~~ within 30 days  
12 after it is filed.

13 **SECTION 1841.** 55.15 (7) (cm) of the statutes is amended to read:

14 55.15 (7) (cm) The court shall ~~appoint counsel for~~ refer the individual under  
15 protective placement for appointment of legal counsel as provided under s. 55.105 if  
16 the individual, the individual's guardian ad litem, or anyone on the individual's  
17 behalf requests that counsel be appointed for the individual.

18 **SECTION 1842.** 55.18 (3) (c) (intro.) of the statutes is amended to read:

19 55.18 (3) (c) (intro.) The court shall ~~order legal counsel for~~ refer an individual  
20 and, if the individual appears to be indigent, ~~refer him or her to the authority for~~  
21 indigency determinations under s. 977.07 (1) for appointment of legal counsel under  
22 s. 55.105 if any of the following apply:

23 **SECTION 1843.** 55.19 (3) (c) (intro.) of the statutes is amended to read:

24 55.19 (3) (c) (intro.) The court shall ~~order legal counsel for~~ refer an individual  
25 and, if the individual appears to be indigent, ~~refer him or her to the authority for~~

1 ~~indigency determinations under s. 977.07 (1) for appointment of legal counsel under~~  
2 s. 55.105 if any of the following apply:

3 **SECTION 1844.** 59.22 (2) (c) 2. of the statutes is amended to read:

4 59.22 **(2)** (c) 2. No action of the board may be contrary to or in derogation of the  
5 rules of the department of ~~workforce development~~ children and families under s.  
6 49.78 (4) to (7) relating to employees administering old-age assistance, aid to  
7 families with dependent children, aid to the blind, or aid to totally and permanently  
8 disabled persons or ss. 63.01 to 63.17.

9 **SECTION 1845.** 59.40 (2) (p) of the statutes is amended to read:

10 59.40 **(2)** (p) Cooperate with the department of ~~workforce development~~ children  
11 and families with respect to the child and spousal support and establishment of  
12 paternity and medical support liability program under ss. 49.22 and 59.53 (5), and  
13 provide that department with any information from court records which it requires  
14 to administer that program.

15 **SECTION 1846.** 59.52 (4) (a) 18. of the statutes is amended to read:

16 59.52 **(4)** (a) 18. Case records and other record material of all public assistance  
17 that are kept as required under ch. 49, if no payments have been made for at least  
18 3 years and if a face sheet or similar record of each case and a financial record of all  
19 payments for each aid account are preserved in accordance with rules adopted by the  
20 department of health and family services or by the department of ~~workforce~~  
21 ~~development~~ children and families. If the department of health and family services  
22 or the department of ~~workforce development~~ children and families has preserved  
23 such case records and other record material on computer disc or tape or similar  
24 device, a county may destroy the original records and record material under rules

1 adopted by the department that has preserved those case records or other record  
2 material.

3 **SECTION 1847.** 59.53 (3) of the statutes is amended to read:

4 59.53 (3) COMMUNITY ACTION AGENCIES. The board may appropriate funds for  
5 promoting and assisting any community action agency under s. ~~46.30~~ 49.265.

6 **SECTION 1848.** 59.53 (5) (a) of the statutes is amended to read:

7 59.53 (5) (a) The board shall contract with the department of ~~workforce~~  
8 ~~development~~ children and families to implement and administer the child and  
9 spousal support and establishment of paternity and the medical support liability  
10 programs provided for by Title IV of the federal social security act. The board may  
11 designate by board resolution any office, officer, board, department, or agency, except  
12 the clerk of circuit court, as the county child support agency. The board or county  
13 child support agency shall implement and administer the programs in accordance  
14 with the contract with the department of ~~workforce development~~ children and  
15 families. The attorneys responsible for support enforcement under sub. (6) (a),  
16 circuit court commissioners, and all other county officials shall cooperate with the  
17 county and the department of ~~workforce development~~ children and families as  
18 necessary to provide the services required under the programs. The county shall  
19 charge the fee established by the department of ~~workforce development~~ children and  
20 families under s. 49.22 for services provided under this paragraph to persons not  
21 receiving benefits under s. 49.148 or 49.155 or assistance under s. ~~46.261~~ 48.645,  
22 49.19, or 49.47.

23 **SECTION 1849.** 59.53 (5) (a) of the statutes, as affected by 2007 Wisconsin Act  
24 .... (this act), is amended to read:

1           59.53 (5) (a) The board shall contract with the department of children and  
2 families to implement and administer the child and spousal support and  
3 establishment of paternity and the medical support liability programs provided for  
4 by Title IV of the federal social security act. The board may designate by board  
5 resolution any office, officer, board, department or agency, except the clerk of circuit  
6 court, as the county child support agency. The board or county child support agency  
7 shall implement and administer the programs in accordance with the contract with  
8 the department of children and families. The attorneys responsible for support  
9 enforcement under sub. (6) (a), circuit court commissioners and all other county  
10 officials shall cooperate with the county and the department of children and families  
11 as necessary to provide the services required under the programs. The county shall  
12 charge the fee established by the department of children and families under s. 49.22  
13 for services provided under this paragraph to persons not receiving benefits under  
14 s. 49.148 or 49.155 or assistance under s. 48.645, 49.19, ~~or 49.46, 49.465, 49.47,~~  
15 49.471, or 49.472.

16           **SECTION 1850.** 59.53 (5) (b) of the statutes is amended to read:

17           59.53 (5) (b) The county child support agency under par. (a) shall electronically  
18 enter into the statewide data system related to child and spousal support payments  
19 that is operated by the department of ~~workforce development~~ children and families  
20 the terms of any order made or judgment granted in the circuit court of the county  
21 requiring payments under s. 948.22 (7) or ch. 767 or 769 that are directed under s.  
22 767.57 (1) to be paid to the department of ~~workforce development~~ children and  
23 families or its designee. The county child support agency shall enter the terms of any  
24 such order or judgment within the time required by federal law and shall enter

1 revisions ordered by the court to any order or judgment the terms of which are  
2 maintained on the data system.

3 **SECTION 1851c.** 59.58 (6) (cg) 3. of the statutes is created to read:

4 59.58 (6) (cg) 3. The authority may not use any revenues received under subd.  
5 1. for lobbying activities or to contract for lobbying services.

6 **SECTION 1852.** 59.69 (15) (intro.) of the statutes is amended to read:

7 59.69 (15) COMMUNITY AND OTHER LIVING ARRANGEMENTS. (intro.) For purposes  
8 of this section, the location of a community living arrangement for adults, as defined  
9 in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
10 (1), a foster home, as defined in s. 48.02 (6), a treatment foster home, as defined in  
11 s. 48.02 (17q), or an adult family home, as defined in s. 50.01 (1), in any municipality,  
12 shall be subject to the following criteria:

13 **SECTION 1853.** 59.69 (15) (c) of the statutes is amended to read:

14 59.69 (15) (c) ~~Where~~ If the community living arrangement has capacity for 8  
15 or fewer persons being served by the program, meets the criteria listed in pars. (a)  
16 and (b), and is licensed, operated, or permitted under the authority of the department  
17 of health and family services or the department of children and families, that facility  
18 is entitled to locate in any residential zone, without being required to obtain special  
19 zoning permission except as provided in par. (i).

20 **SECTION 1854.** 59.69 (15) (d) of the statutes is amended to read:

21 59.69 (15) (d) ~~Where~~ If the community living arrangement has capacity for 9  
22 to 15 persons being served by the program, meets the criteria listed in pars. (a) and  
23 (b), and is licensed, or operated, or permitted under the authority of the department  
24 of health and family services or the department of children and families, the facility  
25 is entitled to locate in any residential area except areas zoned exclusively for

1 single-family or 2-family residences, except as provided in par. (i), but is entitled to  
2 apply for special zoning permission to locate in those areas. The municipality may  
3 grant special zoning permission at its discretion and shall make a procedure  
4 available to enable such facilities to request such permission.

5 **SECTION 1855.** 59.69 (15) (e) of the statutes is amended to read:

6 59.69 (15) (e) ~~Where~~ If the community living arrangement has capacity for  
7 serving 16 or more persons, meets the criteria listed in pars. (a) and (b), and is  
8 licensed, operated, or permitted under the authority of the department of health and  
9 family services or the department of children and families, that facility is entitled to  
10 apply for special zoning permission to locate in areas zoned for residential use. The  
11 municipality may grant special zoning permission at its discretion and shall make  
12 a procedure available to enable such facilities to request such permission.

13 **SECTION 1856.** 59.69 (15) (f) of the statutes is amended to read:

14 59.69 (15) (f) The department of health and family services shall designate a  
15 single subunit within the that department to maintain appropriate records  
16 indicating the location and the capacity of each community living arrangement for  
17 adults, and the information shall be available to the public. The department of  
18 children and families shall designate a single subunit within that department to  
19 maintain appropriate records indicating the location and the capacity of each  
20 community living arrangement for children, and the information shall be available  
21 to the public.

22 **SECTION 1857.** 59.69 (15) (h) of the statutes is amended to read:

23 59.69 (15) (h) The attorney general shall take action, upon the request of the  
24 department of health and family services or the department of children and families,  
25 to enforce compliance with this subsection.

1           **SECTION 1860m.** 60.37 (4) (a) of the statutes is amended to read:

2           60.37 (4) (a) An elected town officer, other than a town clerk, a town treasurer,  
3 or an officer serving in a combined office of town clerk and town treasurer, who also  
4 serves as a town employee may be paid an hourly wage for serving as a town  
5 employee, not exceeding a total of \$5,000 each year. An elected town officer, who is  
6 a town clerk, a town treasurer, or an officer serving in a combined office of town clerk  
7 and town treasurer, who also serves as a town employee may be paid an hourly wage  
8 for serving as a town employee, not exceeding a total of \$15,000 each year. Amounts  
9 that are paid under this paragraph may be paid in addition to any amount that an  
10 individual receives under s. 60.32 or as a volunteer fire fighter, emergency medical  
11 technician, or first responder under s. 66.0501 (4). The \$5,000 maximum in this  
12 paragraph includes amounts paid to a town board supervisor who is acting as  
13 superintendent of highways under s. 82.03 (1).

14           **SECTION 1861.** 60.63 (intro.) of the statutes is amended to read:

15           **60.63 Community and other living arrangements.** (intro.) For purposes  
16 of s. 60.61, the location of a community living arrangement for adults, as defined in  
17 s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
18 (1), a foster home, as defined in s. 48.02 (6), a treatment foster home, as defined in  
19 s. 48.02 (17q), or an adult family home, as defined in s. 50.01 (1), in any town shall  
20 be subject to the following criteria:

21           **SECTION 1862.** 60.63 (4) of the statutes is amended to read:

22           60.63 (4) If the community living arrangement has capacity for 8 or fewer  
23 persons being served by the program, meets the criteria listed in subs. (1) and (2),  
24 and is licensed, operated, or permitted under the authority of the department of  
25 health and family services or the department of children and families, the

1 community living arrangement is entitled to locate in any residential zone, without  
2 being required to obtain special zoning permission except as provided under sub.  
3 (10).

4 **SECTION 1863.** 60.63 (5) of the statutes is amended to read:

5 60.63 (5) In all cases where the community living arrangement has capacity  
6 for 9 to 15 persons being served by the program, meets the criteria listed in subs. (1)  
7 and (2), and is licensed, operated, or permitted under the authority of the department  
8 of health and family services or the department of children and families, that facility  
9 is entitled to locate in any residential area except areas zoned exclusively for  
10 single-family or 2-family residences except as provided in sub. (10), but is entitled  
11 to apply for special zoning permission to locate in those areas. The town may grant  
12 such special zoning permission at its discretion and shall make a procedure available  
13 to enable such facilities to request such permission.

14 **SECTION 1864.** 60.63 (6) of the statutes is amended to read:

15 60.63 (6) In all cases where the community living arrangement has capacity  
16 for serving 16 or more persons, meets the criteria listed in subs. (1) and (2), and is  
17 licensed, operated, or permitted under the authority of the department of health and  
18 family services or the department of children and families, that facility is entitled to  
19 apply for special zoning permission to locate in areas zoned for residential use. The  
20 town may grant such special zoning permission at its discretion and shall make a  
21 procedure available to enable such facilities to request such permission.

22 **SECTION 1865.** 60.63 (7) of the statutes is amended to read:

23 60.63 (7) The department of health and family services shall designate a single  
24 subunit within the that department to maintain appropriate records indicating the  
25 location and the capacity of each community living arrangement for adults, and such



1 information shall be available to the public. The department of children and families  
2 shall designate a single subunit within that department to maintain appropriate  
3 records indicating the location and the capacity of each community living  
4 arrangement for children, and such information shall be available to the public.

5 **SECTION 1866.** 60.63 (9) of the statutes is amended to read:

6 60.63 (9) The attorney general shall take all necessary action, upon the request  
7 of the department of health and family services or the department of children and  
8 families, to enforce compliance with this section.

9 **SECTION 1867.** 62.13 (5) (i) of the statutes is amended to read:

10 62.13 (5) (i) Any person suspended, reduced, suspended and reduced, or  
11 removed by the board may appeal from the order of the board to the circuit court by  
12 serving written notice of the appeal on the secretary of the board within 10 days after  
13 the order is filed. Within 5 days after receiving written notice of the appeal, the board  
14 shall certify to the clerk of the circuit court the record of the proceedings, including  
15 all documents, testimony and minutes. The action shall then be at issue and shall  
16 have precedence over any other cause of a different nature pending in the court,  
17 which shall always be open to the trial thereof. The court shall upon application of  
18 the accused or of the board fix a date of trial, which shall not be later than 15 days  
19 after such application except by agreement. The trial shall be by the court and upon  
20 the return of the board, except that the court may require further return or the taking  
21 and return of further evidence by the board. The question to be determined by the  
22 court shall be: Upon the evidence is there just cause, as described under par. (em),  
23 to sustain the charges against the accused? No costs shall be allowed either party and  
24 the clerk's fees shall be paid by the city. If the order of the board is reversed, the  
25 accused shall be forthwith reinstated and entitled to pay as though in continuous

1 service. If the order of the board relating to a police officer is sustained it shall be  
2 final and conclusive.

3 **SECTION 1868.** 62.23 (7) (i) (intro.) of the statutes is amended to read:

4 62.23 (7) (i) *Community and other living arrangements.* (intro.) For purposes  
5 of this section, the location of a community living arrangement for adults, as defined  
6 in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
7 (1), a foster home, as defined in s. 48.02 (6), a treatment foster home, as defined in  
8 s. 48.02 (17q), or an adult family home, as defined in s. 50.01 (1), in any city shall be  
9 subject to the following criteria:

10 **SECTION 1869.** 62.23 (7) (i) 3. of the statutes is amended to read:

11 62.23 (7) (i) 3. In all cases where the community living arrangement has  
12 capacity for 8 or fewer persons being served by the program, meets the criteria listed  
13 in subds. 1. and 2., and is licensed, operated, or permitted under the authority of the  
14 department of health and family services or the department of children and families,  
15 that facility is entitled to locate in any residential zone, without being required to  
16 obtain special zoning permission except as provided in subd. 9.

17 **SECTION 1870.** 62.23 (7) (i) 4. of the statutes is amended to read:

18 62.23 (7) (i) 4. In all cases where the community living arrangement has  
19 capacity for 9 to 15 persons being served by the program, meets the criteria listed in  
20 subds. 1. and 2., and is licensed, operated, or permitted under the authority of the  
21 department of health and family services or the department of children and families,  
22 that facility is entitled to locate in any residential area except areas zoned exclusively  
23 for single-family or 2-family residences except as provided in subd. 9., but is entitled  
24 to apply for special zoning permission to locate in those areas. The city may grant

1 such special zoning permission at its discretion and shall make a procedure available  
2 to enable such facilities to request such permission.

3 **SECTION 1871.** 62.23 (7) (i) 5. of the statutes is amended to read:

4 62.23 (7) (i) 5. In all cases where the community living arrangement has  
5 capacity for serving 16 or more persons, meets the criteria listed in subds. 1. and 2.,  
6 and is licensed, operated, or permitted under the authority of the department of  
7 health and family services or the department of children and families, that facility  
8 is entitled to apply for special zoning permission to locate in areas zoned for  
9 residential use. The city may grant such special zoning permission at its discretion  
10 and shall make a procedure available to enable such facilities to request such  
11 permission.

12 **SECTION 1872.** 62.23 (7) (i) 6. of the statutes is amended to read:

13 62.23 (7) (i) 6. The department of health and family services shall designate  
14 a single subunit within ~~the~~ that department to maintain appropriate records  
15 indicating the location and number of persons served by each community living  
16 arrangement for adults, and such information shall be available to the public. The  
17 department of children and families shall designate a single subunit within that  
18 department to maintain appropriate records indicating the location and number of  
19 persons served by each community living arrangement for children, and such  
20 information shall be available to the public.

21 **SECTION 1873.** 62.23 (7) (i) 8. of the statutes is amended to read:

22 62.23 (7) (i) 8. The attorney general shall take all necessary action, upon the  
23 request of the department of health and family services or the department of children  
24 and families, to enforce compliance with this paragraph.

25 **SECTION 1874.** 66.0137 (3) of the statutes is amended to read:

1           66.0137 **(3)** HEALTH INSURANCE FOR UNEMPLOYED PERSONS. Any city, village,  
2 town, or county may purchase health or dental insurance for unemployed persons  
3 residing in the city, village, town, or county who are not eligible for medical  
4 assistance under s. 49.46, 49.468 or, 49.47, or 49.471 (4) (a) or (b).

5           **SECTION 1875m.** 66.0203 (11) of the statutes is created to read:

6           66.0203 **(11)** TOWN OF LEDGEVIEW IN BROWN COUNTY MAY BECOME A VILLAGE. (a)  
7 The town of Ledgeview, in Brown County, may become a village if the town holds, and  
8 approves, an incorporation referendum as described in s. 66.0211 (3). None of the  
9 other procedures contained in ss. 66.0201 to 66.0213 need to be fulfilled, and no  
10 approval by the department's incorporation review board under s. 66.0207 is  
11 necessary for the town to become a village.

12           (b) The town of Ledgeview, in Brown County, shall enter into a boundary  
13 agreement with the city of De Pere, under s. 66.0307, except that the agreement need  
14 not be completed before the town holds a referendum on incorporation, as described  
15 in s. 66.0211 (3).

16           **SECTION 1875p.** 66.0229 of the statutes is renumbered 66.0229 (1).

17           **SECTION 1875r.** 66.0229 (1) (title) of the statutes is created to read:

18           66.0229 **(1)** (title) GENERAL PROCEDURES.

19           **SECTION 1875s.** 66.0229 (2) of the statutes is created to read:

20           66.0229 **(2)** TOWN OF ROCHESTER IN RACINE COUNTY AND THE VILLAGE OF  
21 ROCHESTER MAY CONSOLIDATE. The town of Rochester, in Racine County, and the  
22 village of Rochester may consolidate if all of the procedures contained sub. (1) are  
23 fulfilled, except that the consolidation ordinance need not be submitted to the circuit  
24 court for a determination and the department of administration for a public interest

1 finding, as otherwise required, and the consolidation may be completed without any  
2 circuit court determination or department of administration findings.

3 **SECTION 1875t.** 66.0230 (1) (a) of the statutes is amended to read:

4 66.0230 (1) (a) In addition to the method described in s. 66.0229 (1) and subject  
5 to subs. (2), (3), and (4) and to s. 66.0307 (7), all or part of a town may consolidate with  
6 a contiguous city or village by ordinance passed by a two-thirds vote of all of the  
7 members of each board or council and ratified by the electors at a referendum held  
8 in each municipality.

9 **SECTION 1876.** 66.0301 (1) (a) of the statutes is amended to read:

10 66.0301 (1) (a) In this section “municipality” means the state or any  
11 department or agency thereof, or any city, village, town, county, school district, public  
12 library system, public inland lake protection and rehabilitation district, sanitary  
13 district, farm drainage district, metropolitan sewerage district, sewer utility district,  
14 solid waste management system created under s. 59.70 (2), local exposition district  
15 created under subch. II of ch. 229, local professional baseball park district created  
16 under subch. III of ch. 229, local professional football stadium district created under  
17 subch. IV of ch. 229, a local cultural arts district created under subch. V of ch. 229,  
18 family long-term care district under s. 46.2895, water utility district, mosquito  
19 control district, municipal electric company, county or city transit commission,  
20 commission created by contract under this section, taxation district, regional  
21 planning commission, or city-county health department.

22 **SECTION 1877.** 66.0601 (1) (b) of the statutes is amended to read:

23 66.0601 (1) (b) *Payments for abortions restricted.* No city, village, town, family  
24 long-term care district under s. 46.2895 or agency or subdivision of a city, village or  
25 town may authorize funds for or pay to a physician or surgeon or a hospital, clinic

1 or other medical facility for the performance of an abortion except those permitted  
2 under and which are performed in accordance with s. 20.927.

3 **SECTION 1878.** 66.0601 (1) (c) of the statutes is amended to read:

4 66.0601 (1) (c) *Payments for abortion-related activity restricted.* No city,  
5 village, town, family long-term care district under s. 46.2895 or agency or  
6 subdivision of a city, village or town may authorize payment of funds for a grant,  
7 subsidy or other funding involving a pregnancy program, project or service if s.  
8 20.9275 (2) applies to the pregnancy program, project or service.

9 **SECTION 1878d.** 66.0602 of the statutes, as affected by 2007 Wisconsin Act ...  
10 (this act), is repealed.

11 **SECTION 1879.** 66.0602 (1) (am) of the statutes is created to read:

12 66.0602 (1) (am) “Joint fire department” means a joint fire department  
13 organized under s. 61.65 (2) (a) 3. or 62.13 (2m), or a joint fire department organized  
14 by any combination of 2 or more cities, villages, or towns under s. 66.0301 (2).

15 **SECTION 1880.** 66.0602 (1) (b) of the statutes is amended to read:

16 66.0602 (1) (b) “Penalized excess” means the levy, in an amount that is at least  
17 \$500 over the limit under sub. (2) for the political subdivision, not including any  
18 amount that is excepted from the limit under subs. (3), (4), and (5).

19 **SECTION 1881.** 66.0602 (1) (d) of the statutes is amended to read:

20 66.0602 (1) (d) “Valuation factor” means a percentage equal to the greater of  
21 either 2 percent or the percentage change in the political subdivision’s January 1  
22 equalized value due to new construction less improvements removed between the  
23 previous year and the current year, but not less than 2. ~~Except as provided in subs.~~  
24 ~~(3), (4), and (5), no political subdivision may increase its levy in any year by a~~  
25 ~~percentage that exceeds the political subdivision’s valuation factor. In determining~~

1 ~~its levy in any year, a city, village, or town shall subtract any tax increment that is~~  
2 ~~calculated under s. 60.85 (1) (L) or 66.1105 (2) (i).~~

3 **SECTION 1882.** 66.0602 (2) of the statutes is created to read:

4 66.0602 (2) LEVY LIMIT. Except as provided in subs. (3), (4), and (5), no political  
5 subdivision may increase its levy in 2007 or 2008 by a percentage that exceeds the  
6 political subdivision's valuation factor. The base amount in any year, to which the  
7 limit under this section applies, shall be the maximum allowable levy for the  
8 immediately preceding year. In determining its levy in any year, a city, village, town,  
9 or county shall subtract any tax increment that is calculated under s. 59.57 (3) (a),  
10 60.85 (1) (L), or 66.1105 (2) (i).

11 **SECTION 1883e.** 66.0602 (3) (d) 4. of the statutes is created to read:

12 66.0602 (3) (d) 4. If the amount of a lease payment related to a lease revenue  
13 bond for a political subdivision in the preceding year is less than the amount of the  
14 lease payment needed in the current year, as a result of the issuance of a lease  
15 revenue bond before July 1, 2005, the levy increase limit otherwise applicable under  
16 this section to the political subdivision in the current year is increased by the  
17 difference between these 2 amounts.

18 **SECTION 1883g.** 66.0602 (3) (dm) of the statutes is created to read:

19 66.0602 (3) (dm) If the department of revenue does not certify a value  
20 increment for a tax incremental district for the current year as a result of the  
21 district's termination, the levy increase limit otherwise applicable under this section  
22 in the current year to the political subdivision in which the district is located is  
23 increased by an amount equal to the political subdivision's maximum allowable levy  
24 for the immediately preceding year, multiplied by a percentage equal to 50 percent  
25 of the amount determined by dividing the value increment of the terminated tax

1 incremental district, calculated for the previous year, by the political subdivision's  
2 equalized value for the previous year, all as determined by the department of  
3 revenue.

4 **SECTION 1884.** 66.0602 (3) (e) of the statutes is renumbered 66.0602 (3) (e)  
5 (intro.) and amended to read:

6 66.0602 (3) (e) (intro.) The limit otherwise applicable under this section does  
7 not apply to the amount that a county levies in that year for a county children with  
8 disabilities education board. any of the following:

9 **SECTION 1885.** 66.0602 (3) (e) 1. of the statutes is created to read:

10 66.0602 (3) (e) 1. The amount that a county levies in that year for a county  
11 children with disabilities education board.

12 **SECTION 1886.** 66.0602 (3) (e) 2. of the statutes is created to read:

13 66.0602 (3) (e) 2. The amount that a 1st class city levies in that year for school  
14 purposes.

15 **SECTION 1887.** 66.0602 (3) (e) 3. of the statutes is created to read:

16 66.0602 (3) (e) 3. The amount that a county levies in that year under s. 82.08  
17 (2) for bridge and culvert construction and repair.

18 **SECTION 1888.** 66.0602 (3) (e) 4. of the statutes is created to read:

19 66.0602 (3) (e) 4. The amount that a county levies in that year to make  
20 payments to public libraries under s. 43.12.

21 **SECTION 1889.** 66.0602 (3) (e) 5. of the statutes is created to read:

22 66.0602 (3) (e) 5. The amount that a political subdivision levies in that year to  
23 make up any revenue shortfall for the debt service on a revenue bond issued under  
24 s. 66.0621.

25 **SECTION 1889e.** 66.0602 (3) (e) 6. of the statutes is created to read:



1           66.0602 (3) (e) 6. The amount that a county levies in that year for a countywide  
2 emergency medical system.

3           **SECTION 1889g.** 66.0602 (3) (e) 7. of the statutes is created to read:

4           66.0602 (3) (e) 7. The amount that a village levies in that year for police  
5 protection services, but this subdivision applies only to a village’s levy for the year  
6 immediately after the year in which the village changes from town status and  
7 incorporates as a village, and only if the town did not have a police force.

8           **SECTION 1890.** 66.0602 (3) (f) of the statutes is repealed.

9           **SECTION 1891.** 66.0602 (3) (h) 1. of the statutes is amended to read:

10          66.0602 (3) (h) 1. Subject to subd. 2., the limit otherwise applicable under this  
11 section does not apply to the amount that a city, village, or town levies in that year  
12 to pay for charges assessed by a joint fire department ~~organized under s. 61.65 (2)~~  
13 ~~(a) 3. or 62.13 (2m)~~, but only to the extent that the amount levied to pay for such  
14 charges would cause the city, village, or town to exceed the limit that is otherwise  
15 applicable under this section.

16          **SECTION 1892.** 66.0602 (4) (a) of the statutes is amended to read:

17          66.0602 (4) (a) A political subdivision may exceed the levy increase limit under  
18 sub. (2) if its governing body adopts a resolution to that effect and if the resolution  
19 is approved in a referendum. The resolution shall specify the proposed amount of  
20 increase in the levy beyond the amount that is allowed under sub. (2), and shall  
21 specify whether the proposed amount of increase is for the next fiscal year only or if  
22 it will apply on an ongoing basis. With regard to a referendum relating to the 2005  
23 levy, or any levy in an odd-numbered year thereafter, the political subdivision may  
24 call a special referendum for the purpose of submitting the resolution to the electors  
25 of the political subdivision for approval or rejection. With regard to a referendum

1 relating to the 2006 levy, or any levy in an even-numbered year thereafter, the  
2 referendum shall be held at the next succeeding spring primary or election or  
3 September primary or general election.

4 **SECTION 1893.** 66.0602 (4) (d) of the statutes is amended to read:

5 66.0602 (4) (d) Within 14 days after the referendum, the clerk of the political  
6 subdivision shall certify the results of the referendum to the department of revenue.  
7 The levy increase limit otherwise applicable to the political subdivision under this  
8 section is increased in the next fiscal year by the percentage approved by a majority  
9 of those voting on the question. If the resolution specifies that the increase is for one  
10 year only, the amount of the increase shall be subtracted from the base used to  
11 calculate the limit for the 2nd succeeding fiscal year.

12 **SECTION 1894.** 66.0602 (5) of the statutes is amended to read:

13 66.0602 (5) EXCEPTION, CERTAIN TOWNS. A town with a population of less than  
14 2,000 may exceed the levy increase limit otherwise applicable under this section to  
15 the town if the town board adopts a resolution supporting an increase and places the  
16 question on the agenda of an annual town meeting or a special town meeting and if  
17 the annual or special town meeting adopts a resolution endorsing the town board's  
18 resolution. The limit otherwise applicable to the town under this section is increased  
19 in the next fiscal year by the percentage approved by a majority of those voting on  
20 the question. Within 14 days after the adoption of the resolution, the town clerk shall  
21 certify the results of the vote to the department of revenue.

22 **SECTION 1895.** 66.0602 (6) (intro.) of the statutes is amended to read:

23 66.0602 (6) PENALTIES. (intro.) If Except as provided in sub. (6m), if the  
24 department of revenue determines that a political subdivision has a penalized excess  
25 in any year, the department of revenue shall do all of the following:

1           **SECTION 1896.** 66.0602 (6) (c) of the statutes is amended to read:

2           66.0602 **(6)** (c) Ensure that the amount of the penalized excess is not included  
3 in determining the limit described under sub. (2) for the political subdivision for the  
4 following year.

5           **SECTION 1897.** 66.0602 (6) (d) of the statutes is created to read:

6           66.0602 **(6)** (d) Ensure that, if a political subdivision's penalized excess exceeds  
7 the amount of aid payment that may be reduced under par. (a), the excess amount  
8 is subtracted from the aid payments under par. (a) in the following years until the  
9 total amount of penalized excess is subtracted from the aid payments.

10          **SECTION 1898.** 66.0602 (6m) of the statutes is created to read:

11          66.0602 **(6m)** MISTAKES IN LEVIES. The department of revenue may issue a  
12 finding that a political subdivision is not liable for a penalty that would otherwise  
13 be imposed under sub. (6) if the department determines that the political  
14 subdivision's penalized excess is caused by one of the following clerical errors:

15           (a) The department, through mistake or inadvertence, has assessed to any  
16 county or taxation district, in the current year or in the previous year, a greater or  
17 less valuation for any year than should have been assessed, causing the political  
18 subdivision's levy to be erroneous in a way that directly causes a penalized excess.

19           (b) A taxation district clerk or a county clerk, through mistake or inadvertence  
20 in preparing or delivering the tax roll, causes a political subdivision's levy to be  
21 erroneous in a way that directly causes a penalized excess.

22          **SECTION 1899.** 66.0602 (7) of the statutes is repealed.

23          **SECTION 1901m.** 66.0615 (1m) (e) 3. of the statutes is created to read:

1           66.0615 **(1m)** (e) 3. A district adopting a resolution to impose the taxes under  
2           subd. 1. or 2. shall deliver a certified copy of the resolution to the secretary of revenue  
3           at least 120 days before its effective date.

4           **SECTION 1904.** 66.1017 (1) (a) of the statutes is amended to read:

5           66.1017 **(1)** (a) “Family day care home” means a dwelling licensed as a day care  
6           center by the department of ~~health and family services~~ children and families under  
7           s. 48.65 where care is provided for not more than 8 children.

8           **SECTION 1915.** 69.14 (1) (cm) of the statutes is amended to read:

9           69.14 **(1)** (cm) *Information concerning paternity.* For a birth which occurs en  
10          route to or at a hospital, the filing party shall give the mother a copy of the pamphlet  
11          under s. 69.03 (14). If the child’s parents are not married at the time of the child’s  
12          birth, the filing party shall give the mother a copy of the form prescribed by the state  
13          registrar under s. 69.15 (3) (b) 3. The filing party shall ensure that trained,  
14          designated hospital staff provide to the child’s available parents oral information or  
15          an audio or video presentation and written information about the form and the  
16          significance and benefits of, and alternatives to, establishing paternity, before the  
17          parents sign the form. The filing party shall also provide an opportunity to complete  
18          the form and have the form notarized in the hospital. If the mother provides a  
19          completed form to the filing party while she is a patient in the hospital and within  
20          5 days after the birth, the filing party shall send the form directly to the state  
21          registrar. The department of ~~workforce development~~ children and families shall pay  
22          the filing party a financial incentive for correctly filing a form within 60 days after  
23          the child’s birth.

24          **SECTION 1917.** 69.15 (3) (b) 3. of the statutes is amended to read:

1           69.15 (3) (b) 3. Except as provided under par. (c), if the state registrar receives  
2 a statement acknowledging paternity on a form prescribed by the state registrar and  
3 signed by both parents, and by a parent or legal guardian of any parent who is under  
4 the age of 18 years, along with the fee under s. 69.22, the state registrar shall insert  
5 the name of the father under subd. 1. The state registrar shall mark the certificate  
6 to show that the form is on file. The form shall be available to the department of  
7 ~~workforce development~~ children and families or a county child support agency under  
8 s. 59.53 (5) pursuant to the program responsibilities under s. 49.22 or to any other  
9 person with a direct and tangible interest in the record. The state registrar shall  
10 include on the form for the acknowledgment the information in s. 767.805 and the  
11 items in s. 767.813 (5g).

12           **SECTION 1918.** 69.20 (3) (f) of the statutes is amended to read:

13           69.20 (3) (f) The state or a local registrar may disclose a social security number  
14 on a vital record to the department of ~~workforce development~~ children and families  
15 or a county child support agency under s. 59.53 (5) in response to a request under s.  
16 49.22 (2m).

17           **SECTION 1918g.** 69.22 (1) (a) of the statutes is amended to read:

18           69.22 (1) (a) Except as provided under par. (c), \$7 ~~\$20~~ for issuing one certified  
19 copy of a vital record and \$3 for any additional certified copy of the same vital record  
20 issued at the same time.

21           **SECTION 1918h.** 69.22 (1) (a) of the statutes, as affected by 2007 Wisconsin Act  
22 .... (this act), is amended to read:

23           69.22 (1) (a) Except as provided under par. (c), \$20 ~~\$7~~ for issuing one certified  
24 copy of a vital record and \$3 for any additional certified copy of the same vital record  
25 issued at the same time.

1           **SECTION 1918i.** 69.22 (1) (b) of the statutes is amended to read:

2           69.22 (1) (b) Except as provided under par. (c), \$20 for issuing an uncertified  
3 copy of a vital record issued under s. 69.21 (2) (a) or (b), ~~or \$7~~ for verifying information  
4 about the event submitted by a requester without issuance of a copy, ~~\$7~~, and \$3 for  
5 any additional copy of the same vital record issued at the same time.

6           **SECTION 1918j.** 69.22 (1) (b) of the statutes, as affected by 2007 Wisconsin Act  
7 .... (this act), is amended to read:

8           69.22 (1) (b) Except as provided under par. (c), ~~\$20~~ for issuing an uncertified  
9 copy of a vital record issued under s. 69.21 (2) (a) or (b), ~~\$7~~ or for verifying information  
10 about the event submitted by a requester without issuance of a copy, \$7, and \$3 for  
11 any additional copy of the same vital record issued at the same time.

12           **SECTION 1918k.** 69.22 (1) (c) of the statutes is amended to read:

13           69.22 (1) (c) ~~Twelve~~ Twenty dollars for issuing an uncertified copy of a birth  
14 certificate or a certified copy of a birth certificate, \$7 of which shall be forwarded to  
15 the secretary of administration as provided in sub. (1m) and credited to the  
16 appropriations under s. 20.433 (1) (g) and (h); and \$3 for issuing any additional  
17 certified or uncertified copy of the same birth certificate issued at the same time.

18           **SECTION 1918L.** 69.22 (1) (c) of the statutes, as affected by 2007 Wisconsin Act  
19 .... (this act), is amended to read:

20           69.22 (1) (c) ~~Twenty~~ Twelve dollars for issuing an uncertified copy of a birth  
21 certificate or a certified copy of a birth certificate, \$7 of which shall be forwarded to  
22 the secretary of administration as provided in sub. (1m) and credited to the  
23 appropriations under s. 20.433 (1) (g) and (h); and \$3 for issuing any additional  
24 certified or uncertified copy of the same birth certificate issued at the same time.

25           **SECTION 1918m.** 69.22 (1) (d) of the statutes is amended to read:

1           69.22 (1) (d) In addition to other fees under this subchapter, \$10 \$20 for  
2 expedited service in issuing a vital record.

3           **SECTION 1918n.** 69.22 (1) (d) of the statutes, as affected by 2007 Wisconsin Act  
4 .... (this act), is amended to read:

5           69.22 (1) (d) In addition to other fees under this subchapter, \$20 \$10 for  
6 expedited service in issuing a vital record.

7           **SECTION 1918p.** 69.22 (1m) of the statutes is amended to read:

8           69.22 (1m) ~~The~~ Except as provided in sub. (1p), the state registrar and any local  
9 registrar acting under this subchapter shall, for each copy of a birth certificate for  
10 which a fee under sub. (1) (c) is charged that is issued during a calendar quarter,  
11 forward to the secretary of administration for deposit in the appropriations under s.  
12 20.433 (1) (g) and (h) the amounts specified in sub. (1) (c) by the 15th day of the first  
13 month following the end of the calendar quarter.

14           **SECTION 1918q.** 69.22 (1m) of the statutes, as affected by 2007 Wisconsin Act  
15 .... (this act), is amended to read:

16           69.22 (1m) ~~Except as provided in sub. (1p), the~~ The state registrar and any local  
17 registrar acting under this subchapter shall, for each copy of a birth certificate for  
18 which a fee under sub. (1) (c) is charged that is issued during a calendar quarter,  
19 forward to the secretary of administration for deposit in the appropriations under s.  
20 20.433 (1) (g) and (h) the amounts specified in sub. (1) (c) by the 15th day of the first  
21 month following the end of the calendar quarter.

22           **SECTION 1918r.** 69.22 (1p) of the statutes is created to read:

23           69.22 (1p) The state registrar and any local registrar acting under this  
24 subchapter shall forward to the secretary of administration for deposit in the  
25 appropriation account under s. 20.435 (1) (gm) all of the following:

1 (a) For any certified copy of a vital record that is issued before July 1, 2010, for  
2 which a fee of \$20 under sub. (1) (a) is charged, \$13.

3 (b) For any uncertified copy of a vital record that is issued before July 1, 2010,  
4 for which a fee of \$20 under sub. (1) (b) is charged, \$13.

5 (c) For any copy of a birth certificate that is issued before July 1, 2010, for which  
6 a fee of \$20 under sub. (1) (c) is charged, \$8.

7 (d) For expedited service in issuing a vital record before July 1, 2010, \$10.

8 **SECTION 1918s.** 69.22 (1p) of the statutes, as created by 2007 Wisconsin Act ....  
9 (this act), is repealed.

10 **SECTION 1930.** 69.30 (1) (am) of the statutes is renumbered 69.30 (1) (bd) and  
11 amended to read:

12 69.30 (1) (bd) “Family Long-term care district” has the meaning given in s.  
13 46.2805 (5) (7r).

14 **SECTION 1931.** 69.30 (2) of the statutes is amended to read:

15 69.30 (2) A financial institution, state agency, county department, Wisconsin  
16 works agency, service office or family long-term care district or an employee of a  
17 financial institution, state agency, county department, Wisconsin works agency,  
18 service office or family long-term care district is not subject to s. 69.24 (1) (a) for  
19 copying a certified copy of a vital record for use by the financial institution, state  
20 agency, county department, Wisconsin works agency, service office or family  
21 long-term care district, including use under s. 45.04 (5), if the copy is marked “FOR  
22 ADMINISTRATIVE USE”.

23 **SECTION 1932.** 70.11 (2) of the statutes is amended to read:

24 70.11 (2) MUNICIPAL PROPERTY AND PROPERTY OF CERTAIN DISTRICTS, EXCEPTION.  
25 Property owned by any county, city, village, town, school district, technical college



1 district, public inland lake protection and rehabilitation district, metropolitan  
2 sewerage district, municipal water district created under s. 198.22, joint local water  
3 authority created under s. 66.0823, ~~family~~ long-term care district under s. 46.2895  
4 or town sanitary district; lands belonging to cities of any other state used for public  
5 parks; land tax–deeded to any county or city before January 2; but any residence  
6 located upon property owned by the county for park purposes that is rented out by  
7 the county for a nonpark purpose shall not be exempt from taxation. Except as to  
8 land acquired under s. 59.84 (2) (d), this exemption shall not apply to land conveyed  
9 after August 17, 1961, to any such governmental unit or for its benefit while the  
10 grantor or others for his or her benefit are permitted to occupy the land or part thereof  
11 in consideration for the conveyance. Leasing the property exempt under this  
12 subsection, regardless of the lessee and the use of the leasehold income, does not  
13 render that property taxable.

14 **SECTION 1934f.** 70.11 (44) of the statutes is created to read:

15 70.11 **(44)** OLYMPIC ICE TRAINING CENTER. Beginning with the first assessment  
16 year in which the property would not otherwise be exempt from taxation under sub.  
17 (1), property owned by a nonprofit corporation that operates an Olympic Ice Training  
18 Center on land purchased from the state, if the property is located or primarily used  
19 at the center. Property that is exempt under this subsection includes property leased  
20 to a nonprofit entity, regardless of the use of the leasehold income, and up to 6,000  
21 square feet of property leased to a for–profit entity, regardless of the use of the  
22 leasehold income.

23 **SECTION 1935d.** 70.111 (26) of the statutes is created to read:

1           70.111 **(26)** HIGH DENSITY SEQUENCING SYSTEMS. (a) In this subsection,  
2 “production process” has the meaning given in s. 70.11 (27) (a) 5., except that storage  
3 is not excluded.

4           (b) A high density sequencing system that by mechanical or electronic  
5 operation moves printed materials from one place to another within the production  
6 process, organizes the materials for optimal staging, or stores and retrieves the  
7 materials to facilitate the production or assembly of such materials.

8           **SECTION 1936.** 71.01 (6) (L) of the statutes is repealed.

9           **SECTION 1937.** 71.01 (6) (m) of the statutes is repealed.

10          **SECTION 1938.** 71.01 (6) (n) of the statutes is amended to read:

11          71.01 **(6)** (n) For taxable years that begin after December 31, 1998, and before  
12 January 1, 2000, for natural persons and fiduciaries, except fiduciaries of nuclear  
13 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
14 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,  
15 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
16 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
17 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
18 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431  
19 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406  
20 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of  
21 P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
22 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
23 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding  
24 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
25 (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L.

1 109–280, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.  
2 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L.  
3 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
4 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
5 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
6 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
7 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
8 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
9 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,  
10 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections  
11 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121,  
12 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,  
13 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
14 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
15 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
16 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
17 811 and 844 of P.L. 109–280. The Internal Revenue Code applies for Wisconsin  
18 purposes at the same time as for federal purposes. Amendments to the federal  
19 Internal Revenue Code enacted after December 31, 1998, do not apply to this  
20 paragraph with respect to taxable years beginning after December 31, 1998, and  
21 before January 1, 2000, except that changes to the Internal Revenue Code made by  
22 P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and  
23 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,  
24 P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181,  
25 P.L. 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,

1 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
2 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
3 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
4 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
5 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that  
6 indirectly affect the provisions applicable to this subchapter made by P.L. 106–36,  
7 P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
8 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
9 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
10 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
11 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
12 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
13 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
14 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
15 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
16 purposes at the same time as for federal purposes.

17 **SECTION 1939.** 71.01 (6) (o) of the statutes is amended to read:

18 71.01 **(6)** (o) For taxable years that begin after December 31, 1999, and before  
19 January 1, 2003, for natural persons and fiduciaries, except fiduciaries of nuclear  
20 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
21 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,  
22 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
23 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
24 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and  
25 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,

1 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
2 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358,  
3 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
4 excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections  
5 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding  
6 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
7 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
8 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
9 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
10 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280  
11 and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73,  
12 P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90,  
13 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
14 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
15 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
16 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
17 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
18 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
19 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
20 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
21 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
22 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
23 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
24 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and  
25 P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and

1     910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309,  
2     1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
3     109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
4     (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
5     811 and 844 of P.L. 109–280. The Internal Revenue Code applies for Wisconsin  
6     purposes at the same time as for federal purposes. Amendments to the federal  
7     Internal Revenue Code enacted after December 31, 1999, do not apply to this  
8     paragraph with respect to taxable years beginning after December 31, 1999, and  
9     before January 1, 2003, except that changes to the Internal Revenue Code made by  
10    P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.  
11    107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,  
12    P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147,  
13    P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
14    sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
15    108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
16    403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
17    336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding  
18    sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
19    of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
20    section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
21    109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that indirectly  
22    affect the provisions applicable to this subchapter made by P.L. 106–230, P.L.  
23    106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
24    excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
25    107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.

1 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
2 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
3 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
4 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
5 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
6 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
7 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
8 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
9 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the same time as for  
10 federal purposes.

11 **SECTION 1940.** 71.01 (6) (p) of the statutes is amended to read:

12 71.01 (6) (p) For taxable years that begin after December 31, 2002, and before  
13 January 1, 2004, for natural persons and fiduciaries, except fiduciaries of nuclear  
14 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
15 Internal Revenue Code as amended to December 31, 2002, excluding sections 103,  
16 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
17 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
18 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
19 431 of P.L. 107–16, and ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as  
20 amended by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
21 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201  
22 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
23 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
24 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375,  
25 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,

1 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
2 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
3 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
4 and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73,  
5 P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90,  
6 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
7 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
8 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
9 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
10 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
11 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
12 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
13 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
14 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
15 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
16 and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.  
17 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L.  
18 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L.  
19 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
20 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305,  
21 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,  
22 P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a),  
23 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding  
24 sections 811 and 844 of P.L. 109–280. The Internal Revenue Code applies for  
25 Wisconsin purposes at the same time as for federal purposes. Amendments to the



1 federal Internal Revenue Code enacted after December 31, 2002, do not apply to this  
2 paragraph with respect to taxable years beginning after December 31, 2002, and  
3 before January 1, 2004, except that changes to the Internal Revenue Code made by  
4 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
5 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
6 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
7 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211,  
8 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L.  
9 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
10 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
11 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
12 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
13 and changes that indirectly affect the provisions applicable to this subchapter made  
14 by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
15 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
16 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
17 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211,  
18 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L.  
19 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
20 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
21 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
22 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
23 apply for Wisconsin purposes at the same time as for federal purposes.

24 **SECTION 1941.** 71.01 (6) (q) of the statutes is amended to read:

1           71.01 **(6)** (q) For taxable years that begin after December 31, 2003, and before  
2 January 1, 2005, for natural persons and fiduciaries, except fiduciaries of nuclear  
3 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
4 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,  
5 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
6 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
7 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
8 431 of P.L. 107–16, section sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,  
9 and 202 of P.L. 108–27, section 109 of P.L. 108–121, and section 1201 of P.L. 108–173,  
10 and as amended by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
11 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
12 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,  
13 and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
14 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
15 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
16 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
17 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
18 109–280, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.  
19 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L.  
20 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
21 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
22 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
23 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
24 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
25 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.

1 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
2 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
3 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147,  
4 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
5 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
6 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
7 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
8 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
9 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L.  
10 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
11 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.  
12 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
13 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L.  
14 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
15 applies for Wisconsin purposes at the same time as for federal purposes.  
16 Amendments to the federal Internal Revenue Code enacted after December 31, 2003,  
17 do not apply to this paragraph with respect to taxable years beginning after  
18 December 31, 2003, and before January 1, 2005, except that changes to the Internal  
19 Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections  
20 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections  
21 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
22 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
23 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
24 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
25 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of

1 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
2 109–280, and changes that indirectly affect the provisions applicable to this  
3 subchapter made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections  
4 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections  
5 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
6 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
7 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
8 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
9 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
10 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
11 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

12 **SECTION 1942.** 71.01 (6) (r) of the statutes is amended to read:

13 71.01 **(6)** (r) For taxable years that begin after December 31, 2004, and before  
14 January 1, 2006, for natural persons and fiduciaries, except fiduciaries of nuclear  
15 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
16 Internal Revenue Code as amended to December 31, 2004, excluding sections 103,  
17 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
18 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
19 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
20 P.L. 106–573, section 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L.  
21 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
22 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, and sections 101, 201, 211,  
23 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and as amended by P.L.  
24 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
25 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301

1 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
2 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
3 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
4 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
5 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
6 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.  
7 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
8 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
9 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
10 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
11 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
12 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
13 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
14 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
15 107–147, excluding section sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
16 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
17 and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
18 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
19 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
20 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476,  
21 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
22 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
23 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
24 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
25 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.

1 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280. The  
2 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal  
3 purposes. Amendments to the federal Internal Revenue Code enacted after  
4 December 31, 2004, do not apply to this paragraph with respect to taxable years  
5 beginning after December 31, 2004, and before January 1, 2006, except that changes  
6 to the Internal Revenue Code made by P.L. 109–7, P.L. 109–58, excluding sections  
7 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
8 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
9 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
10 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
11 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
12 sections 811 and 844 of P.L. 109–280, and changes that indirectly affect the  
13 provisions applicable to this subchapter made by P.L. 109–7, P.L. 109–58, excluding  
14 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
15 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
16 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
17 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
18 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
19 excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the  
20 same time as for federal purposes.

21 **SECTION 1943.** 71.01 (6) (s) of the statutes is created to read:

22 71.01 **(6)** (s) For taxable years that begin after December 31, 2005, and before  
23 January 1, 2007, for natural persons and fiduciaries, except fiduciaries of nuclear  
24 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
25 Internal Revenue Code as amended to December 31, 2005, excluding sections 103,

1 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
2 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
3 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
4 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
5 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
6 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,  
7 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,  
8 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of  
9 P.L. 109–59, section 301 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates  
10 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as  
11 amended by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
12 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
13 109–280, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.  
14 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L.  
15 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
16 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
17 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
18 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
19 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
20 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
21 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
22 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
23 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.  
24 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections  
25 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201

1 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
2 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201,  
3 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L.  
4 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323,  
5 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding  
6 section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L.  
7 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
8 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding  
9 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L.  
10 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
11 applies for Wisconsin purposes at the same time as for federal purposes.  
12 Amendments to the federal Internal Revenue Code enacted after December 31, 2005,  
13 do not apply to this paragraph with respect to taxable years beginning after  
14 December 31, 2005, and before January 1, 2007, except that changes to the Internal  
15 Revenue Code made by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and  
16 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844  
17 of P.L. 109–280, and changes that indirectly affect the provisions applicable to this  
18 subchapter made by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513  
19 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of  
20 P.L. 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

21 **SECTION 1944.** 71.01 (6) (t) of the statutes is created to read:

22 71.01 (6) (t) For taxable years that begin after December 31, 2006, for natural  
23 persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or  
24 reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code  
25 as amended to December 31, 2006, excluding sections 103, 104, and 110 of P.L.



1 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
2 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
3 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
4 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
5 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
6 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
7 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
8 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
9 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
10 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of  
11 P.L. 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as  
12 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
13 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.  
14 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
15 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
16 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
17 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
18 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
19 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
20 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
21 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
22 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.  
23 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
24 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
25 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,

1 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
2 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L.  
3 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
4 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146  
5 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
6 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
7 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
8 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
9 excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code applies  
10 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
11 federal Internal Revenue Code enacted after December 31, 2006, do not apply to this  
12 paragraph with respect to taxable years beginning after December 31, 2006.

13 **SECTION 1945.** 71.01 (7r) (c) of the statutes is created to read:

14 71.01 (7r) (c) Notwithstanding sub. (6), section 101 of P.L. 109–222, related to  
15 extending the increased expense deduction under section 179 of the Internal  
16 Revenue Code, applies to property used in farming that is acquired and placed in  
17 service in taxable years beginning on or after January 1, 2008, and used by a person  
18 who is actively engaged in farming. For purposes of this paragraph, “actively  
19 engaged in farming” has the meaning given in 7 CFR 1400.201, and “farming” has  
20 the meaning given in section 464 (e) (1) of the Internal Revenue Code.

21 **SECTION 1946.** 71.02 (1) of the statutes is amended to read:

22 71.02 (1) For the purpose of raising revenue for the state and the counties,  
23 cities, villages and towns, there shall be assessed, levied, collected and paid a tax on  
24 all net incomes of individuals and fiduciaries, except fiduciaries of nuclear  
25 decommissioning trust or reserve funds subject to the tax under s. 71.23 (2), by every

1 natural person residing within the state or by his or her personal representative in  
2 case of death, and trusts resident within the state; by every nonresident natural  
3 person and trust of this state, upon such income as is derived from property located  
4 or business transacted within the state including, but not limited by enumeration,  
5 income derived from a limited partner’s distributive share of partnership income,  
6 income derived from a limited liability company member’s distributive share of  
7 limited liability company income, income derived from a covenant not to compete to  
8 the extent that the covenant was based on a Wisconsin-based activity, the state  
9 lottery under ch. 565, any multijurisdictional lottery under ch. 565 if the winning  
10 lottery ticket or lottery share was purchased from a retailer, as defined in s. 565.01  
11 (6), located in this state or from the department, winnings from a casino or bingo hall  
12 that is located in this state and that is operated by a Native American tribe or band  
13 and pari-mutuel wager winnings or purses under ch. 562, and also by every  
14 nonresident natural person upon such income as is derived from the performance of  
15 personal services within the state, except as exempted under s. 71.05 (1) to (3). Every  
16 natural person domiciled in the state shall be deemed to be residing within the state  
17 for the purposes of determining liability for income taxes and surtaxes. A  
18 single-owner entity that is disregarded as a separate entity under section 7701 of the  
19 Internal Revenue Code is disregarded as a separate entity under this chapter, and  
20 its owner is subject to the tax on the entity’s income.

21 **SECTION 1947.** 71.04 (1) (a) of the statutes is amended to read:

22 71.04 (1) (a) All income or loss of resident individuals and resident estates and  
23 trusts shall follow the residence of the individual, estate or trust. Income or loss of  
24 nonresident individuals and nonresident estates and trusts from business, not  
25 requiring apportionment under sub. (4), (10) or (11), shall follow the situs of the

1 business from which derived, except that all income that is realized from the sale of  
2 or purchase and subsequent sale or redemption of lottery prizes if the winning tickets  
3 were originally bought in this state shall be allocated to this state. All items of  
4 income, loss and deductions of nonresident individuals and nonresident estates and  
5 trusts derived from a tax-option corporation not requiring apportionment under  
6 sub. (9) shall follow the situs of the business of the corporation from which derived,  
7 except that all income that is realized from the sale of or purchase and subsequent  
8 sale or redemption of lottery prizes if the winning tickets were originally bought in  
9 this state shall be allocated to this state. Income or loss of nonresident individuals  
10 and nonresident estates and trusts derived from rentals and royalties from real  
11 estate or tangible personal property, or from the operation of any farm, mine or  
12 quarry, or from the sale of real property or tangible personal property shall follow the  
13 situs of the property from which derived. Income from personal services of  
14 nonresident individuals, including income from professions, shall follow the situs of  
15 the services. A nonresident limited partner's distributive share of partnership  
16 income shall follow the situs of the business, except that all income that is realized  
17 from the sale of or purchase and subsequent sale or redemption of lottery prizes if  
18 the winning tickets were originally bought in this state shall be allocated to this  
19 state. A nonresident limited liability company member's distributive share of  
20 limited liability company income shall follow the situs of the business, except that  
21 all income that is realized from the sale of or purchase and subsequent sale or  
22 redemption of lottery prizes if the winning tickets were originally bought in this state  
23 shall be allocated to this state. Income of nonresident individuals, estates and trusts  
24 from the state lottery under ch. 565 is taxable by this state. Income of nonresident  
25 individuals, estates and trusts from any multijurisdictional lottery under ch. 565 is

1 taxable by this state, but only if the winning lottery ticket or lottery share was  
2 purchased from a retailer, as defined in s. 565.01 (6), located in this state or from the  
3 department. Income of nonresident individuals, nonresident trusts and nonresident  
4 estates from pari-mutuel winnings or purses under ch. 562 is taxable by this state.  
5 Income of nonresident individuals, estates and trusts from winnings from a casino  
6 or bingo hall that is located in this state and that is operated by a Native American  
7 tribe or band shall follow the situs of the casino or bingo hall. Income derived by a  
8 nonresident individual from a covenant not to compete is taxable by this state to the  
9 extent that the covenant was based on a Wisconsin-based activity. All other income  
10 or loss of nonresident individuals and nonresident estates and trusts, including  
11 income or loss derived from land contracts, mortgages, stocks, bonds and securities  
12 or from the sale of similar intangible personal property, shall follow the residence of  
13 such persons, except as provided in par. (b) and sub. (9), except that all income that  
14 is realized from the sale of or purchase and subsequent sale or redemption of lottery  
15 prizes if the winning tickets were originally bought in this state shall be allocated  
16 to this state.

17 **SECTION 1947g.** 71.05 (1) (ae) of the statutes is created to read:

18 71.05 (1) (ae) *Pension, individual retirement income.* Except for a payment  
19 that is exempt under par. (a), (am), or (an), or that is exempt as a railroad retirement  
20 benefit, for taxable years beginning after December 31, 2008, up to \$5,000 of  
21 payments or distributions received each year by an individual from a qualified  
22 retirement plan under the Internal Revenue Code or from an individual retirement  
23 account established under 26 USC 408, if all of the following conditions apply:

24 1. The individual is at least 65 years of age before the close of the taxable year  
25 to which the exemption claim relates.

1           2. If the individual is single or files as head of household, his or her federal  
2 adjusted gross income in the year to which the exemption claim relates is less than  
3 \$15,000.

4           3. If the individual is married and is a joint filer, the couple's federal adjusted  
5 gross income in the year to which the exemption claim relates is less than \$30,000.

6           4. If the individual is married and files a separate return, the sum of both  
7 spouses' federal adjusted gross income in the year to which the exemption claim  
8 relates is less than \$30,000.

9           **SECTION 1947i.** 71.05 (1) (am) of the statutes is amended to read:

10           71.05 (1) (am) *Military retirement systems.* All retirement payments received  
11 from the U.S. military employee retirement system, to the extent that such payments  
12 are not exempt under par. (a) or (ae).

13           **SECTION 1947j.** 71.05 (1) (an) of the statutes is amended to read:

14           71.05 (1) (an) *Uniformed services retirement benefits.* All retirement payments  
15 received from the U.S. government that relate to service with the coast guard, the  
16 commissioned corps of the national oceanic and atmospheric administration, or the  
17 commissioned corps of the public health service, to the extent that such payments are  
18 not exempt under par. (a), (ae), or (am).

19           **SECTION 1947m.** 71.05 (1) (c) 8. of the statutes is created to read:

20           71.05 (1) (c) 8. The Wisconsin Health and Educational Facilities Authority  
21 under s. 231.03 (6), on or after the effective date of this subdivision .... [revisor inserts  
22 date], if the proceeds from the bonds or notes that are issued are used by a health  
23 facility, as defined in s. 231.01 (5), to fund the acquisition of information technology  
24 hardware or software.

25           **SECTION 1948.** 71.05 (6) (a) 15. of the statutes is amended to read:

1           71.05 (6) (a) 15. The amount of the credits computed under s. 71.07 (2dd), (2de),  
2           (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (3g), (3h), (3n), (3p), (3s), (3t), (3w), ~~(5b)~~,  
3           ~~(5d)~~, and (5e), (5f), and (5h), (5i), (5j), and (5k) and not passed through by a  
4           partnership, limited liability company, or tax-option corporation that has added that  
5           amount to the partnership's, company's, or tax-option corporation's income under s.  
6           71.21 (4) or 71.34 (1) (g).

7           **SECTION 1949.** 71.05 (6) (a) 21. of the statutes is created to read:

8           71.05 (6) (a) 21. Any amount deducted as income attributable to domestic  
9           production activities under section 199 of the Internal Revenue Code if the  
10          individual claiming the deduction is a nonresident or part-year resident of this state  
11          and if the domestic production activities income is not attributable to a trade or  
12          business that is taxable by this state.

13          **SECTION 1950.** 71.05 (6) (a) 22. of the statutes is created to read:

14          71.05 (6) (a) 22. If an individual is a nonresident or part-year resident of this  
15          state and a portion of the amount the individual deducted as income attributable to  
16          domestic production activities under section 199 of the Internal Revenue Code is  
17          attributable to a trade or business that is taxable by this state, the amount deducted  
18          under section 199 for federal income tax purposes and in excess of that amount,  
19          multiplied by a fraction, the numerator of which is the individual's net earnings from  
20          the trade or business that is taxable by this state and the denominator of which is  
21          the individual's total net earnings from the trade or business to which the deduction  
22          under section 199 of the Internal Revenue Code applies.

23          **SECTION 1951.** 71.05 (6) (a) 23. of the statutes is created to read:

24          71.05 (6) (a) 23. Any amount deducted by an individual under section 62 (a) (20)  
25          of the Internal Revenue Code related to attorney fees or court costs, involving an

1 unlawful discrimination claim, if the individual is a nonresident or part-year  
2 resident of this state and if the judgment or settlement resulting from the claim is  
3 not taxable by this state.

4 **SECTION 1951m.** 71.05 (6) (b) 4. of the statutes is amended to read:

5 71.05 **(6)** (b) 4. Disability payments other than disability payments that are  
6 paid from a retirement plan, the payments from which are exempt under sub. (1) (ae),  
7 (am), and (an), if the individual either is single or is married and files a joint return,  
8 to the extent those payments are excludable under section 105 (d) of the ~~internal~~  
9 ~~revenue code~~ Internal Revenue Code as it existed immediately prior to its repeal in  
10 1983 by section 122 (b) of P.L. 98–21, except that if an individual is divorced during  
11 the taxable year that individual may subtract an amount only if that person is  
12 disabled and the amount that may be subtracted then is \$100 for each week that  
13 payments are received or the amount of disability pay reported as income, whichever  
14 is less. If the exclusion under this subdivision is claimed on a joint return and only  
15 one of the spouses is disabled, the maximum exclusion is \$100 for each week that  
16 payments are received or the amount of disability pay reported as income, whichever  
17 is less.

18 **SECTION 1952.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

19 71.05 **(6)** (b) 28. (intro.) An amount paid by a claimant for tuition expenses and  
20 mandatory student fees for a student who is the claimant or who is the claimant's  
21 child and the claimant's dependent who is claimed under section 151 (c) of the  
22 Internal Revenue Code, to attend any university, college, technical college or a school  
23 approved under s. 38.50, that is located in Wisconsin or to attend a public vocational  
24 school or public institution of higher education in Minnesota under the  
25 Minnesota–Wisconsin reciprocity agreement under s. 39.47, calculated as follows:



1           **SECTION 1953.** 71.05 (6) (b) 28. a. of the statutes is amended to read:

2           71.05 **(6)** (b) 28. a. An ~~Subject to subd. 28. am., an~~ amount equal to ~~one of the~~  
3 following per student for each year to which the claim relates: for taxable years  
4 beginning before January 1, 2009, not more than twice the average amount charged  
5 by the board of regents of the University of Wisconsin System at 4–year institutions  
6 for resident undergraduate academic fees for the most recent fall semester, as  
7 determined by the board of regents by September 1 of that semester, ~~per student for~~  
8 each year to which the claim relates; for taxable years beginning after December 31,  
9 2008, and subject to subd. 28. am., \$6,000.

10           **SECTION 1953c.** 71.05 (6) (b) 28. am. of the statutes is created to read:

11           71.05 **(6)** (b) 28. am. Notwithstanding subd. 28. a., for taxable years beginning  
12 after December 31, 2008, the department of revenue and the Board of Regents of the  
13 University of Wisconsin System shall continue making the calculation described  
14 under subd. 28. a. Notwithstanding subd. 28. a., once this calculation exceeds  
15 \$6,000, the deduction for tuition expenses and mandatory student fees, as described  
16 in subd. 28. (intro.), shall be based on an amount equal to not more than twice the  
17 average amount charged by the Board of Regents of the University of Wisconsin  
18 System at 4–year institutions for resident undergraduate academic fees for the most  
19 recent fall semester, as determined by the Board of Regents by September 1 of that  
20 semester, per student for each year to which the claim relates, and the deduction that  
21 may be claimed under this subd. 28. am. first applies to taxable years beginning on  
22 the January 1 after the calculation of the Board of Regents, that must occur by  
23 September 1, exceeds \$6,000.

24           **SECTION 1953d.** 71.05 (6) (b) 28. b. of the statutes is amended to read:

1           71.05 (6) (b) 28. b. From the amount calculated under subd. 28. a. or am., if the  
2 claimant is single or married and filing as head of household and his or her federal  
3 adjusted gross income is more than \$50,000 but not more than \$60,000, subtract the  
4 product of the amount calculated under subd. 28. a. or am. and the value of a fraction,  
5 the denominator of which is \$10,000 and the numerator of which is the difference  
6 between the claimant's federal adjusted gross income and \$50,000.

7           **SECTION 1953e.** 71.05 (6) (b) 28. c. of the statutes is amended to read:

8           71.05 (6) (b) 28. c. From the amount calculated under subd. 28. a. or am., if the  
9 claimant is married and filing jointly and the claimant's and his or her spouse's  
10 federal adjusted gross income is more than \$80,000 but not more than \$100,000,  
11 subtract the product of the amount calculated under subd. 28. a. or am. and the value  
12 of a fraction, the denominator of which is \$20,000 and the numerator of which is the  
13 difference between the claimant's and his or her spouse's federal adjusted gross  
14 income and \$80,000.

15           **SECTION 1953f.** 71.05 (6) (b) 28. d. of the statutes is amended to read:

16           71.05 (6) (b) 28. d. From the amount calculated under subd. 28. a. or am., if the  
17 claimant is married and filing separately and the claimant's federal adjusted gross  
18 income is more than \$40,000 but not more than \$50,000, subtract the product of the  
19 amount calculated under subd. 28. a. or am. and the value of a fraction, the  
20 denominator of which is \$10,000 and the numerator of which is the difference  
21 between the claimant's federal adjusted gross income and \$40,000.

22           **SECTION 1953g.** 71.05 (6) (b) 28. e. of the statutes is amended to read:

23           71.05 (6) (b) 28. e. For an individual who is a nonresident or part-year resident  
24 of this state, multiply the amount calculated under subd. 28. a., am., b., c. or d. by  
25 a fraction the numerator of which is the individual's wages, salary, tips, unearned

1 income and net earnings from a trade or business that are taxable by this state and  
2 the denominator of which is the individual's total wages, salary, tips, unearned  
3 income and net earnings from a trade or business. In this subd. 28. e., for married  
4 persons filing separately “wages, salary, tips, unearned income and net earnings  
5 from a trade or business” means the separate wages, salary, tips, unearned income  
6 and net earnings from a trade or business of each spouse, and for married persons  
7 filing jointly “wages, salary, tips, unearned income and net earnings from a trade or  
8 business” means the total wages, salary, tips, unearned income and net earnings  
9 from a trade or business of both spouses.

10 **SECTION 1953h.** 71.05 (6) (b) 28. f. of the statutes is amended to read:

11 71.05 (6) (b) 28. f. Reduce the amount calculated under subd. 28. a., am., b., c.,  
12 d. or e. to the individual's aggregate wages, salary, tips, unearned income and net  
13 earnings from a trade or business that are taxable by this state.

14 **SECTION 1954.** 71.05 (6) (b) 28. h. of the statutes is amended to read:

15 71.05 (6) (b) 28. h. No modification may be claimed under this subdivision for  
16 an amount paid for tuition expenses and mandatory student fees, as described under  
17 this subdivision, if the source of the payment is an amount withdrawn from a college  
18 savings account, as described in s. 14.64 or from a college tuition and expenses  
19 program, as described in s. 14.63, and if the ~~claimant~~ owner of the account has  
20 claimed a deduction under subd. 32. or 33. that relates to such an amount.

21 **SECTION 1955.** 71.05 (6) (b) 39. of the statutes is created to read:

22 71.05 (6) (b) 39. For taxable years beginning after December 31, 2007, and  
23 before January 1, 2009, an amount paid by an individual who is the employee of  
24 another person, if the individual's employer pays a portion of the cost of the

1 individual’s medical care insurance, for medical care insurance for the individual, his  
2 or her spouse, and the individual’s dependents, calculated as follows:

3 a. Ten percent of the amount paid by the individual for medical care insurance.

4 In this subdivision, “medical care insurance” means a medical care insurance policy  
5 that covers the individual, his or her spouse, and the individual’s dependents and  
6 provides surgical, medical, hospital, major medical, or other health service coverage,  
7 and includes payments made for medical care benefits under a self–insured plan, but  
8 “medical care insurance” does not include hospital indemnity policies or policies with  
9 ancillary benefits such as accident benefits or benefits for loss of income resulting  
10 from a total or partial inability to work because of illness, sickness, or injury.

11 b. From the amount calculated under subd. 39. a., subtract the amounts  
12 deducted from gross income for medical care insurance in the calculation of federal  
13 adjusted gross income.

14 c. For an individual who is a nonresident or part–year resident of this state,  
15 multiply the amount calculated under subd. 39. a. or b., by a fraction the numerator  
16 of which is the individual’s wages, salary, tips, unearned income, and net earnings  
17 from a trade or business that are taxable by this state and the denominator of which  
18 is the individual’s total wages, salary, tips, unearned income, and net earnings from  
19 a trade or business. In this subd. 39. c., for married persons filing separately “wages,  
20 salary, tips, unearned income, and net earnings from a trade or business” means the  
21 separate wages, salary, tips, unearned income, and net earnings from a trade or  
22 business of each spouse, and for married persons filing jointly “wages, salary, tips,  
23 unearned income, and net earnings from a trade or business” means the total wages,  
24 salary, tips, unearned income, and net earnings from a trade or business of both  
25 spouses.

1           d. Reduce the amount calculated under subd. 39. a., b., or c. to the individual's  
2 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
3 business that are taxable by this state.

4           **SECTION 1956.** 71.05 (6) (b) 40. of the statutes is created to read:

5           71.05 (6) (b) 40. For taxable years beginning after December 31, 2008, and  
6 before January 1, 2010, an amount paid by an individual who is the employee of  
7 another person, if the individual's employer pays a portion of the cost of the  
8 individual's medical care insurance, for medical care insurance for the individual, his  
9 or her spouse, and the individual's dependents, calculated as follows:

10           a. Twenty-five percent of the amount paid by the individual for medical care  
11 insurance. In this subdivision, "medical care insurance" means a medical care  
12 insurance policy that covers the individual, his or her spouse, and the individual's  
13 dependents and provides surgical, medical, hospital, major medical, or other health  
14 service coverage, and includes payments made for medical care benefits under a  
15 self-insured plan, but "medical care insurance" does not include hospital indemnity  
16 policies or policies with ancillary benefits such as accident benefits or benefits for loss  
17 of income resulting from a total or partial inability to work because of illness,  
18 sickness, or injury.

19           b. From the amount calculated under subd. 40. a., subtract the amounts  
20 deducted from gross income for medical care insurance in the calculation of federal  
21 adjusted gross income.

22           c. For an individual who is a nonresident or part-year resident of this state,  
23 multiply the amount calculated under subd. 40. a. or b., by a fraction the numerator  
24 of which is the individual's wages, salary, tips, unearned income, and net earnings  
25 from a trade or business that are taxable by this state and the denominator of which

1 is the individual's total wages, salary, tips, unearned income, and net earnings from  
2 a trade or business. In this subd. 40. c., for married persons filing separately "wages,  
3 salary, tips, unearned income, and net earnings from a trade or business" means the  
4 separate wages, salary, tips, unearned income, and net earnings from a trade or  
5 business of each spouse, and for married persons filing jointly "wages, salary, tips,  
6 unearned income, and net earnings from a trade or business" means the total wages,  
7 salary, tips, unearned income, and net earnings from a trade or business of both  
8 spouses.

9 d. Reduce the amount calculated under subd. 40. a., b., or c. to the individual's  
10 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
11 business that are taxable by this state.

12 **SECTION 1957.** 71.05 (6) (b) 41. of the statutes is created to read:

13 71.05 **(6)** (b) 41. For taxable years beginning after December 31, 2009, and  
14 before January 1, 2011, an amount paid by an individual who is the employee of  
15 another person, if the individual's employer pays a portion of the cost of the  
16 individual's medical care insurance, for medical care insurance for the individual, his  
17 or her spouse, and the individual's dependents, calculated as follows:

18 a. Forty-five percent of the amount paid by the individual for medical care  
19 insurance. In this subdivision, "medical care insurance" means a medical care  
20 insurance policy that covers the individual, his or her spouse, and the individual's  
21 dependents and provides surgical, medical, hospital, major medical, or other health  
22 service coverage, and includes payments made for medical care benefits under a  
23 self-insured plan, but "medical care insurance" does not include hospital indemnity  
24 policies or policies with ancillary benefits such as accident benefits or benefits for loss

1 of income resulting from a total or partial inability to work because of illness,  
2 sickness, or injury.

3 b. From the amount calculated under subd. 41. a., subtract the amounts  
4 deducted from gross income for medical care insurance in the calculation of federal  
5 adjusted gross income.

6 c. For an individual who is a nonresident or part-year resident of this state,  
7 multiply the amount calculated under subd. 41. a. or b., by a fraction the numerator  
8 of which is the individual's wages, salary, tips, unearned income, and net earnings  
9 from a trade or business that are taxable by this state and the denominator of which  
10 is the individual's total wages, salary, tips, unearned income, and net earnings from  
11 a trade or business. In this subd. 41. c., for married persons filing separately "wages,  
12 salary, tips, unearned income, and net earnings from a trade or business" means the  
13 separate wages, salary, tips, unearned income, and net earnings from a trade or  
14 business of each spouse, and for married persons filing jointly "wages, salary, tips,  
15 unearned income, and net earnings from a trade or business" means the total wages,  
16 salary, tips, unearned income, and net earnings from a trade or business of both  
17 spouses.

18 d. Reduce the amount calculated under subd. 41. a., b., or c. to the individual's  
19 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
20 business that are taxable by this state.

21 **SECTION 1958.** 71.05 (6) (b) 42. of the statutes is created to read:

22 71.05 **(6)** (b) 42. For taxable years beginning after December 31, 2010, an  
23 amount paid by an individual who is the employee of another person, if the  
24 individual's employer pays a portion of the cost of the individual's medical care

1 insurance, for medical care insurance for the individual, his or her spouse, and the  
2 individual's dependents, calculated as follows:

3 a. One hundred percent of the amount paid by the individual for medical care  
4 insurance. In this subdivision, "medical care insurance" means a medical care  
5 insurance policy that covers the individual, his or her spouse, and the individual's  
6 dependents and provides surgical, medical, hospital, major medical, or other health  
7 service coverage, and includes payments made for medical care benefits under a  
8 self-insured plan, but "medical care insurance" does not include hospital indemnity  
9 policies or policies with ancillary benefits such as accident benefits or benefits for loss  
10 of income resulting from a total or partial inability to work because of illness,  
11 sickness, or injury.

12 b. From the amount calculated under subd. 42. a., subtract the amounts  
13 deducted from gross income for medical care insurance in the calculation of federal  
14 adjusted gross income.

15 c. For an individual who is a nonresident or part-year resident of this state,  
16 multiply the amount calculated under subd. 42. a. or b., by a fraction the numerator  
17 of which is the individual's wages, salary, tips, unearned income, and net earnings  
18 from a trade or business that are taxable by this state and the denominator of which  
19 is the individual's total wages, salary, tips, unearned income, and net earnings from  
20 a trade or business. In this subd. 42. c., for married persons filing separately "wages,  
21 salary, tips, unearned income, and net earnings from a trade or business" means the  
22 separate wages, salary, tips, unearned income, and net earnings from a trade or  
23 business of each spouse, and for married persons filing jointly "wages, salary, tips,  
24 unearned income, and net earnings from a trade or business" means the total wages,



1 salary, tips, unearned income, and net earnings from a trade or business of both  
2 spouses.

3 d. Reduce the amount calculated under subd. 42. a., b., or c. to the individual's  
4 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
5 business that are taxable by this state.

6 **SECTION 1959.** 71.05 (6) (b) 43. of the statutes is created to read:

7 71.05 (6) (b) 43. Subject to subd. 43. e. and f., one of the following allowable  
8 amounts, specified in subd. 43. a. to d., of employment–related expenses claimed by  
9 the claimant under section 21 of the Internal Revenue Code in the taxable year to  
10 which that claim relates:

11 a. For taxable years beginning after December 31, 2008, and before January  
12 1, 2010, up to \$750 if the claimant has one qualified individual and up to \$1,500 if  
13 the claimant has more than one qualified individual.

14 b. For taxable years beginning after December 31, 2009, and before January  
15 1, 2011, up to \$1,500 if the claimant has one qualified individual and up to \$3,000  
16 if the claimant has more than one qualified individual.

17 c. For taxable years beginning after December 31, 2010, and before January  
18 1, 2012, up to \$2,250 if the claimant has one qualified individual and up to \$4,500  
19 if the claimant has more than one qualified individual.

20 d. For taxable years beginning after December 31, 2011, up to \$3,000 if the  
21 claimant has one qualified individual and up to \$6,000 if the claimant has more than  
22 one qualified individual.

23 e. A claimant who claims the subtraction under this subdivision is subject to  
24 the special rules in 26 USC 21 (e) (2) and (4).

1           f. An individual who is a nonresident or part–year resident of this state and who  
2 claims the subtraction under this subdivision shall multiply the amount calculated  
3 under subd. 43. a., b., c., or d. by a fraction the numerator of which is the individual’s  
4 wages, salary, tips, unearned income, and net earnings from a trade or business that  
5 are taxable by this state and the denominator of which is the individual’s total wages,  
6 salary, tips, unearned income, and net earnings from a trade or business. In this  
7 subd. 43. f., for married persons filing separately “wages, salary, tips, unearned  
8 income, and net earnings from a trade or business” means the separate wages, salary,  
9 tips, unearned income, and net earnings from a trade or business of each spouse, and  
10 for married persons filing jointly “wages, salary, tips, unearned income, and net  
11 earnings from a trade or business” means the total wages, salary, tips, unearned  
12 income, and net earnings from a trade or business of both spouses.

13           **SECTION 1959c.** 71.05 (6) (b) 44. of the statutes is created to read:

14           71.05 **(6)** (b) 44. For taxable years beginning after December 31, 2006, the  
15 amount of any incentive payment received by an individual under s. 23.33 (5r) in the  
16 taxable year to which the claim relates.

17           **SECTION 1961.** 71.07 (2dx) (a) 5. of the statutes is amended to read:

18           71.07 **(2dx)** (a) 5. “Member of a targeted group” means a person who resides  
19 in an area designated by the federal government as an economic revitalization area,  
20 a person who is employed in an unsubsidized job but meets the eligibility  
21 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
22 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
23 real pay project position under s. 49.147 (3m), a person who is eligible for child care  
24 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
25 economically disadvantaged youth, an economically disadvantaged veteran, a

1 supplemental security income recipient, a general assistance recipient, an  
2 economically disadvantaged ex-convict, a qualified summer youth employee, as  
3 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
4 a food stamp recipient, if the person has been certified in the manner under sub. (2dj)  
5 (am) 3. by a designated local agency, as defined in sub. (2dj) (am) 2.

6 **SECTION 1962.** 71.07 (2dx) (b) 2. of the statutes is amended to read:

7 71.07 **(2dx)** (b) 2. The amount determined by multiplying the amount  
8 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
9 development zone and filled by a member of a targeted group and by then subtracting  
10 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
11 under s. 49.147 (3m) (c) for those jobs.

12 **SECTION 1963.** 71.07 (2dx) (b) 3. of the statutes is amended to read:

13 71.07 **(2dx)** (b) 3. The amount determined by multiplying the amount  
14 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
15 development zone and not filled by a member of a targeted group and by then  
16 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
17 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

18 **SECTION 1964.** 71.07 (2dx) (b) 4. of the statutes is amended to read:

19 71.07 **(2dx)** (b) 4. The amount determined by multiplying the amount  
20 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
21 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
22 claimed under sub. (2dj), in an enterprise development zone under s. 560.797 and for  
23 which significant capital investment was made and by then subtracting the  
24 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
25 under s. 49.147 (3m) (c) for those jobs.

1           **SECTION 1965.** 71.07 (2dx) (b) 5. of the statutes is amended to read:

2           71.07 **(2dx)** (b) 5. The amount determined by multiplying the amount  
3 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
4 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
5 claimed under sub. (2dj), in a development zone and not filled by a member of a  
6 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
7 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

8           **SECTION 1965h.** 71.07 (3h) of the statutes is created to read:

9           71.07 **(3h)** BIODIESEL FUEL PRODUCTION CREDIT. (a) *Definitions.* In this  
10 subsection:

11           1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).

12           2. “Claimant” means a person who is engaged in the business of producing  
13 biodiesel fuel in this state and who files a claim under this subsection.

14           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
15 taxable years beginning after December 31, 2009, and before January 1, 2013, for a  
16 claimant who produces at least 2,500,000 gallons of biodiesel fuel in this state in the  
17 taxable year, a claimant may claim as a credit against the tax imposed under s. 71.02,  
18 up to the amount of the tax, an amount that is equal to the number of gallons of  
19 biodiesel fuel produced by the claimant in this state in the taxable year multiplied  
20 by 10 cents.

21           (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
22 claim under this subsection in a taxable year is \$1,000,000.

23           2. Partnerships, limited liability companies, and tax-option corporations may  
24 not claim the credit under this subsection, but the eligibility for, and the amount of,  
25 the credit are based on their biodiesel fuel production, as described under par. (b).

1 A partnership, limited liability company, or tax–option corporation shall compute  
2 the amount of credit that each of its partners, members, or shareholders may claim  
3 and shall provide that information to each of them. Partners, members of limited  
4 liability companies, and shareholders of tax–option corporations may claim the  
5 credit in proportion to their ownership interests.

6 (d) *Administration.* Section 71.28 (4) (e) to (h) as it applies to the credit under  
7 s. 71.28 (4), applies to the credit under this subsection.

8 **SECTION 1966.** 71.07 (3p) of the statutes is created to read:

9 **71.07 (3p) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT.** (a) *Definitions.*  
10 In this subsection:

11 1. “Claimant” means a person who files a claim under this subsection.

12 2. “Dairy manufacturing” means processing milk into dairy products or  
13 processing dairy products for sale commercially.

14 3. “Dairy manufacturing modernization or expansion” means constructing,  
15 improving, or acquiring buildings or facilities, or acquiring equipment, for dairy  
16 manufacturing, including the following, if used exclusively for dairy manufacturing  
17 and if acquired and placed in service in this state during taxable years that begin  
18 after December 31, 2006, and before January 1, 2015:

19 a. Building construction, including storage and warehouse facilities.

20 b. Building additions.

21 c. Upgrades to utilities, including water, electric, heat, and waste facilities.

22 d. Milk intake and storage equipment.

23 e. Processing and manufacturing equipment, including pipes, motors, pumps,  
24 valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and  
25 churns.

1 f. Packaging and handling equipment, including sealing, bagging, boxing,  
2 labeling, conveying, and product movement equipment.

3 g. Warehouse equipment, including storage racks.

4 h. Waste treatment and waste management equipment, including tanks,  
5 blowers, separators, dryers, digesters, and equipment that uses waste to produce  
6 energy, fuel, or industrial products.

7 i. Computer software and hardware used for managing the claimant's dairy  
8 manufacturing operation, including software and hardware related to logistics,  
9 inventory management, and production plant controls.

10 4. "Used exclusively" means used to the exclusion of all other uses except for  
11 use not exceeding 5 percent of total use.

12 (b) *Filing claims.* Subject to the limitations provided in this subsection and s.  
13 560.207, for taxable years beginning after December 31, 2006, and before January  
14 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.02  
15 or 71.08, up to the amount of the tax, an amount equal to 10 percent of the amount  
16 the claimant paid in the taxable year for dairy manufacturing modernization or  
17 expansion related to the claimant's dairy manufacturing operation.

18 (c) *Limitations.* 1. No credit may be allowed under this subsection for any  
19 amount that the claimant paid for expenses described under par. (b) that the  
20 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

21 2. The aggregate amount of credits that a claimant may claim under this  
22 subsection is \$200,000.

23 2m. a. The maximum amount of the credits that may be claimed under this  
24 subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2007–08 is \$600,000, as  
25 allocated under s. 560.207.

1           b. The maximum amount of the credits that may be claimed under this  
2 subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2008–09, and in each fiscal  
3 year thereafter, is \$700,000, as allocated under s. 560.207.

4           3. Partnerships, limited liability companies, and tax–option corporations may  
5 not claim the credit under this subsection, but the eligibility for, and the amount of,  
6 the credit are based on their payment of expenses under par. (b), except that the  
7 aggregate amount of credits that the entity may compute shall not exceed \$200,000.  
8 A partnership, limited liability company, or tax–option corporation shall compute  
9 the amount of credit that each of its partners, members, or shareholders may claim  
10 and shall provide that information to each of them. Partners, members of limited  
11 liability companies, and shareholders of tax–option corporations may claim the  
12 credit in proportion to their ownership interest.

13           4. If 2 or more persons own and operate the dairy manufacturing operation,  
14 each person may claim a credit under par. (b) in proportion to his or her ownership  
15 interest, except that the aggregate amount of the credits claimed by all persons who  
16 own and operate the dairy manufacturing operation shall not exceed \$200,000.

17           (d) *Administration.* 1. Section 71.28 (4) (e), (g), and (h), as it applies to the credit  
18 under s. 71.28 (4), applies to the credit under this subsection.

19           2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise  
20 due under s. 71.02 or 71.08 or no tax is due under s. 71.02 or 71.08, the amount of the  
21 claim not used to offset the tax due shall be certified by the department of revenue  
22 to the department of administration for payment by check, share draft, or other draft  
23 drawn from the appropriation account under s. 20.835 (2) (bn).

24           **SECTION 1967.** 71.07 (3w) (a) 5m. of the statutes is created to read:

1           71.07 (3w) (a) 5m. “Wages” means wages under section 3306 (b) of the Internal  
2 Revenue Code, determined without regard to any dollar limitations.

3           **SECTION 1968.** 71.07 (3w) (a) 6. of the statutes is amended to read:

4           71.07 (3w) (a) 6. “Zone payroll” means the amount of state payroll that is  
5 attributable to ~~compensation wages~~ wages paid to ~~individuals full-time employees~~  
6 services that are performed in ~~a~~ an enterprise zone. “Zone payroll” does not include  
7 the amount of ~~compensation wages~~ wages paid to any ~~individuals full-time employees~~ that  
8 exceeds \$100,000.

9           **SECTION 1969.** 71.07 (3w) (b) 1. a. of the statutes is amended to read:

10           71.07 (3w) (b) 1. a. The claimant’s ~~zone payroll in the taxable year, minus the~~  
11 ~~claimant’s zone payroll~~ number of full-time employees whose annual wages are  
12 greater than \$30,000 and who the claimant employed in the enterprise zone in the  
13 taxable year, minus the number of full-time employees whose annual wages were  
14 greater than \$30,000 and who the claimant employed in the area that comprises the  
15 enterprise zone in the base year.

16           **SECTION 1970.** 71.07 (3w) (b) 1. b. of the statutes is amended to read:

17           71.07 (3w) (b) 1. b. The claimant’s ~~state payroll in the taxable year, minus the~~  
18 ~~claimant’s state payroll~~ number of full-time employees whose annual wages are  
19 greater than \$30,000 and who the claimant employed in the state in the taxable year,  
20 minus the number of full-time employees whose annual wages were greater than  
21 \$30,000 and who the claimant employed in the state in the base year.

22           **SECTION 1971.** 71.07 (3w) (b) 2. of the statutes is amended to read:

23           71.07 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant’s average  
24 zone payroll by dividing total wages for full-time employees that whose annual  
25 wages are greater than \$30,000 and who the claimant employed in the area that



1 comprises the enterprise zone in the base taxable year ~~from~~ by the number of  
2 full-time employees ~~that~~ whose annual wages are greater than \$30,000 and who the  
3 claimant employed in the enterprise zone in the taxable year.

4 **SECTION 1972.** 71.07 (3w) (b) 3. of the statutes is amended to read:

5 71.07 (3w) (b) 3. ~~Multiply Subtract \$30,000 from~~ the amount determined under  
6 subd. 2., ~~but not an amount less than zero, by \$30,000.~~

7 **SECTION 1973.** 71.07 (3w) (b) 4. of the statutes is amended to read:

8 71.07 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~  
9 by the amount determined under subd. 1.

10 **SECTION 1974.** 71.07 (3w) (bm) (intro.) and 4. of the statutes are consolidated,  
11 renumbered 71.07 (3w) (bm) and amended to read:

12 71.07 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
13 par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
14 claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08 an  
15 amount equal to ~~all of the following:~~ 4. ~~The~~ the amount the claimant paid in the  
16 taxable year to upgrade or improve the job-related skills of any of the claimant's  
17 full-time employees, to train any of the claimant's full-time employees on the use  
18 of job-related new technologies, or to ~~train~~ provide job-related training to any  
19 full-time employee whose employment with the claimant represents the employee's  
20 first full-time job. This subdivision does not apply to employees who do not work in  
21 ~~a~~ an enterprise zone.

22 **SECTION 1975.** 71.07 (3w) (bm) 3. of the statutes is repealed.

23 **SECTION 1976.** 71.07 (3w) (d) of the statutes is amended to read:

24 71.07 (3w) (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the  
25 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall

1 include with their returns a copy of their certification for tax benefits, and a copy of  
2 the verification of their expenses, from the department of commerce.

3 **SECTION 1976s.** 71.07 (5) (a) 15. of the statutes is amended to read:

4 71.07 (5) (a) 15. The amount claimed as a deduction for medical care insurance  
5 under section 213 of the Internal Revenue Code that is exempt from taxation under  
6 s. 71.05 (6) (b) 17. to 20., 35., 36., 37., and 38., 39., 40., 41., and 42. and the amount  
7 claimed as a deduction for a long-term care insurance policy under section 213 (d)  
8 (1) (D) of the Internal Revenue Code, as defined in section 7702B (b) of the Internal  
9 Revenue Code that is exempt from taxation under s. 71.05 (6) (b) 26.

10 **SECTION 1977.** 71.07 (5b) (c) 1. of the statutes is amended to read:

11 71.07 (5b) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
12 of the credits that may be claimed under this subsection and ss. 71.28 (5b) and 71.47  
13 (5b) for all taxable years combined is ~~\$35,000,000~~ \$52,500,000.

14 **SECTION 1978.** 71.07 (5b) (d) of the statutes is renumbered 71.07 (5b) (d) 1.

15 **SECTION 1979.** 71.07 (5b) (d) 2. of the statutes is created to read:

16 71.07 (5b) (d) 2. The Wisconsin adjusted basis of any investment for which a  
17 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
18 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest  
19 in a partnership, a member's interest in a limited liability company, or stock in a  
20 tax-option corporation shall be adjusted to reflect adjustments made under this  
21 subdivision.

22 **SECTION 1980.** 71.07 (5d) (c) 1. of the statutes is amended to read:

23 71.07 (5d) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
24 of the credits that may be claimed under this subsection for all taxable years  
25 combined is ~~\$30,000,000~~ \$47,500,000.

1           **SECTION 1981.** 71.07 (5d) (c) 2. of the statutes is amended to read:

2           71.07 **(5d)** (c) 2. The maximum amount of a claimant's investment that may be  
3 used as the basis for a credit under this subsection is \$500,000 \$2,000,000 for each  
4 investment made directly in a business certified under s. 560.205 (1).

5           **SECTION 1982.** 71.07 (5d) (d) 4. of the statutes is created to read:

6           71.07 **(5d)** (d) 4. The Wisconsin adjusted basis of any investment for which a  
7 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
8 offset against Wisconsin income taxes.

9           **SECTION 1986.** 71.07 (5h) (a) 4. of the statutes is amended to read:

10           71.07 **(5h)** (a) 4. “Previously owned property” means real property that the  
11 claimant or a related person owned during the 2 years prior to doing business in this  
12 state as a film production company and for which the claimant may not deduct a loss  
13 from the sale of the property to, or an exchange of the property with, the related  
14 person under section 267 of the Internal Revenue Code, except that section 267 of the  
15 Internal Revenue Code is modified so that if the claimant owns any part of the  
16 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
17 the Internal Revenue Code for purposes of this subsection.

18           **SECTION 1987.** 71.07 (5h) (c) 2. of the statutes is amended to read:

19           71.07 **(5h)** (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
20 expended to construct, rehabilitate, remodel, or repair real property, if the claimant  
21 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
22 demolition or destruction in preparation for the physical work, after December 31,  
23 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

24           **SECTION 1988.** 71.07 (5h) (c) 3. of the statutes is amended to read:

1           71.07 (5h) (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
2 expended to acquire real property, if the property is not previously owned property  
3 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
4 completed project is placed in service after December 31, 2007.

5           **SECTION 1989.** 71.07 (5i) of the statutes is created to read:

6           71.07 (5i) ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
7 subsection, “claimant” means a person who files a claim under this subsection.

8           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
9 taxable years beginning after December 31, 2009, a claimant may claim as a credit  
10 against the taxes imposed under s. 71.02, up to the amount of those taxes, an amount  
11 equal to 50 percent of the amount the claimant paid in the taxable year for  
12 information technology hardware or software that is used to maintain medical  
13 records in electronic form, if the claimant is a health care provider, as defined in s.  
14 146.81 (1).

15           (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
16 under this subsection and ss. 71.28 (5i) and 71.47 (5i) in a taxable year is  
17 \$10,000,000, as allocated under s. 560.204.

18           2. Partnerships, limited liability companies, and tax–option corporations may  
19 not claim the credit under this subsection, but the eligibility for, and the amount of,  
20 the credit are based on their payment of amounts under par. (b). A partnership,  
21 limited liability company, or tax–option corporation shall compute the amount of  
22 credit that each of its partners, members, or shareholders may claim and shall  
23 provide that information to each of them. Partners, members of limited liability  
24 companies, and shareholders of tax–option corporations may claim the credit in  
25 proportion to their ownership interests.

1 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
2 s. 71.28 (4), applies to the credit under this subsection.

3 **SECTION 1990.** 71.07 (5j) of the statutes is created to read:

4 71.07 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this  
5 subsection:

6 1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).

7 2. “Claimant” means a person who files a claim under this subsection.

8 3. “Motor vehicle fuel” has the meaning given in s. 78.005 (13).

9 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
10 taxable years beginning after December 31, 2007, and before January 1, 2018, a  
11 claimant may claim as a credit against the taxes imposed under s. 71.02, up to the  
12 amount of the taxes, an amount that is equal to 25 percent of the amount that the  
13 claimant paid in the taxable year to install or retrofit pumps located in this state that  
14 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20  
15 percent biodiesel fuel.

16 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
17 claim under this subsection in a taxable year is an amount that is equal to \$5,000 for  
18 each service station for which the claimant has installed or retrofitted pumps as  
19 described under par. (b).

20 2. Partnerships, limited liability companies, and tax–option corporations may  
21 not claim the credit under this subsection, but the eligibility for, and the amount of,  
22 the credit are based on their payment of amounts under par. (b). A partnership,  
23 limited liability company, or tax–option corporation shall compute the amount of  
24 credit that each of its partners, members, or shareholders may claim and shall  
25 provide that information to each of them. Partners, members of limited liability

1 companies, and shareholders of tax-option corporations may claim the credit in  
2 proportion to their ownership interests.

3 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
4 s. 71.28 (4), applies to the credit under this subsection.

5 **SECTION 1990m.** 71.07 (5k) of the statutes is created to read:

6 **71.07 (5k) COMMUNITY REHABILITATION PROGRAM CREDIT.** (a) *Definitions.* In this  
7 subsection:

8 1. “Claimant” means a person who files a claim under this subsection.

9 2. “Community rehabilitation program” means a nonprofit entity, county,  
10 municipality, or state or federal agency that directly provides, or facilitates the  
11 provision of, vocational rehabilitation services to individuals who have disabilities  
12 to maximize the employment opportunities, including career advancement, of such  
13 individuals.

14 3. “Vocational rehabilitation services” include education, training,  
15 employment, counseling, therapy, placement, and case management.

16 4. “Work” includes production, packaging, assembly, food service, custodial  
17 service, clerical service, and other commercial activities that improve employment  
18 opportunities for individuals who have disabilities.

19 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
20 taxable years beginning after July 1, 2009, a claimant may claim as a credit against  
21 the tax imposed under s. 71.02, up to the amount of those taxes, an amount equal to  
22 5 percent of the amount the claimant paid in the taxable year to a community  
23 rehabilitation program to perform work for the claimant’s business, pursuant to a  
24 contract.

1           (c) *Limitations.* 1. The maximum amount of the credit that any claimant may  
2 claim under this subsection in a taxable year is \$25,000 for each community  
3 rehabilitation program for which the claimant enters into a contract to have the  
4 community rehabilitation program perform work for the claimant’s business.

5           2. No credit may be claimed under this subsection unless the claimant submits  
6 with the claimant’s return a form, as prescribed by the department of revenue, that  
7 verifies that the claimant has entered into a contract with a community  
8 rehabilitation program and that the program has received payment from the  
9 claimant for work provided by the program, consistent with par. (b).

10           3. Partnerships, limited liability companies, and tax–option corporations may  
11 not claim the credit under this subsection, but the eligibility for, and the amount of,  
12 the credit are based on their payment of amounts under par. (b). A partnership,  
13 limited liability company, or tax–option corporation shall compute the amount of  
14 credit that each of its partners, members, or shareholders may claim and shall  
15 provide that information to each of them. Partners, members of limited liability  
16 companies, and shareholders of tax–option corporations may claim the credit in  
17 proportion to their ownership interests.

18           (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
19 s. 71.28 (4), applies to the credit under this subsection.

20           **SECTION 1990s.** 71.07 (6e) (a) 2. a. of the statutes is amended to read:

21           71.07 (6e) (a) 2. a. An individual who had served on active duty in the U.S.  
22 armed forces or in forces incorporated as part of the U.S. armed forces; who was a  
23 resident of this state at the time of entry into that active service, or who had been a  
24 resident of this state for any consecutive 5–year period after entry into that active  
25 duty service; and who, while a resident of this state, died while on active duty.

1           **SECTION 1990sc.** 71.07 (6e) (a) 2. b. of the statutes is amended to read:

2           71.07 **(6e)** (a) 2. b. An individual who had served on active duty under  
3 honorable conditions in the U.S. armed forces or in forces incorporated as part of the  
4 U.S. armed forces; who was a resident of this state at the time of entry into that active  
5 service; ~~who was at least 65 years of age at the time of his or her death or would have~~  
6 ~~been 65 years of age at the close of the year in which the death occurred~~ or who had  
7 been a resident of this state for any consecutive 5-year period after entry into that  
8 active duty service; who was a resident of this state at the time of his or her death;  
9 and who had either a service-connected disability rating of 100 percent under 38  
10 USC 1114 or 1134 or a 100 percent disability rating based on individual  
11 unemployability.

12           **SECTION 1990se.** 71.07 (6e) (a) 2. c. of the statutes is amended to read:

13           71.07 **(6e)** (a) 2. c. An individual who had served in the national guard or a  
14 reserve component of the U.S. armed forces; ~~;~~ who was a resident of this state at the  
15 time of entry into that service, or who had been a resident of this state for any  
16 consecutive 5-year period after entry into that service; and who, while a resident of  
17 this state, died in the line of duty while on active or inactive duty for training  
18 purposes.

19           **SECTION 1990sg.** 71.07 (6e) (a) 3. (intro.) of the statutes is amended to read:

20           71.07 **(6e)** (a) 3. (intro.) “Eligible veteran” means an individual ~~who is at least~~  
21 ~~65 years of age and~~ who is verified by the department of veterans affairs as meeting  
22 all of the following conditions:

23           **SECTION 1990si.** 71.07 (6e) (a) 3. b. of the statutes is amended to read:



1           71.07 (6e) (a) 3. b. Was a resident of this state at the time of entry into that  
2 active service or had been a resident of this state for any consecutive 5–year period  
3 after entry into that service.

4           **SECTION 1990sk.** 71.07 (6e) (a) 3. d. of the statutes is amended to read:

5           71.07 (6e) (a) 3. d. Has either a service–connected disability rating of 100  
6 percent under 38 USC 1114 or 1134 or a 100 percent disability rating based on  
7 individual unemployability.

8           **SECTION 1990sm.** 71.07 (6e) (a) 3e. of the statutes is created to read:

9           71.07 (6e) (a) 3e. “Individual unemployability” means a condition under which  
10 a veteran has a service–connected disability rating of either 60 percent under 38  
11 USC 1114 or 1134 or two or more service–connected disability conditions where one  
12 condition has at least a 40 percent scheduler rating and the combined scheduler  
13 rating for all conditions is at least 70 percent, and has an administrative adjustment  
14 added to his or her service–connected disability, due to individual unemployability,  
15 such that the federal Department of Veterans Affairs rates the veteran 100 percent  
16 disabled.

17           **SECTION 1991.** 71.08 (1) (intro.) of the statutes is amended to read:

18           71.08 (1) IMPOSITION. (intro.) If the tax imposed on a natural person, married  
19 couple filing jointly, trust, or estate under s. 71.02, not considering the credits under  
20 ss. 71.07 (1), (2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds), (2dx), (2fd), ~~(3e), (3e)~~, (3m),  
21 (3n), ~~(3p)~~, (3s), (3t), (3w), (5b), (5d), (5e), (6), (6e), and (9e), 71.28 (1dd), (1de), (1di),  
22 (1dj), (1dL), (1ds), (1dx), (1fd), (2m), (3), (3n), (3t), and (3w), and 71.47 (1dd), (1de),  
23 (1di), (1dj), (1dL), (1ds), (1dx), (1fd), (2m), (3), (3n), (3t), and (3w), and subchs. VIII  
24 and IX and payments to other states under s. 71.07 (7), is less than the tax under this  
25 section, there is imposed on that natural person, married couple filing jointly, trust

1 or estate, instead of the tax under s. 71.02, an alternative minimum tax computed  
2 as follows:

3 **SECTION 1991h.** 71.10 (4) (cn) of the statutes is created to read:

4 71.10 (4) (cn) Biodiesel fuel production credit under s. 71.07 (3h).

5 **SECTION 1992m.** 71.10 (4) (es) of the statutes is created to read:

6 71.10 (4) (es) Community rehabilitation program credit under s. 71.07 (5k).

7 **SECTION 1993.** 71.10 (4) (gc) of the statutes is created to read:

8 71.10 (4) (gc) Ethanol and biodiesel fuel pump credit under s. 71.07 (5j).

9 **SECTION 1994.** 71.10 (4) (gxx) of the statutes is created to read:

10 71.10 (4) (gxx) Electronic medical records credit under s. 71.07 (5i).

11 **SECTION 1994h.** 71.10 (4) (i) of the statutes is amended to read:

12 71.10 (4) (i) The total of claim of right credit under s. 71.07 (1), farmland  
13 preservation credit under subch. IX, homestead credit under subch. VIII, farmland  
14 tax relief credit under s. 71.07 (3m), farmers' drought property tax credit under s.  
15 71.07 (2fd), dairy manufacturing facility investment credit under s. 71.07 (3p), film  
16 production services credit under s. 71.07 (5f) (b) 2., veterans and surviving spouses  
17 property tax credit under s. 71.07 (6e), enterprise zone jobs credit under s. 71.07 (3w),  
18 earned income tax credit under s. 71.07 (9e), estimated tax payments under s. 71.09,  
19 and taxes withheld under subch. X.

20 **SECTION 1995.** 71.10 (5) (g) of the statutes is amended to read:

21 71.10 (5) (g) *Tax return.* The secretary of revenue shall provide a place for the  
22 designations under this subsection on the individual income tax return and, on forms  
23 printed by the department of revenue, the secretary shall highlight that place on the  
24 return by a symbol chosen by the department of revenue that relates to endangered  
25 resources.

1           **SECTION 1996.** 71.10 (5e) (g) of the statutes is amended to read:

2           71.10 **(5e)** (g) *Tax return.* The secretary of revenue shall provide a place for the  
3           designations under this subsection on the individual income tax return, and, on  
4           forms printed by the department of revenue, the secretary shall highlight that place  
5           on the return by a symbol chosen by the department that relates to a football  
6           stadium, as defined in s. 229.821 (6).

7           **SECTION 1997.** 71.21 (4) of the statutes is amended to read:

8           71.21 **(4)** Credits computed by a partnership under s. 71.07 (2dd), (2de), (2di),  
9           (2dj), (2dL), (2dm), (2ds), (2dx), (3g), (3h), (3n), (3p), (3s), (3t), (3w), ~~(5b)~~, (5e), (5f),  
10          (5g), ~~and~~ (5h), (5i), (5j), and (5k) and passed through to partners shall be added to the  
11          partnership's income.

12          **SECTION 1998.** 71.22 (4) (L) of the statutes is repealed.

13          **SECTION 1999.** 71.22 (4) (m) of the statutes is repealed.

14          **SECTION 2000.** 71.22 (4) (n) of the statutes is amended to read:

15          71.22 **(4)** (n) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
16          (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after  
17          December 31, 1998, and before January 1, 2000, means the federal Internal  
18          Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and  
19          110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
20          103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
21          and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding  
22          sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L.  
23          107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L.  
24          107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of P.L.  
25          108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.

1 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422,  
2 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101,  
3 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
4 P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
5 as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,  
6 P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2),  
7 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
8 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
9 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
10 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
11 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
12 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
13 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
14 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
15 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
16 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L.  
17 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.  
18 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and  
19 P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
20 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as  
21 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,  
22 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal  
23 Revenue Code applies for Wisconsin purposes at the same time as for federal  
24 purposes. Amendments to the federal Internal Revenue Code enacted after  
25 December 31, 1998, do not apply to this paragraph with respect to taxable years

1 beginning after December 31, 1998, and before January 1, 2000, except that  
2 changes to the Internal Revenue Code made by P.L. 106–36, P.L. 106–170, P.L.  
3 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,  
4 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections  
5 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121,  
6 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,  
7 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
8 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
9 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
10 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
11 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
12 applicable to this subchapter made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
13 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
14 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
15 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
16 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
17 and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242,  
18 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
19 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
20 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
21 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
22 purposes.

23 **SECTION 2001.** 71.22 (4) (o) of the statutes is amended to read:

24 71.22 (4) (o) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
25 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after

1 December 31, 1999, and before January 1, 2003, means the federal Internal Revenue  
2 Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.  
3 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
4 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
5 amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
6 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22,  
7 P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of  
8 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
9 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
10 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
11 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
12 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
13 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
14 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
15 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
16 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
17 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
18 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
19 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
20 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
21 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
22 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
23 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
24 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
25 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.

1 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
2 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
3 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
4 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
5 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
6 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,  
7 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
8 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
9 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
10 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
11 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
12 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
13 of P.L. 109–280. The Internal Revenue Code applies for Wisconsin purposes at the  
14 same time as for federal purposes. Amendments to the federal Internal Revenue  
15 Code enacted after December 31, 1999, do not apply to this paragraph with respect  
16 to taxable years beginning after December 31, 1999, and before January 1, 2003,  
17 except that changes to the Internal Revenue Code made by P.L. 106–230, P.L.  
18 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
19 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
20 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
21 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
22 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
23 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
24 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
25 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,

1 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
2 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
3 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
4 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
5 applicable to this subchapter made by P.L. 106–230, P.L. 106–554, excluding sections  
6 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
7 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
8 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
9 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
10 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,  
11 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
12 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
13 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
14 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
15 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
16 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
17 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
18 purposes.

19 **SECTION 2002.** 71.22 (4) (p) of the statutes is amended to read:

20 71.22 (4) (p) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
21 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
22 December 31, 2002, and before January 1, 2004, means the federal Internal Revenue  
23 Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.  
24 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
25 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,



1 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and  
2 ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as amended by P.L. 108–27,  
3 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
4 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
5 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
6 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
7 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.  
8 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
9 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
10 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
11 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
12 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
13 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
14 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
15 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
16 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
17 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
18 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
19 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
20 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
21 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
22 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
23 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~  
24 sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276,  
25 P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.

1 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201  
2 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
3 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
4 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375,  
5 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
6 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
7 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
8 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280.  
9 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
10 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
11 December 31, 2002, do not apply to this paragraph with respect to taxable years  
12 beginning after December 31, 2002, and before January 1, 2004, except that changes  
13 to the Internal Revenue Code made by P.L. 108–27, excluding sections 106, 201, and  
14 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,  
15 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
16 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
17 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
18 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
19 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
20 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
21 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
22 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
23 applicable to this subchapter made by P.L. 108–27, excluding sections 106, 201, and  
24 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,  
25 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,

1 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
2 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
3 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
4 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
5 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
6 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
7 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the same time as for  
8 federal purposes.

9 **SECTION 2003.** 71.22 (4) (q) of the statutes is amended to read:

10 71.22 (4) (q) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
11 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
12 December 31, 2003, and before January 1, 2005, means the federal Internal Revenue  
13 Code as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.  
14 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
15 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,  
16 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, ~~section~~  
17 sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27,  
18 section 109 of P.L. 108–121, and section 1201 of P.L. 108–173, and as amended by P.L.  
19 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
20 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
21 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
22 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
23 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
24 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
25 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,

1 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly  
2 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
3 P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and  
4 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.  
5 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
6 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
7 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
8 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
9 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
10 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
11 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
12 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
13 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section sections 101 and  
14 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.  
15 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
16 section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173,  
17 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
18 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
19 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
20 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
21 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
22 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
23 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
24 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal  
25 Revenue Code applies for Wisconsin purposes at the same time as for federal

1 purposes. Amendments to the federal Internal Revenue Code enacted after  
2 December 31, 2003, do not apply to this paragraph with respect to taxable years  
3 beginning after December 31, 2003, and before January 1, 2005, except that changes  
4 to the Internal Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311,  
5 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
6 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
7 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
8 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
9 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
10 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
11 (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811  
12 and 844 of P.L. 109–280, and changes that indirectly affect the provisions applicable  
13 to this subchapter made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding  
14 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding  
15 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
16 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
17 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
18 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
19 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
20 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
21 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

22 **SECTION 2004.** 71.22 (4) (r) of the statutes is amended to read:

23 71.22 (4) (r) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
24 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
25 December 31, 2004, and before January 1, 2006, means the federal Internal Revenue

1 Code as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.  
2 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
3 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
4 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
5 431 of P.L. 107–16, section sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,  
6 and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and  
7 403 (a) of P.L. 108–311, and sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
8 and 910 of P.L. 108–357, and as amendeded by P.L. 109–7, P.L. 109–58, excluding  
9 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
10 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
11 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
12 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
13 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
14 excluding sections 811 and 844 of P.L. 109–280, and as indirectly affected in the  
15 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,  
16 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)  
17 of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.  
18 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and  
19 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
20 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
21 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
22 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
23 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
24 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
25 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.

1 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of  
2 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
3 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
4 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
5 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
6 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
7 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
8 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
9 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
10 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
11 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
12 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
13 sections 811 and 844 of P.L. 109–280. The Internal Revenue Code applies for  
14 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
15 federal Internal Revenue Code enacted after December 31, 2004, do not apply to this  
16 paragraph with respect to taxable years beginning after December 31, 2004, and  
17 before January 1, 2006, except that changes to the Internal Revenue Code made by  
18 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
19 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
20 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
21 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
22 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
23 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
24 changes that indirectly affect the provisions applicable to this subchapter made by  
25 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,

1 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
2 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
3 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
4 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
5 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for  
6 Wisconsin purposes at the same time as for federal purposes.

7 **SECTION 2005.** 71.22 (4) (s) of the statutes is created to read:

8 71.22 (4) (s) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
9 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
10 December 31, 2005, and before January 1, 2007, means the federal Internal Revenue  
11 Code as amended to December 31, 2005, excluding sections 103, 104, and 110 of P.L.  
12 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
13 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
14 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
15 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
16 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
17 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
18 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
19 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
20 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
21 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as amendeded by P.L. 109–222,  
22 excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and  
23 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly  
24 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
25 P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and



1 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.  
2 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
3 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
4 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
5 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
6 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
7 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
8 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
9 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
10 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)  
11 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
12 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
13 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
14 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
15 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
16 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
17 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
18 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
19 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
20 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
21 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
22 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
23 109–280. The Internal Revenue Code applies for Wisconsin purposes at the same  
24 time as for federal purposes. Amendments to the federal Internal Revenue Code  
25 enacted after December 31, 2005, do not apply to this paragraph with respect to

1 taxable years beginning after December 31, 2005, and before January 1, 2007,  
2 except that changes to the Internal Revenue Code made by P.L. 109–222, excluding  
3 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L.  
4 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that indirectly  
5 affect the provisions applicable to this subchapter made by P.L. 109–222, excluding  
6 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L.  
7 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
8 purposes at the same time as for federal purposes.

9 **SECTION 2006.** 71.22 (4) (t) of the statutes is created to read:

10 71.22 (4) (t) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
11 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
12 December 31, 2006, means the federal Internal Revenue Code as amended to  
13 December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
14 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
15 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
16 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
17 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
18 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
19 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
20 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
21 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
22 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
23 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
24 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as indirectly  
25 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,

1 P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and  
2 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.  
3 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
4 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
5 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
6 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
7 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
8 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
9 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
10 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
11 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)  
12 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
13 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
14 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
15 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
16 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
17 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
18 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
19 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
20 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
21 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
22 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
23 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
24 109–280. The Internal Revenue Code applies for Wisconsin purposes at the same  
25 time as for federal purposes. Amendments to the federal Internal Revenue Code

1 enacted after December 31, 2006, do not apply to this paragraph with respect to  
2 taxable years beginning after December 31, 2006.

3 **SECTION 2007.** 71.22 (4m) (j) of the statutes is repealed.

4 **SECTION 2008.** 71.22 (4m) (k) of the statutes is repealed.

5 **SECTION 2009.** 71.22 (4m) (L) of the statutes is amended to read:

6 71.22 **(4m)** (L) For taxable years that begin after December 31, 1998, and  
7 before January 1, 2000, “Internal Revenue Code”, for corporations that are subject  
8 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
9 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,  
10 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
11 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
12 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
13 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431  
14 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406  
15 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of  
16 P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
17 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
18 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding  
19 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
20 (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
21 109–280, and as indirectly affected in the provisions applicable to this subchapter  
22 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,  
23 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
24 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
25 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.

1 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
2 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
3 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
4 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,  
5 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections  
6 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121,  
7 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,  
8 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
9 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
10 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
11 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
12 811 and 844 of P.L. 109–280. The Internal Revenue Code applies for Wisconsin  
13 purposes at the same time as for federal purposes. Amendments to the Internal  
14 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with  
15 respect to taxable years beginning after December 31, 1998, and before  
16 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.  
17 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
18 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
19 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
20 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
21 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
22 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
23 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
24 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
25 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280 and changes that

1 indirectly affect the provisions applicable to this subchapter made by P.L. 106–36,  
2 P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
3 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
4 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
5 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
6 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
7 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
8 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
9 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
10 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
11 purposes at the same time as for federal purposes.

12 **SECTION 2010.** 71.22 (4m) (m) of the statutes is amended to read:

13 71.22 **(4m)** (m) For taxable years that begin after December 31, 1999, and  
14 before January 1, 2003, “Internal Revenue Code”, for corporations that are subject  
15 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
16 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,  
17 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
18 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
19 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and  
20 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,  
21 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
22 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358,  
23 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
24 excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections  
25 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding

1 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
2 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
3 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
4 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
5 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
6 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
7 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.  
8 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
9 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
10 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
11 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
12 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
13 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
14 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
15 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
16 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L.  
17 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections  
18 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121,  
19 P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
20 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
21 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding  
22 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
23 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
24 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
25 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code

1 applies for Wisconsin purposes at the same time as for federal purposes.  
2 Amendments to the Internal Revenue Code enacted after December 31, 1999, do not  
3 apply to this paragraph with respect to taxable years beginning after  
4 December 31, 1999, and before January 1, 2003, except that changes to the Internal  
5 Revenue Code made by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165  
6 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
7 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a),  
8 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.  
9 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
10 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,  
11 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,  
12 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
13 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
14 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
15 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
16 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
17 changes that indirectly affect the provisions applicable to this subchapter made by  
18 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.  
19 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,  
20 P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147,  
21 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
22 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
23 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
24 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
25 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding



1 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
2 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
3 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
4 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
5 purposes at the same time as for federal purposes.

6 **SECTION 2011.** 71.22 (4m) (n) of the statutes is amended to read:

7 71.22 **(4m)** (n) For taxable years that begin after December 31, 2002, and  
8 before January 1, 2004, “Internal Revenue Code,” for corporations that are subject  
9 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
10 Internal Revenue Code as amended to December 31, 2002, excluding sections 103,  
11 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
12 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
13 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
14 431 of P.L. 107–16, and ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as  
15 amended by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
16 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201  
17 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
18 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
19 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375,  
20 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
21 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
22 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
23 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
24 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
25 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.

1 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
2 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
3 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
4 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
5 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
6 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
7 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
8 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
9 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147,  
10 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
11 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
12 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
13 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
14 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
15 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding  
16 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
17 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
18 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
19 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
20 applies for Wisconsin purposes at the same time as for federal purposes.  
21 Amendments to the Internal Revenue Code enacted after December 31, 2002, do not  
22 apply to this paragraph with respect to taxable years beginning after  
23 December 31, 2002, and before January 1, 2004, except that changes to the Internal  
24 Revenue Code made by P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
25 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding

1 section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding  
2 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding  
3 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and  
4 P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
5 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
6 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
7 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
8 of P.L. 109–280, and changes that indirectly affect the provisions applicable to this  
9 subchapter made by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27,  
10 P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section  
11 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections  
12 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections  
13 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L.  
14 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323,  
15 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding  
16 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
17 (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
18 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

19 **SECTION 2012.** 71.22 (4m) (o) of the statutes is amended to read:

20 71.22 **(4m)** (o) For taxable years that begin after December 31, 2003, and  
21 before January 1, 2005, “Internal Revenue Code,” for corporations that are subject  
22 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
23 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,  
24 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
25 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.

1 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
2 431 of P.L. 107–16, ~~section sections~~ 101 and 301 (a) of P.L. 107–147, sections 106, 201,  
3 and 202 of P.L. 108–27, section 109 of P.L. 108–121, and section 1201 of P.L. 108–173,  
4 and as amended by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
5 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
6 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,  
7 and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
8 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
9 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
10 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
11 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
12 109–280, and as indirectly affected in the provisions applicable to this subchapter  
13 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,  
14 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
15 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
16 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
17 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
18 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
19 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
20 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
21 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
22 107–134, P.L. 107–147, excluding ~~section sections~~ 101 and 301 (a) of P.L. 107–147,  
23 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
24 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
25 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.

1 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
2 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
3 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L.  
4 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
5 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.  
6 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
7 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L.  
8 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
9 applies for Wisconsin purposes at the same time as for federal purposes.  
10 Amendments to the Internal Revenue Code enacted after December 31, 2003, do not  
11 apply to this paragraph with respect to taxable years beginning after  
12 December 31, 2003, and before January 1, 2005, except that changes to the Internal  
13 Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections  
14 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections  
15 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
16 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
17 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
18 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
19 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
20 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
21 109–280, and changes that indirectly affect the provisions applicable to this  
22 subchapter made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections  
23 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections  
24 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
25 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,

1 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
2 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
3 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
4 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
5 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

6 **SECTION 2013.** 71.22 (4m) (p) of the statutes is amended to read:

7 71.22 **(4m)** (p) For taxable years that begin after December 31, 2004, and  
8 before January 1, 2006, “Internal Revenue Code,” for corporations that are subject  
9 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
10 Internal Revenue Code as amended to December 31, 2004, excluding sections 103,  
11 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
12 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
13 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
14 P.L. 106–573, section 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L.  
15 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
16 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, and sections 101, 201, 211,  
17 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and as amended by P.L.  
18 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
19 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
20 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
21 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
22 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
23 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
24 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
25 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.

1 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
2 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
3 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
4 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
5 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
6 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
7 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
8 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
9 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
10 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
11 and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
12 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
13 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
14 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476,  
15 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
16 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
17 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
18 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
19 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
20 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280. The  
21 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal  
22 purposes. Amendments to the Internal Revenue Code enacted after December 31,  
23 2004, do not apply to this paragraph with respect to taxable years beginning after  
24 December 31, 2004, and before January 1, 2006, except that changes to the Internal  
25 Revenue Code made by P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309,

1 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
2 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
3 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
4 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and  
5 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844  
6 of P.L. 109–280, and changes that indirectly affect the provisions applicable to this  
7 subchapter made by P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309,  
8 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
9 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
10 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
11 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and  
12 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844  
13 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
14 purposes.

15 **SECTION 2014.** 71.22 (4m) (q) of the statutes is created to read:

16 71.22 **(4m)** (q) For taxable years that begin after December 31, 2005, and  
17 before January 1, 2007, “Internal Revenue Code,” for corporations that are subject  
18 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
19 Internal Revenue Code as amended to December 31, 2005, excluding sections 103,  
20 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
21 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
22 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
23 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
24 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
25 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,



1 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,  
2 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of  
3 P.L. 109–59, section 301 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates  
4 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as  
5 amended by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
6 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
7 109–280, and as indirectly affected in the provisions applicable to this subchapter  
8 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,  
9 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
10 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
11 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
12 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
13 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
14 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
15 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
16 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
17 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.  
18 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections  
19 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201  
20 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
21 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201,  
22 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L.  
23 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323,  
24 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding  
25 section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L.

1 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
2 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding  
3 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L.  
4 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
5 applies for Wisconsin purposes at the same time as for federal purposes.  
6 Amendments to the Internal Revenue Code enacted after December 31, 2005, do not  
7 apply to this paragraph with respect to taxable years beginning after  
8 December 31, 2005, and before January 1, 2007, except that changes to the Internal  
9 Revenue Code made by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and  
10 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844  
11 of P.L. 109–280, and changes that indirectly affect the provisions applicable to this  
12 subchapter made by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513  
13 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of  
14 P.L. 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

15 **SECTION 2015.** 71.22 (4m) (r) of the statutes is created to read:

16 71.22 (4m) (r) For taxable years that begin after December 31, 2006, “Internal  
17 Revenue Code,” for corporations that are subject to a tax on unrelated business  
18 income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended  
19 to December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
20 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
21 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
22 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
23 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
24 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
25 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.

1 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
2 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
3 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
4 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
5 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as indirectly  
6 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
7 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,  
8 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
9 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
10 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
11 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
12 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
13 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
14 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
15 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
16 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.  
17 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
18 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
19 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403  
20 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
21 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.  
22 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
23 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
24 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
25 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and

1 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
2 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
3 sections 811 and 844 of P.L. 109–280. The Internal Revenue Code applies for  
4 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
5 Internal Revenue Code enacted after December 31, 2006, do not apply to this  
6 paragraph with respect to taxable years beginning after December 31, 2006.

7 **SECTION 2016.** 71.22 (5m) of the statutes is renumbered 71.22 (5m) (a).

8 **SECTION 2017.** 71.22 (5m) (b) of the statutes is created to read:

9 71.22 **(5m)** (b) Notwithstanding subs. (4) and (4m), section 101 of P.L. 109–222,  
10 related to extending the increased expense deduction under section 179 of the  
11 Internal Revenue Code, applies to property used in farming that is acquired and  
12 placed in service in taxable years beginning on or after January 1, 2008, and used  
13 by a person who is actively engaged in farming. For purposes of this paragraph,  
14 “actively engaged in farming” has the meaning given in 7 CFR 1400.201, and  
15 “farming” has the meaning given in section 464 (e) (1) of the Internal Revenue Code.

16 **SECTION 2018.** 71.24 (7) of the statutes is amended to read:

17 71.24 **(7)** EXTENSIONS. In the case of a corporation required to file a return,  
18 ~~when sufficient reason is shown, the department of revenue may on written request~~  
19 shall allow an automatic extension of 30 days 7 months or until the original due date  
20 of the corporation’s corresponding federal return, whichever is later, ~~if the~~  
21 ~~corporation has not received an extension on its federal return.~~ Any extension of time  
22 granted by law or by the internal revenue service for the filing of corresponding  
23 federal returns shall extend the time for filing under this subchapter to 30 days after  
24 the federal due date if ~~a copy of any extension requested of the internal revenue~~  
25 ~~service is filed with~~ the corporation reports the extension in the manner specified by

1 ~~the department on the return. Termination of an automatic extension by the internal~~  
2 ~~revenue service, or its refusal to grant such automatic extension, shall similarly~~  
3 ~~require that any returns due under this subchapter are due on or before 30 days after~~  
4 ~~the date for termination fixed by the internal revenue service. Except for payments~~  
5 of estimated taxes, income or franchise taxes payable upon the filing of the tax return  
6 shall not become delinquent during such extension period, but shall be subject to  
7 interest at the rate of 12% per year during such period.

8 **SECTION 2019.** 71.26 (1) (am) of the statutes is created to read:

9 71.26 (1) (am) *Veterans service organizations.* Income of a veterans service  
10 organization that is chartered under federal law.

11 **SECTION 2020.** 71.26 (1) (b) of the statutes is amended to read:

12 71.26 (1) (b) *Political units.* Income received by the United States, the state  
13 and all counties, cities, villages, towns, school districts, technical college districts,  
14 joint local water authorities created under s. 66.0823, family long-term care districts  
15 under s. 46.2895 or other political units of this state.

16 **SECTION 2021e.** 71.26 (1) (g) of the statutes is created to read:

17 71.26 (1) (g) For taxable years beginning after December 31, 2006, the amount  
18 of any incentive payment received by an individual under s. 23.33 (5r) in the taxable  
19 year to which the claim relates.

20 **SECTION 2021m.** 71.26 (1m) (i) of the statutes is created to read:

21 71.26 (1m) (i) Those issued under s. 231.03 (6), on or after the effective date of  
22 this paragraph .... [revisor inserts date], if the proceeds from the obligations that are  
23 issued are used by a health facility, as defined in s. 231.01 (5), to fund the acquisition  
24 of information technology hardware or software.

25 **SECTION 2022.** 71.26 (2) (a) of the statutes is amended to read:

1           71.26 (2) (a) *Corporations in general.* The “net income” of a corporation means  
2 the gross income as computed under the Internal Revenue Code as modified under  
3 sub. (3) minus the amount of recapture under s. 71.28 (1di) plus the amount of credit  
4 computed under s. 71.28 (1), (3), (4), and (5) minus, as provided under s. 71.28 (3) (c)  
5 7., the amount of the credit under s. 71.28 (3) that the taxpayer added to income  
6 under this paragraph at the time that the taxpayer first claimed the credit plus the  
7 amount of the credit computed under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm),  
8 (1ds), (1dx), (3g), (3h), (3n), (3p), (3t), (3w), ~~(5b)~~, (5e), (5f), (5g), and (5h), (5i), (5j), and  
9 (5k) and not passed through by a partnership, limited liability company, or  
10 tax–option corporation that has added that amount to the partnership’s, limited  
11 liability company’s, or tax–option corporation’s income under s. 71.21 (4) or 71.34 (1)  
12 (g) plus the amount of losses from the sale or other disposition of assets the gain from  
13 which would be wholly exempt income, as defined in sub. (3) (L), if the assets were  
14 sold or otherwise disposed of at a gain and minus deductions, as computed under the  
15 Internal Revenue Code as modified under sub. (3), plus or minus, as appropriate, an  
16 amount equal to the difference between the federal basis and Wisconsin basis of any  
17 asset sold, exchanged, abandoned, or otherwise disposed of in a taxable transaction  
18 during the taxable year, except as provided in par. (b) and s. 71.45 (2) and (5).

19           **SECTION 2032.** 71.26 (3) (s) of the statutes is amended to read:

20           71.26 (3) (s) Sections 951 to 964 (relating to controlled foreign corporations) are  
21 excluded, and, for taxable years beginning on or after January 1, 2006, sections 951  
22 to 965 (relating to controlled foreign corporations) are excluded.

23           **SECTION 2034.** 71.28 (1dx) (a) 5. of the statutes is amended to read:

24           71.28 (1dx) (a) 5. “Member of a targeted group” means a person who resides  
25 in an area designated by the federal government as an economic revitalization area,

1 a person who is employed in an unsubsidized job but meets the eligibility  
2 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
3 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
4 real pay project position under s. 49.147 (3m), a person who is eligible for child care  
5 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
6 economically disadvantaged youth, an economically disadvantaged veteran, a  
7 supplemental security income recipient, a general assistance recipient, an  
8 economically disadvantaged ex-convict, a qualified summer youth employee, as  
9 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
10 a food stamp recipient, if the person has been certified in the manner under sub. (1dj)  
11 (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

12 **SECTION 2035.** 71.28 (1dx) (b) 2. of the statutes is amended to read:

13 71.28 (1dx) (b) 2. The amount determined by multiplying the amount  
14 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
15 development zone and filled by a member of a targeted group and by then subtracting  
16 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
17 under s. 49.147 (3m) (c) for those jobs.

18 **SECTION 2036.** 71.28 (1dx) (b) 3. of the statutes is amended to read:

19 71.28 (1dx) (b) 3. The amount determined by multiplying the amount  
20 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
21 development zone and not filled by a member of a targeted group and by then  
22 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
23 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

24 **SECTION 2037.** 71.28 (1dx) (b) 4. of the statutes is amended to read:

1           71.28 **(1dx)** (b) 4. The amount determined by multiplying the amount  
2 determined under s. 560.785 (1) (bm) by the number of full–time jobs retained, as  
3 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
4 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
5 which significant capital investment was made and by then subtracting the  
6 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
7 under s. 49.147 (3m) (c) for those jobs.

8           **SECTION 2038.** 71.28 (1dx) (b) 5. of the statutes is amended to read:

9           71.28 **(1dx)** (b) 5. The amount determined by multiplying the amount  
10 determined under s. 560.785 (1) (c) by the number of full–time jobs retained, as  
11 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
12 claimed under sub. (1dj), in a development zone and not filled by a member of a  
13 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
14 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

15           **SECTION 2038h.** 71.28 (3h) of the statutes is created to read:

16           71.28 **(3h)** BIODIESEL FUEL PRODUCTION CREDIT. (a) *Definitions.* In this  
17 subsection:

18           1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).

19           2. “Claimant” means a person who is engaged in the business of producing  
20 biodiesel fuel in this state and who files a claim under this subsection.

21           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
22 taxable years beginning after December 31, 2009, and before January 1, 2013, for a  
23 claimant who produces at least 2,500,000 gallons of biodiesel fuel in this state in the  
24 taxable year, a claimant may claim as a credit against the tax imposed under s. 71.23,  
25 up to the amount of the tax, an amount that is equal to the number of gallons of



1 biodiesel fuel produced by the claimant in this state in the taxable year multiplied  
2 by 10 cents.

3 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
4 claim under this subsection in a taxable year is \$1,000,000.

5 2. Partnerships, limited liability companies, and tax–option corporations may  
6 not claim the credit under this subsection, but the eligibility for, and the amount of,  
7 the credit are based on their biodiesel fuel production, as described under par. (b).  
8 A partnership, limited liability company, or tax–option corporation shall compute  
9 the amount of credit that each of its partners, members, or shareholders may claim  
10 and shall provide that information to each of them. Partners, members of limited  
11 liability companies, and shareholders of tax–option corporations may claim the  
12 credit in proportion to their ownership interests.

13 (d) *Administration.* Subsection (4) (e) to (h) as it applies to the credit under sub.  
14 (4), applies to the credit under this subsection.

15 **SECTION 2039.** 71.28 (3p) of the statutes is created to read:

16 **71.28 (3p) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT.** (a) *Definitions.*  
17 In this subsection:

18 1. “Claimant” means a person who files a claim under this subsection.

19 2. “Dairy manufacturing” means processing milk into dairy products or  
20 processing dairy products for sale commercially.

21 3. “Dairy manufacturing modernization or expansion” means constructing,  
22 improving, or acquiring buildings or facilities, or acquiring equipment, for dairy  
23 manufacturing, including the following, if used exclusively for dairy manufacturing  
24 and if acquired and placed in service in this state during taxable years that begin  
25 after December 31, 2006, and before January 1, 2015:

- 1 a. Building construction, including storage and warehouse facilities.
  - 2 b. Building additions.
  - 3 c. Upgrades to utilities, including water, electric, heat, and waste facilities.
  - 4 d. Milk intake and storage equipment.
  - 5 e. Processing and manufacturing equipment, including pipes, motors, pumps,
  - 6 valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and
  - 7 churns.
  - 8 f. Packaging and handling equipment, including sealing, bagging, boxing,
  - 9 labeling, conveying, and product movement equipment.
  - 10 g. Warehouse equipment, including storage racks.
  - 11 h. Waste treatment and waste management equipment, including tanks,
  - 12 blowers, separators, dryers, digesters, and equipment that uses waste to produce
  - 13 energy, fuel, or industrial products.
  - 14 i. Computer software and hardware used for managing the claimant's dairy
  - 15 manufacturing operation, including software and hardware related to logistics,
  - 16 inventory management, and production plant controls.
- 17 4. "Used exclusively" means used to the exclusion of all other uses except for
- 18 use not exceeding 5 percent of total use.
- 19 (b) *Filing claims.* Subject to the limitations provided in this subsection and s.
- 20 560.207, for taxable years beginning after December 31, 2006, and before January
- 21 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.23,
- 22 up to the amount of the tax, an amount equal to 10 percent of the amount the
- 23 claimant paid in the taxable year for dairy manufacturing modernization or
- 24 expansion related to the claimant's dairy manufacturing operation.

1           (c) *Limitations.* 1. No credit may be allowed under this subsection for any  
2 amount that the claimant paid for expenses described under par. (b) that the  
3 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

4           2. The aggregate amount of credits that a claimant may claim under this  
5 subsection is \$200,000.

6           2m. a. The maximum amount of the credits that may be claimed under this  
7 subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2007–08 is \$600,000, as  
8 allocated under s. 560.207.

9           b. The maximum amount of the credits that may be claimed under this  
10 subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2008–09, and in each fiscal  
11 year thereafter, is \$700,000, as allocated under s. 560.207.

12           3. Partnerships, limited liability companies, and tax–option corporations may  
13 not claim the credit under this subsection, but the eligibility for, and the amount of,  
14 the credit are based on their payment of expenses under par. (b), except that the  
15 aggregate amount of credits that the entity may compute shall not exceed \$200,000.  
16 A partnership, limited liability company, or tax–option corporation shall compute  
17 the amount of credit that each of its partners, members, or shareholders may claim  
18 and shall provide that information to each of them. Partners, members of limited  
19 liability companies, and shareholders of tax–option corporations may claim the  
20 credit in proportion to their ownership interest.

21           4. If 2 or more persons own and operate the dairy manufacturing operation,  
22 each person may claim a credit under par. (b) in proportion to his or her ownership  
23 interest, except that the aggregate amount of the credits claimed by all persons who  
24 own and operate the dairy manufacturing operation shall not exceed \$200,000.

1 (d) *Administration*. 1. Subsection (4) (e), (g), and (h), as it applies to the credit  
2 under sub. (4), applies to the credit under this subsection.

3 2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise  
4 due under s. 71.23 or no tax is due under s. 71.23, the amount of the claim not used  
5 to offset the tax due shall be certified by the department of revenue to the department  
6 of administration for payment by check, share draft, or other draft drawn from the  
7 appropriation account under s. 20.835 (2) (bn).

8 **SECTION 2040.** 71.28 (3w) (a) 5m. of the statutes is created to read:

9 71.28 (3w) (a) 5m. “Wages” means wages under section 3306 (b) of the Internal  
10 Revenue Code, determined without regard to any dollar limitations.

11 **SECTION 2041.** 71.28 (3w) (a) 6. of the statutes is amended to read:

12 71.28 (3w) (a) 6. “Zone payroll” means the amount of state payroll that is  
13 attributable to ~~compensation~~ wages paid to ~~individuals~~ full-time employees for  
14 services that are performed in ~~a~~ an enterprise zone. “Zone payroll” does not include  
15 the amount of ~~compensation~~ wages paid to any ~~individuals~~ full-time employees that  
16 exceeds \$100,000.

17 **SECTION 2042.** 71.28 (3w) (b) 1. a. of the statutes is amended to read:

18 71.28 (3w) (b) 1. a. ~~The claimant’s zone payroll in the taxable year, minus the~~  
19 ~~claimant’s zone payroll~~ number of full-time employees whose annual wages are  
20 greater than \$30,000 and who the claimant employed in the enterprise zone in the  
21 taxable year, minus the number of full-time employees whose annual wages were  
22 greater than \$30,000 and who the claimant employed in the area that comprises the  
23 enterprise zone in the base year.

24 **SECTION 2043.** 71.28 (3w) (b) 1. b. of the statutes is amended to read:

1           71.28 (3w) (b) 1. b. ~~The claimant's state payroll in the taxable year, minus the~~  
2 ~~claimant's state payroll~~ number of full-time employees whose annual wages are  
3 greater than \$30,000 and who the claimant employed in the state in the taxable year,  
4 minus the number of full-time employees whose annual wages were greater than  
5 \$30,000 and who the claimant employed in the state in the base year.

6           **SECTION 2044.** 71.28 (3w) (b) 2. of the statutes is amended to read:

7           71.28 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant's average  
8 zone payroll by dividing total wages for full-time employees that whose annual  
9 wages are greater than \$30,000 and who the claimant employed in the area that  
10 ~~comprises the enterprise zone in the base~~ taxable year from by the number of  
11 full-time employees ~~that~~ whose annual wages are greater than \$30,000 and who the  
12 claimant employed in the enterprise zone in the taxable year.

13           **SECTION 2045.** 71.28 (3w) (b) 3. of the statutes is amended to read:

14           71.28 (3w) (b) 3. ~~Multiply~~ Subtract \$30,000 from the amount determined under  
15 subd. 2., ~~but not an amount less than zero, by \$30,000.~~

16           **SECTION 2046.** 71.28 (3w) (b) 4. of the statutes is amended to read:

17           71.28 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~  
18 by the amount determined under subd. 1.

19           **SECTION 2047.** 71.28 (3w) (bm) (intro.) and 4. of the statutes are g consolidated,  
20 renumbered 71.28 (3w) (bm) and amended to read:

21           71.28 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
22 par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
23 claimant may claim as a credit against the tax imposed under s. 71.23 an amount  
24 equal to ~~all of the following:~~ 4. ~~The~~ the amount the claimant paid in the taxable year  
25 to upgrade or improve the job-related skills of any of the claimant's full-time

1 employees, to train any of the claimant's full-time employees on the use of  
2 job-related new technologies, or to ~~train~~ provide job-related training to any  
3 full-time employee whose employment with the claimant represents the employee's  
4 first full-time job. This subdivision does not apply to employees who do not work in  
5 ~~a~~ an enterprise zone.

6 **SECTION 2048.** 71.28 (3w) (bm) 3. of the statutes is repealed.

7 **SECTION 2049.** 71.28 (3w) (d) of the statutes is amended to read:

8 71.28 (3w) (d) *Administration.* Subsection (4) (g) and (h), as it applies to the  
9 credit under sub. (4), applies to the credit under this subsection. Claimants shall  
10 include with their returns a copy of their certification for tax benefits, and a copy of  
11 the verification of their expenses, from the department of commerce.

12 **SECTION 2050.** 71.28 (5b) (c) 1. of the statutes is amended to read:

13 71.28 (5b) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
14 of the credits that may be claimed under this subsection and ss. 71.07 (5b) and 71.47  
15 (5b) for all taxable years combined is ~~\$35,000,000~~ \$52,500,000.

16 **SECTION 2051.** 71.28 (5b) (d) of the statutes is renumbered 71.28 (5b) (d) 1.

17 **SECTION 2052.** 71.28 (5b) (d) 2. of the statutes is created to read:

18 71.28 (5b) (d) 2. The Wisconsin adjusted basis of any investment for which a  
19 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
20 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest  
21 in a partnership, a member's interest in a limited liability company, or stock in a  
22 tax-option corporation shall be adjusted to reflect adjustments made under this  
23 subdivision.

24 **SECTION 2056.** 71.28 (5h) (a) 4. of the statutes is amended to read:

1           71.28 (5h) (a) 4. “Previously owned property” means real property that the  
2 claimant or a related person owned during the 2 years prior to doing business in this  
3 state as a film production company and for which the claimant may not deduct a loss  
4 from the sale of the property to, or an exchange of the property with, the related  
5 person under section 267 of the Internal Revenue Code, except that section 267 of the  
6 Internal Revenue Code is modified so that if the claimant owns any part of the  
7 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
8 the Internal Revenue Code for purposes of this subsection.

9           **SECTION 2057.** 71.28 (5h) (c) 2. of the statutes is amended to read:

10           71.28 (5h) (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
11 expended to construct, rehabilitate, remodel, or repair real property, if the claimant  
12 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
13 demolition or destruction in preparation for the physical work, after December 31,  
14 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

15           **SECTION 2058.** 71.28 (5h) (c) 3. of the statutes is amended to read:

16           71.28 (5h) (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
17 expended to acquire real property, if the property is not previously owned property  
18 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
19 completed project is placed in service after December 31, 2007.

20           **SECTION 2059.** 71.28 (5i) of the statutes is created to read:

21           71.28 (5i) ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
22 subsection, “claimant” means a person who files a claim under this subsection.

23           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
24 taxable years beginning after December 31, 2009, a claimant may claim as a credit  
25 against the taxes imposed under s. 71.23, up to the amount of those taxes, an amount

1 equal to 50 percent of the amount the claimant paid in the taxable year for  
2 information technology hardware or software that is used to maintain medical  
3 records in electronic form, if the claimant is a health care provider, as defined in s.  
4 146.81 (1).

5 (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
6 under this subsection and ss. 71.07 (5i) and 71.47 (5i) in a taxable year is  
7 \$10,000,000, as allocated under s. 560.204.

8 2. Partnerships, limited liability companies, and tax–option corporations may  
9 not claim the credit under this subsection, but the eligibility for, and the amount of,  
10 the credit are based on their payment of amounts under par. (b). A partnership,  
11 limited liability company, or tax–option corporation shall compute the amount of  
12 credit that each of its partners, members, or shareholders may claim and shall  
13 provide that information to each of them. Partners, members of limited liability  
14 companies, and shareholders of tax–option corporations may claim the credit in  
15 proportion to their ownership interests.

16 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
17 sub. (4), applies to the credit under this subsection.

18 **SECTION 2060.** 71.28 (5j) of the statutes is created to read:

19 71.28 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this  
20 subsection:

- 21 1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).
- 22 2. “Claimant” means a person who files a claim under this subsection.
- 23 3. “Motor vehicle fuel” has the meaning given in s. 78.005 (13).

24 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
25 taxable years beginning after December 31, 2007, and before January 1, 2018, a



1 claimant may claim as a credit against the taxes imposed under s. 71.23, up to the  
2 amount of the taxes, an amount that is equal to 25 percent of the amount that the  
3 claimant paid in the taxable year to install or retrofit pumps located in this state that  
4 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20  
5 percent biodiesel fuel.

6 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
7 claim under this subsection in a taxable year is an amount that is equal to \$5,000 for  
8 each service station for which the claimant has installed or retrofitted pumps as  
9 described under par. (b).

10 2. Partnerships, limited liability companies, and tax–option corporations may  
11 not claim the credit under this subsection, but the eligibility for, and the amount of,  
12 the credit are based on their payment of amounts under par. (b). A partnership,  
13 limited liability company, or tax–option corporation shall compute the amount of  
14 credit that each of its partners, members, or shareholders may claim and shall  
15 provide that information to each of them. Partners, members of limited liability  
16 companies, and shareholders of tax–option corporations may claim the credit in  
17 proportion to their ownership interests.

18 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
19 sub. (4), applies to the credit under this subsection.

20 **SECTION 2060m.** 71.28 (5k) of the statutes is created to read:

21 **71.28 (5k) COMMUNITY REHABILITATION PROGRAM CREDIT.** (a) *Definitions.* In this  
22 subsection:

23 1. “Claimant” means a person who files a claim under this subsection.

24 2. “Community rehabilitation program” means a nonprofit entity, county,  
25 municipality, or state or federal agency that directly provides, or facilitates the

1 provision of, vocational rehabilitation services to individuals who have disabilities  
2 to maximize the employment opportunities, including career advancement, of such  
3 individuals.

4 3. “Vocational rehabilitation services” include education, training,  
5 employment, counseling, therapy, placement, and case management.

6 4. “Work” includes production, packaging, assembly, food service, custodial  
7 service, clerical service, and other commercial activities that improve employment  
8 opportunities for individuals who have disabilities.

9 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
10 taxable years beginning after July 1, 2009, a claimant may claim as a credit against  
11 the tax imposed under s. 71.23, up to the amount of those taxes, an amount equal to  
12 5 percent of the amount the claimant paid in the taxable year to a community  
13 rehabilitation program to perform work for the claimant’s business, pursuant to a  
14 contract.

15 (c) *Limitations.* 1. The maximum amount of the credit that any claimant may  
16 claim under this subsection in a taxable year is \$25,000 for each community  
17 rehabilitation program for which the claimant enters into a contract to have the  
18 community rehabilitation program perform work for the claimant’s business.

19 2. No credit may be claimed under this subsection unless the claimant submits  
20 with the claimant’s return a form, as prescribed by the department of revenue, that  
21 verifies that the claimant has entered into a contract with a community  
22 rehabilitation program and that the program has received payment from the  
23 claimant for work provided by the program, consistent with par. (b).

24 3. Partnerships, limited liability companies, and tax-option corporations may  
25 not claim the credit under this subsection, but the eligibility for, and the amount of,

1 the credit are based on their payment of amounts under par. (b). A partnership,  
2 limited liability company, or tax–option corporation shall compute the amount of  
3 credit that each of its partners, members, or shareholders may claim and shall  
4 provide that information to each of them. Partners, members of limited liability  
5 companies, and shareholders of tax–option corporations may claim the credit in  
6 proportion to their ownership interests.

7 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
8 sub. (4), applies to the credit under this subsection.

9 **SECTION 2060n.** 71.30 (3) (bn) of the statutes is created to read:

10 71.30 (3) (bn) Community rehabilitation program credit under s. 71.28 (5k).

11 **SECTION 2060s.** 71.30 (3) (cn) of the statutes is created to read:

12 71.30 (3) (cn) Biodiesel fuel production credit under s. 71.28 (3h).

13 **SECTION 2062.** 71.30 (3) (ed) of the statutes is created to read:

14 71.30 (3) (ed) Ethanol and biodiesel fuel pump credit under s. 71.28 (5j).

15 **SECTION 2063.** 71.30 (3) (epa) of the statutes is created to read:

16 71.30 (3) (epa) Electronic medical records credit under s. 71.28 (5i).

17 **SECTION 2064.** 71.30 (3) (epp) of the statutes is renumbered 71.30 (3) (eps) and  
18 amended to read:

19 71.30 (3) (eps) Film production services credit under s. 71.28 (5f) (b) 1. and 3.

20 **SECTION 2065.** 71.30 (3) (f) of the statutes is amended to read:

21 71.30 (3) (f) The total of farmers' drought property tax credit under s. 71.28  
22 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under  
23 s. 71.28 (2m), dairy manufacturing facility investment credit under s. 71.28 (3p).  
24 enterprise zone jobs credit under s. 71.28 (3w), film production services credit under  
25 s. 71.28 (5f) (b) 2., and estimated tax payments under s. 71.29.

1           **SECTION 2066.** 71.34 (1) (g) of the statutes is amended to read:

2           71.34 **(1)** (g) An addition shall be made for credits computed by a tax–option  
3 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3), (3g),  
4 (3h), (3n), (3p), (3t), (3w), ~~(5b)~~, (5e), (5f), (5g), ~~and~~ (5h), (5i), (5j), and (5k) and passed  
5 through to shareholders.

6           **SECTION 2067.** 71.34 (1g) (L) of the statutes is repealed.

7           **SECTION 2068.** 71.34 (1g) (m) of the statutes is repealed.

8           **SECTION 2069.** 71.34 (1g) (n) of the statutes is amended to read:

9           71.34 **(1g)** (n) “Internal Revenue Code” for tax–option corporations, for taxable  
10 years that begin after December 31, 1998, and before January 1, 2000, means the  
11 federal Internal Revenue Code as amended to December 31, 1998, excluding sections  
12 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
13 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)  
14 of P.L. 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
15 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
16 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
17 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
18 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
19 and 403 (a) of P.L. 108–311, ~~and~~ P.L. 108–357, excluding sections 101, 201, 211, 242,  
20 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
21 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
22 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
23 of P.L. 109–280, and as indirectly affected in the provisions applicable to this  
24 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2)  
25 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008

1 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
2 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
3 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
4 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
5 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
6 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
7 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
8 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
9 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
10 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
11 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
12 and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242,  
13 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
14 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
15 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
16 of P.L. 109–280, except that section 1366 (f) (relating to pass-through of items to  
17 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under  
18 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes  
19 at the same time as for federal purposes. Amendments to the federal Internal  
20 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with  
21 respect to taxable years beginning after December 31, 1998, and before  
22 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.  
23 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
24 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
25 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.

1 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
2 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
3 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
4 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
5 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
6 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that  
7 indirectly affect the provisions applicable to this subchapter made by P.L. 106–36,  
8 P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
9 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
10 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
11 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
12 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
13 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
14 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
15 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
16 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
17 purposes at the same time as for federal purposes.

18 **SECTION 2070.** 71.34 (1g) (o) of the statutes is amended to read:

19 71.34 (1g) (o) “Internal Revenue Code” for tax–option corporations, for taxable  
20 years that begin after December 31, 1999, and before January 1, 2003, means the  
21 federal Internal Revenue Code as amended to December 31, 1999, excluding sections  
22 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
23 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)  
24 of P.L. 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections  
25 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.

1 107–16, P.L. 107.22, P.L. 107.116, P.L. 107–134, P.L. 107–147, excluding sections 101,  
2 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
3 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
4 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,  
5 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
6 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
7 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
8 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
9 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
10 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
11 of P.L. 109–280, and as indirectly affected in the provisions applicable to this  
12 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2)  
13 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008  
14 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
15 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
16 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
17 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
18 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
19 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
20 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
21 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
22 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
23 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
24 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
25 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,

1 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
2 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
3 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
4 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
5 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
6 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
7 811 and 844 of P.L. 109–280, except that section 1366 (f) (relating to pass-through  
8 of items to shareholders) is modified by substituting the tax under s. 71.35 for the  
9 taxes under sections 1374 and 1375. The Internal Revenue Code applies for  
10 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
11 federal Internal Revenue Code enacted after December 31, 1999, do not apply to this  
12 paragraph with respect to taxable years beginning after December 31, 1999, and  
13 before January 1, 2003, except that changes to the Internal Revenue Code made by  
14 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.  
15 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,  
16 P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147,  
17 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
18 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
19 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
20 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
21 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding  
22 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
23 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
24 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
25 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that indirectly



1 affect the provisions applicable to this subchapter made by P.L. 106–230, P.L.  
2 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
3 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
4 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
5 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
6 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
7 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
8 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
9 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
10 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
11 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
12 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
13 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the same time as for  
14 federal purposes.

15 **SECTION 2071.** 71.34 (1g) (p) of the statutes is amended to read:

16 71.34 **(1g)** (p) “Internal Revenue Code” for tax–option corporations, for taxable  
17 years that begin after December 31, 2002, and before January 1, 2004, means the  
18 federal Internal Revenue Code as amended to December 31, 2002, excluding sections  
19 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
20 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
21 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
22 431 of P.L. 107–16, and ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as  
23 amended by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
24 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201  
25 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,

1 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
2 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375,  
3 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
4 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
5 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
6 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
7 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
8 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812  
9 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.  
10 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
11 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
12 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
13 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
14 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
15 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
16 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
17 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
18 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
19 excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.  
20 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
21 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,  
22 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
23 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
24 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
25 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,

1 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
2 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
3 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
4 811 and 844 of P.L. 109–280, except that section 1366 (f) (relating to pass-through  
5 of items to shareholders) is modified by substituting the tax under s. 71.35 for the  
6 taxes under sections 1374 and 1375. The Internal Revenue Code applies for  
7 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
8 federal Internal Revenue Code enacted after December 31, 2002, do not apply to this  
9 paragraph with respect to taxable years beginning after December 31, 2002, and  
10 before January 1, 2004, except that changes to the Internal Revenue Code made by  
11 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
12 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
13 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
14 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211,  
15 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L.  
16 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
17 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
18 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
19 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
20 and changes that indirectly affect the provisions applicable to this subchapter made  
21 by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
22 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
23 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
24 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211,  
25 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L.

1 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
2 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
3 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
4 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
5 apply for Wisconsin purposes at the same time as for federal purposes.

6 **SECTION 2072.** 71.34 (1g) (q) of the statutes is amended to read:

7 71.34 (1g) (q) “Internal Revenue Code” for tax-option corporations, for taxable  
8 years that begin after December 31, 2003, and before January 1, 2005, means the  
9 federal Internal Revenue Code as amended to December 31, 2003, excluding sections  
10 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
11 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
12 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
13 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,  
14 and 202 of P.L. 108–27, section 109 of P.L. 108–121, and section 1201 of P.L. 108–173,  
15 and as amended by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
16 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
17 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,  
18 and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
19 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
20 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
21 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
22 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
23 109–280, and as indirectly affected in the provisions applicable to this subchapter  
24 by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d)  
25 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.

1 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
2 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
3 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
4 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
5 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
6 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
7 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
8 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
9 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
10 excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.  
11 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
12 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,  
13 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
14 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
15 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
16 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
17 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
18 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
19 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
20 (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811  
21 and 844 of P.L. 109–280, except that section 1366 (f) (relating to pass-through of  
22 items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes  
23 under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin  
24 purposes at the same time as for federal purposes. Amendments to the federal  
25 Internal Revenue Code enacted after December 31, 2003, do not apply to this

1 paragraph with respect to taxable years beginning after December 31, 2003, and  
2 before January 1, 2005, except that changes to the Internal Revenue Code made by  
3 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
4 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
5 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
6 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
7 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
8 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
9 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
10 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that  
11 indirectly affect the provisions applicable to this subchapter made by P.L. 108–203,  
12 P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
13 of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
14 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7,  
15 P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
16 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.  
17 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
18 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L.  
19 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
20 purposes at the same time as for federal purposes.

21 **SECTION 2073.** 71.34 (1g) (r) of the statutes is amended to read:

22 71.34 (1g) (r) “Internal Revenue Code” for tax–option corporations, for taxable  
23 years that begin after December 31, 2004, and before January 1, 2006, means the  
24 federal Internal Revenue Code as amended to December 31, 2004, excluding sections  
25 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and

1 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
2 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
3 P.L. 106–573, section 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L.  
4 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
5 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, and sections 101, 201, 211,  
6 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and as amended by P.L.  
7 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
8 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
9 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
10 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
11 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
12 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
13 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
14 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
15 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
16 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
17 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
18 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
19 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
20 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
21 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
22 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
23 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
24 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section  
25 sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276,

1 P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
2 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
3 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
4 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
5 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L.  
6 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
7 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.  
8 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
9 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L.  
10 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
11 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except  
12 that section 1366 (f) (relating to pass-through of items to shareholders) is modified  
13 by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375.  
14 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
15 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
16 December 31, 2004, do not apply to this paragraph with respect to taxable years  
17 beginning after December 31, 2004, and before January 1, 2006, except that changes  
18 to the Internal Revenue Code made by P.L. 109–7, P.L. 109–58, excluding sections  
19 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
20 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
21 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
22 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
23 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
24 sections 811 and 844 of P.L. 109–280, and changes that indirectly affect the  
25 provisions applicable to this subchapter made by P.L. 109–7, P.L. 109–58, excluding



1 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
2 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
3 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
4 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
5 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
6 excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the  
7 same time as for federal purposes.

8 **SECTION 2074.** 71.34 (1g) (s) of the statutes is created to read:

9 71.34 (1g) (s) “Internal Revenue Code” for tax–option corporations, for taxable  
10 years that begin after December 31, 2005, and before January 1, 2007, means the  
11 federal Internal Revenue Code as amended to December 31, 2005, excluding sections  
12 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
13 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
14 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
15 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
16 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
17 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,  
18 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,  
19 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of  
20 P.L. 109–59, section 301 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates  
21 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as  
22 amended by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
23 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
24 109–280, and as indirectly affected in the provisions applicable to this subchapter  
25 by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d)

1 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.  
2 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
3 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
4 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
5 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
6 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
7 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
8 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
9 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
10 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
11 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.  
12 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
13 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
14 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403  
15 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
16 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.  
17 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
18 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
19 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
20 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
21 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
22 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
23 sections 811 and 844 of P.L. 109–280, except that section 1366 (f) (relating to  
24 pass-through of items to shareholders) is modified by substituting the tax under s.  
25 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies

1 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
2 federal Internal Revenue Code enacted after December 31, 2005, do not apply to this  
3 paragraph with respect to taxable years beginning after December 31, 2005, and  
4 before January 1, 2007, except that changes to the Internal Revenue Code made by  
5 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
6 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
7 changes that indirectly affect the provisions applicable to this subchapter made by  
8 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
9 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for  
10 Wisconsin purposes at the same time as for federal purposes.

11 **SECTION 2075.** 71.34 (1g) (t) of the statutes is created to read:

12 71.34 (1g) (t) “Internal Revenue Code” for tax–option corporations, for taxable  
13 years that begin after December 31, 2006, means the federal Internal Revenue Code  
14 as amended to December 31, 2006, excluding sections 103, 104, and 110 of P.L.  
15 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
16 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
17 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
18 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
19 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
20 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
21 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
22 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
23 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
24 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of  
25 P.L. 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as

1 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
2 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
3 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
4 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
5 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
6 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
7 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
8 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
9 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
10 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
11 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
12 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
13 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
14 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
15 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
16 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
17 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
18 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58,  
19 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,  
20 and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L.  
21 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
22 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
23 P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512,  
24 and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and  
25 844 of P.L. 109–280, except that section 1366 (f) (relating to pass-through of items

1 to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under  
2 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes  
3 at the same time as for federal purposes. Amendments to the federal Internal  
4 Revenue Code enacted after December 31, 2006, do not apply to this paragraph with  
5 respect to taxable years beginning after December 31, 2006.

6 **SECTION 2076.** 71.34 (1m) of the statutes is renumbered 71.34 (1m) (a).

7 **SECTION 2077.** 71.34 (1m) (b) of the statutes is created to read:

8 71.34 (1m) (b) Notwithstanding sub. (1g), section 101 of P.L. 109–222, related  
9 to extending the increased expense deduction under section 179 of the Internal  
10 Revenue Code, applies to property used in farming that is acquired and placed in  
11 service in taxable years beginning on or after January 1, 2008, and used by a person  
12 who is actively engaged in farming. For purposes of this paragraph, “actively  
13 engaged in farming” has the meaning given in 7 CFR 1400.201, and “farming” has  
14 the meaning given in section 464 (e) (1) of the Internal Revenue Code.

15 **SECTION 2078.** 71.42 (2) (k) of the statutes is repealed.

16 **SECTION 2079.** 71.42 (2) (L) of the statutes is repealed.

17 **SECTION 2080.** 71.42 (2) (m) of the statutes is amended to read:

18 71.42 (2) (m) For taxable years that begin after December 31, 1998, and before  
19 January 1, 2000, “Internal Revenue Code” means the federal Internal Revenue Code  
20 as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L.  
21 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
22 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
23 amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding  
24 sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L.  
25 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L.

1 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of P.L.  
2 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
3 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422,  
4 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101,  
5 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
6 P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
7 as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
8 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
9 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
10 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
11 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
12 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
13 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
14 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
15 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
16 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
17 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
18 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
19 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
20 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
21 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
22 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except that “Internal  
23 Revenue Code” does not include section 847 of the federal Internal Revenue Code.  
24 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
25 federal purposes. Amendments to the federal Internal Revenue Code enacted after

1 December 31, 1998, do not apply to this paragraph with respect to taxable years  
2 beginning after December 31, 1998, and before January 1, 2000, except that  
3 changes to the Internal Revenue Code made by P.L. 106–36, P.L. 106–170, P.L.  
4 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,  
5 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections  
6 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121,  
7 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,  
8 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
9 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
10 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
11 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
12 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
13 applicable to this subchapter made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
14 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
15 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
16 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
17 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
18 and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242,  
19 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
20 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
21 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
22 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
23 purposes.

24 **SECTION 2081.** 71.42 (2) (n) of the statutes is amended to read:

1           71.42 (2) (n) For taxable years that begin after December 31, 1999, and before  
2 January 1, 2003, “Internal Revenue Code” means the federal Internal Revenue Code  
3 as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.  
4 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
5 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
6 amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
7 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22,  
8 P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of  
9 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
10 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
11 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
12 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
13 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
14 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
15 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
16 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
17 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
18 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
19 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
20 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
21 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
22 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
23 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
24 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
25 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of



1 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
2 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a),  
3 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.  
4 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
5 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,  
6 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,  
7 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
8 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
9 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
10 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
11 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except  
12 that “Internal Revenue Code” does not include section 847 of the federal Internal  
13 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the  
14 same time as for federal purposes. Amendments to the federal Internal Revenue  
15 Code enacted after December 31, 1999, do not apply to this paragraph with respect  
16 to taxable years beginning after December 31, 1999, and before January 1, 2003,  
17 except that changes to the Internal Revenue Code made by P.L. 106–230, P.L.  
18 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
19 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
20 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
21 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
22 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
23 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
24 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
25 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,

1 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
2 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
3 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
4 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
5 applicable to this subchapter made by P.L. 106–230, P.L. 106–554, excluding sections  
6 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
7 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
8 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
9 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
10 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,  
11 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
12 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
13 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
14 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
15 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
16 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
17 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
18 purposes.

19 **SECTION 2082.** 71.42 (2) (o) of the statutes is amended to read:

20 71.42 (2) (o) For taxable years that begin after December 31, 2002, and before  
21 January 1, 2004, “Internal Revenue Code” means the federal Internal Revenue Code  
22 as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.  
23 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
24 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,  
25 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and

1 ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as amended by P.L. 108–27,  
2 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
3 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
4 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
5 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
6 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.  
7 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
8 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
9 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
10 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
11 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
12 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
13 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
14 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
15 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
16 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
17 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
18 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
19 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
20 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and  
21 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.  
22 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
23 section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173,  
24 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
25 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244,

1 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.  
2 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
3 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
4 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
5 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except  
6 that “Internal Revenue Code” does not include section 847 of the federal Internal  
7 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the  
8 same time as for federal purposes. Amendments to the federal Internal Revenue  
9 Code enacted after December 31, 2002, do not apply to this paragraph with respect  
10 to taxable years beginning after December 31, 2002, and before January 1, 2004,  
11 except that changes to the Internal Revenue Code made by P.L. 108–27, excluding  
12 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
13 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
14 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
15 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
16 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding  
17 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
18 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
19 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
20 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that indirectly  
21 affect the provisions applicable to this subchapter made by P.L. 108–27, excluding  
22 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
23 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
24 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
25 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,

1 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding  
2 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
3 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
4 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
5 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
6 purposes at the same time as for federal purposes.

7 **SECTION 2083.** 71.42 (2) (p) of the statutes is amended to read:

8 71.42 (2) (p) For taxable years that begin after December 31, 2003, and before  
9 January 1, 2005, “Internal Revenue Code” means the federal Internal Revenue Code  
10 as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.  
11 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
12 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,  
13 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, ~~section~~  
14 sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27,  
15 section 109 of P.L. 108–121, and section 1201 of P.L. 108–173, and as amended by P.L.  
16 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
17 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
18 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
19 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
20 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
21 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
22 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
23 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly  
24 affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.  
25 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and

1 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
2 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
3 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
4 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
5 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
6 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
7 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
8 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of  
9 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
10 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
11 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
12 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
13 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
14 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
15 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
16 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
17 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
18 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
19 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except that  
20 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue  
21 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time  
22 as for federal purposes. Amendments to the federal Internal Revenue Code enacted  
23 after December 31, 2003, do not apply to this paragraph with respect to taxable years  
24 beginning after December 31, 2003, and before January 1, 2005, except that changes  
25 to the Internal Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311,

1 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
2 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
3 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
4 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
5 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
6 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
7 (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811  
8 and 844 of P.L. 109–280, and changes that indirectly affect the provisions applicable  
9 to this subchapter made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding  
10 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding  
11 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
12 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
13 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
14 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
15 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
16 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
17 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

18 **SECTION 2084.** 71.42 (2) (q) of the statutes is amended to read:

19 71.42 (2) (q) For taxable years that begin after December 31, 2004, and before  
20 January 1, 2006, “Internal Revenue Code” means the federal Internal Revenue Code  
21 as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.  
22 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
23 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
24 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
25 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,

1 and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and  
2 403 (a) of P.L. 108–311, and sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
3 and 910 of P.L. 108–357, and as amended by P.L. 109–7, P.L. 109–58, excluding  
4 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
5 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
6 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
7 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
8 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
9 excluding sections 811 and 844 of P.L. 109–280, and as indirectly affected by P.L.  
10 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.  
11 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
12 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
13 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
14 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
15 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
16 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
17 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
18 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
19 107–134, P.L. 107–147, excluding section sections 101 and 301 (a) of P.L. 107–147,  
20 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
21 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding  
22 section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding  
23 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding  
24 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
25 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,



1 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
2 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
3 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
4 P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512,  
5 and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and  
6 844 of P.L. 109–280, except that “Internal Revenue Code” does not include section  
7 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for  
8 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
9 federal Internal Revenue Code enacted after December 31, 2004, do not apply to this  
10 paragraph with respect to taxable years beginning after December 31, 2004, and  
11 before January 1, 2006, except that changes to the Internal Revenue Code made by  
12 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
13 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
14 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
15 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
16 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
17 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
18 changes that indirectly affect the provisions applicable to this subchapter made by  
19 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
20 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
21 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
22 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
23 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
24 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for  
25 Wisconsin purposes at the same time as for federal purposes.

1           **SECTION 2085.** 71.42 (2) (r) of the statutes is created to read:

2           71.42 **(2)** (r) For taxable years that begin after December 31, 2005, and before  
3 January 1, 2007, “Internal Revenue Code” means the federal Internal Revenue Code  
4 as amended to December 31, 2005, excluding sections 103, 104, and 110 of P.L.  
5 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
6 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
7 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
8 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
9 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
10 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
11 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
12 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
13 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
14 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as amendeded by P.L. 109–222,  
15 excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and  
16 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly  
17 affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.  
18 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and  
19 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
20 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
21 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
22 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
23 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
24 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
25 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.

1 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.  
2 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
3 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
4 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
5 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
6 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
7 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
8 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
9 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
10 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
11 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
12 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
13 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
14 109–280, except that “Internal Revenue Code” does not include section 847 of the  
15 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
16 purposes at the same time as for federal purposes. Amendments to the federal  
17 Internal Revenue Code enacted after December 31, 2005, do not apply to this  
18 paragraph with respect to taxable years beginning after December 31, 2005, and  
19 before January 1, 2007, except that changes to the Internal Revenue Code made by  
20 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
21 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
22 changes that indirectly affect the provisions applicable to this subchapter made by  
23 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
24 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for  
25 Wisconsin purposes at the same time as for federal purposes.

1           **SECTION 2086.** 71.42 (2) (s) of the statutes is created to read:

2           71.42 **(2)** (s) For taxable years that begin after December 31, 2006, “Internal  
3 Revenue Code” means the federal Internal Revenue Code as amended to  
4 December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
5 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
6 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
7 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
8 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
9 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
10 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
11 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
12 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
13 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
14 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
15 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as indirectly  
16 affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.  
17 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and  
18 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
19 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
20 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
21 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
22 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
23 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
24 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
25 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.

1 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
2 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
3 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
4 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
5 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
6 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
7 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
8 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
9 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
10 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
11 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
12 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
13 109–280, except that “Internal Revenue Code” does not include section 847 of the  
14 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
15 purposes at the same time as for federal purposes. Amendments to the federal  
16 Internal Revenue Code enacted after December 31, 2006, do not apply to this  
17 paragraph with respect to taxable years beginning after December 31, 2006.

18 **SECTION 2086k.** 71.43 (1) of the statutes is amended to read:

19 71.43 (1) INCOME TAX. For the purpose of raising revenue for the state and the  
20 counties, cities, villages and towns, there shall be assessed, levied, collected and paid  
21 a tax as provided under this chapter on all Wisconsin net incomes of corporations that  
22 are not subject to the franchise tax under sub. (2) and that own property within this  
23 state; that derive income from sources within this state or from activities that are  
24 attributable to this state; or whose business within this state during the taxable year,  
25 except as provided under s. 71.23 (3), consists exclusively of foreign commerce,

1 interstate commerce, or both, or that buy or sell lottery prizes if the winning tickets  
2 were originally bought in this state; except as exempted under ss. 71.26 (1) and 71.45  
3 (1) (a). This section shall not be construed to prevent or affect the correction of errors  
4 or omissions in the assessments of income for former years under s. 71.74 (1) and (2).

5 **SECTION 2086L.** 71.43 (2) of the statutes is amended to read:

6 71.43 (2) FRANCHISE TAX ON CORPORATIONS. For the privilege of exercising its  
7 franchise, buying or selling lottery prizes if the winning tickets were originally  
8 bought in this state or doing business in this state in a corporate capacity, except as  
9 provided under s. 71.23 (3), every domestic or foreign corporation, except  
10 corporations specified in ss. 71.26 (1) and 71.45 (1) (a), shall annually pay a franchise  
11 tax according to or measured by its entire Wisconsin net income of the preceding  
12 taxable year at the rates set forth in s. 71.46 (2). In addition, except as provided in  
13 ss. 71.23 (3), 71.26 (1) and 71.45 (1) (a), a corporation that ceases doing business in  
14 this state shall pay a special franchise tax according to or measured by its entire  
15 Wisconsin net income for the taxable year during which the corporation ceases doing  
16 business in this state at the rate under s. 71.46 (2). Every corporation organized  
17 under the laws of this state shall be deemed to be residing within this state for the  
18 purposes of this franchise tax. All provisions of this chapter and ch. 73 relating to  
19 income taxation of corporations shall apply to franchise taxes imposed under this  
20 subsection, unless the context requires otherwise. The tax imposed by this  
21 subsection on insurance companies subject to taxation under this chapter shall be  
22 based on Wisconsin net income computed under s. 71.45, and no other provision of  
23 this chapter relating to computation of taxable income for other corporations shall  
24 apply to such insurance companies. All other provisions of this chapter shall apply

1 to insurance companies subject to taxation under this chapter unless the context  
2 clearly requires otherwise.

3 **SECTION 2087.** 71.44 (3) of the statutes is amended to read:

4 71.44 (3) EXTENSIONS. In the case of a corporation required to file a return,  
5 ~~when sufficient reason is shown,~~ the department of revenue ~~may on written request~~  
6 shall allow an automatic extension of ~~30 days~~ 7 months or until the original due date  
7 of the corporation's corresponding federal return, whichever is later, ~~if the~~  
8 ~~corporation has not received an extension on its federal return.~~ Any extension of time  
9 granted by law or by the internal revenue service for the filing of corresponding  
10 federal returns shall extend the time for filing under this subchapter to 30 days after  
11 the federal due date if ~~a copy of any extension requested of the internal revenue~~  
12 ~~service is filed with~~ the corporation reports the extension in the manner specified by  
13 the department on the return. ~~Termination of an automatic extension by the internal~~  
14 ~~revenue service, or its refusal to grant such automatic extension, shall similarly~~  
15 ~~require that any returns due under this subchapter are due on or before 30 days after~~  
16 ~~the date for termination fixed by the internal revenue service.~~ Except for payments  
17 of estimated taxes, income or franchise taxes payable upon the filing of the tax return  
18 shall not become delinquent during such extension period, but shall be subject to  
19 interest at the rate of 12% per year during such period.

20 **SECTION 2087e.** 71.45 (1) of the statutes is renumbered 71.45 (1) (intro.) and  
21 amended to read:

22 71.45 (1) EXEMPT AND EXCLUDABLE INCOME. (intro.) There shall be exempt from  
23 taxation under this subchapter income as follows:

24 (a) Income of insurers exempt from federal income taxation pursuant to section  
25 501 (c) (15) of the internal revenue code, town mutuals organized under or subject

1 to ch. 612, foreign insurers, and domestic insurers engaged exclusively in life  
2 insurance business, domestic insurers insuring against financial loss by reason of  
3 nonpayment of principal, interest and other sums agreed to be paid under the terms  
4 of any note or bond or other evidence of indebtedness secured by a mortgage, deed  
5 of trust or other instrument constituting a lien or charge on real estate and  
6 corporations organized under ch. 185, but not including income of cooperative  
7 sickness care associations organized under s. 185.981, or of a service insurance  
8 corporation organized under ch. 613, that is derived from a health maintenance  
9 organization as defined in s. 609.01 (2) or a limited service health organization as  
10 defined in s. 609.01 (3), or operating under subch. I of ch. 616 which are bona fide  
11 cooperatives operated without pecuniary profit to any shareholder or member, or  
12 operated on a cooperative plan pursuant to which they determine and distribute  
13 their proceeds in substantial compliance with s. 185.45. ~~This subsection~~ paragraph  
14 does not apply to income that is realized from the sale of or purchase and subsequent  
15 sale or redemption of lottery prizes if the winning tickets were originally bought in  
16 this state.

17 **SECTION 2087g.** 71.45 (1) (b) of the statutes is created to read:

18 71.45 (1) (b) For taxable years beginning after December 31, 2006, the amount  
19 of any incentive payment received by an individual under s. 23.33 (5r) in the taxable  
20 year to which the claim relates.

21 **SECTION 2087h.** 71.45 (1t) (i) of the statutes is created to read:

22 71.45 (1t) (i) Those issued under s. 231.03 (6), on or after the effective date of  
23 this paragraph .... [revisor inserts date], if the proceeds from the obligations that are  
24 issued are used by a health facility, as defined in s. 231.01 (5), to fund the acquisition  
25 of information technology hardware or software.



1           **SECTION 2088.** 71.45 (2) (a) 10. of the statutes is amended to read:

2           71.45 **(2)** (a) 10. By adding to federal taxable income the amount of credit  
3           computed under s. 71.47 (1dd) to (1dx), (3h), (3n), (3p), (3w), ~~(5b)~~, (5e), (5f), (5g), and  
4           (5h), (5i), (5j), and (5k) and not passed through by a partnership, limited liability  
5           company, or tax–option corporation that has added that amount to the partnership’s,  
6           limited liability company’s, or tax–option corporation’s income under s. 71.21 (4) or  
7           71.34 (1) (g) and the amount of credit computed under s. 71.47 (1), (3), (3t), (4), and  
8           (5).

9           **SECTION 2090.** 71.47 (1dx) (a) 5. of the statutes is amended to read:

10           71.47 **(1dx)** (a) 5. “Member of a targeted group” means a person who resides  
11           in an area designated by the federal government as an economic revitalization area,  
12           a person who is employed in an unsubsidized job but meets the eligibility  
13           requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
14           a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
15           real pay project position under s. 49.147 (3m), a person who is eligible for child care  
16           assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
17           economically disadvantaged youth, an economically disadvantaged veteran, a  
18           supplemental security income recipient, a general assistance recipient, an  
19           economically disadvantaged ex–convict, a qualified summer youth employee, as  
20           defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
21           a food stamp recipient, if the person has been certified in the manner under sub. (1dj)  
22           (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

23           **SECTION 2091.** 71.47 (1dx) (b) 2. of the statutes is amended to read:

24           71.47 **(1dx)** (b) 2. The amount determined by multiplying the amount  
25           determined under s. 560.785 (1) (b) by the number of full–time jobs created in a

1 development zone and filled by a member of a targeted group and by then subtracting  
2 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
3 under s. 49.147 (3m) (c) for those jobs.

4 **SECTION 2092.** 71.47 (1dx) (b) 3. of the statutes is amended to read:

5 71.47 **(1dx)** (b) 3. The amount determined by multiplying the amount  
6 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
7 development zone and not filled by a member of a targeted group and by then  
8 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
9 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

10 **SECTION 2093.** 71.47 (1dx) (b) 4. of the statutes is amended to read:

11 71.47 **(1dx)** (b) 4. The amount determined by multiplying the amount  
12 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
13 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
14 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
15 which significant capital investment was made and by then subtracting the  
16 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
17 under s. 49.147 (3m) (c) for those jobs.

18 **SECTION 2094.** 71.47 (1dx) (b) 5. of the statutes is amended to read:

19 71.47 **(1dx)** (b) 5. The amount determined by multiplying the amount  
20 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
21 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
22 claimed under sub. (1dj), in a development zone and not filled by a member of a  
23 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
24 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

25 **SECTION 2094h.** 71.47 (3h) of the statutes is created to read:

1           71.47 **(3h)** BIODIESEL FUEL PRODUCTION CREDIT. (a) *Definitions.* In this  
2 subsection:

3           1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).

4           2. “Claimant” means a person who is engaged in the business of producing  
5 biodiesel fuel in this state and who files a claim under this subsection.

6           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
7 taxable years beginning after December 31, 2009, and before January 1, 2013, for a  
8 claimant who produces at least 2,500,000 gallons of biodiesel fuel in this state in the  
9 taxable year, a claimant may claim as a credit against the tax imposed under s. 71.43,  
10 up to the amount of the tax, an amount that is equal to the number of gallons of  
11 biodiesel fuel produced by the claimant in this state in the taxable year multiplied  
12 by 10 cents.

13           (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
14 claim under this subsection in a taxable year is \$1,000,000.

15           2. Partnerships, limited liability companies, and tax–option corporations may  
16 not claim the credit under this subsection, but the eligibility for, and the amount of,  
17 the credit are based on their biodiesel fuel production, as described under par. (b).  
18 A partnership, limited liability company, or tax–option corporation shall compute  
19 the amount of credit that each of its partners, members, or shareholders may claim  
20 and shall provide that information to each of them. Partners, members of limited  
21 liability companies, and shareholders of tax–option corporations may claim the  
22 credit in proportion to their ownership interests.

23           (d) *Administration.* Section 71.28 (4) (e) to (h) as it applies to the credit under  
24 s. 71.28 (4), applies to the credit under this subsection.

25           **SECTION 2095.** 71.47 (3p) of the statutes is created to read:

1           71.47 **(3p)** DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT. (a) *Definitions.*

2           In this subsection:

3           1. “Claimant” means a person who files a claim under this subsection.

4           2. “Dairy manufacturing” means processing milk into dairy products or  
5           processing dairy products for sale commercially.

6           3. “Dairy manufacturing modernization or expansion” means constructing,  
7           improving, or acquiring buildings or facilities, or acquiring equipment, for dairy  
8           manufacturing, including the following, if used exclusively for dairy manufacturing  
9           and if acquired and placed in service in this state during taxable years that begin  
10          after December 31, 2006, and before January 1, 2015:

11          a. Building construction, including storage and warehouse facilities.

12          b. Building additions.

13          c. Upgrades to utilities, including water, electric, heat, and waste facilities.

14          d. Milk intake and storage equipment.

15          e. Processing and manufacturing equipment, including pipes, motors, pumps,  
16          valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and  
17          churns.

18          f. Packaging and handling equipment, including sealing, bagging, boxing,  
19          labeling, conveying, and product movement equipment.

20          g. Warehouse equipment, including storage racks.

21          h. Waste treatment and waste management equipment, including tanks,  
22          blowers, separators, dryers, digesters, and equipment that uses waste to produce  
23          energy, fuel, or industrial products.

1           i. Computer software and hardware used for managing the claimant’s dairy  
2 manufacturing operation, including software and hardware related to logistics,  
3 inventory management, and production plant controls.

4           4. “Used exclusively” means used to the exclusion of all other uses except for  
5 use not exceeding 5 percent of total use.

6           (b) *Filing claims.* Subject to the limitations provided in this subsection and s.  
7 560.207, for taxable years beginning after December 31, 2006, and before January  
8 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.43,  
9 up to the amount of the tax, an amount equal to 10 percent of the amount the  
10 claimant paid in the taxable year for dairy manufacturing modernization or  
11 expansion related to the claimant’s dairy manufacturing operation.

12           (c) *Limitations.* 1. No credit may be allowed under this subsection for any  
13 amount that the claimant paid for expenses described under par. (b) that the  
14 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

15           2. The aggregate amount of credits that a claimant may claim under this  
16 subsection is \$200,000.

17           2m. a. The maximum amount of the credits that may be claimed under this  
18 subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2007–08 is \$600,000, as  
19 allocated under s. 560.207.

20           b. The maximum amount of the credits that may be claimed under this  
21 subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2008–09, and in each fiscal  
22 year thereafter, is \$700,000, as allocated under s. 560.207.

23           3. Partnerships, limited liability companies, and tax–option corporations may  
24 not claim the credit under this subsection, but the eligibility for, and the amount of,  
25 the credit are based on their payment of expenses under par. (b), except that the

1 aggregate amount of credits that the entity may compute shall not exceed \$200,000.  
2 A partnership, limited liability company, or tax–option corporation shall compute  
3 the amount of credit that each of its partners, members, or shareholders may claim  
4 and shall provide that information to each of them. Partners, members of limited  
5 liability companies, and shareholders of tax–option corporations may claim the  
6 credit in proportion to their ownership interest.

7 4. If 2 or more persons own and operate the dairy manufacturing operation,  
8 each person may claim a credit under par. (b) in proportion to his or her ownership  
9 interest, except that the aggregate amount of the credits claimed by all persons who  
10 own and operate the dairy manufacturing operation shall not exceed \$200,000.

11 (d) *Administration.* 1. Section 71.28 (4) (e), (g), and (h), as it applies to the credit  
12 under s. 71.28 (4), applies to the credit under this subsection.

13 2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise  
14 due under s. 71.43 or no tax is due under s. 71.43, the amount of the claim not used  
15 to offset the tax due shall be certified by the department of revenue to the department  
16 of administration for payment by check, share draft, or other draft drawn from the  
17 appropriation account under s. 20.835 (2) (bn).

18 **SECTION 2096.** 71.47 (3w) (a) 5m. of the statutes is created to read:

19 71.47 (3w) (a) 5m. “Wages” means wages under section 3306 (b) of the Internal  
20 Revenue Code, determined without regard to any dollar limitations.

21 **SECTION 2097.** 71.47 (3w) (a) 6. of the statutes is amended to read:

22 71.47 (3w) (a) 6. “Zone payroll” means the amount of state payroll that is  
23 attributable to ~~compensation~~ wages paid to ~~individuals~~ full–time employees for  
24 services that are performed in ~~a~~ an enterprise zone. “Zone payroll” does not include

1 the amount of ~~compensation~~ wages paid to any ~~individuals~~ full-time employees that  
2 exceeds \$100,000.

3 **SECTION 2098.** 71.47 (3w) (b) 1. a. of the statutes is amended to read:

4 71.47 (3w) (b) 1. a. The claimant's ~~zone payroll in the taxable year, minus the~~  
5 ~~claimant's zone payroll~~ number of full-time employees whose annual wages are  
6 greater than \$30,000 and who the claimant employed in the enterprise zone in the  
7 taxable year, minus the number of full-time employees whose annual wages were  
8 greater than \$30,000 and who the claimant employed in the area that comprises the  
9 enterprise zone in the base year.

10 **SECTION 2099.** 71.47 (3w) (b) 1. b. of the statutes is amended to read:

11 71.47 (3w) (b) 1. b. The claimant's ~~state payroll in the taxable year, minus the~~  
12 ~~claimant's state payroll~~ number of full-time employees whose annual wages are  
13 greater than \$30,000 and who the claimant employed in the state in the taxable year,  
14 minus the number of full-time employees whose annual wages were greater than  
15 \$30,000 and who the claimant employed in the state in the base year.

16 **SECTION 2100.** 71.47 (3w) (b) 2. of the statutes is amended to read:

17 71.47 (3w) (b) 2. Subtract the number of Determine the claimant's average  
18 zone payroll by dividing total wages for full-time employees that whose annual  
19 wages are greater than \$30,000 and who the claimant employed in the area that  
20 ~~comprises the enterprise zone in the base taxable year from~~ by the number of  
21 full-time employees ~~that~~ whose annual wages are greater than \$30,000 and who the  
22 claimant employed in the enterprise zone in the taxable year.

23 **SECTION 2101.** 71.47 (3w) (b) 3. of the statutes is amended to read:

24 71.47 (3w) (b) 3. ~~Multiply~~ Subtract \$30,000 from the amount determined under  
25 ~~subd. 2., but not an amount less than zero, by \$30,000.~~

1           **SECTION 2102.** 71.47 (3w) (b) 4. of the statutes is amended to read:

2           71.47 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~  
3 by the amount determined under subd. 1.

4           **SECTION 2103.** 71.47 (3w) (bm) (intro.) and 4. of the statutes are consolidated,  
5 renumbered 71.47 (3w) (bm) and amended to read:

6           71.47 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
7 par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
8 claimant may claim as a credit against the tax imposed under s. 71.43 an amount  
9 equal to ~~all of the following:~~ 4. ~~The~~ the amount the claimant paid in the taxable year  
10 to upgrade or improve the job-related skills of any of the claimant's full-time  
11 employees, to train any of the claimant's full-time employees on the use of  
12 job-related new technologies, or to ~~train~~ provide job-related training to any  
13 full-time employee whose employment with the claimant represents the employee's  
14 first full-time job. This subdivision does not apply to employees who do not work in  
15 ~~a~~ an enterprise zone.

16           **SECTION 2104.** 71.47 (3w) (bm) 3. of the statutes is repealed.

17           **SECTION 2105.** 71.47 (3w) (d) of the statutes is amended to read:

18           71.47 (3w) (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the  
19 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall  
20 include with their returns a copy of their certification for tax benefits, and a copy of  
21 the verification of their expenses, from the department of commerce.

22           **SECTION 2106.** 71.47 (5b) (c) 1. of the statutes is amended to read:

23           71.47 (5b) (c) 1. ~~The~~ Except as provided in s. 73.03 (63), the maximum amount  
24 of the credits that may be claimed under this subsection and ss. 71.07 (5b) and 71.28  
25 (5b) for all taxable years combined is ~~\$35,000,000~~ \$52,500,000.



1           **SECTION 2107.** 71.47 (5b) (d) of the statutes is renumbered 71.47 (5b) (d) 1.

2           **SECTION 2108.** 71.47 (5b) (d) 2. of the statutes is created to read:

3           71.47 **(5b)** (d) 2. The Wisconsin adjusted basis of any investment for which a  
4 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
5 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest  
6 in a partnership, a member's interest in a limited liability company, or stock in a  
7 tax-option corporation shall be adjusted to reflect adjustments made under this  
8 subdivision.

9           **SECTION 2112.** 71.47 (5h) (a) 4. of the statutes is amended to read:

10           71.47 **(5h)** (a) 4. “Previously owned property” means real property that the  
11 claimant or a related person owned during the 2 years prior to doing business in this  
12 state as a film production company and for which the claimant may not deduct a loss  
13 from the sale of the property to, or an exchange of the property with, the related  
14 person under section 267 of the Internal Revenue Code, except that section 267 of the  
15 Internal Revenue Code is modified so that if the claimant owns any part of the  
16 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
17 the Internal Revenue Code for purposes of this subsection.

18           **SECTION 2113.** 71.47 (5h) (c) 2. of the statutes is amended to read:

19           71.47 **(5h)** (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
20 expended to construct, rehabilitate, remodel, or repair real property, if the claimant  
21 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
22 demolition or destruction in preparation for the physical work, after December 31,  
23 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

24           **SECTION 2114.** 71.47 (5h) (c) 3. of the statutes is amended to read:

1           71.47 (5h) (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
2 expended to acquire real property, if the property is not previously owned property  
3 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
4 completed project is placed in service after December 31, 2007.

5           **SECTION 2115.** 71.47 (5i) of the statutes is created to read:

6           71.47 (5i) ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
7 subsection, “claimant” means a person who files a claim under this subsection.

8           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
9 taxable years beginning after December 31, 2009, a claimant may claim as a credit  
10 against the taxes imposed under s. 71.43, up to the amount of those taxes, an amount  
11 equal to 50 percent of the amount the claimant paid in the taxable year for  
12 information technology hardware or software that is used to maintain medical  
13 records in electronic form, if the claimant is a health care provider, as defined in s.  
14 146.81 (1).

15           (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
16 under this subsection and ss. 71.07 (5i) and 71.28 (5i) in a taxable year is  
17 \$10,000,000, as allocated under s. 560.204.

18           2. Partnerships, limited liability companies, and tax–option corporations may  
19 not claim the credit under this subsection, but the eligibility for, and the amount of,  
20 the credit are based on their payment of amounts under par. (b). A partnership,  
21 limited liability company, or tax–option corporation shall compute the amount of  
22 credit that each of its partners, members, or shareholders may claim and shall  
23 provide that information to each of them. Partners, members of limited liability  
24 companies, and shareholders of tax–option corporations may claim the credit in  
25 proportion to their ownership interests.

1           (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
2 s. 71.28 (4), applies to the credit under this subsection.

3           **SECTION 2116.** 71.47 (5j) of the statutes is created to read:

4           71.47 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this  
5 subsection:

6           1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).

7           2. “Claimant” means a person who files a claim under this subsection.

8           3. “Motor vehicle fuel” has the meaning given in s. 78.005 (13).

9           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
10 taxable years beginning after December 31, 2007, and before January 1, 2018, a  
11 claimant may claim as a credit against the taxes imposed under s. 71.43, up to the  
12 amount of the taxes, an amount that is equal to 25 percent of the amount that the  
13 claimant paid in the taxable year to install or retrofit pumps located in this state that  
14 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20  
15 percent biodiesel fuel.

16           (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
17 claim under this subsection in a taxable year is an amount that is equal to \$5,000 for  
18 each service station for which the claimant has installed or retrofitted pumps as  
19 described under par. (b).

20           2. Partnerships, limited liability companies, and tax–option corporations may  
21 not claim the credit under this subsection, but the eligibility for, and the amount of,  
22 the credit are based on their payment of amounts under par. (b). A partnership,  
23 limited liability company, or tax–option corporation shall compute the amount of  
24 credit that each of its partners, members, or shareholders may claim and shall  
25 provide that information to each of them. Partners, members of limited liability

1 companies, and shareholders of tax-option corporations may claim the credit in  
2 proportion to their ownership interests.

3 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
4 s. 71.28 (4), applies to the credit under this subsection.

5 **SECTION 2116m.** 71.47 (5k) of the statutes is created to read:

6 71.47 (5k) COMMUNITY REHABILITATION PROGRAM CREDIT. (a) *Definitions.* In this  
7 subsection:

8 1. “Claimant” means a person who files a claim under this subsection.

9 2. “Community rehabilitation program” means a nonprofit entity, county,  
10 municipality, or state or federal agency that directly provides, or facilitates the  
11 provision of, vocational rehabilitation services to individuals who have disabilities  
12 to maximize the employment opportunities, including career advancement, of such  
13 individuals.

14 3. “Vocational rehabilitation services” include education, training,  
15 employment, counseling, therapy, placement, and case management.

16 4. “Work” includes production, packaging, assembly, food service, custodial  
17 service, clerical service, and other commercial activities that improve employment  
18 opportunities for individuals who have disabilities.

19 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
20 taxable years beginning after July 1, 2009, a claimant may claim as a credit against  
21 the tax imposed under s. 71.43, up to the amount of those taxes, an amount equal to  
22 5 percent of the amount the claimant paid in the taxable year to a community  
23 rehabilitation program to perform work for the claimant’s business, pursuant to a  
24 contract.

1           (c) *Limitations.* 1. The maximum amount of the credit that any claimant may  
2 claim under this subsection in a taxable year is \$25,000 for each community  
3 rehabilitation program for which the claimant enters into a contract to have the  
4 community rehabilitation program perform work for the claimant’s business.

5           2. No credit may be claimed under this subsection unless the claimant submits  
6 with the claimant’s return a form, as prescribed by the department of revenue, that  
7 verifies that the claimant has entered into a contract with a community  
8 rehabilitation program and that the program has received payment from the  
9 claimant for work provided by the program, consistent with par. (b).

10           3. Partnerships, limited liability companies, and tax–option corporations may  
11 not claim the credit under this subsection, but the eligibility for, and the amount of,  
12 the credit are based on their payment of amounts under par. (b). A partnership,  
13 limited liability company, or tax–option corporation shall compute the amount of  
14 credit that each of its partners, members, or shareholders may claim and shall  
15 provide that information to each of them. Partners, members of limited liability  
16 companies, and shareholders of tax–option corporations may claim the credit in  
17 proportion to their ownership interests.

18           (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
19 s. 71.28 (4), applies to the credit under this subsection.

20           **SECTION 2116n.** 71.49 (1) (bn) of the statutes is created to read:

21           71.49 (1) (bn) Community rehabilitation program credit under s. 71.47 (5k).

22           **SECTION 2116s.** 71.49 (1) (cn) of the statutes is created to read:

23           71.49 (1) (cn) Biodiesel fuel production credit under s. 71.47 (3h).

24           **SECTION 2118.** 71.49 (1) (ds) of the statutes is created to read:

25           71.49 (1) (ds) Ethanol and biodiesel fuel pump credit under s. 71.47 (5j).

1           **SECTION 2119.** 71.49 (1) (epa) of the statutes is created to read:

2           71.49 (1) (epa) Electronic medical records credit under s. 71.47 (5i).

3           **SECTION 2120.** 71.49 (1) (epp) of the statutes is renumbered 71.49 (1) (eps) and  
4 amended to read:

5           71.49 (1) (eps) Film production services credit under s. 71.47 (5f) (b) 1. and 3.

6           **SECTION 2121.** 71.49 (1) (f) of the statutes is amended to read:

7           71.49 (1) (f) The total of farmers' drought property tax credit under s. 71.47  
8 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under  
9 s. 71.47 (2m), dairy manufacturing facility investment credit under s. 71.47 (3p).  
10 enterprise zone jobs credit under s. 71.47 (3w), film production services credit under  
11 s. 71.47 (5f) (b) 2., and estimated tax payments under s. 71.48.

12           **SECTION 2127.** 71.738 (1d) of the statutes is repealed.

13           **SECTION 2128.** 71.738 (2d) of the statutes is repealed.

14           **SECTION 2129.** 71.74 (14) of the statutes is amended to read:

15           71.74 (14) ADDITIONAL REMEDY TO COLLECT TAX. The department may also  
16 proceed under s. 71.91 (5) for the collection of any additional assessment of income  
17 or franchise taxes or surtaxes, after notice thereof has been given under sub. (11) and  
18 before the same shall have become delinquent, when it has reasonable grounds to  
19 believe that the collection of such additional assessment will be jeopardized by delay.  
20 In such cases notice of the intention to so proceed shall be given by registered mail  
21 to the taxpayer, and the warrant of the department shall not issue if the taxpayer  
22 within 10 days after such notice furnishes a bond in such amount, not exceeding  
23 double the amount of the tax, and with such sureties as the department shall  
24 approve, conditioned upon the payment of so much of the additional taxes as shall  
25 finally be determined to be due, together with interest thereon as provided by s. 71.82

1 (1) (a). Nothing in this subsection shall affect the review of additional assessments  
2 provided by ss. 71.88 (1) (a) and (2) (a), 71.89 (2), 73.01, and 73.015, and any amounts  
3 collected under this subsection shall be deposited with the ~~secretary of~~  
4 ~~administration~~ department and disbursed after final determination of the taxes as  
5 are amounts deposited under s. 71.90 (2).

6 **SECTION 2130.** 71.765 of the statutes is repealed.

7 **SECTION 2131.** 71.775 (3) (a) 2. of the statutes is amended to read:

8 71.775 (3) (a) 2. ~~The partner, member, shareholder, or beneficiary has no~~  
9 ~~Wisconsin income other than his or her~~ partner's, member's, shareholder's, or  
10 beneficiary's share of income from the pass-through entity that is attributable to this  
11 state and ~~his or her share of such income~~ is less than \$1,000.

12 **SECTION 2132.** 71.775 (3) (a) 3. of the statutes is created to read:

13 71.775 (3) (a) 3. The nonresident partner, member, shareholder, or beneficiary  
14 files an affidavit with the department, in the form and manner prescribed by the  
15 department, whereby the nonresident partner, member, shareholder, or beneficiary  
16 agrees to file a Wisconsin income or franchise tax return and be subject to the  
17 personal jurisdiction of the department, the tax appeals commission, and the courts  
18 of this state for the purpose of determining and collecting Wisconsin income and  
19 franchise taxes, including estimated tax payments, together with any related  
20 interest and penalties.

21 **SECTION 2133.** 71.775 (4) (b) 2. of the statutes is amended to read:

22 71.775 (4) (b) 2. ~~A pass-through entity that pays the tax withheld under sub.~~  
23 ~~(2) as provided under subd. 1. is not subject to an underpayment of estimated tax~~  
24 ~~under s. 71.09 or 71.29, if 90 percent of the tax that is due for the current taxable year~~  
25 ~~is paid by the unextended due date or if 100 percent of the tax that is due for the~~

1 ~~taxable year immediately preceding the current taxable year is paid by the~~  
2 ~~unextended due date and the taxable year immediately preceding the current~~  
3 ~~taxable year was a 12-month period. Interest Except as provided in par. (f), interest~~  
4 ~~at the rate of 12 percent shall be imposed on the unpaid amount of the tax withheld~~  
5 ~~due under sub. (2) during any extension period and interest at the rate of 18 percent~~  
6 ~~shall be imposed on the unpaid amount of the tax withheld due under sub. (2) for the~~  
7 ~~period beginning with the extended due date and ending with the date that the~~  
8 ~~unpaid amount is paid in full.~~

9 **SECTION 2134.** 71.775 (4) (d) of the statutes is amended to read:

10 71.775 (4) (d) A nonresident partner, member, shareholder, or beneficiary of a  
11 pass-through entity may claim a credit, as prescribed by the department, on his or  
12 her Wisconsin income or franchise tax return for the amount withheld under sub. (2)  
13 on his or her behalf for the tax period for which the income of the pass-through entity  
14 is reported. For purposes of this paragraph determining whether interest under s.  
15 71.84 applies to a nonresident partner, member, shareholder, or beneficiary, the  
16 amount withheld under sub. (2) is considered to be paid ~~on the last day of the~~  
17 ~~pass-through entity's taxable year for which the tax is paid~~ in 4 equal quarterly  
18 installments.

19 **SECTION 2135.** 71.775 (4) (f) of the statutes is amended to read:

20 71.775 (4) (f) If a pass-through entity subject to withholding under this section  
21 fails to ~~withhold~~ pay the tax as required by this section, the pass-through entity shall  
22 be liable for any unpaid tax, interest, and penalties otherwise assessable to the  
23 nonresident partner, member, shareholder, or beneficiary with respect to income  
24 from the pass-through entity. If a nonresident partner, member, shareholder, or  
25 beneficiary of the pass-through entity files a return and pays the tax due, the



1 pass-through entity shall not be liable for the tax, but shall be liable for ~~any interest~~  
2 ~~and penalties otherwise applicable for failure to withhold, as the penalty provided~~  
3 ~~under ss. 71.82 (2) (d) and s. 71.83 (1) (a) 1. and for any interest otherwise assessable~~  
4 ~~to the nonresident partner, member, shareholder, or beneficiary with respect to~~  
5 ~~income from the pass-through entity.~~

6 **SECTION 2135e.** 71.78 (2) of the statutes is amended to read:

7 71.78 (2) DISCLOSURE OF NET TAX. The department shall make available upon  
8 suitable forms prepared by the department information setting forth the net  
9 Wisconsin income tax, Wisconsin franchise tax, or Wisconsin gift tax reported as paid  
10 or payable in the returns filed by any individual or corporation, and any amount of  
11 delinquent taxes owed, ~~as described in s. 73.03 (62),~~ by any such individual or  
12 corporation, for any individual year upon request. When making available  
13 information setting forth the delinquent taxes owed by an individual or corporation,  
14 the information shall include interest, penalties, fees, and costs, which are unpaid  
15 for more than 90 days after all appeal rights have expired, except that such  
16 information may not be provided for any person who has reached an agreement or  
17 compromise with the department, or the department of justice, under s. 71.92 and  
18 is in compliance with that agreement, regarding the payment of delinquent taxes,  
19 or the name of any person who is protected by a stay that is in effect under the Federal  
20 Bankruptcy Code. Before the request is granted, the person desiring to obtain the  
21 information shall prove his or her identity and shall be required to sign a statement  
22 setting forth the person's address and reason for making the request and indicating  
23 that the person understands the provisions of this section with respect to the  
24 divulgement, publication or dissemination of information obtained from returns as  
25 provided in sub. (1). The use of a fictitious name is a violation of this section. Within

1 24 hours after any information from any such tax return has been so obtained, the  
2 department shall mail to the person from whose return the information has been  
3 obtained a notification which shall give the name and address of the person obtaining  
4 the information and the reason assigned for requesting the information. The  
5 department shall collect from the person requesting the information a fee of \$4 for  
6 each return.

7 **SECTION 2136.** 71.80 (20) of the statutes is amended to read:

8 71.80 (20) ~~MAGNETIC MEDIA~~ ELECTRONIC FILING. If the internal revenue service  
9 requires a person to file information returns or wage statements ~~on magnetic media~~  
10 ~~or in other machine-readable form~~ electronically for federal income tax purposes, the  
11 person shall also file the comparable state information returns or wage statements  
12 ~~on magnetic media or in other machine-readable form~~ electronically with the  
13 department of revenue for income or franchise tax purposes.

14 **SECTION 2137.** 71.805 of the statutes is created to read:

15 **71.805 Tax avoidance transactions voluntary compliance program. (1)**

16 DEFINITIONS. In this section:

17 (a) “Tax avoidance transaction” means a transaction, plan, or arrangement  
18 devised for the principal purpose of avoiding federal or Wisconsin income or  
19 franchise tax. “Tax avoidance transaction” includes a listed transaction as provided  
20 under U.S. department of the treasury regulations as of the effective date of this  
21 paragraph .... [revisor inserts date], and may include a transaction, as determined  
22 by the department, that provides a tax benefit for Wisconsin income or franchise tax  
23 purposes without providing a similar benefit for federal income tax purposes.

1           (b) “Taxpayer” means a person who is subject to the taxes imposed under this  
2 chapter and who has a tax liability attributable to using a tax avoidance transaction  
3 for any taxable year beginning before January 1, 2007.

4           **(2) PENALTY WAIVER OR ABATEMENT.** All of the following apply with regard to a  
5 taxpayer who satisfies the conditions under sub. (3):

6           (a) Except as provided under sub. (4) (b), the department shall waive or abate  
7 all penalties that are applicable to the underreporting or underpayment of Wisconsin  
8 income or franchise taxes attributable to using a tax avoidance transaction for any  
9 taxable year for which the taxpayer satisfies the conditions under sub. (3).

10           (b) The department shall not seek a criminal prosecution against the taxpayer  
11 with respect to using a tax avoidance transaction for any taxable year for which the  
12 taxpayer satisfies the conditions under sub. (3).

13           **(3) TAXPAYER ELIGIBILITY.** A taxpayer is eligible for the benefits described under  
14 sub. (2) (a) and (b), if, during the period beginning on the first day of the 3rd month  
15 beginning after the effective date of this subsection .... [revisor inserts date], and  
16 ending on the last day of the 7th month beginning after the effective date of this  
17 subsection .... [revisor inserts date], the taxpayer does the following:

18           (a) Files an amended Wisconsin tax return for each taxable year for which the  
19 taxpayer has previously filed a Wisconsin tax return that uses a tax avoidance  
20 transaction to underreport the taxpayer’s Wisconsin income or franchise tax liability  
21 and the amended return reports the total Wisconsin net income and tax for the  
22 taxable year, computed without regard to any tax avoidance transaction and without  
23 regard to any other adjustment that is unrelated to any tax avoidance transaction.

24           (b) Pays, in full, for each taxable year for which an amended return is filed  
25 under par. (a), the entire amount of Wisconsin income or franchise tax and interest

1 due that is attributable to using a tax avoidance transaction, except that the  
2 secretary of revenue may enter into an agreement with the taxpayer to make  
3 payments in installments. A taxpayer who does not comply with an installment  
4 agreement provided under this paragraph is ineligible to receive the benefits  
5 described under sub. (2) (a) and (b) and the total amount of tax, interest, and  
6 penalties shall be immediately due and payable.

7 **(4) LIMITATIONS AND ADMINISTRATION.** (a) A taxpayer who receives the benefits  
8 described under sub. (2) may not file an appeal or a claim for credit or refund with  
9 respect to the tax avoidance transactions for the taxable years for which the taxpayer  
10 satisfied the conditions under sub. (3), except to the extent that a timely filed appeal  
11 or claim for a refund results from an adjustment to the taxpayer's federal income tax  
12 liability regarding such transactions.

13 (b) The department may not waive or abate a penalty as provided under sub.  
14 (2) (a) if the penalty relates to an amount of Wisconsin income and franchise tax that  
15 is attributable to a tax avoidance transaction and assessed and paid prior to the first  
16 day of the 3rd month beginning after the effective date of this paragraph .... [revisor  
17 inserts date], or after the last day of the 7th month beginning after the effective date  
18 of this paragraph .... [revisor inserts date].

19 **SECTION 2138.** 71.81 of the statutes is created to read:

20 **71.81 Disclosing reportable transactions. (1) DEFINITIONS.** In this section:

21 (a) "Listed transaction" means any reportable transaction that is the same as,  
22 or substantially similar to, a transaction, plan, or arrangement specifically identified  
23 by the U.S. secretary of the treasury as a listed transaction, for purposes of section  
24 6011 of the Internal Revenue Code and that is specifically identified by the U.S.

1 secretary of the treasury as a listed transaction on or after the date the transaction  
2 occurred.

3 (b) “Material advisor” means any person who provides any material aid,  
4 assistance, or advice with respect to organizing, managing, promoting, selling,  
5 implementing, insuring, or carrying out any reportable transaction and who, directly  
6 or indirectly, derives gross income from providing such aid, assistance, or advice in  
7 an amount that exceeds the threshold amount.

8 (c) “Reportable transaction” means any transaction, plan, or arrangement,  
9 including a listed transaction, for which a taxpayer is required to submit information  
10 to the department because the taxpayer is required to disclose the transaction, plan,  
11 or arrangement for federal income tax purposes for the taxable year in which the  
12 transaction occurred, as provided under U.S. department of treasury regulations.

13 (d) “Tax shelter” means any entity, plan, or arrangement, if avoiding or evading  
14 federal income tax or Wisconsin income or franchise tax is a significant purpose of  
15 the entity, plan, or arrangement.

16 (e) “Threshold amount” means the following:

17 1. In the case of a reportable transaction, not including a listed transaction,  
18 from which the tax benefits are provided primarily to an individual, \$50,000.

19 2. In the case of a listed transaction from which the tax benefits are provided  
20 primarily to an individual, \$10,000.

21 3. In the case of a reportable transaction, not including a listed transaction,  
22 from which the tax benefits are provided primarily to an entity and not an individual,  
23 \$250,000.

24 4. In the case of a listed transaction, from which the tax benefits are provided  
25 primarily to an entity and not an individual, \$25,000.

1           **(2) DISCLOSURE.** For each taxable year in which a taxpayer has participated in  
2 a reportable transaction, the taxpayer shall file with the department a copy of any  
3 form required by the internal revenue service for disclosing the reportable  
4 transaction for federal income tax purposes no later than 60 days after the date for  
5 which the taxpayer is required to file the form for federal income tax purposes, except  
6 that, if the taxpayer has filed a form with the internal revenue service on or before  
7 the effective date of this subsection .... [revisor inserts date], the taxpayer shall file  
8 a copy of the form with the department no later than the last day of the 7th month  
9 beginning after the effective date of this subsection .... [revisor inserts date]. The  
10 department may require that forms filed with the department under this subsection  
11 be filed separately from this state's income or franchise tax return. This subsection  
12 applies to any reportable transaction entered into on or after January 1, 2001, or any  
13 reportable transaction entered into prior to January 1, 2001, that reduced the  
14 taxpayer's tax liability for taxable years beginning on or after January 1, 2001, for  
15 any taxable year for which the transaction remains undisclosed and for which the  
16 statute of limitations on assessment, including any extension provided under sub.  
17 (6), has not expired as of the date that is 60 days after the effective date of this  
18 subsection .... [revisor inserts date].

19           **(3) PENALTY FOR FAILING TO DISCLOSE.** (a) Any taxpayer who does not file the  
20 form under sub. (2) and who is required to file the form is subject to the following  
21 penalty:

22           1. If the taxpayer participated in a reportable transaction that is not a listed  
23 transaction, the lesser of \$15,000 or 10 percent of the tax benefit obtained from the  
24 reportable transaction.

25           2. If the taxpayer participated in a listed transaction, \$30,000.

1           (b) The secretary of revenue may waive or abate any penalty imposed under  
2 this subsection, or any portion of such penalty, related to a reportable transaction  
3 that is not a listed transaction, if the waiver or abatement promotes compliance with  
4 this section and effective tax administration. Notwithstanding any other law or rule,  
5 a determination by the secretary of revenue under this paragraph may not be  
6 reviewed in any judicial proceeding.

7           (c) The penalties imposed under this subsection apply to any failure to disclose  
8 a listed transaction entered into on or after January 1, 2001, or entered into prior to  
9 January 1, 2001, that reduced the taxpayer's tax liability for taxable years beginning  
10 on or after January 1, 2001, including transactions that were not listed transactions  
11 when entered into, but became listed transactions before the effective date of this  
12 paragraph .... [revisor inserts date], or any other reportable transaction entered into  
13 after the effective date of this paragraph .... [revisor inserts date], for any taxable  
14 year for which the statute of limitations on assessment, including any extension  
15 under sub. (6), has not expired as of the effective date of this paragraph .... [revisor  
16 inserts date].

17           **(4) UNDERSTATEMENT PENALTY.** (a) If a taxpayer has a reportable transaction  
18 understatement, as determined in par. (b), the taxpayer shall pay, in addition to any  
19 tax owed with regard to the reportable transaction, an amount equal to either 20  
20 percent of the reportable transaction understatement or, in the case of a reportable  
21 transaction that is not disclosed as provided in sub. (2), 30 percent of the reportable  
22 transaction understatement.

23           (b) A taxpayer has a reportable transaction understatement if the following  
24 calculation results in a positive number:

1           1. Multiply the taxpayer’s highest applicable tax rate under s. 71.06, 71.27, or  
2           71.46, by the amount of any increase in Wisconsin taxable income that results from  
3           the difference between the proper tax treatment of a reportable transaction and the  
4           taxpayer’s treatment of the transaction as shown on the taxpayer’s tax return,  
5           including any amended return the taxpayer files before the date on which the  
6           department first contacts the taxpayer regarding an examination of the taxable year  
7           for which the amended return is filed. For purposes of this subdivision, the amount  
8           of any increase in Wisconsin taxable income for a taxable year includes any reduction  
9           in the amount of loss available for carry-forward to the subsequent year.

10           2. Add the amount determined under subd. 1. to the amount of any decrease  
11           in the aggregate amount of Wisconsin income or franchise tax credits that results  
12           from the difference between the proper tax treatment of a reportable transaction and  
13           the taxpayer’s treatment of the transaction as shown on the taxpayer’s tax return.

14           (c) The secretary of revenue may waive or abate any penalty imposed under this  
15           subsection, or any portion of such penalty, if the taxpayer demonstrates to the  
16           department that the taxpayer had reasonable cause to act the way the taxpayer did,  
17           and in good faith, with regard to the tax treatment for which the taxpayer is subject  
18           to a penalty under this subsection and all facts relevant to the tax treatment are  
19           adequately disclosed in the filing under sub. (2), except that, if the taxpayer does not  
20           fully disclose such facts under sub. (2), the taxpayer’s penalty may be waived or  
21           abated under this paragraph if the taxpayer demonstrates to the department that  
22           the taxpayer reasonably believed that the tax treatment for which the taxpayer is  
23           subject to a penalty under this subsection was more likely than not the proper  
24           treatment and substantial authority exists or existed for the tax treatment for which  
25           the taxpayer is subject to a penalty under this subsection. Notwithstanding any



1 other law or rule, a determination by the secretary of revenue under this paragraph  
2 may not be reviewed in any judicial proceeding.

3 (d) The penalties under par. (a) apply to any reportable transaction  
4 understatement from a reportable transaction, including a listed transaction,  
5 entered into on or after January 1, 2001, or entered into prior to January 1, 2001, that  
6 reduced the taxpayer's tax liability for taxable years beginning on or after January  
7 1, 2001, for any taxable year for which the statute of limitations on assessment,  
8 including any extension provided under sub. (6), has not expired as of the effective  
9 date of this paragraph .... [revisor inserts date].

10 (5) ADDITIONAL UNDERSTATEMENT PENALTY. (a) 1. In addition to the penalty under  
11 sub. (4) (a), a taxpayer who files an amended return after the last day of the 7th  
12 month beginning after the effective date of this subdivision .... [revisor inserts date],  
13 and before the taxpayer is contacted by the internal revenue service or the  
14 department regarding a reportable transaction is subject to a penalty in an amount  
15 equal to 50 percent of the interest assessed under s. 71.82 on any reportable  
16 transaction understatement, as determined under sub. (4) (b), for the tax period for  
17 which the taxpayer files an amended return.

18 2. If the internal revenue service or the department contacts a taxpayer after  
19 the last day of the 7th month beginning after the effective date of this subdivision ....  
20 [revisor inserts date], regarding a reportable transaction and the taxpayer is  
21 contacted before the taxpayer files an amended return with respect to that  
22 transaction, the taxpayer is subject to a penalty in an amount equal to the interest  
23 assessed under s. 71.82 on any reportable transaction understatement, as  
24 determined under sub. (4) (b), for the tax period for which the internal revenue  
25 service or the department contacts the taxpayer.

1           (b) The penalties under par. (a) apply to any reportable transaction  
2 understatement resulting from a reportable transaction, including a listed  
3 transaction, entered into on or after January 1, 2001, or entered into prior to January  
4 1, 2001, that reduced the taxpayer's tax liability for taxable years beginning on or  
5 after January 1, 2001, for any taxable year for which the statute of limitations on  
6 assessment, including any extension provided under sub. (6), has not expired as of  
7 the effective date of this paragraph .... [revisor inserts date].

8           (c) The secretary of revenue may waive or abate any penalty imposed under this  
9 subsection, or any portion of such penalty, if the taxpayer demonstrates to the  
10 department that the taxpayer had reasonable cause to act the way the taxpayer did,  
11 and in good faith, with regard to the tax treatment for which the taxpayer is subject  
12 to a penalty under this subsection and all facts relevant to the tax treatment are  
13 adequately disclosed in the filing under sub. (2), except that, if the taxpayer does not  
14 fully disclose such facts under sub. (2), the taxpayer's penalty may be waived or  
15 abated under this paragraph if the taxpayer demonstrates to the department that  
16 the taxpayer reasonably believed that the tax treatment for which the taxpayer is  
17 subject to a penalty under this subsection was more likely than not the proper  
18 treatment and substantial authority exists or existed for the tax treatment for which  
19 the taxpayer is subject to a penalty under this subsection. Notwithstanding any  
20 other law or rule, a determination by the secretary of revenue under this paragraph  
21 may not be reviewed in any judicial proceeding.

22           **(6) STATUTE OF LIMITATIONS EXTENSION.** (a) Except as provided in par. (b), if a  
23 taxpayer fails to provide any information regarding a reportable transaction, other  
24 than a listed transaction, under sub. (2), the time for assessing any tax imposed  
25 under this chapter with respect to that transaction shall expire no later than the date

1 that is 6 years after the date on which the return for the taxable year in which the  
2 reportable transaction occurred was filed. If a taxpayer fails to provide any  
3 information regarding a listed transaction, under sub. (2), the time for assessing any  
4 tax imposed under this chapter with respect to that transaction shall expire on the  
5 latest of the following dates:

6 1. The date that is 6 years after the date on which the return for the taxable  
7 year in which the listed transaction occurred was filed.

8 2. The date that is 12 months after the date on which the taxpayer provides  
9 information regarding the listed transaction under sub. (2).

10 3. The date that is 12 months after the date on which the taxpayer's material  
11 advisor provides, at the department's request, the list described in sub. (7) (b).

12 4. The date that is 4 years after the date on which the department discovers  
13 a listed transaction that was a listed transaction on the date the transaction occurred  
14 for which the taxpayer did not provide the information described under sub. (2) or  
15 for which the taxpayer's material advisor did not provide the information described  
16 under sub (7) (b).

17 (b) Any limitation determined under par. (a) may be extended by a written  
18 agreement between the taxpayer and the department as provided under s. 71.77 (5).

19 (c) This subsection applies to any reportable transaction, including a listed  
20 transaction entered into on or after January 1, 2001, or entered into prior to January  
21 1, 2001, that reduced the taxpayer's tax liability for taxable years beginning on or  
22 after January 1, 2001.

23 **(7) MATERIAL ADVISOR.** (a) Each material advisor who is required to disclose a  
24 reportable transaction under section 6111 of the Internal Revenue Code shall file a  
25 copy of the disclosure with the department no later than 60 days after the date for

1 which the material advisor is required to file the disclosure with the internal revenue  
2 service, except that, if a material advisor files the disclosure with the internal  
3 revenue service on or before the effective date of this paragraph .... [revisor inserts  
4 date], the material advisor shall file a copy of the disclosure with the department no  
5 later than the last day of the 7th month beginning after the effective date of this  
6 paragraph .... [revisor inserts date].

7 (b) Each material advisor shall maintain a list that identifies each Wisconsin  
8 taxpayer for whom the person provided services as a material advisor with respect  
9 to a reportable transaction, regardless of whether the taxpayer is required to file the  
10 form under sub. (2). Any material advisor who is required to maintain a list under  
11 this paragraph shall provide the list to the department after receiving the  
12 department's written request to provide the list and shall retain the information  
13 contained in the list for 7 years or for the period determined by the department by  
14 rule. If 2 or more material advisors are required under this paragraph to maintain  
15 identical lists, the department may provide that only one of the material advisors  
16 maintain the list.

17 (c) This subsection applies to reportable transactions, not including listed  
18 transactions, for which a material advisor provides services after the effective date  
19 of this paragraph .... [revisor inserts date], and listed transactions for which a  
20 material advisor provides services, and were entered into, on or after January 1,  
21 2001, or were entered into prior to January 1, 2001, and that reduced the taxpayer's  
22 tax liability for taxable years beginning on or after January 1, 2001, regardless of  
23 when the transactions became listed transactions.

24 **(8) MATERIAL ADVISOR PENALTIES.** (a) If a person who is required to file a  
25 disclosure with the department as provided under sub. (7) (a) fails to file the

1 disclosure or files a disclosure containing false or incomplete information, the person  
2 is subject to a penalty equal to the following amounts:

3 1. If the disclosure relates to a reportable transaction that is not a listed  
4 transaction, \$15,000.

5 2. If the disclosure relates to a listed transaction, \$100,000.

6 (b) Any person who is required to maintain a list under sub. (7) (b) and who fails  
7 to provide the list to the department no later than 20 business days after the date on  
8 which the person receives the department's request to provide the list, as provided  
9 under sub. (7) (b), shall pay a penalty to the department in an amount that is equal  
10 to \$10,000 for each day that the person does not provide the list, beginning with the  
11 day that is 21 business days after the date on which the person receives the  
12 department's request.

13 (c) The secretary of revenue may waive or abate any penalty imposed under this  
14 subsection, or any portion of such penalty, related to a reportable transaction that  
15 is not a listed transaction, if the waiver or abatement promotes compliance with this  
16 section and effective tax administration or, with regard to the penalty imposed under  
17 par. (b), if, on each day after the time for providing the list without incurring a  
18 penalty has expired, the person demonstrates to the department that the person's  
19 failure to provide the list on that day is because of reasonable cause.  
20 Notwithstanding any other law or rule, a determination by the secretary of revenue  
21 under this paragraph may not be reviewed in any judicial proceeding.

22 **(9) TAX SHELTER PROMOTION.** (a) Beginning on the effective date of this  
23 paragraph .... [revisor inserts date], any person who organizes or assists in  
24 organizing a tax shelter, or directly or indirectly participates in the sale of any  
25 interest in a tax shelter, and who makes or provides or causes another person to make

1 or provide, in connection with such organization or sale, a statement that the person  
2 knows or has reason to know is false or fraudulent as to any material matter  
3 regarding the allowability of any tax deduction or credit, the excludability of any  
4 income, the manipulation of any allocation or apportionment rule, or the securing of  
5 any other tax benefit resulting from holding an interest in the entity or participating  
6 in the plan or arrangement, shall pay a penalty to the department, with respect to  
7 each sale or act of organization described under this paragraph, in an amount equal  
8 to 50 percent of the person's gross income derived from the sale or act.

9 (b) For purposes of administering this chapter, beginning on the effective date  
10 of this paragraph .... [revisor inserts date], a written communication to any person,  
11 director, officer, employee, agent, or representative of the person, or any other person  
12 holding a capital or profits interest in the person, regarding the promotion of, or  
13 advice with respect to, the person's direct or indirect participation in any tax shelter  
14 is not considered a confidential or privileged communication.

15 (11) INJUNCTION. The department may commence an action in the circuit court  
16 of Dane County to enjoin a person from taking any action, or failing to take any  
17 action, that is subject to a penalty under this section or in violation of this section or  
18 any rules that the department promulgates pursuant to this section.

19 **SECTION 2139.** 71.83 (1) (a) 1. of the statutes is amended to read:

20 71.83 (1) (a) 1. 'Failure to file.' In case of failure to file any return required  
21 under s. 71.03, 71.24 ~~or~~, 71.44, or 71.775 on the due date prescribed therefor,  
22 including any applicable extension of time for filing, unless it is shown that the  
23 failure is due to reasonable cause and not due to willful neglect, there shall be added  
24 to the amount required to be shown as tax on the return 5% of the amount of the tax  
25 if the failure is for not more than one month, with an additional 5% for each

1 additional month or fraction thereof during which the failure continues, not  
2 exceeding 25% in the aggregate. For purposes of this subdivision, the amount of tax  
3 required to be shown on the return shall be reduced by the amount of any part of the  
4 tax which is paid on or before the due date prescribed for payment and by the amount  
5 of any credit against the tax which may be claimed upon the return.

6 **SECTION 2139e.** 71.83 (1) (a) 6. of the statutes is amended to read:

7 71.83 (1) (a) 6. ‘Retirement plans.’ Any natural person who is liable for a  
8 penalty for federal income tax purposes under section 72 (m) (5), (q), (t), and (v), 4973,  
9 4974, 4975, or 4980A of the ~~internal revenue code~~ Internal Revenue Code is liable  
10 for 33% of the federal penalty unless the income received is exempt from taxation  
11 under s. 71.05 (1) (a) or (ae). The penalties provided under this subdivision shall be  
12 assessed, levied, and collected in the same manner as income or franchise taxes.

13 **SECTION 2140.** 71.90 (2) of the statutes is amended to read:

14 71.90 (2) ~~DEPOSIT WITH THE SECRETARY OF ADMINISTRATION~~ DEPARTMENT. At any  
15 time while the petition is pending before the tax appeals commission or an appeal  
16 in regard to that petition is pending in a court, the taxpayer may offer to deposit the  
17 entire amount of the additional taxes, penalties, and fines, together with interest,  
18 with the secretary of administration. ~~If an offer to deposit is made, the department~~  
19 ~~of revenue shall issue a certificate to the secretary of administration authorizing the~~  
20 ~~secretary to accept payment of such taxes together with interest to the first day of~~  
21 ~~the succeeding month and to give a receipt. A copy of the certificate shall be mailed~~  
22 ~~to the taxpayer who shall pay the taxes and interest to the secretary of~~  
23 ~~administration within 30 days. A copy of the receipt of the secretary of~~  
24 ~~administration shall be filed with the department. The department shall, upon final~~  
25 ~~determination of the appeal, certify to the secretary of administration the amount~~

1 ~~of the taxes as finally determined and direct the secretary of administration to refund~~  
2 ~~to the appellant any portion of such payment which has been found to have been~~  
3 ~~improperly assessed, including interest. The secretary of administration shall make~~  
4 ~~the refunds directed by the certificate within 30 days after receipt. Taxes paid to the~~  
5 ~~secretary of administration under this subsection shall be subject to the interest~~  
6 ~~provided by ss. 71.82 and 71.91 (1) (c) only to the extent of the interest accrued on~~  
7 ~~the taxes prior to the first day of the month succeeding the application for hearing.~~  
8 ~~Any portion of the amount deposited with the secretary of administration which is~~  
9 ~~refunded to the taxpayer shall bear interest at the rate of 9% per year during the time~~  
10 ~~that the funds are on deposit.~~

11 **SECTION 2141.** 71.93 (1) (a) 2. of the statutes is amended to read:

12 71.93 (1) (a) 2. A delinquent child support or spousal support obligation that  
13 has been reduced to a judgment and has been submitted by an agency of another  
14 state to the department of workforce development children and families for  
15 certification under this section.

16 **SECTION 2142.** 71.93 (1) (a) 4. of the statutes is amended to read:

17 71.93 (1) (a) 4. An amount that the department of workforce development  
18 children and families may recover under s. 49.161 or 49.195 (3) or collect under s.  
19 49.147 (6) (cm), if the department of workforce development children and families  
20 has certified the amount under s. 49.85.

21 **SECTION 2143m.** 73.01 (4) (e) 2. of the statutes is amended to read:

22 73.01 (4) (e) 2. Except for hearings on ss. 341.405 and 341.45, the department  
23 of revenue may choose not to appeal and to nonacquiesce in the decision or order by  
24 sending a notice of nonacquiescence to the clerk of the commission, to the revisor of  
25 statutes legislative reference bureau for publication in the Wisconsin administrative



1 register and to the taxpayer or the taxpayer’s representative before the time expires  
2 for seeking a review of the decision or order under s. 73.015. The effect of this action  
3 is that, although the decision or order is binding on the parties for the instant case,  
4 the commission’s conclusions of law, the rationale and construction of statutes in the  
5 instant case are not binding upon or required to be followed by the department of  
6 revenue in other cases.

7 **SECTION 2146.** 73.03 (2a) of the statutes is amended to read:

8 73.03 (2a) To prepare, ~~have published and distribute to each property tax~~  
9 ~~assessor and to others who so request~~ and publish, in electronic form and on the  
10 Internet, assessment manuals. The manual shall discuss and illustrate accepted  
11 assessment methods, techniques and practices with a view to more nearly uniform  
12 and more consistent assessments of property at the local level. The manual shall be  
13 amended by the department from time to time to reflect advances in the science of  
14 assessment, court decisions concerning assessment practices, costs, and statistical  
15 and other information considered valuable to local assessors by the department. The  
16 manual shall incorporate standards for the assessment of all types of renewable  
17 energy resource systems used in this state as soon as such systems are used in  
18 sufficient numbers and sufficient data exists to allow the formulation of valid  
19 guidelines. The manual shall incorporate standards, which the department of  
20 revenue and the state historical society of Wisconsin shall develop, for the  
21 assessment of nonhistoric property in historic districts and for the assessment of  
22 historic property, including but not limited to property that is being preserved or  
23 restored; property that is subject to a protective easement, covenant or other  
24 restriction for historic preservation purposes; property that is listed in the national  
25 register of historic places in Wisconsin or in this state’s register of historic places and

1 property that is designated as a historic landmark and is subject to restrictions  
2 imposed by a municipality or by a landmarks commission. The manual shall  
3 incorporate general guidelines about ways to determine whether property is taxable  
4 in part under s. 70.1105 and examples of the ways that s. 70.1105 applies in specific  
5 situations. The manual shall state that assessors are required to comply with s. 70.32  
6 (1g) and shall suggest procedures for doing so. The manual or a supplement to it shall  
7 specify per acre value guidelines for each municipality for various categories of  
8 agricultural land based on the income that could be generated from its estimated  
9 rental for agricultural use, as defined by rule, and capitalization rates established  
10 by rule. The manual shall include guidelines for classifying land as agricultural  
11 land, as defined in s. 70.32 (2) (c) 1g., and guidelines for distinguishing between land  
12 and improvements to land. The cost of the development, preparation, and Internet  
13 ~~publication and distribution~~ of the manual and of revisions and amendments to it  
14 ~~shall be borne by the assessors and requesters at an individual volume cost or a~~  
15 ~~subscription cost as determined by the department. All receipts shall be credited to~~  
16 paid from the appropriation under s. 20.566 (2) (hi). ~~The department may provide~~  
17 ~~free assessment manuals to other state agencies or exchange them at no cost with~~  
18 ~~agencies of other states or of the federal government for similar information or~~  
19 ~~publications~~ (b).

20 **SECTION 2148.** 73.03 (50) (c) of the statutes is amended to read:

21 73.03 (50) (c) In the case of an applicant who is an individual and who has a  
22 social security number, sets forth the social security number of the applicant or, in  
23 the case of an applicant who is an individual and who does not have a social security  
24 number, submits a statement made or subscribed under oath or affirmation that the  
25 applicant does not have a social security number. The form of the statement shall

1 be prescribed by the department of ~~workforce development~~ children and families. A  
2 certificate issued in reliance upon a false statement submitted under this paragraph  
3 is invalid.

4 **SECTION 2151.** 73.03 (50m) of the statutes is amended to read:

5 73.03 (50m) To enter into a memorandum of understanding with the  
6 department of ~~workforce development~~ children and families under s. 49.857. The  
7 department of revenue shall suspend, refuse to issue or refuse to renew any  
8 certificate issued under sub. (50) as provided in the memorandum of understanding  
9 entered into under s. 49.857. Notwithstanding ss. 71.78 and 77.61 (5), the  
10 department of revenue shall disclose to the department of ~~workforce development~~  
11 children and families the social security number of any applicant for a certificate  
12 issued under sub. (50) as provided in the memorandum of understanding.

13 **SECTION 2152.** 73.03 (52n) of the statutes is created to read:

14 73.03 (52n) To enter into agreements with federally recognized tribes located  
15 in this state that provide for offsetting state tax refunds against tribal obligations  
16 and to charge a fee up to \$25 per transaction to the debtor for the administrative costs  
17 of such setoffs. The administrative costs collected under this subsection shall be  
18 credited to the appropriation under s. 20.566 (1) (h). Setoffs under ss. 71.93, 71.935,  
19 and 73.03 (52) shall occur before setoffs under this subsection. Any legal proceeding  
20 to contest a setoff under this subsection shall be brought against the tribe under the  
21 process established by the tribe.

22 **SECTION 2153p.** 73.03 (62) of the statutes is amended to read:

23 73.03 (62) To prepare and maintain a list of all persons who owe delinquent  
24 taxes, including interest, penalties, fees, and costs, to the department, in excess of  
25 ~~\$25,000~~ \$5,000, which are unpaid for more than 90 days after all appeal rights have

1 expired, ~~and~~; to post the names of persons from this list on the Internet at a site that  
2 is created and maintained by the department for this purpose; and to distribute the  
3 posted information to Internet search engines so the information is searchable. The  
4 Internet site shall list the name, address, type of tax due, and amount of tax due,  
5 including interest, penalties, fees, and costs for each person who has one of the  
6 delinquent taxpayer accounts, and the Internet site shall also contain a special page  
7 for the persons who have the 100 largest delinquent taxpayer accounts. Except as  
8 otherwise provided in this subsection, the department shall update the Internet site  
9 on a quarterly basis, and shall send the updates to the Internet search engines. The  
10 department may not post on the Internet or distribute to Internet search engines the  
11 name of any person who has reached an agreement or compromise with the  
12 department, or the department of justice, under s. 71.92 and is in compliance with  
13 that agreement, regarding the payment of delinquent taxes, or the name of any  
14 person who is protected by a stay that is in effect under the Federal Bankruptcy Code;  
15 the Internet posting and Internet search engines shall be updated each business day,  
16 as defined in s. 562.01 (3m), to comply with these prohibitions.

17 **SECTION 2154.** 73.03 (63) of the statutes is created to read:

18 73.03 **(63)** Notwithstanding the amount limitations specified under ss. 71.07  
19 (5b) (c) 1. and (5d) (c) 1., 71.28 (5b) (c) 1., 71.47 (5b) (c) 1., and 560.205 (3) (d), in  
20 consultation with the department of commerce, to carry forward to subsequent  
21 taxable years unclaimed credit amounts of the early stage seed investment credits  
22 under ss. 71.07 (5b), 71.28 (5b), and 71.47 (5b) and the angel investment credit under  
23 s. 71.07 (5d). Annually, no later than July 1, the department of commerce shall  
24 submit to the department of revenue its recommendations for the carry forward of  
25 credit amounts as provided under this subsection.

1           **SECTION 2155.** 73.0301 (1) (d) 2. of the statutes is amended to read:

2           73.0301 (1) (d) 2. A license issued by the department of health and family  
3 services children and families under s. 48.66 (1) (a) to a child welfare agency, group  
4 home, shelter care facility, or day care center, as required by s. 48.60, 48.625, 48.65,  
5 or 938.22 (7).

6           **SECTION 2156m.** 73.0301 (1) (e) of the statutes, as affected by 2007 Wisconsin  
7 Act 1, is amended to read:

8           73.0301 (1) (e) “Licensing department” means the department of  
9 administration; the board of commissioners of public lands; the department of  
10 commerce; the department of children and families; the government accountability  
11 board; the department of financial institutions; the department of health and family  
12 services; the department of natural resources; the department of public instruction;  
13 the department of regulation and licensing; the department of workforce  
14 development; the office of the commissioner of insurance; or the department of  
15 transportation.

16           **SECTION 2157.** 73.0301 (2) (c) 1. am. of the statutes is amended to read:

17           73.0301 (2) (c) 1. am. If the applicant is an individual and does not have a social  
18 security number, a statement made or subscribed under oath or affirmation that the  
19 applicant does not have a social security number. The form of the statement shall  
20 be prescribed by the department of ~~workforce development~~ children and families. A  
21 license issued in reliance upon a false statement submitted under this subd. 1. am.  
22 is invalid.

23           **SECTION 2158.** 73.0301 (2) (c) 2. of the statutes is amended to read:

24           73.0301 (2) (c) 2. A licensing department may not disclose any information  
25 received under subd. 1. a. or b. to any person except to the department of revenue for

1 the purpose of requesting certifications under par. (b) 2. in accordance with the  
2 memorandum of understanding under sub. (4) and administering state taxes or to  
3 the department of ~~workforce development~~ children and families for the purpose of  
4 administering s. 49.22.

5 **SECTION 2159.** 74.09 (3) (b) 6m. of the statutes is created to read:

6 74.09 (3) (b) 6m. The amount of the credit under s. 79.10 (5m) allocable to the  
7 property for the previous year and the current year, and the percentage change  
8 between those years.

9 **SECTION 2160.** 74.09 (3) (b) 7. of the statutes is amended to read:

10 74.09 (3) (b) 7. The amount obtained by subtracting the ~~amount~~ amounts under  
11 ~~subd. subds. 6. and 6m.~~ from the amount under subd. 5., for the previous year and  
12 the current year, and the percentage change in that amount between those years.

13 **SECTION 2161g.** 76.29 (1) (f) of the statutes is amended to read:

14 76.29 (1) (f) “Tax period” means each calendar year or portion of a calender year  
15 from January 1, 2004, to December 31, 2009.

16 **SECTION 2161h.** 76.29 (2) of the statutes is amended to read:

17 76.29 (2) IMPOSITION. There is imposed on every light, heat, and power company  
18 and electric cooperative that owns an electric utility plant, an annual license fee to  
19 be assessed by the department on or before May 1, 2005, and every May 1 thereafter,  
20 ~~ending with the assessment on May 1, 2010,~~ measured by the gross revenues of the  
21 preceding tax period in an amount equal to the apportionment factor multiplied by  
22 gross revenues multiplied by 1.59%. The fee shall become delinquent if not paid  
23 when due and when delinquent shall be subject to interest at the rate of 1.5% per  
24 month until paid. ~~Gross revenues earned by a light, heat, and power company after~~  
25 ~~December 31, 2009, are subject to the license fee imposed under s. 76.28 (2). Gross~~

1 ~~revenues earned by an electric cooperative after December 31, 2009, are subject to~~  
2 ~~the license fee imposed under s. 76.48 (1r).~~

3 **SECTION 2161n.** 76.635 (1) (a) of the statutes is amended to read:

4 76.635 (1) (a) “Certified capital company” has the meaning given in s. 560.30  
5 ~~(2)~~ 560.29 (1) (a).

6 **SECTION 2161o.** 76.635 (1) (b) of the statutes is amended to read:

7 76.635 (1) (b) “Certified capital investment” has the meaning given in s. 560.30  
8 ~~(4)~~ 560.29 (1) (b).

9 **SECTION 2161p.** 76.635 (1) (c) of the statutes is amended to read:

10 76.635 (1) (c) “Investment date” has the meaning given in s. 560.30 ~~(6)~~ 560.29  
11 (1) (d).

12 **SECTION 2161q.** 76.635 (1) (d) of the statutes is amended to read:

13 76.635 (1) (d) “Investment pool” has the meaning given in s. 560.30 ~~(7)~~ 560.29  
14 (1) (e).

15 **SECTION 2161r.** 76.635 (1) (e) of the statutes is amended to read:

16 76.635 (1) (e) “Qualified investment” has the meaning given in s. 560.30 ~~(11)~~  
17 560.29 (1) (g).

18 **SECTION 2161s.** 76.635 (4) (a) of the statutes is amended to read:

19 76.635 (4) (a) If a certified capital company is decertified, or an investment pool  
20 is disqualified, under s. 560.37, 2005 stats., before the certified capital company  
21 fulfills the investment requirement under s. 560.34 (1m) (a) 1., 2005 stats., with  
22 respect to the investment pool, any insurer that has received a credit under this  
23 section with respect to that investment pool shall repay that credit to the  
24 commissioner of insurance, for deposit in the general fund, and may not claim more  
25 credit in respect to that investment pool.

1           **SECTION 2161t.** 76.635 (4) (b) of the statutes is amended to read:

2           76.635 **(4)** (b) If a certified capital company fulfills the investment requirement  
3 under s. 560.34 (1m) (a) 1., 2005 stats., with respect to an investment pool but the  
4 certified capital company is decertified, or an investment pool is disqualified, under  
5 s. 560.37, 2005 stats., before the certified capital company fulfills the investment  
6 requirement under s. 560.34 (1m) (a) 2., 2005 stats., for that investment pool, any  
7 insurer that has received a credit under this section with respect to that investment  
8 pool shall repay all credits that were claimed for taxable years after the taxable year  
9 that includes the 3rd anniversary of the investment date of the investment pool and  
10 may claim no more credits for taxable years after the taxable year that includes the  
11 3rd anniversary of the investment date of the investment pool.

12           **SECTION 2162.** 76.636 (1) (e) of the statutes is amended to read:

13           76.636 **(1)** (e) “Member of a targeted group” means a person who resides in an  
14 area designated by the federal government as an economic revitalization area, a  
15 person who is employed in an unsubsidized job but meets the eligibility requirements  
16 under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who  
17 is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work, real pay  
18 project position under s. 49.147 (3m), a person who is eligible for child care assistance  
19 under s. 49.155, a person who is a vocational rehabilitation referral, an economically  
20 disadvantaged youth, an economically disadvantaged veteran, a supplemental  
21 security income recipient, a general assistance recipient, an economically  
22 disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC  
23 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp  
24 recipient, if the person has been certified in the manner under s. 71.47 (1dj) (am) 3.  
25 by a designated local agency, as defined in s. 71.47 (1dj) (am) 2.



1           **SECTION 2163.** 76.636 (2) (b) of the statutes is amended to read:

2           76.636 **(2)** (b) The amount determined by multiplying the amount determined  
3 under s. 560.785 (1) (b) by the number of full–time jobs created in a development zone  
4 and filled by a member of a targeted group and by then subtracting the subsidies paid  
5 under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m)  
6 (c) for those jobs.

7           **SECTION 2164.** 76.636 (2) (c) of the statutes is amended to read:

8           76.636 **(2)** (c) The amount determined by multiplying the amount determined  
9 under s. 560.785 (1) (c) by the number of full–time jobs created in a development zone  
10 and not filled by a member of a targeted group and by then subtracting the subsidies  
11 paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147  
12 (3m) (c) for those jobs.

13           **SECTION 2165.** 76.636 (2) (d) of the statutes is amended to read:

14           76.636 **(2)** (d) The amount determined by multiplying the amount determined  
15 under s. 560.785 (1) (bm) by the number of full–time jobs retained, as provided in the  
16 rules under s. 560.785, excluding jobs for which a credit has been claimed under s.  
17 71.47 (1dj), in an enterprise development zone under s. 560.797 and for which  
18 significant capital investment was made and by then subtracting the subsidies paid  
19 under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m)  
20 (c) for those jobs.

21           **SECTION 2166.** 76.636 (2) (e) of the statutes is amended to read:

22           76.636 **(2)** (e) The amount determined by multiplying the amount determined  
23 under s. 560.785 (1) (c) by the number of full–time jobs retained, as provided in the  
24 rules under s. 560.785, excluding jobs for which a credit has been claimed under s.  
25 71.47 (1dj), in a development zone and not filled by a member of a targeted group and

1 by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
2 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

3 **SECTION 2178.** 77.51 (1j) of the statutes is created to read:

4 77.51 (1j) “Catalog” means a printed and bound, stitched, sewed, or stapled  
5 book containing a list and description of property or services for sale, regardless of  
6 whether a price is specified.

7 **SECTION 2200m.** 77.51 (4) (c) 1. of the statutes is amended to read:

8 77.51 (4) (c) 1. All receipts, cash, credits, and property except as provided in par.  
9 (b) 3., including credits for which a person’s books and records show that the  
10 transaction created, with regard to the transferee, an obligation to pay a certain  
11 amount of money or an increase in accounts payable or, with regard to the transferor,  
12 a right to receive a certain amount of money or an increase in accounts receivable.

13 **SECTION 2224ac.** 77.51 (12) (a) of the statutes is amended to read:

14 77.51 (12) (a) Any transfer of title, possession, ownership, enjoyment, or use  
15 by: cash or credit transaction, exchange, barter, lease or rental, conditional or  
16 otherwise, in any manner or by any means whatever of tangible personal property  
17 for a consideration, including any transaction for which a person’s books and records  
18 show the transaction created, with regard to the transferee, an obligation to pay a  
19 certain amount of money or an increase in accounts payable or, with regard to the  
20 transferor, a right to receive a certain amount of money or an increase in accounts  
21 receivable;

22 **SECTION 2237d.** 77.51 (13) (p) of the statutes is created to read:

23 77.51 (13) (p) All persons described in this subsection regardless of all of the  
24 following:

25 1. Whether the transaction is mercantile in nature.

- 1           2. Whether the seller sells smaller quantities from inventory.
- 2           3. Whether the seller makes or intends to make a profit on the sale.
- 3           4. Whether the seller or the buyer receives a benefit the seller or buyer
- 4 bargained for.
- 5           5. The percentage of the seller's total sales that the sale represents.
- 6           6. Any activities other than those described in pars. (a) to (o) in which the seller
- 7 is engaged.

8           **SECTION 2253d.** 77.51 (14) (m) of the statutes is created to read:

9           77.51 (14) (m) A transaction for which a person's books and records show the  
10 transaction created, with regard to the transferee, an obligation to pay a certain  
11 amount of money or an increase in accounts payable or, with regard to the transferor,  
12 a right to receive a certain amount of money or an increase in accounts receivable.

13           **SECTION 2253e.** 77.51 (14) (n) of the statutes is created to read:

14           77.51 (14) (n) All activities described in this subsection regardless of all of the  
15 following:

- 16           1. Whether the transaction is mercantile in nature.
- 17           2. Whether the seller sells smaller quantities from inventory.
- 18           3. Whether the seller makes or intends to make a profit on the sale.
- 19           4. Whether the seller or the buyer receives a benefit the seller or buyer
- 20 bargained for.
- 21           5. The percentage of the seller's total sales that the sale represents.
- 22           6. Any activities other than those described in sub. (13) (a) to (o) in which the
- 23 seller is engaged.

24           **SECTION 2269d.** 77.51 (17) of the statutes is renumbered 77.51 (17) (intro.) and  
25 amended to read:

1           77.51 (17) (intro.) “Seller” includes every person selling, leasing, or renting  
2 tangible personal property or selling, performing, or furnishing services of a kind the  
3 gross receipts from the sale, lease, rental, performance, or furnishing of which are  
4 required to be included in the measure of the sales tax, regardless of all of the  
5 following:

6           **SECTION 2269f.** 77.51 (17) (a) to (f) of the statutes are created to read:

7           77.51 (17) (a) Whether the transaction is mercantile in nature.

8           (b) Whether the seller sells smaller quantities from inventory.

9           (c) Whether the seller makes or intends to make a profit on the sale.

10          (d) Whether the seller or the buyer receives a benefit the seller or buyer  
11 bargained for.

12          (e) The percentage of the seller’s total sales that the sale represents.

13          (f) Any activities other than those described in sub. (13) (a) to (o) in which the  
14 seller is engaged.

15          **SECTION 2289d.** 77.52 (1b) of the statutes is created to read:

16          77.52 (1b) All sales, leases, or rentals of tangible personal property at retail  
17 in this state are subject to the tax imposed under sub. (1) unless an exemption in this  
18 subchapter applies.

19          **SECTION 2297m.** 77.52 (2) (a) 11. of the statutes is amended to read:

20          77.52 (2) (a) 11. The producing, fabricating, processing, printing or imprinting  
21 of tangible personal property for a consideration for consumers who furnish directly  
22 or indirectly the materials used in the producing, fabricating, processing, printing  
23 or imprinting. This subdivision does not apply to the printing or imprinting of  
24 tangible personal property ~~which will be subsequently transported outside the state~~

1 ~~for use outside the state by the consumer for advertising purposes that results in~~  
2 ~~printed material, catalogs, or envelopes that are exempt under s. 77.54 (25) or (25m).~~

3 **SECTION 2300d.** 77.52 (2n) of the statutes is created to read:

4 77.52 **(2n)** The selling, performing, or furnishing of the services described  
5 under sub. (2) (a) at retail in this state is subject to the tax imposed under sub. (2)  
6 unless an exemption in this subchapter applies.

7 **SECTION 2326d.** 77.53 (1b) of the statutes is created to read:

8 77.53 **(1b)** The storage, use, or other consumption in this state of tangible  
9 personal property, and the use or other consumption in this state of a taxable service,  
10 purchased from any retailer is subject to the tax imposed in this section unless an  
11 exemption in this subchapter applies.

12 **SECTION 2357d.** 77.54 (9a) (i) of the statutes is created to read:

13 77.54 **(9a)** (i) A cemetery company or corporation described under section 501  
14 (c) (13) of the Internal Revenue Code, if the tangible personal property or taxable  
15 services are used exclusively by the cemetery company or corporation for the  
16 purposes of the company or corporation.

17 **SECTION 2381.** 77.54 (23m) of the statutes is amended to read:

18 77.54 **(23m)** The gross receipts from the sale, lease or rental of or the storage,  
19 use or other consumption of motion picture film or tape, and motion pictures or radio  
20 or television programs for listening, viewing, or broadcast, and advertising materials  
21 related thereto, sold, leased or rented to a motion picture theater or radio or  
22 television station.

23 **SECTION 2383d.** 77.54 (25) of the statutes is amended to read:

24 77.54 **(25)** The gross receipts from the sale of and the storage of printed  
25 material which is designed to advertise and promote the sale of merchandise, or to

1 advertise the services of individual business firms, which printed material is  
2 purchased and stored for the purpose of subsequently transporting it outside the  
3 state by the purchaser for use thereafter solely outside the state. This subsection  
4 does not apply to catalogs and the envelopes in which the catalogs are mailed.

5 **SECTION 2385.** 77.54 (25m) of the statutes is created to read:

6 77.54 (25m) The gross receipts from the sale of and the storage, use, or other  
7 consumption of catalogs, and the envelopes in which the catalogs are mailed, that are  
8 designed to advertise and promote the sale of merchandise or to advertise the  
9 services of individual business firms.

10 **SECTION 2391d.** 77.54 (30) (a) 1m. of the statutes is created to read:

11 77.54 (30) (a) 1m. Biomass, as defined in s. 196.378 (1) (ar), that is used for fuel  
12 sold for residential use.

13 **SECTION 2410d.** 77.54 (47) (b) 2. of the statutes is amended to read:

14 77.54 (47) (b) 2. The shooting facility is a nonprofit organization that charges  
15 for shooting at the facility, but is not required to pay the tax imposed under s. 77.52  
16 on its gross receipts from such charges because the charges are for occasional sales,  
17 as provided under sub. (7m), or because the charges satisfy the exemption under s.  
18 77.52 (2) (a) 2. b.

19 **SECTION 2418m.** 77.54 (54) of the statutes is created to read:

20 77.54 (54) The gross receipts from the sale of and the storage, use, or other  
21 consumption of tangible personal property and taxable services that are sold by a  
22 home exchange service that receives moneys from the appropriation account under  
23 s. 20.485 (1) (g) and is operated by the department of veterans affairs.

24 **SECTION 2419c.** 77.54 (56) of the statutes is created to read:

1           77.54 (56) (a) The gross receipts from the sale of and the storage, use, or other  
2 consumption of a product whose power source is wind energy, direct radiant energy  
3 received from the sun, or gas generated from anaerobic digestion of animal manure  
4 and other agricultural waste, if the product produces at least 200 watts of alternating  
5 current or 600 British thermal units per day, except that the exemption under this  
6 subsection does not apply to an uninterruptible power source that is designed  
7 primarily for computers.

8           (b) Except for the sale of electricity or energy that is exempt from taxation  
9 under sub. (30), the gross receipts from the sale of and the storage, use, or other  
10 consumption of electricity or energy produced by a product described under par. (a).

11           **SECTION 2435.** 77.59 (7) of the statutes is amended to read:

12           77.59 (7) If the department believes that the collection of any tax imposed by  
13 this subchapter will be jeopardized by delay, it shall notify the person determined to  
14 owe the tax of its intention to proceed under s. 71.91 (5) for collection of the amount  
15 determined to be owing, including penalties and interest. Such notice shall be by  
16 certified or registered mail or by personal service and the warrant of the department  
17 shall not issue if the person, within 10 days after such notice furnishes a bond in such  
18 amount not exceeding double the amount determined to be owing and with such  
19 sureties as the department approves, conditioned upon the payment of so much of  
20 the taxes, interest, and penalties as shall finally be determined to be due. Nothing  
21 in this subsection shall affect the review of determinations of tax as provided in this  
22 subchapter and any amounts collected under this subsection shall be deposited with  
23 the ~~secretary of administration~~ department and disbursed after final determination  
24 of the taxes as are amounts deposited under ss. 71.89 (1) and 71.90 (2).

25           **SECTION 2449.** 77.61 (5) (b) 11. of the statutes is amended to read:

1           77.61 **(5)** (b) 11. The department of ~~workforce development~~ children and  
2 families or a county child support agency under s. 59.53 (5) in response to a request  
3 under s. 49.22 (2m).

4           **SECTION 2454d.** 77.63 (2) of the statutes is repealed.

5           **SECTION 2480c.** 77.81 (5) of the statutes is created to read:

6           77.81 **(5)** “Nonprofit organization” means a nonprofit corporation, a charitable  
7 trust, or other nonprofit association that is described in section 501 (c) (3) of the  
8 Internal Revenue Code and is exempt from federal income tax under section 501 (a)  
9 of the Internal Revenue Code.

10          **SECTION 2480d.** 77.81 (6) of the statutes is created to read:

11          77.81 **(6)** “Recreational activities” include hunting, fishing, hiking,  
12 sight-seeing, cross-country skiing, horseback riding, and staying in cabins.

13          **SECTION 2480j.** 77.83 (2) (am) of the statutes is created to read:

14          77.83 **(2)** (am) 1. For land designated as managed forest land under an order  
15 that takes effect on or after the effective date of this subdivision .... [revisor inserts  
16 date], no person may enter into a lease or other agreement for consideration if the  
17 purpose of the lease or agreement is to permit persons to engage in a recreational  
18 activity.

19          2. For land designated as managed forest land under an order that took effect  
20 before the effective date of this subdivision .... [revisor inserts date], all of the  
21 following apply:

22          a. An owner of managed forest land may enter into a lease or other agreement  
23 for consideration that permits persons to engage in a recreational activity if the lease  
24 or agreement terminates before the January 1 immediately following the effective  
25 date of this subdivision .... [revisor inserts date].



1           b. A lease or other agreement for consideration that permits persons to engage  
2 in a recreational activity and that is in effect on the effective date of this subdivision  
3 .... [revisor inserts date] shall be void beginning on the January 1 immediately  
4 following the effective date of this subdivision .... [revisor inserts date].

5           3. Subdivisions 1. and 2. do not apply to any lease or other agreement if the  
6 consideration involved solely consists of reasonable membership fees charged by a  
7 nonprofit organization and the lease or agreement is approved by the department.

8           **SECTION 2480p.** 77.83 (4) of the statutes is renumbered 77.83 (4) (a).

9           **SECTION 2480r.** 77.83 (4) (b) of the statutes is created to read:

10           77.83 (4) (b) Any person who fails to comply with sub. (2) (am) shall forfeit an  
11 amount equal to the total amount of consideration received by the person as a result  
12 of violating sub. (2) (am) or \$500, whichever is greater.

13           **SECTION 2481.** 77.89 (2) (b) of the statutes is amended to read:

14           77.89 (2) (b) The municipal treasurer shall pay all amounts received under s.  
15 77.84 (2) (b) and (bm) to the county treasurer, as provided under ss. 74.25 and 74.30.  
16 The county treasurer shall, by June 30 of each year, pay all amounts received under  
17 this paragraph to the department. All amounts received by the department shall be  
18 credited to the conservation fund and shall be reserved for land acquisition and,  
19 resource management activities, and grants under s. 77.895.

20           **SECTION 2482.** 77.895 of the statutes is created to read:

21           **77.895 Grants for land acquisitions for outdoor activities. (1)**

22           DEFINITIONS. In this section:

23           (a) “Board” means the managed forest land board.

24           (b) “Land” means land in fee simple, conservation easements, and other  
25 easements in land.

1 (c) “Local governmental unit” means a city, village, town, or county.

2 (d) “Nonprofit conservation organization” has the meaning given in s. 23.0955  
3 (1).

4 **(2) PROGRAM.** The department shall establish a program to award grants to  
5 nonprofit conservation organizations, to local governmental units, and to itself to  
6 acquire land to be used for hunting, fishing, hiking, sightseeing, and cross-country  
7 skiing. The board shall administer the program and award the grants under the  
8 program.

9 **(3) REQUIREMENTS.** The department, in consultation with the board, shall  
10 promulgate rules establishing requirements for awarding grants under this section.  
11 The rules promulgated under this subsection shall include all of the following:

12 (a) A requirement that the board give higher priority to counties over other  
13 grant applicants in awarding grants under this section.

14 (b) A requirement that, in awarding grants to counties under this section, the  
15 board give higher priority to counties that have higher numbers of acres that are  
16 designated as closed under s. 77.83.

17 (c) A requirement that, in awarding grants to towns under this section, the  
18 board give higher priority to towns that have higher numbers of acres that are  
19 designated as closed under s. 77.83.

20 (d) A requirement that no grant may be awarded under this section without it  
21 being approved by the board of each county in which the land to be acquired is  
22 located.

23 (e) Requirements concerning the use of sound forestry practices on land  
24 acquired under this section.

1 (fm) A requirement that no more than 10 percent of grant funding available  
2 under this section may be used to acquire parcels of land that are less than 10 acres  
3 in size.

4 (gm) A requirement that land acquired with a grant under this section be open  
5 to hunting, fishing, and trapping during all applicable hunting, fishing, and trapping  
6 seasons.

7 **(4) USE OF LAND.** Land acquired under this section may be used for purposes  
8 in addition to those specified in sub. (2) if the additional uses are compatible with the  
9 purposes specified in sub. (2).

10 **SECTION 2483.** 77.92 (4) of the statutes is amended to read:

11 77.92 **(4)** “Net business income,” with respect to a partnership, means taxable  
12 income as calculated under section 703 of the Internal Revenue Code; plus the items  
13 of income and gain under section 702 of the Internal Revenue Code, including taxable  
14 state and municipal bond interest and excluding nontaxable interest income or  
15 dividend income from federal government obligations; minus the items of loss and  
16 deduction under section 702 of the Internal Revenue Code, except items that are not  
17 deductible under s. 71.21; plus guaranteed payments to partners under section 707  
18 (c) of the Internal Revenue Code; plus the credits claimed under s. 71.07 (2dd), (2de),  
19 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (3g), (3h), (3s), (3n), (3p), (3t), (3w), ~~(5b)~~,  
20 (5e), (5f), (5g), ~~and (5h)~~, (5i), (5j), and (5k); and plus or minus, as appropriate,  
21 transitional adjustments, depreciation differences, and basis differences under s.  
22 71.05 (13), (15), (16), (17), and (19); but excluding income, gain, loss, and deductions  
23 from farming. “Net business income,” with respect to a natural person, estate, or  
24 trust, means profit from a trade or business for federal income tax purposes and

1 includes net income derived as an employee as defined in section 3121 (d) (3) of the  
2 Internal Revenue Code.

3 **SECTION 2483q.** 77.97 of the statutes is amended to read:

4 **77.97 Use of revenue.** The department of revenue shall deposit the  
5 surcharge, interest and penalties collected under this subchapter in the recycling  
6 and renewable energy fund under s. 25.49.

7 **SECTION 2486ac.** 77.982 (2) of the statutes is amended to read:

8 77.982 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d), (14) (a) to  
9 (f), (j) and (k) and (14g), 77.52 (1b), (3), (6), (13), (14), (18), and (19), 77.53 (1b), 77.58  
10 (1) to (5) and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14) and 77.62, as they  
11 apply to the taxes under subch. III, apply to the tax under this subchapter. Sections  
12 77.72 (1) and 77.73, as they apply to the taxes under subch. V, apply to the tax under  
13 this subchapter.

14 **SECTION 2488ac.** 77.991 (2) of the statutes is amended to read:

15 77.991 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14) (a)  
16 to (f), (j) and (k), 77.52 (1b), (4), (6), (13), (14), and (18), 77.53 (1b), 77.58 (1) to (5) and  
17 (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14) and 77.62, as they apply to the  
18 taxes under subch. III, apply to the tax under this subchapter. Sections 77.72 (1) and  
19 (2) (a) and 77.73, as they apply to the taxes under subch. V, apply to the tax under  
20 this subchapter. The renter shall collect the tax under this subchapter from the  
21 person to whom the passenger car is rented.

22 **SECTION 2492ac.** 77.9951 (2) of the statutes is amended to read:

23 77.9951 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14)  
24 (a) to (f), (j) and (k), 77.52 (1b), (4), (6), (13), (14), and (18), 77.53 (1b), 77.58 (1) to (5)  
25 and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14), and 77.62, as they apply

1 to the taxes under subch. III, apply to the fee under this subchapter. The renter shall  
2 collect the fee under this subchapter from the person to whom the vehicle is rented.

3 **SECTION 2494.** 77.9961 (1m) of the statutes is amended to read:

4 77.9961 **(1m)** Every person operating a dry cleaning facility shall pay to the  
5 department a fee for each dry cleaning facility that the person operates. The fee shall  
6 be paid in installments, as provided in sub. (2), and each installment is equal to ~~1.8%~~  
7 2.8 percent of the gross receipts from the previous 3 months from dry cleaning  
8 apparel and household fabrics, but not from formal wear the facility rents to the  
9 general public.

10 **SECTION 2495ac.** 77.9972 (2) of the statutes is amended to read:

11 77.9972 **(2)** Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14)  
12 (a) to (f), (j), and (k), 77.52 (1b) (4), (6), (13), (14), and (18), 77.53 (1b), 77.58 (1) to (5)  
13 and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14), and 77.62, as they apply  
14 to the taxes under subch. III, apply to the fee under this subchapter. Sections 77.72  
15 (1) and (2) (a) and 77.73, as they apply to the taxes under subch. V, apply to the fee  
16 under this subchapter. The renter shall collect the fee under this subchapter from  
17 the person to whom the passenger car is rented.

18 **SECTION 2505d.** 79.04 (1) (intro.) of the statutes is amended to read:

19 79.04 **(1)** (intro.) Annually, except for production plants that begin operation  
20 after December 31, 2003, or begin operation as a repowered production plant after  
21 December 31, 2003, and except as provided in sub. (4m), the department of  
22 administration, upon certification by the department of revenue, shall distribute to  
23 a municipality having within its boundaries a production plant, general structure,  
24 or substation, used by a light, heat, or power company assessed under s. 76.28 (2) or  
25 76.29 (2), except property described in s. 66.0813 unless the production plant or

1       substation is owned or operated by a local governmental unit located outside of the  
2       municipality, or by an electric cooperative assessed under ss. 76.07 and 76.48,  
3       respectively, or by a municipal electric company under s. 66.0825 the amount  
4       determined as follows:

5               **SECTION 2505dm.** 79.04 (1) (a) of the statutes is amended to read:

6               79.04 (1) (a) An amount from the shared revenue account or, for the  
7       distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003 stats.,  
8       determined by multiplying by 3 mills in the case of a town, and 6 mills in the case  
9       of a city or village, the first \$125,000,000 of the amount shown in the account, plus  
10      leased property, of each public utility except qualified wholesale electric companies,  
11      as defined in s. 76.28 (1) (gm), on December 31 of the preceding year for “production  
12      plant, exclusive of land,” “general structures,” and “substations,” in the case of light,  
13      heat and power companies, electric cooperatives or municipal electric companies, for  
14      all property within a municipality in accordance with the system of accounts  
15      established by the public service commission or rural electrification administration,  
16      less depreciation thereon as determined by the department of revenue and less the  
17      value of treatment plant and pollution abatement equipment, as defined under s.  
18      70.11 (21) (a), as determined by the department of revenue plus an amount from the  
19      shared revenue account or, for the distribution in 2003, from the appropriation under  
20      s. 20.835 (1) (t), 2003 stats., determined by multiplying by 3 mills in the case of a  
21      town, and 6 mills in the case of a city or village, of the first \$125,000,000 of the total  
22      original cost of production plant, general structures, and substations less  
23      depreciation, land and approved waste treatment facilities of each qualified  
24      wholesale electric company, as defined in s. 76.28 (1) (gm), as reported to the  
25      department of revenue of all property within the municipality. The total of amounts,

1 as depreciated, from the accounts of all public utilities for the same production plant  
2 is also limited to not more than \$125,000,000. The amount distributable to a  
3 municipality under this subsection and sub. (6) in any year shall not exceed \$300  
4 times the population of the municipality, increased annually by \$125 per person  
5 beginning in 2009.

6 **SECTION 2505e.** 79.04 (1) (b) 1. of the statutes is amended to read:

7 79.04 (1) (b) 1. Beginning with the distribution under this subsection in 1991,  
8 and ending with the distribution under this subsection in 2008, the amount  
9 determined under par. (a) to value property used by a light, heat or power company  
10 in a municipality may not be less than the amount determined to value the property  
11 for the distribution to the municipality under this subsection in 1990, subject to  
12 subds. 2., 3. and 4.

13 **SECTION 2505f.** 79.04 (2) (a) of the statutes is amended to read:

14 79.04 (2) (a) Annually, except for production plants that begin operation after  
15 December 31, 2003, or begin operation as a repowered production plant after  
16 December 31, 2003, and except as provided in sub. (4m), the department of  
17 administration, upon certification by the department of revenue, shall distribute  
18 from the shared revenue account or, for the distribution in 2003, from the  
19 appropriation under s. 20.835 (1) (t), 2003 stats., to any county having within its  
20 boundaries a production plant, general structure, or substation, used by a light, heat  
21 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described  
22 in s. 66.0813 unless the production plant or substation is owned or operated by a local  
23 governmental unit that is located outside of the municipality in which the production  
24 plant or substation is located, or by an electric cooperative assessed under ss. 76.07  
25 and 76.48, respectively, or by a municipal electric company under s. 66.0825 an

1 amount determined by multiplying by 6 mills in the case of property in a town and  
2 by 3 mills in the case of property in a city or village the first \$125,000,000 of the  
3 amount shown in the account, plus leased property, of each public utility except  
4 qualified wholesale electric companies, as defined in s. 76.28 (1) (gm), on December  
5 31 of the preceding year for “production plant, exclusive of land,” “general  
6 structures,” and “substations,” in the case of light, heat and power companies,  
7 electric cooperatives or municipal electric companies, for all property within the  
8 municipality in accordance with the system of accounts established by the public  
9 service commission or rural electrification administration, less depreciation thereon  
10 as determined by the department of revenue and less the value of treatment plant  
11 and pollution abatement equipment, as defined under s. 70.11 (21) (a), as determined  
12 by the department of revenue plus an amount from the shared revenue account or,  
13 for the distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003  
14 stats., determined by multiplying by 6 mills in the case of property in a town, and 3  
15 mills in the case of property in a city or village, of the total original cost of production  
16 plant, general structures, and substations less depreciation, land and approved  
17 waste treatment facilities of each qualified wholesale electric company, as defined in  
18 s. 76.28 (1) (gm), as reported to the department of revenue of all property within the  
19 municipality. The total of amounts, as depreciated, from the accounts of all public  
20 utilities for the same production plant is also limited to not more than \$125,000,000.  
21 The amount distributable to a county under this subsection and sub. (6) in any year  
22 shall not exceed \$100 times the population of the county, increased annually by \$25  
23 per person beginning in 2009.

24 **SECTION 2505g.** 79.04 (2) (am) 1. of the statutes is amended to read:



1           79.04 (2) (am) 1. Beginning with the distribution under this subsection in 1991,  
2 and ending with the distribution under this subsection in 2008, the amount  
3 determined under par. (a) to value property used by a light, heat or power company  
4 in a county may not be less than the amount determined to value the property for the  
5 distribution to the county under this subsection in 1990, subject to subs. 2. and 3.

6           **SECTION 2505h.** 79.04 (4m) of the statutes is created to read:

7           79.04 (4m) Beginning with distributions in 2009, for production plants  
8 described under subs. (1) and (2), if in any year the payments to the municipality and  
9 county in which the production plant is located would be greater under subs. (6) and  
10 (7) (c) 1. based on the production plant's name-plate capacity than under sub. (1) or  
11 (2) based on the depreciated net book value of the production plant, the municipality  
12 and county shall receive payments under subs. (6) and (7) (c) 1., rather than under  
13 sub. (1) or (2), beginning in that year and in each year thereafter.

14           **SECTION 2505i.** 79.04 (6) (a) of the statutes is amended to read:

15           79.04 (6) (a) Annually, beginning in 2005, for production plants that begin  
16 operation after December 31, 2003, or begin operation as a repowered production  
17 plant after December 31, 2003, except as provided in sub. (4m), the department of  
18 administration, upon certification by the department of revenue, shall distribute  
19 payments from the public utility account, as determined under par. (b), to each  
20 municipality and county in which a production plant is located, if the production  
21 plant has a name-plate capacity of at least one megawatt and is used by a light, heat,  
22 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described  
23 in s. 66.0813, unless the production plant is owned or operated by a local  
24 governmental unit located outside of the municipality; by a qualified wholesale  
25 electric company, as defined in s. 76.28 (1) (gm); by a wholesale merchant plant, as

1 defined in s. 196.491 (1) (w); by an electric cooperative assessed under ss. 76.07 and  
2 76.48, respectively; or by a municipal electric company under s. 66.0825.

3 **SECTION 2511.** 79.10 (1m) (b) of the statutes is amended to read:

4 79.10 (1m) (b) Counties and municipalities shall submit to the department of  
5 revenue all data related to the lottery and gaming credit and the first dollar credit  
6 as requested by the department of revenue.

7 **SECTION 2512.** 79.10 (2) of the statutes is renumbered 79.10 (2) (a) and  
8 amended to read:

9 79.10 (2) (a) NOTICE TO MUNICIPALITIES. On or before December 1 of the year  
10 preceding the distribution under sub. (7m) (a), the department of revenue shall  
11 notify the clerk of each town, village and city of the estimated fair market value, as  
12 determined under sub. (11) (c), to be used to calculate the lottery and gaming credit  
13 under sub. (5) and of the amount to be distributed to it under sub. (7m) (a) on the  
14 following 4th Monday in July. The anticipated receipt of such distribution shall not  
15 be taken into consideration in determining the tax rate of the municipality but shall  
16 be applied as tax credits.

17 **SECTION 2513.** 79.10 (2) (b) of the statutes is created to read:

18 79.10 (2) (b) On or before December 1 of the year preceding the distribution  
19 under sub. (7m) (c), the department of revenue shall notify the clerk of each town,  
20 village, and city of the estimated fair market value, as determined under sub. (11)  
21 (d), used to calculate the first dollar credit under sub. (5m) and of the amount to be  
22 distributed to it under sub. (7m) (c) on the following 4th Monday in July. The  
23 anticipated receipt of such distribution shall not be taken into consideration in  
24 determining the tax rate of the municipality but shall be applied as tax credits.

25 **SECTION 2514.** 79.10 (4) of the statutes is amended to read:

1           79.10 (4) SCHOOL LEVY TAX CREDIT. The Except as provided in sub. (5m), the  
2 amount appropriated under s. 20.835 (3) (b) shall be distributed to municipalities in  
3 proportion to their share of the sum of average school tax levies for all municipalities.

4           **SECTION 2515.** 79.10 (5) of the statutes is amended to read:

5           79.10 (5) LOTTERY AND GAMING CREDIT. Each municipality shall receive, from the  
6 appropriation under s. 20.835 (3) (q), an amount determined by multiplying the  
7 school tax rate by the estimated fair market value, not exceeding the value  
8 determined under sub. (11) (c), of every principal dwelling that is located in the  
9 municipality and for which a claim for the credit under sub. (9) (bm) is made by the  
10 owner of the principal dwelling.

11           **SECTION 2516.** 79.10 (5m) of the statutes is created to read:

12           79.10 (5m) FIRST DOLLAR CREDIT. Each municipality shall receive, from the  
13 appropriation under s. 20.835 (3) (b), an amount determined by multiplying the  
14 school tax rate by the estimated fair market value, not exceeding the value  
15 determined under sub. (11) (d), of every parcel of real property with improvements  
16 that is located in the municipality.

17           **SECTION 2517.** 79.10 (6m) (a) of the statutes is amended to read:

18           79.10 (6m) (a) Except as provided in pars. (b) and (c), if the department of  
19 administration or the department of revenue determines by October 1 of the year of  
20 any distribution under subs. (4) ~~and, (5), and (5m)~~ that there was an overpayment  
21 or underpayment made in that year's distribution by the department of  
22 administration to municipalities, as determined under subs. (4) ~~and, (5), and (5m)~~,  
23 because of an error by the department of administration, the department of revenue  
24 or any municipality, the overpayment or underpayment shall be corrected as  
25 provided in this paragraph. Any overpayment shall be corrected by reducing the

1 subsequent year's distribution, as determined under subs. (4) ~~and~~, (5), and (5m), by  
2 an amount equal to the amount of the overpayment. Any underpayment shall be  
3 corrected by increasing the subsequent year's distribution, as determined under  
4 subs. (4) ~~and~~, (5), and (5m), by an amount equal to the amount of the underpayment.  
5 Corrections shall be made in the distributions to all municipalities affected by the  
6 error. Corrections shall be without interest.

7 **SECTION 2518.** 79.10 (7m) (c) of the statutes is created to read:

8 79.10 **(7m)** (c) *First dollar credit.* 1. The amount determined under sub. (5m)  
9 shall be distributed from the appropriation under s. 20.835 (3) (b) by the department  
10 of administration on the 4th Monday in July.

11 2. The town, village, or city treasurer shall settle for the amounts distributed  
12 on the 4th Monday in July under this paragraph with the appropriate county  
13 treasurer not later than August 15. Failure to settle timely under this subdivision  
14 subjects the town, village, or city treasurer to the penalties under s. 74.31. On or  
15 before August 20, the county treasurer shall settle with each taxing jurisdiction,  
16 including towns, villages, and cities except 1st class cities, in the county.

17 **SECTION 2519.** 79.10 (9) (bn) of the statutes is created to read:

18 79.10 **(9)** (bn) *First dollar credit.* Except as provided in ss. 79.175 and 79.18,  
19 and subject to s. 79.15, the first dollar credit shall be allocated to every parcel of real  
20 estate on which improvements are located in an amount determined by multiplying  
21 the estimated fair market value of the property, not exceeding the value determined  
22 under sub. (11) (d), by the school tax rate.

23 **SECTION 2520.** 79.10 (9) (c) 3. of the statutes is created to read:

24 79.10 **(9)** (c) 3. The credit under par. (bn) shall reduce the property taxes  
25 otherwise payable.

1           **SECTION 2521.** 79.10 (11) (d) of the statutes is created to read:

2           79.10 (11) (d) Before December 1, the department of revenue shall calculate,  
3 to the nearest \$100, the estimated fair market value necessary to distribute the total  
4 amount available for distribution under s. 79.15.

5           **SECTION 2522.** 79.14 of the statutes is amended to read:

6           **79.14 School levy tax credit.** The appropriation under s. 20.835 (3) (b), for  
7 the payments under s. 79.10 (4), is \$319,305,000 in 1994, 1995, and 1996;  
8 \$469,305,000 beginning in 1997 and ending in 2006; ~~and~~ \$593,050,000 in 2007;  
9 \$672,400,000 in 2008; and \$747,400,000 in 2009 and in each year thereafter.

10          **SECTION 2523.** 79.15 of the statutes is created to read:

11          **79.15 Improvements credit.** Beginning in 2009, the total amount paid each  
12 year to municipalities from the appropriation account under s. 20.835 (3) (b) for the  
13 payments under s. 79.10 (5m) is \$75,000,000.

14          **SECTION 2523m.** 83.015 (2) (b) of the statutes is amended to read:

15          83.015 (2) (b) In any county with a highway commissioner appointed under s.  
16 83.01 (1) (b) or (c), the county highway committee shall be only a policy-making body  
17 determining the broad outlines and principles governing administration and the  
18 county highway commissioner shall have the administrative powers and duties  
19 prescribed for the county highway committee under par. (a), sub. (3) (a) and ss.  
20 27.065 (4) (b) and (13), 32.05 (1) (a), 82.08, 83.01 (6), 83.013, 83.018, 83.025 (1) and  
21 (3), 83.026, 83.035, 83.04, 83.05 (1), 83.07 to 83.09, 83.12, 83.14 (6), 83.17, 83.18,  
22 83.42 (3) and (4), 84.01 (5), 84.06 (3), 84.07 (1) and (2), 84.09 (1), (3) (a) to (c) and (4),  
23 84.10 (1), 86.04 (1) and (2), 86.07 (2) and (2m), 86.19 (3), 86.34 (1), 114.33 (5), 349.07  
24 (2), 349.11 (4) and (10) and 349.15 (2). No statutory power, duty or function specified

1 elsewhere for the county highway commissioner may be deemed impliedly repealed  
2 for the sole reason that reference to it has been omitted in this paragraph.

3 **SECTION 2523p.** 84.01 (21) of the statutes is amended to read:

4 **84.01 (21) MOTOR VEHICLE WEIGHING STATIONS.** The department, as a part of the  
5 improvement and maintenance of highways, may acquire, construct and maintain  
6 lands and facilities, including scales or weighing stations, for weighing, measuring  
7 or inspecting vehicles and loads operating on any public highway in the state. Lands  
8 necessary may be adjacent or contiguous to the highway and weighing station  
9 facilities may be constructed and maintained upon the traveled portion of the  
10 highway or any other part thereof. The department may not construct or locate a  
11 motor vehicle weighing facility in or adjacent to the village of Rockland in La Crosse  
12 County.

13 **SECTION 2523w.** 84.013 (3m) (d) of the statutes is created to read:

14 **84.013 (3m) (d)** If the department reconstructs any part of STH 78 located in  
15 the village of Merrimac in Sauk County and requires water and sewer utilities lying  
16 beneath this reconstructed part of STH 78 to be relocated to a lower depth, the  
17 department shall pay 75 percent of the cost of relocating these water and sewer  
18 utilities.

19 **SECTION 2524g.** 84.013 (3m) (e) of the statutes is created to read:

20 **84.013 (3m) (e)** The department shall begin construction of the major highway  
21 project enumerated under sub. (3) (ra) no later than July 1, 2009, and shall complete  
22 construction of this project no later than July 1, 2011.

23 **SECTION 2524p.** 84.013 (4) (a) of the statutes is amended to read:

24 **84.013 (4) (a)** Subject to s. ss. 13.489 (1m) and 84.06 (1r), in preparation for  
25 future major highway projects, the department may perform preliminary

1 engineering and design work and studies for possible major highway projects not  
2 listed under sub. (3), but no major highway may be constructed unless the project is  
3 listed under sub. (3) or approved under sub. (6).

4 **SECTION 2525.** 84.014 (5m) (a) of the statutes is renumbered 84.014 (5m) (am).

5 **SECTION 2526.** 84.014 (5m) (ag) of the statutes is created to read:

6 **84.014 (5m) (ag)** In this subsection:

7 1. “I 94 north–south corridor” means the Mitchell interchange of I 43, I 94, and  
8 I 894 in Milwaukee County, I 94 from the Illinois–Wisconsin state line in Kenosha  
9 County proceeding northerly through the Mitchell interchange to Howard Avenue  
10 in Milwaukee County, I 43/894 from the Mitchell interchange proceeding westerly  
11 to 35th Street in Milwaukee County, the STH 119 Airport Spur Parkway between I  
12 94 and General Mitchell International Airport in Milwaukee County, and all  
13 freeways, roadways, shoulders, interchange ramps, frontage roads, and collector  
14 road systems adjacent or related to these routes or interchanges.

15 2. “Zoo interchange” means all freeways, including related interchange ramps,  
16 roadways, and shoulders, and all adjacent frontage roads and collector road systems,  
17 encompassing I 94, I 894, and USH 45 in Milwaukee County within the area  
18 bordered by I 894/USH 45 at the Union Pacific railroad underpass near Burnham  
19 Street in Milwaukee County to the south, I 94 at 76th Street to the east, I 94 at 116th  
20 Street to the west, and USH 45 at Center Street to the north.

21 **SECTION 2527.** 84.014 (5m) (b) 1. of the statutes is repealed.

22 **SECTION 2528.** 84.014 (5m) (b) 2. and 3. of the statutes are created to read:

23 **84.014 (5m) (b) 2.** Reconstruction of the I 94 north–south corridor.

24 3. Reconstruction of the Zoo interchange.

25 **SECTION 2528d.** 84.014 (5r) of the statutes is created to read:

1           84.014 (5r) Notwithstanding subs. (5) and (5m), no southeast Wisconsin  
2 freeway rehabilitation project may include the addition of any lane for vehicular  
3 traffic on I 94 adjacent to Wood National Cemetery, between Hawley Road and the  
4 Stadium interchange, in Milwaukee County.

5           **SECTION 2528g.** 84.02 (5) (a) of the statutes is amended to read:

6           84.02 (5) (a) As often as it deems necessary, the department shall publish  
7 highway service maps showing the state trunk highway system and such other main  
8 highways and other features as may seem desirable. Such highway service maps  
9 shall be sold by the department at a price to be fixed by it, which shall be not less than  
10 cost. The department may permit the use of the base plates for other maps and  
11 publications in consideration of a fair fee for such use. The department shall make  
12 and publish or duplicate such highway service maps as are required for its use, and,  
13 in only one fiscal year of each fiscal biennium, shall publish folded highway maps of  
14 Wisconsin for free distribution to the public. The department shall ensure that the  
15 folded highway maps bear information regarding the requirements of s. 347.48 (4).

16           **SECTION 2528m.** 84.02 (15) of the statutes is created to read:

17           84.02 (15) USH 51 RECONSTRUCTION PROJECT IN DANE COUNTY. The department  
18 shall commence, in the 2007–08 fiscal year, the preparation of an environmental  
19 impact statement or environmental assessment, as applicable, for the USH 51 north  
20 segment reconstruction project in Dane County, which includes expanding USH 51  
21 to a 4–lane divided highway from the intersection of USH 51 and Reardon Road to  
22 just north of the intersection of USH 51 and CTH “V”/Grinde Road in the village of  
23 DeForest. The department shall commence construction of this project no later than  
24 December 31, 2012.

25           **SECTION 2531c.** 84.06 (1m) of the statutes is amended to read:



1           **84.06 (1m) PLANS.** ~~The~~ Subject to sub. (1r), the department may prepare plans,  
2 estimates, and specifications and undertake and perform all surveys, investigations,  
3 and engineering work for any highway improvement within its jurisdiction. When  
4 provision has been made for the necessary funds for any such highway improvement  
5 and, if federal aid is to be utilized, when the project has been approved by the proper  
6 federal authorities, the department may proceed as provided in this section, with due  
7 regard to any applicable federal requirement or regulation.

8           **SECTION 2531e.** 84.06 (1r) of the statutes is created to read:

9           **84.06 (1r) VALUE ENGINEERING FOR CERTAIN PROJECTS.** (a) In this subsection,  
10 “value engineering” has the meaning given in 23 CFR 627.3.

11           (b) The department shall employ value engineering for any highway  
12 improvement project under sub. (1m) for which the cost of construction, utilities, and  
13 rights-of-way is in excess of \$5,000,000, as adjusted under par. (g), or that otherwise  
14 meets criteria established by the department under par. (c), and shall assure that a  
15 value engineering study and analysis is performed on each such project. Any value  
16 engineering study and analysis related to engineering work performed by a  
17 consultant under contract with the department under s. 84.01 (13) may not be  
18 performed by the same consultant unless that consultant maintains separate and  
19 distinct organizational separation of its value engineering and design sections.

20           (c) The department shall establish criteria for determining which projects, in  
21 addition to those having total project costs in excess of \$5,000,000, as adjusted under  
22 par. (g), on which the department will employ value engineering.

23           (d) After review and for compelling reasons, the secretary may waive the  
24 requirement under par. (b) for any project. Any such waiver shall be in writing, state  
25 the reasons for the waiver, and apply only to a single project.

1 (e) For each project for which the department performs a value engineering  
2 study and analysis under this subsection, the department shall include in the study  
3 and analysis an identification of the cost of all design elements for the project that  
4 are considered by the department to be context-sensitive design elements and the  
5 department's justification for any increased project costs resulting from these design  
6 elements.

7 (f) Annually, the department shall submit a report to the governor, and to the  
8 appropriate standing committees of the legislature under s. 13.172 (3), on the  
9 department's employment of value engineering under par. (b), the criteria  
10 established by the department under par. (c), and all waivers made under par. (d).  
11 All project information included in any report required under this paragraph shall  
12 be reported on both a cumulative basis from the inception of the project and on an  
13 updated basis for the period since the department's last report under this paragraph.  
14 The report under this paragraph shall also include all of the following information:

- 15 1. The number of value engineering studies conducted.
- 16 2. The cost of conducting the studies.
- 17 3. The estimated construction cost of the projects studied.
- 18 4. The total number of study recommendations.
- 19 5. The total estimated savings that would result from all recommendations if  
20 approved and implemented.
- 21 6. The number of recommendations approved.
- 22 7. The total savings that resulted from the approved recommendations.
- 23 8. The cost of all context-sensitive design elements included in completed  
24 projects.

1 (g) Beginning on the first day of the 13th month beginning after the effective  
2 date of this paragraph .... [revisor inserts date], and annually thereafter, the  
3 department shall adjust the dollar amounts specified in pars. (b) and (c) in proportion  
4 to any change in the cost of construction, utilities, and rights-of-way since the  
5 effective date of this paragraph.

6 **SECTION 2532.** 84.09 (1) of the statutes is amended to read:

7 **84.09 (1)** The department may acquire by gift, devise, purchase or  
8 condemnation any lands for establishing, laying out, widening, enlarging,  
9 extending, constructing, reconstructing, improving and maintaining highways and  
10 other transportation related facilities, or interests in lands in and about and along  
11 and leading to any or all of the same; and after establishment, layout and completion  
12 of such improvements, the department may convey such lands thus acquired and not  
13 necessary for such improvements, with reservations concerning the future use and  
14 occupation of such lands so as to protect such public works and improvements and  
15 their environs and to preserve the view, appearance, light, air and usefulness of such  
16 public works. Whenever the department deems it necessary to acquire any such  
17 lands or interests therein for any transportation related purpose, it shall so order and  
18 in such order or on a map or plat show the old and new locations and the lands and  
19 interests required, and shall file a copy of the order and map with the county clerk  
20 and county highway committee of each county in which such lands or interests are  
21 required or, in lieu of filing a copy of the order and map, may file or record a plat in  
22 accordance with s. 84.095. For the purposes of this section the department may  
23 acquire private or public lands or interests in such lands. When so provided in the  
24 department's order, such land shall be acquired in fee simple. Unless it elects to  
25 proceed under sub. (3), the department shall endeavor to obtain easements or title

1 in fee simple by conveyance of the lands or interests required at a price, including  
2 any damages, deemed reasonable by the department. The instrument of conveyance  
3 shall name the state as grantee and shall be recorded in the office of the register of  
4 deeds. The purchase or acquisition of lands or interests therein under this section  
5 is excepted and exempt from s. 20.914 (1). The department may purchase or accept  
6 donations of remnants of tracts or parcels of land existing at the time or after it has  
7 acquired portions of such tracts or parcels by purchase or condemnation for  
8 transportation purposes where in the judgment of the department such action would  
9 assist in making whole the landowner, a part of whose lands have been taken for  
10 transportation purposes and would serve to minimize the overall costs of such taking  
11 by the public. This subsection does not apply to lands that are sold under s. 16.848.

12 **SECTION 2533.** 84.185 (1) (ce) of the statutes is amended to read:

13 84.185 (1) (ce) “Job” has the meaning specified in s. ~~560.60 (10)~~ 560.17 (1) (bm).

14 **SECTION 2534.** 84.185 (1) (cm) of the statutes is amended to read:

15 84.185 (1) (cm) “Political subdivision” has the meaning specified in s. ~~560.60~~  
16 ~~(13)~~ means a county, city, town, or village.

17 **SECTION 2534p.** 84.25 (4) of the statutes is renumbered 84.25 (4) (a) and  
18 amended to read:

19 84.25 (4) (a) ~~After~~ Except as provided in par. (b), after the establishment of any  
20 controlled–access highway, no street or highway or private driveway, shall be opened  
21 into or connected with any controlled–access highway without the previous consent  
22 and approval of the department in writing, which shall be given only if the public  
23 interest shall be served thereby and shall specify the terms and conditions on which  
24 such consent and approval is given.

25 **SECTION 2534r.** 84.25 (4) (b) of the statutes is created to read:

1           **84.25 (4) (b)** Notwithstanding any other provision of this chapter, if the  
2 department denies approval under par. (a), or fails to provide approval under par. (a)  
3 within 60 days after a request for approval is made to the department, related to any  
4 access point to any part of a controlled–access highway located within a municipality,  
5 that municipality may approve any access point specified in the request for approval  
6 made to the department. Any approval under this paragraph shall be in writing and  
7 shall specify the terms and conditions on which the approval is given.

8           **SECTION 2535h.** 84.30 (5m) of the statutes is created to read:

9           **84.30 (5m)** MARS CHEESE CASTLE SIGNS IN KENOSHA COUNTY. Notwithstanding  
10 any other provision of law and any local ordinance or other restrictions on signs, the  
11 Mars Cheese Castle business in Kenosha County may relocate its on–premises signs  
12 located near the intersection of I 94 and STH 142 in Kenosha County and maintain  
13 such signs at their new location.

14           **SECTION 2536.** 84.555 (1m) (a) of the statutes is amended to read:

15           **84.555 (1m) (a)** Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds  
16 of general obligation bonds issued under s. 20.866 (2) (uum) are allocated for  
17 expenditure obligations under s. 84.95 and s. 84.014 and the proceeds of general  
18 obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure  
19 obligations for the Marquette interchange reconstruction project under s. 84.014 and  
20 for the reconstruction of the I 94 north–south corridor, as defined in s. 84.014 (5m)  
21 (ag) 1.

22           **SECTION 2537.** 84.59 (2) (b) of the statutes is amended to read:

23           **84.59 (2) (b)** The department may, under s. 18.562, deposit in a separate and  
24 distinct special fund outside the state treasury, in an account maintained by a  
25 trustee, revenues derived under ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2),

1 (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2),  
2 and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), (4), and  
3 (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265  
4 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.30 (3), 341.305 (3), 341.308 (3),  
5 341.36 (1) and (1m), 341.51 (2), and 342.14, except s. 342.14 (1r), and from any  
6 payments received with respect to agreements or ancillary arrangements entered  
7 into under s. 18.55 (6) with respect to revenue obligations issued under this section.

8 The revenues deposited are the trustee's revenues in accordance with the agreement  
9 between this state and the trustee or in accordance with the resolution pledging the  
10 revenues to the repayment of revenue obligations issued under this section. Revenue  
11 obligations issued for the purposes specified in sub. (1) and for the repayment of  
12 which revenues are deposited under this paragraph are special fund obligations, as  
13 defined in s. 18.52 (7), issued for special fund programs, as defined in s. 18.52 (8).

14 **SECTION 2538.** 84.59 (6) of the statutes is amended to read:

15 84.59 (6) The building commission may contract revenue obligations when it  
16 reasonably appears to the building commission that all obligations incurred under  
17 this section can be fully paid from moneys received or anticipated and pledged to be  
18 received on a timely basis. Except as provided in this subsection, the principal  
19 amount of revenue obligations issued under this section may not exceed  
20 ~~\$2,324,377,900~~ \$2,708,341,000, excluding any obligations that have been defeased  
21 under a cash optimization program administered by the building commission, to be  
22 used for transportation facilities under s. 84.01 (28) and major highway projects for  
23 the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal  
24 amount, the building commission may contract revenue obligations under this  
25 section as the building commission determines is desirable to refund outstanding

1 revenue obligations contracted under this section, to make payments under  
2 agreements or ancillary arrangements entered into under s. 18.55 (6) with respect  
3 to revenue obligations issued under this section, and to pay expenses associated with  
4 revenue obligations contracted under this section.

5 **SECTION 2540c.** 85.024 (2) of the statutes is amended to read:

6 85.024 (2) The department shall administer a bicycle and pedestrian facilities  
7 program to award grants of assistance to political subdivisions for the planning,  
8 development, or construction of bicycle and pedestrian facilities. For purposes of this  
9 subsection, “bicycle and pedestrian facilities” do not include sidewalks or street  
10 beautification measures. The department shall award from the appropriation under  
11 s. 20.395 (2) ~~(nx)~~ (ox) grants to political subdivisions under this section. A political  
12 subdivision that is awarded a grant under this section shall contribute matching  
13 funds equal to at least ~~25%~~ 20 percent of the amount awarded under this section.  
14 Any improvement project for which a political subdivision receives a grant under this  
15 section shall be let by contract based on bids and the contract shall be awarded to the  
16 lowest competent and responsible bidder.

17 **SECTION 2541.** 85.029 of the statutes is created to read:

18 **85.029 Safe routes to school program. (1)** In this section:

19 (a) “Local governmental unit” has the meaning given in s. 59.72 (1) (c).

20 (b) “Political subdivision” has the meaning given in s. 85.026 (1) (a).

21 (c) “State agency” has the meaning given in s. 20.001 (1).

22 (d) “Indian tribe” has the meaning given in s. 139.30 (5).

23 **(2)** The department may administer a safe routes to school program to award  
24 grants of assistance as provided in subs. (3) and (4). The department may award to  
25 the same recipient grants under both subs. (3) and (4).

1           **(3)** The department may award grants under this section to any political  
2 subdivision or state agency for infrastructure–related projects, as described in P.L.  
3 109–59, section 1404 (f) (1).

4           **(4)** The department may award grants under this section to any state agency,  
5 county, local governmental unit, Indian tribe, or private nonprofit organization for  
6 noninfrastructure–related activities, as described in P.L. 109–59, section 1404 (f) (2).

7           **(5)** If the department establishes a program under this section, the program  
8 shall be consistent with P.L. 109–59, section 1404, and any regulation adopted under  
9 P.L. 109–59, section 1404.

10           **(6)** The department shall award any grant under this section from the  
11 appropriations under s. 20.395 (2) (qv) and (qx).

12           **SECTION 2541r.** 85.035 of the statutes is amended to read:

13           **85.035 Reduction of department appropriations.** Where Subject to ss.  
14 16.50 (1) (c) and 85.62, where the secretary deems that economic conditions warrant,  
15 the secretary, in conjunction with submission of estimates under s. 16.50, may  
16 recommend to the secretary of administration that authorized department  
17 appropriations be reduced to reflect revenue deficiencies.

18           **SECTION 2542c.** 85.037 of the statutes is repealed.

19           **SECTION 2542p.** 85.045 of the statutes is created to read:

20           **85.045 Funding plan for next 10 years.** The department shall, with its  
21 submission of information under s. 16.42 for each biennial budget bill, submit to the  
22 department of administration and to the legislative fiscal bureau a plan for the  
23 following 10–year period that includes, for each fiscal year of the 10–year period, an  
24 estimate of total transportation fund revenues, the proposed types and amounts of  
25 bonds to be issued for transportation needs, the proposed expenditure amounts from



1 bond proceeds for transportation needs, and estimated debt service related to  
2 repayment of these bonds. This 10–year plan shall include various funding scenarios  
3 for transportation needs showing different levels of transportation fund  
4 expenditures, from bond proceeds and from cash sources, and different levels of  
5 transportation fund revenues. At least one scenario shall reflect the achievement of  
6 a stable debt service percentage by the end of the 10–year period of the plan. If any  
7 scenario results in an increasing debt service percentage, the plan shall identify the  
8 estimated reduction of net revenues from this increasing debt service and the  
9 potential consequences for specific transportation–related programs resulting from  
10 these reduced net revenues.

11 **SECTION 2543.** 85.061 (3) (a) 1. of the statutes is amended to read:

12 85.061 (3) (a) 1. Capital costs related to Amtrak service extension routes or  
13 other rail service routes between the cities of Milwaukee and Madison ~~and~~, between  
14 the cities of Milwaukee and Green Bay, between the cities of Milwaukee and Chicago,  
15 between the cities of Madison and Eau Claire, and between the cities of Madison and  
16 La Crosse. Any route between the cities of Milwaukee and Green Bay funded under  
17 the program shall provide service to population centers along the route in a manner  
18 that makes the route most economically feasible.

19 **SECTION 2544.** 85.09 (4i) of the statutes is amended to read:

20 85.09 (4i) DISPOSAL OF RAIL PROPERTY. The department shall sell at public or  
21 private sale rail property acquired under sub. (4) when the department determines  
22 that the rail property is not necessary for a public purpose and, if real property, the  
23 real property is not the subject of a petition under s. 560.9810 (2). Upon receipt of  
24 the full purchase price, the department shall, by appropriate deed or other  
25 instrument, transfer the rail property to the purchaser. The funds derived from sales

1 under this subsection shall be deposited in the transportation fund, and the expense  
2 incurred by the department in connection with the sale shall be paid from the  
3 appropriation under s. 20.395 (2) (bq). This subsection does not apply to real  
4 property that is sold under s. 16.848.

5 **SECTION 2545.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

6 **85.20 (4m)** (a) 6. cm. ~~For aid payable for calendar years 2004 and 2005, from~~  
7 ~~the appropriation under s. 20.395 (1) (ht), the department shall pay \$56,811,800 to~~  
8 ~~the eligible applicant that pays the local contribution required under par. (b) 1. for~~  
9 ~~an urban mass transit system that has annual operating expenses in excess of~~  
10 ~~\$80,000,000. From the appropriation under s. 20.395 (1) (ht), the department shall~~  
11 ~~pay \$57,948,000 for aid payable for calendar year 2006, and \$59,107,000 for aid~~  
12 ~~payable for calendar year 2007, \$63,784,700 for aid payable for calendar year 2008,~~  
13 and \$65,299,200 for aid payable for calendar year 2009 and thereafter, to the eligible  
14 applicant that pays the local contribution required under par. (b) 1. for an urban  
15 mass transit system that has annual operating expenses in excess of \$80,000,000.  
16 If the eligible applicant that receives aid under this subd. 6. cm. is served by more  
17 than one urban mass transit system, the eligible applicant may allocate the aid  
18 between the urban mass transit systems in any manner the eligible applicant  
19 considers desirable.

20 **SECTION 2546.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

21 **85.20 (4m)** (a) 6. d. ~~For aid payable for calendar years 2004 and 2005, from the~~  
22 ~~appropriation under s. 20.395 (1) (hu), the department shall pay \$15,166,900 to the~~  
23 ~~eligible applicant that pays the local contribution required under par. (b) 1. for an~~  
24 ~~urban mass transit system that has annual operating expenses in excess of~~  
25 ~~\$20,000,000 but less than \$80,000,000. From the appropriation under s. 20.395 (1)~~

1 (hu), the department shall pay \$15,470,200 for aid payable for calendar year 2006,  
2 and \$15,779,600 for aid payable for calendar year 2007, \$16,754,000 for aid payable  
3 for calendar year 2008, and \$17,158,400 for aid payable for calendar year 2009 and  
4 thereafter, to the eligible applicant that pays the local contribution required under  
5 par. (b) 1. for an urban mass transit system that has annual operating expenses in  
6 excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that  
7 receives aid under this subd. 6. d. is served by more than one urban mass transit  
8 system, the eligible applicant may allocate the aid between the urban mass transit  
9 systems in any manner the eligible applicant considers desirable.

10 **SECTION 2547.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

11 85.20 **(4m)** (a) 7. b. For the purpose of making allocations under subd. 7. a., the  
12 amounts for aids are ~~\$21,757,600 in calendar years 2004 and 2005~~, \$22,192,800 in  
13 calendar year 2006, and \$22,636,700 in calendar year 2007, \$24,034,400 in calendar  
14 year 2008, and \$24,614,500 in calendar year 2009 and thereafter. These amounts,  
15 to the extent practicable, shall be used to determine the uniform percentage in the  
16 particular calendar year.

17 **SECTION 2548.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

18 85.20 **(4m)** (a) 8. b. For the purpose of making allocations under subd. 8. a., the  
19 amounts for aids are ~~\$4,925,100 in calendar years 2004 and 2005~~, \$5,023,600 in  
20 calendar year 2006, and \$5,124,100 in calendar year 2007, \$5,440,500 in calendar  
21 year 2008, and \$5,571,800 in calendar year 2009 and thereafter. These amounts, to  
22 the extent practicable, shall be used to determine the uniform percentage in the  
23 particular calendar year.

24 **SECTION 2549.** 85.24 (4) (b) of the statutes is amended to read:

1           85.24 (4) (b) Paragraph (a) does not prohibit the disclosure of the information  
2 to the extent necessary to administer the ride-sharing program nor, if requested  
3 under s. 49.22 (2m), does it prohibit disclosure of the name or address of a person or  
4 of his or her employer to the department of ~~workforce development~~ children and  
5 families or a county child support agency under s. 59.53 (5).

6           **SECTION 2550.** 85.24 (4) (c) of the statutes is amended to read:

7           85.24 (4) (c) Any person who willfully discloses or who, under false pretenses,  
8 willfully requests or obtains information in violation of par. (a) may be required to  
9 forfeit not more than \$500 for each violation. This paragraph does not apply to  
10 information disclosed, requested or obtained to the extent necessary to administer  
11 the ride-sharing program or, if requested under s. 49.22 (2m), to the department of  
12 ~~workforce development~~ children and families or a county child support agency under  
13 s. 59.53 (5).

14           **SECTION 2550e.** 85.243 of the statutes is repealed.

15           **SECTION 2550m.** 85.515 of the statutes is created to read:

16           **85.515 Federal REAL ID Act implementation date.** (1) If the secretary  
17 determines, prior to May 11, 2008, that the department will be ready to complete full  
18 implementation of the provisions of the federal REAL ID Act, as incorporated into  
19 2007 Wisconsin Act .... (this act), by May 11, 2008, the secretary shall, prior to May  
20 11, 2008, send a notice to the legislative reference bureau for publication in the  
21 Wisconsin Administrative Register that states that the provisions of 2007 Wisconsin  
22 Act .... (this act) related to implementation of the federal REAL ID Act will become  
23 effective on May 11, 2008.

24           (2) If the secretary determines that the department will not be ready to  
25 complete full implementation of the provisions of the federal REAL ID Act, as

1 incorporated into 2007 Wisconsin Act .... (this act), by May 11, 2008, the secretary  
2 shall do all of the following:

3 (a) As soon as the secretary determines that the department will not be ready  
4 to complete full implementation of the provisions of the federal REAL ID Act, as  
5 incorporated into 2007 Wisconsin Act .... (this act), by May 11, 2008, send a notice to  
6 the legislative reference bureau for publication in the Wisconsin Administrative  
7 Register that states that the department will not be ready to complete full  
8 implementation of the provisions of the federal REAL ID Act, as incorporated into  
9 2007 Wisconsin Act .... (this act), by May 11, 2008.

10 (b) As soon as the department is ready to complete full implementation of the  
11 provisions of the federal REAL ID Act, as incorporated into 2007 Wisconsin Act ....  
12 (this act), send a notice to the legislative reference bureau for publication in the  
13 Wisconsin Administrative Register that states the date on which the provisions of  
14 2007 Wisconsin Act .... (this act) related to implementation of the federal REAL ID  
15 Act will become effective.

16 **SECTION 2550p.** 85.62 of the statutes is created to read:

17 **85.62 Transportation fund balance and appropriation reductions. (1)**  
18 During any fiscal biennium, if at any time the department determines that, at the  
19 close of the fiscal biennium, net appropriations and fund reserves from the  
20 transportation fund will exceed estimated transportation fund revenues by more  
21 than \$30,000,000, the department shall develop a plan to eliminate, by the close of  
22 the fiscal biennium, this projected deficit by reducing all state funds appropriations  
23 under s. 20.395, other than those for debt service and sum sufficient appropriations,  
24 from the transportation fund as equitably as reasonable. This plan may not include  
25 the reduction of any state funds appropriation if the reduction would violate a

1 condition imposed by the federal government on the receipt of federal funds or if the  
2 reduction would violate the federal or state constitution. The secretary shall submit  
3 this plan to the joint committee on finance.

4 (2) If the cochairpersons of the joint committee on finance do not notify the  
5 secretary within 14 working days after the date on which the secretary submits the  
6 plan under sub. (1) that the committee has scheduled a meeting for the purpose of  
7 reviewing the plan, the secretary shall implement the plan. If, within 14 working  
8 days after the date on which the secretary submits the plan, the cochairpersons of  
9 the joint committee on finance notify the secretary that the committee has scheduled  
10 a meeting for the purpose of reviewing the plan, the secretary may implement the  
11 plan only as approved, or modified and approved, by the committee.

12 (3) Notwithstanding ss. 13.101 (6) and 20.001 (3) (c), if a plan is implemented  
13 as provided under sub. (2), the appropriation accounts shall be reduced as specified  
14 in the plan implemented under sub. (2).

15 **SECTION 2550s.** 86.07 (2) of the statutes is amended to read:

16 86.07 (2) ~~No~~ Subject to sub. (2m), no person shall make any excavation or fill  
17 or install any culvert or make any other alteration in any highway or in any manner  
18 disturb any highway or bridge without a permit therefor from the highway authority  
19 maintaining the highway. Such permit shall contain the statement and be subject  
20 to the condition that the work shall be constructed subject to such rules and  
21 regulations as may be prescribed by said authority and be performed and completed  
22 to its satisfaction, and in the case of temporary alterations that the highway or bridge  
23 shall be restored to its former condition, and that the permittee shall be liable to the  
24 town or county or state, as the case may be, for all damages which occur during the  
25 progress of said work or as a result thereof. Nothing herein shall abridge the right

1 of the department or the county board or its highway committee to make such  
2 additional rules, regulations and conditions not inconsistent herewith as may be  
3 deemed necessary and proper for the preservation of highways, or for the safety of  
4 the public, and to make the granting of any such permit conditional thereon. If  
5 Subject to sub. (2m), if any culvert is installed or any excavation or fill or any other  
6 alteration is made in violation of the provisions of this subsection, the highway may  
7 be restored to its former condition by the highway authority in charge of the  
8 maintenance thereof; and any person who violates this subsection shall be punished  
9 by a fine of not less than \$5 nor more than \$100, or by imprisonment not exceeding  
10 6 months, or both.

11 **SECTION 2550t.** 86.07 (2m) of the statutes is created to read:

12 **86.07 (2m)** Notwithstanding s. 86.073, if the department denies an application  
13 for a permit under sub. (2), or fails to approve a permit under sub. (2) within 60 days  
14 after application for the permit is made to the department, related to any part of a  
15 state trunk highway located within a municipality, that municipality may issue a  
16 permit under sub. (2) approving and authorizing the work, activity, or alteration,  
17 with respect to this state trunk highway, that was the subject of the permit  
18 application made to the department, regardless of what authority maintains the  
19 highway or whether the highway has been designated a connecting highway under  
20 s. 86.32.

21 **SECTION 2551m.** 86.196 (6) of the statutes is created to read:

22 **86.196 (6)** Notwithstanding any eligibility criteria established under this  
23 section and rules promulgated under this section, the department shall install and  
24 maintain, on I 94 in Milwaukee County, 2 signs meeting the specifications under this  
25 section and rules promulgated under this section. One sign shall be viewable from

1 the northbound lanes of I 94 and shall be located between Rawson Avenue and  
2 College Avenue. The other sign shall be viewable from the eastbound lanes of I 94  
3 and shall be located in the proximity of the Waukesha County line. Both signs shall  
4 highlight lakefront attractions in the city of Milwaukee and shall include  
5 information about the Milwaukee Art Museum, the Betty Brinn Children’s Museum,  
6 Discovery World, Summerfest, and the Milwaukee County War Memorial.

7 **SECTION 2552.** 86.30 (2) (a) 3. of the statutes is amended to read:

8 86.30 (2) (a) 3. For each mile of road or street under the jurisdiction of a  
9 municipality as determined under s. 86.302, the mileage aid payment shall be ~~\$1,825~~  
10 ~~in calendar years 2004 and 2005,~~ \$1,862 in calendar year 2006, and \$1,899 in  
11 calendar year 2007, \$1,956 in calendar year 2008, and \$2,015 in calendar year 2009  
12 and thereafter.

13 **SECTION 2553.** 86.30 (9) (b) of the statutes is amended to read:

14 86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),  
15 the amounts for aids to counties are ~~\$90,044,600 in calendar years 2004 and 2005,~~  
16 ~~\$91,845,500 in calendar year 2006, and \$93,682,400 in calendar year 2007,~~  
17 \$96,492,900 in calendar year 2008, and \$99,387,700 in calendar year 2009 and  
18 thereafter. These amounts, to the extent practicable, shall be used to determine the  
19 statewide county average cost-sharing percentage in the particular calendar year.

20 **SECTION 2554.** 86.30 (9) (c) of the statutes is amended to read:

21 86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),  
22 the amounts for aids to municipalities are ~~\$283,291,100 in calendar years 2004 and~~  
23 ~~2005,~~ \$288,956,900 in calendar year 2006, and \$294,736,000 in calendar year 2007,  
24 \$303,578,100 in calendar year 2008, and \$312,685,400 in calendar year 2009 and  
25 thereafter. These amounts, to the extent practicable, shall be used to determine the



1 statewide municipal average cost-sharing percentage in the particular calendar  
2 year.

3 **SECTION 2555.** 86.31 (3g) of the statutes is amended to read:

4 **86.31 (3g)** COUNTY TRUNK HIGHWAY IMPROVEMENTS — DISCRETIONARY GRANTS.  
5 From the appropriation under s. 20.395 (2) (ft), the department shall allocate  
6 \$5,250,000 in each ~~fiscal year, beginning in fiscal year 2005–06~~ and in fiscal year  
7 2006–07, \$5,355,000 in fiscal year 2007–08, and \$5,462,100 in fiscal year 2008–09  
8 and each fiscal year thereafter, to fund county trunk highway improvements with  
9 eligible costs totaling more than \$250,000. The funding of improvements under this  
10 subsection is in addition to the allocation of funds for entitlements under sub. (3).

11 **SECTION 2556.** 86.31 (3m) of the statutes is amended to read:

12 **86.31 (3m)** TOWN ROAD IMPROVEMENTS — DISCRETIONARY GRANTS. From the  
13 appropriation under s. 20.395 (2) (ft), the department shall allocate \$750,000 in each  
14 ~~fiscal year, beginning in fiscal year 2005–06~~ and in fiscal year 2006–07, \$765,000 in  
15 fiscal year 2007–08, and \$780,300 in fiscal year 2008–09 and each fiscal year  
16 thereafter, to fund town road improvements with eligible costs totaling \$100,000 or  
17 more. The funding of improvements under this subsection is in addition to the  
18 allocation of funds for entitlements under sub. (3).

19 **SECTION 2557.** 86.31 (3r) of the statutes is amended to read:

20 **86.31 (3r)** MUNICIPAL STREET IMPROVEMENTS — DISCRETIONARY GRANTS. From the  
21 appropriation under s. 20.395 (2) (ft), the department shall allocate \$1,000,000 in  
22 ~~each fiscal year, beginning in fiscal year 2005–06~~ and in fiscal year 2006–07,  
23 \$1,020,000 in fiscal year 2007–08, and \$1,040,400 in fiscal year 2008–09 and each  
24 fiscal year thereafter, to fund municipal street improvement projects having total

1 estimated costs of \$250,000 or more. The funding of improvements under this  
2 subsection is in addition to the allocation of funds for entitlements under sub. (3).

3 **SECTION 2557m.** 86.31 (3t) of the statutes is created to read:

4 **86.31 (3t)** PAYMENTS RELATED TO ENVIRONMENTAL REVIEW OF LOCAL PROJECTS.

5 Notwithstanding limitations on the amount and use of aids provided under this  
6 section, or on eligibility requirements for receiving aids under this section, and  
7 subject to any applicable interagency agreement between the department of  
8 transportation and the department of natural resources, the department of  
9 transportation may make a payment in each fiscal year to the department of natural  
10 resources to support 3.0 full-time equivalent positions in the department of natural  
11 resources related to the environmental review of local transportation projects.  
12 Notwithstanding sub. (3), any payment under this subsection shall be made from the  
13 appropriation under s. 20.395 (2) (fr) before making any other allocation of funds  
14 under sub. (3). After the department of transportation makes the payment under  
15 this subsection, the allocation of funds under sub. (3) shall be reduced  
16 proportionately to reflect the amount of the payment.

17 **SECTION 2558.** 88.15 of the statutes is repealed.

18 **SECTION 2558d.** 88.68 (4) of the statutes is amended to read:

19 **88.68 (4)** Whenever the cleaning out, deepening or reconstruction of a drain  
20 crossing a public highway requires the lowering of a culvert through such highway  
21 in order to provide effective drainage, the drainage board may proceed to lower such  
22 culvert only after obtaining a permit under s. 86.07 (2) or (2m). In lieu of issuing a  
23 permit, the authority in charge of maintenance of the highway may proceed to do the  
24 work itself. Except as provided in s. 86.075, the expenses involved in such lowering

1 shall be borne by the drainage district, or as provided by mutual agreement between  
2 the highway authority and the drainage board.

3 **SECTION 2589.** 93.06 (1q) of the statutes is amended to read:

4 93.06 **(1q)** ~~MARKETING~~ AGRICULTURAL DEVELOPMENT SERVICES. Provide  
5 marketing agricultural development services upon request and charge a fee for those  
6 services, but the fee may not exceed the department's cost of providing those services.

7 **SECTION 2590.** 93.135 (1m) (a) of the statutes is amended to read:

8 93.135 **(1m)** (a) If an individual who applies for the issuance or renewal of a  
9 license, registration, registration certificate or certification specified in sub. (1) does  
10 not have a social security number, the department shall require the applicant, as a  
11 condition of issuing or renewing the license, registration, registration certificate or  
12 certification, to submit a statement made or subscribed under oath or affirmation  
13 that the applicant does not have a social security number. The statement shall be  
14 in the form prescribed by the department of ~~workforce development~~ children and  
15 families.

16 **SECTION 2591.** 93.135 (2) of the statutes is amended to read:

17 93.135 **(2)** The department of agriculture, trade and consumer protection may  
18 not disclose any information received under sub. (1) to any person except to the  
19 department of ~~workforce development~~ children and families in accordance with a  
20 memorandum of understanding under s. 49.857.

21 **SECTION 2592.** 93.135 (3) of the statutes is amended to read:

22 93.135 **(3)** The department shall deny an application for the issuance or  
23 renewal of a license, registration, registration certificate or certification specified in  
24 sub. (1) or shall suspend or restrict a license, registration, registration certificate or  
25 certification specified in sub. (1) for failure to make court-ordered payments of child

1 or family support, maintenance, birth expenses, medical expenses or other expenses  
2 related to the support of a child or a former spouse or failure to comply, after  
3 appropriate notice, with a subpoena or warrant issued by the department of  
4 ~~workforce development~~ children and families or a county child support agency under  
5 s. 59.53 (5) and relating to paternity or child support proceedings, as required in a  
6 memorandum of understanding under s. 49.857.

7 **SECTION 2592g.** 93.23 (1) (a) 1. (intro.) of the statutes is amended to read:

8 93.23 (1) (a) 1. (intro.) To each county, and any organized agricultural society,  
9 association, or board in the state that complies with the requirements of this section,  
10 ~~50% of the amount actually paid in net premiums in the junior division~~ 95 percent  
11 of the first \$8,000 paid in net premiums and 70 percent of all net premiums paid in  
12 excess of \$8,000 at its annual fair upon livestock, articles of production, educational  
13 exhibits, agricultural implements and tools, domestic manufactures, mechanical  
14 implements, and productions, but not more than \$10,000 per fair, subject to all of the  
15 following:

16 **SECTION 2593p.** 93.45 of the statutes is created to read:

17 **93.45 Buy local, buy Wisconsin.** The department shall conduct a program  
18 to increase awareness and consumption of locally produced foods and related  
19 products and to increase the production and improve the distribution of foods and  
20 related products for local consumption. In the program, the department shall  
21 emphasize the development of regional food and cultural tourism trails and the  
22 development of regional food systems through activities such as creating or  
23 expanding facilities for the processing and distribution of food for local consumption;  
24 creating or supporting networks of producers; and strengthening connections  
25 between producers, retailers, institutions, and consumers and nearby producers.

1           **SECTION 2594c.** 93.48 of the statutes is created to read:

2           **93.48 Buy local grant program. (1)** The department may award grants from  
3 the appropriation under s. 20.115 (4) (am) to individuals or organizations to fund  
4 projects that are designed to increase the sale of agricultural products grown in this  
5 state that are purchased in close proximity to where they are produced. The  
6 department shall promulgate rules for the program under this section.

7           **(2)** The department may make grants under this section for any of the following  
8 purposes:

9           (a) To create, promote, and support regional food and cultural tourism trails.

10           (b) To promote the development of regional food systems through activities  
11 such as creating or expanding facilities for the processing and distribution of food for  
12 local consumption; creating or supporting networks of producers; and strengthening  
13 connections between producers, retailers, institutions, and consumers and nearby  
14 producers.

15           **SECTION 2594g.** 93.55 (2) of the statutes is amended to read:

16           **93.55 (2) COLLECTION GRANTS.** The department may award a grant to a county  
17 for a chemical and container collection program. A grant under this subsection shall  
18 may not fund all or a part more than 75 percent of the cost of a program. Costs eligible  
19 for funding include the cost of establishing a collection site for chemicals and  
20 chemical containers, the cost of transporting chemical containers to a dealer or  
21 distributor for refill and reuse or to a hazardous waste facility, as defined in s. 291.01  
22 (8), and costs associated with the proper use and handling and disposal or recycling  
23 of chemicals and chemical containers. Grants shall be paid from the appropriation  
24 under s. 20.115 (7) (va).

25           **SECTION 2594i.** 93.57 of the statutes is amended to read:

1           **93.57 Household hazardous waste.** The department shall administer a  
2 grant program to assist municipalities and regional planning commissions in  
3 creating and operating local programs for the collection and disposal of household  
4 hazardous waste. The department may also provide grants under this section for  
5 county, municipal, and regional planning commission programs to collect unwanted  
6 prescription drugs. The department may not make a grant under this section in an  
7 amount that exceeds 75 percent of the cost of a program. The department shall  
8 allocate two-thirds of the funds available from the appropriation account under s.  
9 20.115 (7) (va) in each fiscal year for grants under this section.

10           **SECTION 2594p.** 93.60 of the statutes is created to read:

11           **93.60 Grazing lands conservation grant.** The department shall award a  
12 grant in each fiscal year, from the appropriation account under s. 20.115 (4) (s), for  
13 technical education and research under the Wisconsin grazing lands conservation  
14 initiative.

15           **SECTION 2595.** 93.75 of the statutes is repealed.

16           **SECTION 2595n.** 94.64 (3r) (b) of the statutes is amended to read:

17           **94.64 (3r) (b)** Beginning with the license year that begins on August 15, 2000  
18 2007, a person applying for a license under sub. (3) shall pay the following  
19 agricultural chemical cleanup surcharges, unless the department establishes lower  
20 different surcharges under s. 94.73 (15) after the effective date of this paragraph ...  
21 [revisor inserts date]:

22           1. For each business location and each mobile unit that the applicant uses to  
23 manufacture fertilizer in this state, other than a business location or mobile unit that  
24 is also licensed under s. 94.685 or 94.703, ~~\$20~~ \$14.

1           2. If the applicant distributes, but does not manufacture, fertilizer in this state,  
2     \$20 \$14.

3           **SECTION 2595p.** 94.64 (4) (a) 5. of the statutes is amended to read:

4           94.64 **(4)** (a) 5. An agricultural chemical cleanup surcharge of ~~63~~ 44 cents per  
5     ton on all fertilizer that the person sells or distributes in this state after June 30, ~~2005~~  
6     2007, unless the department establishes a lower different surcharge under s. 94.73  
7     (15) after the effective date of this subdivision .... [revisor inserts date].

8           **SECTION 2595r.** 94.681 (3) (a) of the statutes is amended to read:

9           94.681 **(3)** (a) If the applicant sells less than \$25,000 of the product during the  
10    payment period for use in this state, \$5 \$3.50.

11          **SECTION 2595s.** 94.681 (3) (b) of the statutes is amended to read:

12          94.681 **(3)** (b) If the applicant sells at least \$25,000 but less than \$75,000 of that  
13    product during the payment period for use in this state, \$170 \$120.

14          **SECTION 2595t.** 94.681 (3) (c) of the statutes is amended to read:

15          94.681 **(3)** (c) If the applicant sells at least \$75,000 of that product during the  
16    payment period for use in this state, an amount equal to ~~1.1%~~ 0.75 percent of gross  
17    revenues from sales of the product during the payment period for use in this state.

18          **SECTION 2595w.** 94.685 (3) (a) 2. of the statutes is amended to read:

19          94.685 **(3)** (a) 2. An agricultural chemical cleanup surcharge of \$40 \$28, unless  
20    the department establishes a lower different surcharge under s. 94.73 (15), ~~except~~  
21    ~~that the dealer or distributor need not pay the surcharge for the license years that~~  
22    ~~begin on January 1, 1999, and on January 1, 2000~~ after the effective date of this  
23    subdivision .... [revisor inserts date].

24          **SECTION 2596.** 94.695 of the statutes is repealed.

25          **SECTION 2596e.** 94.703 (3) (a) 2. of the statutes is amended to read:

1           94.703 (3) (a) 2. An agricultural chemical cleanup surcharge of \$55 ~~\$38~~, unless  
2 the department establishes a lower different surcharge under s. 94.73 (15), ~~except~~  
3 ~~that the person need not pay the surcharge for the license years that begin on~~  
4 ~~January 1, 1999, and on January 1, 2000 after the effective date of this subdivision~~  
5 ~~.... [revisor inserts date].~~

6           **SECTION 2596g.** 94.704 (3) (a) 2. of the statutes is amended to read:

7           94.704 (3) (a) 2. An agricultural chemical cleanup surcharge of \$20 \$14, unless  
8 the department establishes a lower different surcharge under s. 94.73 (15), ~~except~~  
9 ~~that the person need not pay the surcharge for the license years that begin on~~  
10 ~~January 1, 1999, and on January 1, 2000 after the effective date of this subdivision~~  
11 ~~.... [revisor inserts date].~~

12           **SECTION 2597.** 94.73 (2) (c) of the statutes is amended to read:

13           94.73 (2) (c) The department may issue an order under par. (a) on a summary  
14 basis without prior notice or a prior hearing if the department determines that a  
15 summary order is necessary to prevent imminent harm to public health or safety or  
16 to the environment. If the recipient of a summary order requests a hearing on that  
17 order, the department shall hold a hearing within 10 days after it receives the  
18 request unless the recipient agrees to a later hearing date. The department is not  
19 required to stay enforcement of a summary order issued under this paragraph  
20 pending the outcome of the hearing. If the responsible person prevails after a  
21 hearing, the department shall reimburse the responsible person from the  
22 appropriation under s. 20.115 (7) (e) ~~or~~ (wm) for the corrective action costs incurred  
23 as the result of the department's order.

24           **SECTION 2598.** 94.73 (7) (a) of the statutes is amended to read:



1           94.73 (7) (a) The department may make payments to a responsible person who  
2 is eligible for reimbursement under sub. (3) if the department has authorized  
3 reimbursement to that person under sub. (6). The department shall make payment  
4 from the appropriation ~~accounts~~ account under s. 20.115 (7) ~~(e) and (wm)~~, subject to  
5 the availability of funds in ~~those~~ that appropriation ~~accounts~~ account. If there are  
6 insufficient funds to pay the full amounts authorized under sub. (6) to all eligible  
7 responsible persons, the department shall distribute payments in the order in which  
8 applications were received, unless the department specifies, by rule, a different order  
9 of payment.

10           **SECTION 2598e.** 94.73 (15) (a) of the statutes is amended to read:

11           94.73 (15) (a) ~~The~~ Subject to par. (am), the department may, by rule, ~~reduce~~  
12 modify any of the surcharges in ss. 94.64 (3r) (b) and (4) (a) 5., 94.681 (3), 94.685 (3)  
13 (a) 2., 94.703 (3) (a) 2., and 94.704 (3) (a) 2. ~~below the amounts specified in those~~  
14 ~~provisions.~~ The department shall adjust surcharge amounts as necessary to  
15 maintain a balance in the agricultural chemical cleanup fund at the end of each fiscal  
16 year of not more than \$2,500,000, ~~but may not increase a surcharge amount over the~~  
17 ~~amount specified in s. 94.64 (3r) (b) or (4) (a) 5., 94.681 (3), 94.685 (3) (a) 2., 94.703~~  
18 ~~(3) (a) 2., or 94.704 (3) (a) 2.~~

19           **SECTION 2598f.** 94.73 (15) (am) of the statutes is created to read:

20           94.73 (15) (am) The department may not increase a surcharge above the  
21 following amount:

- 22           1. Under s. 94.64 (3r) (b) 1. and 2., \$20.
- 23           2. Under s. 94.64 (4) (a) 5., 63 cents per ton.
- 24           3. Under s. 94.681 (3) (a), \$5.
- 25           4. Under s. 94.681 (3) (b), \$170.

1           5. Under s. 94.681 (3) (c), 1.1 percent of gross revenues.

2           6. Under s. 94.685 (3) (a) 2., \$40.

3           7. Under s. 94.703 (3) (a) 2., \$55.

4           8. Under s. 94.704 (3) (a) 2., \$20.

5           **SECTION 2599.** 94.74 of the statutes is created to read:

6           **94.74 Prevention of pollution from agricultural chemicals. (1)** In this  
7 section, “agricultural chemical” has the meaning given in s. 94.73 (1) (a).

8           **(2)** The department may provide financial assistance to a business to pay not  
9 more than 50 percent of the costs of capital improvements designed to prevent  
10 pollution from agricultural chemicals. Under this section, the department may not  
11 provide funding for capital improvements at any site in an amount that exceeds  
12 \$500,000 less any amount received under s. 94.73 for the site. The department may  
13 not expend more than \$250,000 per fiscal year under this section.

14           **(3)** The department shall promulgate rules for determining eligible businesses,  
15 eligible projects, and allowable costs for financial assistance under this section.

16           **SECTION 2608.** 101.01 (4) of the statutes is amended to read:

17           101.01 **(4)** “Employer” means any person, firm, corporation, state, county,  
18 town, city, village, school district, sewer district, drainage district, family long-term  
19 care district and other public or quasi-public corporations as well as any agent,  
20 manager, representative or other person having control or custody of any  
21 employment, place of employment or of any employee.

22           **SECTION 2609.** 101.02 (20) (e) 1. of the statutes is amended to read:

23           101.02 **(20)** (e) 1. If an applicant who is an individual does not have a social  
24 security number, the applicant, as a condition of applying for or applying to renew  
25 a license shall submit a statement made or subscribed under oath or affirmation to

1 the department of commerce that the applicant does not have a social security  
2 number. The form of the statement shall be prescribed by the department of  
3 ~~workforce development~~ children and families.

4 **SECTION 2610.** 101.02 (21) (b) of the statutes is amended to read:

5 101.02 **(21)** (b) As provided in the memorandum of understanding under s.  
6 49.857 and except as provided in par. (e), the department of commerce may not issue  
7 or renew a license unless the applicant provides the department of commerce with  
8 his or her social security number. The department of commerce may not disclose the  
9 social security number except that the department of commerce may disclose the  
10 social security number of an applicant for a license under par. (a) or a renewal of a  
11 license under par. (a) to the department of ~~workforce development~~ children and  
12 families for the sole purpose of administering s. 49.22.

13 **SECTION 2611.** 101.02 (21) (c) of the statutes is amended to read:

14 101.02 **(21)** (c) As provided in the memorandum of understanding under s.  
15 49.857, the department may not issue or renew a license if the applicant or licensee  
16 is delinquent in making court–ordered payments of child or family support,  
17 maintenance, birth expenses, medical expenses or other expenses related to the  
18 support of a child or former spouse or if the applicant or licensee fails to comply, after  
19 appropriate notice, with a subpoena or warrant issued by the department of  
20 ~~workforce development~~ children and families or a county child support agency under  
21 s. 59.53 (5) and relating to paternity or child support proceedings.

22 **SECTION 2612.** 101.02 (21) (d) of the statutes is amended to read:

23 101.02 **(21)** (d) As provided in the memorandum of understanding under s.  
24 49.857, the department shall restrict or suspend a license issued by the department  
25 if the licensee is delinquent in making court–ordered payments of child or family

1 support, maintenance, birth expenses, medical expenses or other expenses related  
2 to the support of a child or former spouse or if the licensee fails to comply, after  
3 appropriate notice, with a subpoena or warrant issued by the department of  
4 ~~workforce development~~ children and families or a county child support agency under  
5 s. 59.53 (5) and relating to paternity or child support proceedings.

6 **SECTION 2613.** 101.02 (21) (e) 1. of the statutes is amended to read:

7 101.02 (21) (e) 1. If an applicant who is an individual does not have a social  
8 security number, the applicant, as a condition of applying for or applying to renew  
9 a license shall submit a statement made or subscribed under oath or affirmation to  
10 the department of commerce that the applicant does not have a social security  
11 number. The form of the statement shall be prescribed by the department of  
12 ~~workforce development~~ children and families.

13 **SECTION 2614.** 101.09 (5) of the statutes is amended to read:

14 101.09 (5) PENALTIES. Any person who violates this section or any rule or order  
15 adopted under this section shall forfeit not less than \$10 nor more than ~~\$1,000~~ \$5,000  
16 for each violation. Each violation of this section or any rule or order under this  
17 section constitutes a separate offense and each day of continued violation is a  
18 separate offense.

19 **SECTION 2616c.** 101.143 (2) (m) of the statutes is created to read:

20 101.143 (2) (m) At the request of an owner or operator or person owning a home  
21 oil tank system or on its own initiative, the department of natural resources or, if the  
22 site is covered under s. 101.144 (2) (b), the department of commerce may determine  
23 whether no further remedial action is necessary with respect to a petroleum product  
24 discharge from a petroleum product storage system or home oil tank system and may  
25 notify the owner or operator or person of the results of its determination.

1           **SECTION 2616e.** 101.143 (3) (a) (intro.) of the statutes is amended to read:

2           101.143 (3) (a) *Who may submit a claim.* (intro.) Subject to pars. (ab), (ac), (ae),  
3 (ah), (am) and (ap), an owner or operator or a person owning a home oil tank system  
4 may submit a claim to the department for an award under sub. (4) to reimburse the  
5 owner or operator or the person for the eligible costs under sub. (4) (b) that the owner  
6 or operator or the person incurs because of a petroleum products discharge from a  
7 petroleum product storage system or home oil tank system if all of the following  
8 apply:

9           **SECTION 2616g.** 101.143 (3) (ab) of the statutes is created to read:

10           101.143 (3) (ab) *Deadline for notifying department.* An owner or operator or  
11 person owning a home oil tank system is not eligible for an award under this section  
12 for costs incurred because of a petroleum product discharge if the owner or operator  
13 or person does not notify the department of the discharge under par. (a) 3. before  
14 January 1, 2009.

15           **SECTION 2616i.** 101.143 (3) (ac) of the statutes is created to read:

16           101.143 (3) (ac) *Deadline for beginning investigation.* An owner or operator or  
17 person owning a home oil tank system is not eligible for an award under this section  
18 for costs incurred because of a petroleum product discharge if the owner or operator  
19 or person does not begin a site investigation or remedial action related to the  
20 discharge before December 30, 2009.

21           **SECTION 2622e.** 101.143 (4) (b) (intro.) of the statutes is amended to read:

22           101.143 (4) (b) *Eligible costs.* (intro.) Except as provided in par. (c) ~~or~~ (cc), or  
23 (cd), eligible costs for an award under par. (a) include actual costs or, if the  
24 department establishes a usual and customary cost under par. (cm) for an item, usual  
25 and customary costs for the following items:

1           **SECTION 2622j.** 101.143 (4) (c) 13. of the statutes is created to read:

2           101.143 (4) (c) 13. Costs that are incurred because of a petroleum product  
3 discharge after the applicant received written notification from the department of  
4 natural resources or the department of commerce that no further remedial action is  
5 necessary with respect to the discharge.

6           **SECTION 2622L.** 101.143 (4) (c) 14. of the statutes is created to read:

7           101.143 (4) (c) 14. Costs that are incurred because of a petroleum product  
8 discharge for which the claimant does not submit a claim under sub. (3) (a) within  
9 365 days after receiving written notification from the department of natural  
10 resources or the department of commerce that no further remedial action is  
11 necessary with respect to the discharge.

12           **SECTION 2622p.** 101.143 (4) (cd) of the statutes is created to read:

13           101.143 (4) (cd) *Prohibition on reimbursement due to delay in submitting claim.*

14           1. If at the end of the month in which the effective date of this subdivision .... [revisor  
15 inserts date], falls, an applicant has incurred at least \$50,000 in eligible costs for  
16 which the applicant has not submitted a claim and the applicant does not submit a  
17 claim for those costs by the first day of the 13th month beginning after the effective  
18 date of this subdivision .... [revisor inserts date], the department may not reimburse  
19 the claimant for those costs.

20           2. If an applicant does not submit a claim for eligible costs by the first day of  
21 the 13th month beginning after the month in which the eligible costs first exceed  
22 \$50,000 and the month in which the eligible costs first exceed \$50,000 begins after  
23 the effective date of this subdivision .... [revisor inserts date], the department may  
24 not reimburse the claimant for those costs.

25           **SECTION 2628.** 101.143 (9m) (e) of the statutes is amended to read:

1           101.143 **(9m)** (e) The department shall have all other powers necessary and  
2 convenient to distribute the special fund revenues and to distribute the proceeds of  
3 the revenue obligations in accordance with subch. II of ch. 18 and, if designated a  
4 higher education bond, in accordance with subch. IV of ch. 18, and to make payments  
5 under an agreement or ancillary arrangement entered into under s. 18.55 (6) with  
6 respect to revenue obligations issued under this subsection.

7           **SECTION 2629.** 101.143 (9m) (g) 2. of the statutes is amended to read:

8           101.143 **(9m)** (g) 2. Revenue obligations issued under this subsection may not  
9 exceed ~~\$436,000,000~~ \$386,924,000 in principal amount, excluding any obligations  
10 that have been defeased under a cash optimization program administered by the  
11 building commission. In addition to this limit on principal amount, the building  
12 commission may contract revenue obligations under this subsection as the building  
13 commission determines is desirable to fund or refund outstanding revenue  
14 obligations, to pay issuance or administrative expenses, to make deposits to reserve  
15 funds, ~~or to pay accrued or capitalized interest,~~ and to make payments under an  
16 agreement or ancillary arrangement entered into under s. 18.55 (6) with respect to  
17 revenue obligations issued under this subsection.

18           **SECTION 2630.** 101.143 (10) (a) of the statutes is amended to read:

19           101.143 **(10)** (a) Any owner or operator, person owning a home oil tank system  
20 or service provider who fails to maintain a record as required by rules promulgated  
21 under sub. (9) (a) may be required to forfeit not more than ~~\$2,000~~ \$5,000. Each day  
22 of continued violation constitutes a separate offense.

23           **SECTION 2634b.** 101.177 (1) (d) of the statutes is amended to read:

24           101.177 **(1)** (d) “State agency” means any office, department, agency,  
25 institution of higher education, association, society, or other body in state

1 government created or authorized to be created by the constitution or any law, that  
2 is entitled to expend moneys appropriated by law, including the legislature and the  
3 courts, the Wisconsin Housing and Economic Development Authority, the Bradley  
4 Center Sports and Entertainment Corporation, the University of Wisconsin  
5 Hospitals and Clinics Authority, the Wisconsin Aerospace Authority, and the  
6 Wisconsin Health and Educational Facilities Authority, but excluding the Health  
7 Insurance Risk-Sharing Plan Authority and the Lower Fox River Remediation  
8 Authority.

9 **SECTION 2634e.** 101.31 of the statutes is created to read:

10 **101.31 Construction career academy grant program. (1)** The  
11 department shall award grants to eligible organizations that operate a construction  
12 career academy that provides high school pupils with training in  
13 construction-related careers.

14 **(2)** An organization is eligible for a grant under this section if it proposes to  
15 operate a construction career academy that meets the following minimum criteria:

16 (a) It has established a partnership between a school board operating a high  
17 school, or a local business or sponsoring organization, and a technical college district  
18 board or baccalaureate degree granting institution in which the partners have  
19 committed to participate in the operation of the construction career academy for a  
20 minimum of 3 years.

21 (b) It provides high school pupils with the opportunity to receive up to 3 years  
22 of training in construction-related careers.

23 (c) It incorporates industry concepts into core academic areas.

24 (d) It incorporates into its curriculum work experience in construction-related  
25 industries.



1 (e) It coordinates classroom credits with a technical college district or with a  
2 baccalaureate degree granting institution.

3 (f) It uses a learning community curriculum approved by the department in  
4 consultation with the department of public instruction.

5 (g) It awards a certificate of recognition to each pupil who successfully  
6 completes the construction career academy's plan of study.

7 **(3)** The recipient of a grant under this section shall provide matching funds  
8 equal to 50 percent of the grant amount awarded to the recipient.

9 **(4)** The recipient of a grant under this section may use the grant funds only for  
10 the following purposes:

11 (a) To purchase materials and equipment, fund field trips, and make  
12 improvements to facilities, or for other specific needs relating to the construction  
13 career academy.

14 (b) For developing a core curriculum, for professional development, or for other  
15 administrative needs of the recipient.

16 **(5)** (a) The department may award a grant for the purposes described under  
17 sub. (4) (a) in an amount that equals not more than \$900 for each pupil enrolled in  
18 the construction career academy at the time that the award is granted.

19 (b) The department may award a grant for the purposes described under sub.  
20 (4) (b) in an amount not exceeding \$50,000.

21 **(6)** The department shall promulgate rules to administer this section.

22 **SECTION 2641b.** 101.985 (2) (a) (intro.) of the statutes, as created by 2005  
23 Wisconsin Act 456, is amended to read:

24 101.985 **(2)** (a) *General licensing.* (intro.) Except as provided in pars. (am) to  
25 (d), the department shall issue an elevator mechanic's license to each individual who

1 satisfactorily completes an elevator mechanic's apprenticeship program that is  
2 approved by the U.S. department of labor or by the department of workforce  
3 development or who satisfies all of the following:

4 **SECTION 2641f.** 101.985 (2) (a) 1. of the statutes, as created by 2005 Wisconsin  
5 Act 456, is repealed.

6 **SECTION 2641h.** 101.985 (2) (a) 4. of the statutes, as created by 2005 Wisconsin  
7 Act 456, is repealed.

8 **SECTION 2641k.** 101.985 (2) (am) of the statutes, as created by 2005 Wisconsin  
9 Act 456, is amended to read:

10 101.985 (2) (am) *Requirements for individuals with prior experience.* The  
11 department shall promulgate rules that establish requirements for issuing an  
12 elevator mechanic's licenses license to individuals an individual who have has  
13 performed work described under s. 101.984 (2) (a) or (b) within the scope of their his  
14 or her employment before June 1, 2007, but who ~~do~~ does not satisfy ~~all of the criteria~~  
15 specified in par. (a) 1. to 4 the requirements under par. (a) to be issued a license. The  
16 rules may contain a deadline before which an individual must apply for a license  
17 issued under this paragraph.

18 **SECTION 2641m.** 101.985 (2) (b) of the statutes, as created by 2005 Wisconsin  
19 Act 456, is amended to read:

20 101.985 (2) (b) *Licensing out-of-state mechanics.* The requirements under par.  
21 (a) ~~1. to 4.~~ do not apply to an individual who is licensed as an elevator mechanic under  
22 the laws of another state, if, in the opinion of the department, that state's regulation  
23 of elevator mechanics is substantially the same as this state's. The department may  
24 summarily issue an elevator mechanic's license to such an individual.

1           **SECTION 2641p.** 101.985 (2) (c) of the statutes, as created by 2005 Wisconsin  
2 Act 456, is amended to read:

3           101.985 **(2)** (c) *Emergency licensing.* If the governor declares that a state of  
4 emergency exists in this state under s. 166.03 (1) (b) 1. and the department  
5 determines that the number of individuals in the state who hold elevator mechanic's  
6 licenses issued by the department under this section on the date of the declaration  
7 is insufficient to cope with the emergency, the department shall summarily issue an  
8 emergency elevator mechanic's license to any individual who is certified by an  
9 elevator contractor licensed under this subchapter as adequately qualified and able  
10 to perform the work of an elevator mechanic without direct and immediate  
11 supervision, who the department determines is so qualified and able, and who  
12 applies for an emergency elevator mechanic's license on a form prescribed by the  
13 department. An individual certified by a contractor under this subdivision may  
14 perform work as an elevator mechanic for up to a total of 5 days preceding the date  
15 the individual is issued the license. An emergency elevator mechanic's license has  
16 a term of 30 days and may be renewed by the department in the case of a continuing  
17 emergency. The department shall specify on an emergency elevator mechanic's  
18 license the geographic area in which the licensee may provide services under the  
19 license. The requirements under par. (a) ~~1. to 4.~~ do not apply to an individual who  
20 applies for an emergency elevator mechanic's license.

21           **SECTION 2641r.** 101.985 (2) (d) of the statutes, as created by 2005 Wisconsin  
22 Act 456, is amended to read:

23           101.985 **(2)** (d) *Temporary licensing.* If there are no elevator mechanics  
24 licensed under this subchapter available to provide services contracted for by an  
25 elevator contractor licensed under this subchapter, the elevator contractor may

1 notify the department and request the issuance of a temporary elevator mechanic's  
2 license to any individual who is certified by the elevator contractor as adequately  
3 qualified and able to perform the work of an elevator mechanic without direct and  
4 immediate supervision and who applies for a temporary elevator mechanic's license  
5 on a form prescribed by the department. A temporary elevator mechanic's license  
6 has a term of 30 days and may be renewed by the department in the case of a  
7 continuing shortage of licensed elevator mechanics. The department shall specify  
8 on a temporary elevator mechanic's license the elevator contractor in whose employ  
9 the licensee must remain to provide services under the temporary elevator  
10 mechanic's license. The requirements under par. (a) ~~1. to 4.~~ do not apply to an  
11 individual who applies for a temporary elevator mechanic's license.

12 **SECTION 2642.** 102.01 (2) (d) of the statutes is amended to read:

13 102.01 (2) (d) "Municipality" includes a county, city, town, village, school  
14 district, sewer district, drainage district and family long-term care district and other  
15 public or quasi-public corporations.

16 **SECTION 2643.** 102.04 (1) (a) of the statutes is amended to read:

17 102.04 (1) (a) The state, each county, city, town, village, school district, sewer  
18 district, drainage district, family long-term care district and other public or  
19 quasi-public corporations therein.

20 **SECTION 2644.** 102.27 (2) (a) of the statutes is amended to read:

21 102.27 (2) (a) A benefit under this chapter is assignable under s. 46.10 (14) (e),  
22 49.345 (14) (e), 301.12 (14) (e), 767.225 (1) (L), 767.513 (3), or 767.75 (1) or (2m).

23 **SECTION 2645.** 102.29 (8r) of the statutes is amended to read:

24 102.29 (8r) No participant in a food stamp employment and training program  
25 under s. ~~49.13~~ 49.79 (9) who, under s. ~~49.13 (2) (d)~~ 49.79 (9) (a) 5., is provided worker's

1 compensation coverage by the department of health and family services or by a  
2 Wisconsin works Works agency, as defined in s. 49.001 (9), or other provider under  
3 contract with the department of health and family services or a county department  
4 under s. 46.215, 46.22, or 46.23 or tribal governing body to administer the food stamp  
5 employment and training program and who makes a claim for compensation under  
6 this chapter may make a claim or maintain an action in tort against the employer  
7 who provided the employment and training from which the claim arose.

8 **SECTION 2647.** 103.001 (6) of the statutes is amended to read:

9 103.001 (6) “Employer” means any person, firm, corporation, state, county,  
10 town, city, village, school district, sewer district, drainage district, family long-term  
11 care district and other public or quasi-public corporations as well as any agent,  
12 manager, representative or other person having control or custody of any  
13 employment, place of employment or of any employee.

14 **SECTION 2648.** 103.005 (17) of the statutes is repealed.

15 **SECTION 2649.** 103.005 (18) of the statutes is repealed.

16 **SECTION 2650.** 106.18 of the statutes is created to read:

17 **106.18 Youth programs in 1st class cities.** From the appropriation account  
18 under s. 20.445 (1) (fm), the department shall implement and operate youth summer  
19 jobs programs in 1st class cities.

20 **SECTION 2650e.** 108.05 (2) (f) of the statutes is amended to read:

21 108.05 (2) (f) The department shall certify such schedule to the ~~revisor of~~  
22 ~~statutes, who~~ legislative reference bureau, which shall when publishing the statutes  
23 include the latest such schedule then available.

24 **SECTION 2650r.** 108.10 (7) (b) of the statutes is amended to read:

1           108.10 (7) (b) The department may choose not to appeal and to nonacquiesce  
2 in the decision by sending a notice of nonacquiescence to the commission, to the  
3 ~~revisor of statutes~~ legislative reference bureau for publication in the Wisconsin  
4 administrative register and to the employer before the time expires for seeking a  
5 judicial review of the decision under sub. (4). The effect of this action is that,  
6 although the decision is binding on the parties to the case, the commission's  
7 conclusions of law, the rationale and construction of statutes in the case are not  
8 binding on the department in other cases.

9           **SECTION 2651.** 108.20 (2m) of the statutes is amended to read:

10           108.20 (2m) From the moneys not appropriated under s. 20.445 (1) ~~(ge), (gf),~~  
11 ~~(gg), and (gi) which~~ that are received by the administrative account as interest and  
12 penalties under this chapter, the department shall pay the benefits chargeable to the  
13 administrative account under s. 108.07 (5) and the interest payable to employers  
14 under s. 108.17 (3m), and may expend the remainder to pay interest due on advances  
15 to the unemployment reserve fund from the federal unemployment account under  
16 title XII of the social security act, 42 USC 1321 to 1324, ~~may to conduct research~~  
17 ~~relating to the condition of the unemployment reserve fund under s. 108.14 (6), to~~  
18 ~~administer the unemployment insurance program and federal or state~~  
19 ~~unemployment insurance programs authorized by the governor under s. 16.54, to~~  
20 ~~assist the department of justice in the enforcement of this chapter, to~~ make payments  
21 to satisfy a federal audit exception concerning a payment from the fund or any  
22 federal aid disallowance involving the unemployment insurance program, or ~~may to~~  
23 make payments to the fund if such action is necessary to obtain a lower interest rate  
24 or deferral of interest payments on advances from the federal unemployment account  
25 under title XII of the social security act, except that any interest earned pending

1 disbursement of federal employment security grants under s. 20.445 (1) (n) shall be  
2 credited to the general fund. ~~Any moneys reverting to the administrative account~~  
3 ~~from the appropriations under s. 20.445 (1) (ge) and (gf) shall be utilized as provided~~  
4 ~~in this subsection.~~

5 **SECTION 2651g.** 110.08 (1m) of the statutes is amended to read:

6 110.08 **(1m)** Each operator's license examiner shall receive informational  
7 training on the powers and duties of the department relating to organ donor  
8 information under s. 343.175 once every 2 years and, for operator's license examiners  
9 hired after January 1, 1997, prior to initial assignment to operator's license  
10 examining activities. The informational training under this subsection shall be  
11 developed by all organ procurement organizations, as defined in s. 343.01 (2) (dg)  
12 340.01 (41k), in cooperation with the department.

13 **SECTION 2651r.** 110.08 (5) of the statutes is created to read:

14 110.08 **(5)** (a) Unless an alternative plan has been approved under par. (b), after  
15 the effective date of this paragraph .... [revisor inserts date], the department shall  
16 maintain a local examining center in each municipality in which a local examining  
17 center was located on December 1, 2006. If the department closed any local  
18 examining center in a municipality between December 1, 2006, and the effective date  
19 of this paragraph .... [revisor inserts date], and the department maintains no other  
20 local examining center in that municipality on the effective date of this paragraph  
21 .... [revisor inserts date], the department shall, as soon as possible, open a local  
22 examining center in that municipality. Any local examining center required to be  
23 opened under this paragraph may not be closed by the department.

24 (b) In lieu of maintaining or opening a local examining center in a municipality  
25 under par. (a), the department may submit to the joint committee on finance an

1 alternative plan for providing services that would otherwise be provided at the local  
2 examining center in the municipality. If the cochairpersons of the joint committee  
3 on finance do not notify the department within 14 working days after the date of the  
4 department's submittal of the plan that the committee has scheduled a meeting for  
5 the purpose of reviewing the plan, the department may implement the plan as  
6 proposed. If, within 14 working days after the date of the department's submittal,  
7 the cochairpersons of the committee notify the department that the committee has  
8 scheduled a meeting for the purpose of reviewing the proposed plan, the department  
9 may implement the plan only upon approval of the committee.

10 **SECTION 2652.** 110.09 of the statutes is created to read:

11 **110.09 Background investigations of certain persons. (1) (a)**  
12 Notwithstanding ss. 111.321, 111.322, and 111.335, the department of  
13 transportation, with the assistance of the department of justice, shall conduct a  
14 background investigation of any person who has been selected to fill a position within  
15 the division of the department of transportation responsible for issuing operator's  
16 licenses and identification cards. This background investigation may include  
17 requiring the person to be fingerprinted on 2 fingerprint cards each bearing a  
18 complete set of the person's fingerprints, or by other technologies approved by law  
19 enforcement agencies. The department of justice shall submit any such fingerprint  
20 cards to the federal bureau of investigation for the purposes of verifying the identity  
21 of the person fingerprinted and obtaining records of his or her criminal arrests and  
22 convictions.

23 (b) Notwithstanding ss. 111.321, 111.322, and 111.335, at any interval  
24 determined appropriate by the department, the department may conduct, in the  
25 manner specified in par. (a), additional background investigations of any person for



1 whom an initial background investigation has been conducted under par. (a) and  
2 background investigations of other persons employed by the department within the  
3 division of the department responsible for issuing operator's licenses and  
4 identification cards.

5 (c) The department shall promulgate rules governing confidentiality of  
6 information obtained under this subsection.

7 (2) Notwithstanding ss. 111.321, 111.322, and 111.335, the department shall  
8 require, as a precondition to allowing access to any information system in which is  
9 stored information maintained by the division of the department responsible for  
10 issuing operator's licenses and identification cards, that any person to whom access  
11 is granted submit to a background investigation as provided in this subsection.

12 Notwithstanding ss. 111.321, 111.322, and 111.335, the department shall require the  
13 employer, including any state agency, of any person to whom the information will be  
14 made available to conduct the background investigation in a manner prescribed by  
15 the department. The department may require, as part of this background  
16 investigation, that the person be fingerprinted in the manner described in sub. (1)  
17 (a) and that these fingerprints be provided to the department of justice for  
18 submission to the federal bureau of investigation for the purposes of verifying the  
19 identity of the person fingerprinted and obtaining records of his or her criminal  
20 arrests and convictions. Notwithstanding ss. 111.321, 111.322, and 111.335, the  
21 department shall require that the employer certify the results of the background  
22 investigation and, based upon these results, may deny or restrict access to any  
23 information requested. In addition to the initial background investigation required  
24 under this subsection, the department may require on a periodic basis subsequent  
25 background investigations consistent with this subsection for persons with ongoing

1 access to information. Any cost associated with the requirements under this  
2 subsection is the responsibility of the employer. For purposes of this subsection,  
3 “employer” includes a self-employed person. The department shall promulgate  
4 rules governing background investigations, and confidentiality of information  
5 obtained, under this subsection.

6 **SECTION 2653.** 110.20 (7) of the statutes is amended to read:

7 110.20 (7) VOLUNTARY INSPECTIONS. The inspection and maintenance program  
8 shall require inspection of any nonexempt vehicle which a person presents for  
9 inspection at an inspection station or at any other location where, as established  
10 under sub. (8) (bm), the vehicle may be inspected.

11 **SECTION 2654.** 110.20 (8) (title) of the statutes is amended to read:

12 110.20 (8) (title) CONTRACTORS AND OTHER INSPECTION METHODS.

13 **SECTION 2655.** 110.20 (8) of the statutes is renumbered 110.20 (8) (am), and  
14 110.20 (8) (am) 1., as renumbered, is amended to read:

15 110.20 (8) (am) 1. The emissions test and equipment inspection of nonexempt  
16 vehicles ~~shall~~ may be performed by persons under contract with the department. ~~The~~  
17 Each such contract shall require the contractor to operate inspection stations for a  
18 minimum of 3 years and shall provide for equitable compensation to the contractor  
19 if the operation of an inspection and maintenance program within any county is  
20 terminated within 3 years after the inspection and maintenance program in the  
21 county is begun. No officer, director or employee of the contractor may be an  
22 employee of the department or a person engaged in the business of selling,  
23 maintaining or repairing motor vehicles or of selling motor vehicle replacement or  
24 repair parts. The department shall require the contractor to operate a sufficient

1 number of inspection stations, permanent or mobile, to ensure public convenience in  
2 those counties identified under sub. (5).

3 **SECTION 2656.** 110.20 (8) (am) 1m. of the statutes is created to read:

4 110.20 (8) (am) 1m. Each contract under subd. 1. may authorize or require the  
5 contractor to install and operate self–service inspection stations and may allow the  
6 use of different methods for emissions testing and equipment inspection, consistent  
7 with methods established under par. (bm), than those used at inspection stations  
8 that are not self–service.

9 **SECTION 2657.** 110.20 (8) (bm) of the statutes is created to read:

10 110.20 (8) (bm) The department may establish methods for emissions testing  
11 and equipment inspection of nonexempt vehicles in addition to testing and  
12 inspection by contractors. These methods may include the installation and operation  
13 by the department of self–service inspection stations and the utilization of any  
14 technology related to emissions or data transmission with which motor vehicles may  
15 be equipped. The department may establish methods for emissions testing and  
16 equipment inspection specifically applicable to self–service inspection stations,  
17 which methods shall apply equally to self–service inspection stations operated by  
18 contractors under par. (am) 1m. and self–service inspection stations operated by the  
19 department under this paragraph.

20 **SECTION 2658.** 110.20 (9) (k) of the statutes is created to read:

21 110.20 (9) (k) Prescribe a procedure for any method for emissions testing and  
22 equipment inspection established under sub. (8) (bm).

23 **SECTION 2659.** 110.20 (10m) of the statutes is amended to read:

24 110.20 (10m) REINSPECTION. The owner of a nonexempt vehicle inspected under  
25 this section is entitled, if the inspection determines that any applicable emission

1 limitation is exceeded, to one reinspection of the same vehicle at any inspection  
2 station within this state operated by a contractor under sub. (8) (am), or at any other  
3 location where, as established under sub. (8) (bm), the vehicle was initially inspected,  
4 if the reinspection takes place within 30 days after the initial inspection or the owner  
5 presents satisfactory evidence that the repairs and adjustments which were  
6 performed on the vehicle could not have been made within 30 days of the initial  
7 inspection.

8 **SECTION 2660.** 110.20 (11) of the statutes is amended to read:

9 110.20 (11) INSPECTION TESTS; RESULTS. (a) ~~The~~ A contractor shall perform the  
10 tests required under the federal act, and any testing and inspection method  
11 established under sub. (8) (bm) shall include the tests required under the federal act.

12 The tests shall include one of the approved short tests required by the federal act to  
13 determine compliance with applicable emission limitations for carbon monoxide,  
14 hydrocarbons and oxides of nitrogen. The department may require ~~the contractor~~  
15 contractors to provide information on the fuel efficiency of the motor vehicle.

16 (b) The department shall require ~~the~~ each contractor to furnish the results of  
17 the emissions inspection in writing to the person presenting the vehicle for  
18 inspection before he or she departs from the inspection station. For emissions  
19 inspections not conducted by a contractor, the department shall require any testing  
20 and inspection method established under sub. (8) (bm) to include the  
21 contemporaneous furnishing of the results of the emissions inspection in writing to  
22 the person having the vehicle inspected. If the inspection shows that the vehicle does  
23 not comply with one or more applicable emissions limitations, the results shall  
24 include, to the extent possible, a description of the noncompliance and the  
25 adjustments or repairs likely to be needed for compliance.

1           **SECTION 2661.** 110.21 of the statutes is amended to read:

2           **110.21 Education and training related to motor vehicle emissions.** The  
3 department and its contractors under s. 110.20 (8) (am) shall conduct a program of  
4 public education related to the motor vehicle emission and equipment inspection and  
5 maintenance program established under s. 110.20 (6). The program under s. 110.20  
6 (6) may include a pilot project of motor vehicle emissions inspections for those owners  
7 who elect to present their motor vehicles for inspection.

8           **SECTION 2665.** 111.70 (1) (j) of the statutes is amended to read:

9           111.70 (1) (j) “Municipal employer” means any city, county, village, town,  
10 metropolitan sewerage district, school district, family long-term care district, or any  
11 other political subdivision of the state, or instrumentality of one or more political  
12 subdivisions of the state, that engages the services of an employee and includes any  
13 person acting on behalf of a municipal employer within the scope of the person’s  
14 authority, express or implied, but specifically does not include a local cultural arts  
15 district created under subch. V of ch. 229.

16           **SECTION 2666e.** 111.70 (4) (c) 2. of the statutes is renumbered 111.70 (4) (c) 2.  
17 a.

18           **SECTION 2666f.** 111.70 (4) (c) 2. b. of the statutes is created to read:

19           111.70 (4) (c) 2. b. A collective bargaining agreement entered into between fire  
20 fighting personnel and a municipal employer may, notwithstanding s. 62.13 (5),  
21 contain dispute resolution procedures, including arbitration, that address the  
22 suspension, reduction in rank, suspension and reduction in rank, or removal of such  
23 personnel. If the procedures include arbitration, the arbitration hearing shall be  
24 public and the decision of the arbitrator shall be issued within 180 days of the  
25 conclusion of the hearing.

1           **SECTION 2679g.** 111.70 (4) (m) (title) of the statutes is amended to read:

2           111.70 (4) (m) (title) *Prohibited subjects of bargaining: school district*  
3           *municipal employers.*

4           **SECTION 2679i.** 111.70 (4) (mc) of the statutes is created to read:

5           111.70 (4) (mc) *Prohibited subjects of bargaining; fire fighting personnel.* In a  
6 bargaining unit containing fire fighting personnel, the municipal employer is  
7 prohibited from bargaining collectively with respect to:

8           1. The prohibition of access to arbitration as an alternative to the procedures  
9 in s. 62.13 (5).

10          2. The reduction of standards in s. 62.13 (5) (em) 1. to 7.

11          3. The payment of compensation in a way that is inconsistent with s. 62.13 (5)  
12 (h).

13           **SECTION 2665g.** 114.09 (title) of the statutes is amended to read:

14           **114.09 (title) Reckless Intoxicated and reckless flying; penalty.**

15           **SECTION 2665h.** 114.09 (1) (a) of the statutes is renumbered 114.09 (1) (a)  
16 (intro.) and amended to read:

17           114.09 (1) (a) (intro.) In this subsection, “~~drug~~”:

18           1. “Drug” has the meaning specified in s. 450.01 (10).

19           **SECTION 2665j.** 114.09 (1) (a) 2. of the statutes is created to read:

20           114.09 (1) (a) 2. “Prohibited alcohol concentration” means an alcohol  
21 concentration of 0.04 or more if there is no passenger in the aircraft, more than 0.00  
22 if there is a passenger in the aircraft.

23           **SECTION 2665L.** 114.09 (1) (b) of the statutes is renumbered 114.09 (1) (b) 1.  
24 and amended to read:

1           114.09 (1) (b) 1. No person may operate an aircraft in the air or on the ground  
2 or water while under the influence of intoxicating liquor or controlled substances or  
3 controlled substance analogs under ch. 961 or a combination thereof, under the  
4 influence of any other drug to a degree which renders him or her incapable of safely  
5 operating an aircraft, or under the combined influence of intoxicating liquor and any  
6 other drug to a degree which renders him or her incapable of safely operating an  
7 aircraft, ~~nor.~~

8           2. No person may operate an aircraft in the air or on the ground or water in a  
9 careless or reckless manner so as to endanger the life or property of another. In  
10 determining whether the operation was careless or reckless the court shall consider  
11 the standards for safe operation of aircraft prescribed by federal statutes or  
12 regulations governing aeronautics.

13           3. The court shall make a written report of all convictions, including bail or  
14 appearance money forfeitures, obtained under this section to the department, which  
15 shall send the report to the proper federal agency.

16           **SECTION 2665n.** 114.09 (1) (b) 1m. of the statutes is created to read:

17           114.09 (1) (b) 1m. No person may operate an aircraft in the air or on the ground  
18 if the person has a prohibited alcohol concentration.

19           **SECTION 2665r.** 114.09 (2) of the statutes is repealed and recreated to read:

20           114.09 (2) (a) Any person violating sub. (1) (b) 1. or 1m.:

21           1. Shall forfeit not less than \$150 nor more than \$300, except as provided in  
22 subs. 6. and 7.

23           2. Except as provided in subd. 6., shall be fined not less than \$350 nor more than  
24 \$1,100 and imprisoned for not less than 5 days nor more than 6 months if the number  
25 of convictions under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total

1 number of suspensions, revocations, and other convictions counted under s. 343.307  
2 (1) within a 10–year period, equals 2, except that suspensions, revocations, or  
3 convictions arising out of the same incident or occurrence shall be counted as one.

4 3. Except as provided in subds. 6. and 7., shall be fined not less than \$600 nor  
5 more than \$2,000 and imprisoned for not less than 30 days nor more than one year  
6 in the county jail if the number of convictions under ss. 940.09 (1) and 940.25 in the  
7 person’s lifetime, plus the total number of suspensions, revocations, and other  
8 convictions counted under s. 343.307 (1), equals 3, except that suspensions,  
9 revocations, or convictions arising out of the same incident or occurrence shall be  
10 counted as one.

11 4. Except as provided in subds. 6. and 7., shall be fined not less than \$600 nor  
12 more than \$2,000 and imprisoned for not less than 60 days nor more than one year  
13 in the county jail if the number of convictions under ss. 940.09 (1) and 940.25 in the  
14 person’s lifetime, plus the total number of suspensions, revocations, and other  
15 convictions counted under s. 343.307 (1), equals 4, except that suspensions,  
16 revocations, or convictions arising out of the same incident or occurrence shall be  
17 counted as one.

18 5. Except as provided in subds. 6. and 7., is guilty of a Class H felony and shall  
19 be fined not less than \$600 and imprisoned for not less than 6 months if the number  
20 of convictions under ss. 940.09 (1) and 940.25 in the person’s lifetime, plus the total  
21 number of suspensions, revocations, and other convictions counted under s. 343.307  
22 (1), equals 5 or more, except that suspensions, revocations, or convictions arising out  
23 of the same incident or occurrence shall be counted as one.

24 6. If there was a minor passenger under 16 years of age in the aircraft at the  
25 time of the violation that gave rise to the conviction under sub. (1) (b) 1. or 1m., the



1 applicable minimum and maximum forfeitures, fines, or imprisonment under subd.  
2 1., 2., 3., 4., or 5. for the conviction are doubled. An offense under sub. (1) (b) 1. or  
3 1m., that subjects a person to a penalty under subd. 3., 4., or 5. when there is a minor  
4 passenger under 16 years of age in the aircraft is a felony and the place of  
5 imprisonment shall be determined under s. 973.02.

6 7. a. If a person convicted had an alcohol concentration of 0.17 to 0.199, the  
7 applicable minimum and maximum fines under subd. 3. to 5. are doubled.

8 b. If a person convicted had an alcohol concentration of 0.20 to 0.249, the  
9 applicable minimum and maximum fines under subd. 3. to 5. are tripled.

10 c. If a person convicted had an alcohol concentration of 0.25 or above, the  
11 applicable minimum and maximum fines under subd. 3. to 5. are quadrupled.

12 (b) In par. (a) 1. to 5., the time period shall be measured from the dates of the  
13 refusals or violations that resulted in the revocation or convictions. If a person has  
14 a suspension, revocation, or conviction for any offense under a local ordinance or a  
15 state statute of another state that would be counted under s. 343.307 (1), that  
16 suspension, revocation or conviction shall count as a prior suspension, revocation, or  
17 conviction under par. (a) 1. to 5.

18 (bm) 1. Except as provided in subd. 1. a. or b., the court shall order the person  
19 violating sub. (1) (b) 1. or 1m. to submit to and comply with an assessment by an  
20 approved public treatment facility as defined in s. 51.45 (2) (c) for examination of the  
21 person's use of alcohol, controlled substances, or controlled substance analogs and  
22 development of an airman safety plan for the person. The court shall notify the  
23 person, the department, and the proper federal agency of the assessment order. The  
24 assessment order shall:

1           a. If the person is a resident, refer the person to an approved public treatment  
2 facility in the county in which the person resides. The facility named in the order  
3 may provide for assessment of the person in another approved public treatment  
4 facility. The order shall provide that, if the person is temporarily residing in another  
5 state, the facility named in the order may refer the person to an appropriate  
6 treatment facility in that state for assessment and development of an airman safety  
7 plan for the person satisfying the requirements of that state.

8           b. If the person is a nonresident, refer the person to an approved public  
9 treatment facility in this state. The order shall provide that the facility named in the  
10 order may refer the person to an appropriate treatment facility in the state in which  
11 the person resides for assessment and development of an airman safety plan for the  
12 person satisfying the requirements of that state.

13           c. Require a person who is referred to a treatment facility in another state  
14 under subd. 1. a. or b. to furnish the department written verification of his or her  
15 compliance from the agency that administers the assessment and airman safety plan  
16 program. The person shall provide initial verification of compliance within 60 days  
17 after the date of his or her conviction. The requirement to furnish verification of  
18 compliance may be satisfied by receipt by the department of such verification from  
19 the agency that administers the assessment and airman safety plan program.

20           2. The department of health and family services shall establish standards for  
21 assessment procedures and the airman safety plan programs by rule. The  
22 department of health and family services shall establish by rule conflict of interest  
23 guidelines for providers.

24           3. Prior to developing a plan that specifies treatment, the facility shall make  
25 a finding that treatment is necessary and appropriate services are available. The

1 facility shall submit a report of the assessment and the airman safety plan within  
2 14 days to the county department under s. 51.42, the plan provider, the department  
3 of transportation, the appropriate federal agency, and the person, except that, upon  
4 request by the facility and the person, the county department may extend the period  
5 for assessment for not more than 20 additional workdays. The county department  
6 shall notify the department of transportation regarding any such extension.

7 4. The assessment report shall order compliance with an airman safety plan.  
8 The report shall inform the person of the fee provisions under s. 46.03 (18) (f). The  
9 safety plan may include a component that makes the person aware of the effect of his  
10 or her offense on a victim and a victim's family. The safety plan may include  
11 treatment for the person's misuse, abuse, or dependence on alcohol, controlled  
12 substances, or controlled substance analogs. If the plan requires inpatient  
13 treatment, the treatment shall not exceed 30 days. An airman safety plan under this  
14 paragraph shall include a termination date consistent with the plan that shall not  
15 extend beyond one year. The county department under s. 51.42 shall assure  
16 notification of the department of transportation and the person of the person's  
17 compliance or noncompliance with assessment and treatment.

18 (c) Any person violating sub. (1) (b) 2.:

19 1. May be required to forfeit not less than \$25 nor more than \$200, except as  
20 provided in subd. 2.

21 2. May be fined not less than \$50 nor more than \$500 or imprisoned for not more  
22 than one year in the county jail or both if the total of convictions under sub. (1) (b)  
23 2. equals 2 or more in a 4-year period. The 4-year period shall be measured from  
24 the dates of the violations that resulted in the convictions.

25 **SECTION 2682.** 114.33 (10) of the statutes is amended to read:

1           114.33 (10) Subject to the approval of the governor under this subsection, the  
2 secretary may sell at public or private sale property of whatever nature owned by the  
3 state and under the jurisdiction of the secretary when the secretary determines that  
4 the property is no longer necessary for the state’s use for airport purposes and, if real  
5 property, the real property is not the subject of a petition under s. 560.9810. The  
6 secretary shall present to the governor a full and complete report of the property to  
7 be sold, the reason for the sale, and the minimum price for which the property should  
8 be sold, together with an application for the governor’s approval of the sale. The  
9 governor shall investigate the proposed sale as he or she deems necessary and  
10 approve or disapprove the application. Upon approval and receipt of the full  
11 purchase price, the secretary shall by appropriate deed or other instrument transfer  
12 the property to the purchaser. The funds derived from the sale shall be deposited in  
13 the appropriate airport fund, and the expense incurred by the secretary in  
14 connection with the sale shall be paid from that fund. This subsection does not apply  
15 to real property that is sold under s. 16.848.

16           **SECTION 2683.** 115.28 (23) (d) of the statutes is amended to read:

17           115.28 (23) (d) ~~The minority group pupil precollege~~ scholarship program under  
18 s. 115.43.

19           **SECTION 2684.** 115.28 (46) of the statutes is created to read:

20           115.28 (46) GRANTS FOR SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS  
21 PROGRAMS. From the appropriation under s. 20.255 (2) (fz), award grants to school  
22 districts to develop innovative instructional programs in science, technology,  
23 engineering and mathematics; support pupils who are typically under-represented  
24 in these subjects; and increase the academic achievement of pupils in those subjects.

25           **SECTION 2684m.** 115.28 (47) of the statutes is created to read:

1           115.28 (47) GRANTS FOR NURSING SERVICES. From the appropriation under s.  
2           20.255 (2) (dL), annually award grants to school districts, other than the school  
3           district operating under ch. 119, to employ additional school nurses or contract for  
4           additional nursing services. The state superintendent shall award grants to those  
5           school districts that demonstrate the greatest need for such services based upon  
6           criteria such as the ratio of pupils to nurses, the rate of chronic health problems  
7           among pupils, and the number of pupils from low-income families. A school district  
8           receiving a grant may not use the money to supplant existing nursing staff or  
9           services. Each school district receiving a grant shall submit a report to the  
10          department describing how the school district used the money and its effectiveness  
11          in providing additional nursing services to pupils who need such services.

12           **SECTION 2685.** 115.315 of the statutes is amended to read:

13           **115.315 Memorandum of understanding; license restriction and**  
14           **suspension.** As provided in the memorandum of understanding under s. 49.857, the  
15           department shall restrict or suspend a license or permit granted by the department  
16           if the licensee or permit holder is delinquent in making court-ordered payments of  
17           child or family support, maintenance, birth expenses, medical expenses or other  
18           expenses related to the support of a child or former spouse or if the licensee or permit  
19           holder fails to comply, after appropriate notice, with a subpoena or warrant issued  
20           by the department of ~~workforce development~~ children and families or a county child  
21           support agency under s. 59.53 (5) and related to paternity or child support  
22           proceedings.

23           **SECTION 2686.** 115.341 (1) of the statutes is amended to read:

24           115.341 (1) From the appropriation under s. 20.255 (2) (cm), the state  
25           superintendent shall reimburse each school board ~~40~~ 15 cents for each breakfast

1 served at a school that meets the requirements of 7 CFR 220.8 or 220.8a, whichever  
2 is applicable, and shall reimburse each governing body of a private school ~~10~~ 15 cents  
3 for each breakfast served at the private school that meets the requirements of 7 CFR  
4 220.8 or 220.8a, whichever is applicable.

5 **SECTION 2687.** 115.347 (1) of the statutes is amended to read:

6 115.347 (1) Beginning in the 1994–95 school year, a school board may submit  
7 enrollment data to the department of ~~workforce development~~ children and families  
8 for the purpose of directly certifying children as eligible for free or reduced–price  
9 meals under the federal school nutrition programs. The department of ~~workforce~~  
10 ~~development~~ children and families shall prescribe a format for the report.

11 **SECTION 2688.** 115.347 (2) of the statutes is amended to read:

12 115.347 (2) Whenever a school district that is located in whole or in part in a  
13 county that has converted to the client assistance for reemployment and economic  
14 support data system submits a report under sub. (1) in the prescribed format, the  
15 department of ~~workforce development~~ children and families shall determine which  
16 children enrolled in the school district are members of Wisconsin ~~works~~ Works  
17 groups participating under s. 49.147 (3) to (5) or of families receiving aid to families  
18 with dependent children or food stamps and shall provide the information to the  
19 school board as soon thereafter as possible. The school board shall use the  
20 information to directly certify children as eligible for free or reduced–price meals  
21 served by the school district under federal school nutrition programs, pursuant to 42  
22 USC 1758 (b) (2) (C) (ii) and (iii).

23 **SECTION 2689.** 115.347 (3) of the statutes is amended to read:

1           115.347 **(3)** The state superintendent shall assist school boards in developing  
2 a method for submitting enrollment data to the department of workforce  
3 development children and families under sub. (1).

4           **SECTION 2690.** 115.365 (2) (intro.) of the statutes is amended to read:

5           115.365 **(2)** (intro.) The department, in conjunction with the department of  
6 health and family services and the department of children and families, shall:

7           **SECTION 2691.** 115.368 (2) (intro.) of the statutes is amended to read:

8           115.368 **(2)** (intro.) The department, in conjunction with the department of  
9 health and family services and the department of children and families, and after  
10 consulting with established organizations providing services with a focus on children  
11 of risk, shall:

12           **SECTION 2692.** 115.395 of the statutes is created to read:

13           **115.395 Grants for improving pupil academic achievement. (1)** In this  
14 section, “board” means the board of school directors in charge of the school district  
15 operating under ch. 119.

16           **(2)** Beginning in the 2008–09 school year, the board may apply to the  
17 department of administration for an annual grant of up to \$10,000,000 to implement  
18 initiatives to improve pupil academic achievement in all grades, such as employing  
19 licensed teachers to tutor pupils who are struggling academically, or employing  
20 persons to coordinate the district’s instructional programs and provide ongoing  
21 professional development for teachers. The board shall submit with its application  
22 a plan for the department of administration’s approval describing the initiatives for  
23 which the grant will be used, describing the research showing that the initiatives  
24 have a positive effect on pupil academic achievement, and including criteria for

1 evaluating the effectiveness of the initiatives, such as high school graduation rates  
2 or the results of the statewide pupil assessments under ch. 118.30.

3 (3) The department of administration may approve the plan submitted under  
4 sub. (2) in whole or in part. If the department approves a plan in part, the board may  
5 submit an additional plan for the same school year and the department may award  
6 the board all or part of the balance of grant funds.

7 (4) Upon receipt of a notice from the department of administration that a plan  
8 has been approved under sub. (3), the state superintendent shall pay to the board,  
9 from the appropriation under s. 20.255 (2) (df), the amount specified by the  
10 department of administration.

11 **SECTION 2693.** 115.42 (title) of the statutes is amended to read:

12 **115.42** (title) **National Grants for national teacher certification or**  
13 **master educator licensure.**

14 **SECTION 2694.** 115.42 (1) (a) 1. of the statutes is amended to read:

15 115.42 (1) (a) 1. The person is certified by the National Board for Professional  
16 Teaching Standards or licensed by the department as a master educator under s. PI  
17 34.19, Wis. Adm. Code.

18 **SECTION 2697.** 115.42 (1) (b) of the statutes is amended to read:

19 115.42 (1) (b) The grant under this subsection shall be an amount equal to the  
20 costs of obtaining certification or licensure under par. (a) 1. that are borne by the  
21 person, not to exceed \$2,000. The department shall award the grant under this  
22 subsection in the first school year in which the person meets the requirements under  
23 par. (a).

24 **SECTION 2698.** 115.42 (2) (a) (intro.) of the statutes is amended to read:



1           115.42 (2) (a) (intro.) ~~The~~ Except as provided in par. (c), the department shall  
2           award 9 grants of \$2,500 each to each person who received a grant under sub. (1) if  
3           the person satisfies all of the following requirements:

4           **SECTION 2699.** 115.42 (2) (a) 1. of the statutes is amended to read:

5           115.42 (2) (a) 1. The person maintains his or her ~~certification by the National~~  
6           ~~Board for Professional Teaching Standards~~ national teacher certificate or master  
7           educator license.

8           **SECTION 2700.** 115.42 (2) (a) 2. of the statutes is amended to read:

9           115.42 (2) (a) 2. The person maintains his or her license as a teacher issued by  
10          the state superintendent or remains employed in a private school located in this  
11          state.

12          **SECTION 2702.** 115.42 (2) (c) of the statutes is created to read:

13          115.42 (2) (c) The amount of each grant under par. (a) shall be \$5,000 in any  
14          school year in which the recipient is employed in a school in which at least 60 percent  
15          of the pupils enrolled are eligible for a free or reduced-price lunch under 42 USC  
16          1758 (6).

17          **SECTION 2705.** 115.43 (title) of the statutes is amended to read:

18          **115.43 (title) ~~Minority group pupil~~ Precollege scholarships.**

19          **SECTION 2706.** 115.43 (1) of the statutes is amended to read:

20          115.43 (1) DEFINITION. In this section, “~~minority group~~ economically  
21          disadvantaged pupil” means a pupil who is ~~Black or African American, Hispanic,~~  
22          ~~American Indian, an Alaskan native, or a person of Asian or Pacific Island origin~~  
23          eligible for a free or reduced-price lunch under 42 USC 1758 (b).

24          **SECTION 2707.** 115.43 (2) (a) of the statutes is amended to read:

1           115.43 (2) (a) Annually set goals relating to increasing the percentages of  
2 ~~minority group~~ economically disadvantaged pupils who graduate from high school  
3 and are prepared for postsecondary school education.

4           **SECTION 2708.** 115.43 (2) (b) of the statutes is amended to read:

5           115.43 (2) (b) From the appropriation under s. 20.255 (3) (fz), award precollege  
6 scholarships, on a competitive basis, to ~~minority group~~ economically disadvantaged  
7 pupils who enroll in a technical college or in college or university classes or programs  
8 designed to improve academic skills that are essential for success in postsecondary  
9 school education. The state superintendent shall give preference to ~~minority group~~  
10 economically disadvantaged pupils who are inadequately represented in the  
11 technical college and University of Wisconsin Systems.

12           **SECTION 2708m.** 115.436 of the statutes is created to read:

13           **115.436 Sparsity aid. (1)** In this section, “membership” has the meaning  
14 given in s. 121.004 (5).

15           **(2)** A school district is eligible for sparsity aid under this section if it satisfies  
16 all of the following criteria:

17           (a) The school district’s membership in the previous school year was no more  
18 than 725.

19           (b) At least 20 percent of the school district’s membership in the previous school  
20 year was eligible for a free or reduced-price lunch under 42 USC 1758 (b).

21           (c) The school district’s membership in the previous school year divided by the  
22 school district’s area in square miles is less than 10.

23           **(3) (a)** Beginning in the 2008–09 school year, the department shall pay to each  
24 school district eligible for sparsity aid the following amount from the appropriation  
25 under s. 20.255 (2) (ae), subject to par. (b):

1           1. If less than 50 percent of the school district’s membership in the previous  
2 school year was eligible for a free or reduced–price lunch under 42 USC 1758 (b), \$150  
3 multiplied by the membership in the previous school year.

4           2. If 50 percent or more of the school district’s membership in the previous  
5 school year was eligible for a free or reduced–price lunch under 42 USC 1758 (b), \$300  
6 multiplied by the membership in the previous school year.

7           (b) If the appropriation under s. 20.255 (2) (ae) in any fiscal year is insufficient  
8 to pay the full amount under par. (a), the department shall prorate the payments  
9 among the eligible school districts.

10           **SECTION 2709.** 115.445 of the statutes is created to read:

11           **115.445 Four–year–old kindergarten grants. (1)** A school board may  
12 apply to the department for a 2–year grant under this section to implement a  
13 4–year–old kindergarten program.

14           **(2) (a)** In the first school year of a grant awarded under this section, the  
15 department shall pay the school board up to \$3,000 for each 4–year–old kindergarten  
16 pupil enrolled in the school district. In the succeeding school year, the department  
17 shall pay the school board up to \$1,500 for each 4–year–old kindergarten pupil  
18 enrolled in the school district.

19           **(b)** The department shall award grants under this section beginning in the  
20 2008–09 school year and shall give preference in awarding grants to school boards  
21 that use community approaches to early education, as defined by the department by  
22 rule. If the funds in the appropriation under s. 20.255 (2) (dp) are insufficient to pay  
23 all eligible school boards, the department shall prorate the payments.

24           **(3)** The department shall promulgate rules to implement this section.

25           **SECTION 2710e.** 115.53 (3) (a) of the statutes is amended to read:

1           115.53 (3) (a) Arrange for otological or ophthalmic examination of any pupil or  
2 prospective pupil of the Wisconsin Educational Services Program for the Deaf and  
3 Hard of Hearing. The examination shall be paid for from the appropriation in s.  
4 20.255 (1) (b), ~~(gh)~~ or (gs).

5           **SECTION 2710m.** 115.53 (3) (b) of the statutes is amended to read:

6           115.53 (3) (b) Arrange for ophthalmic or otological examination of any pupil or  
7 prospective pupil of the school operated by the Wisconsin Center for the Blind and  
8 Visually Impaired. The examination shall be paid from the appropriation in s. 20.255  
9 (1) (b), ~~(gh)~~, (gL), or (gs).

10          **SECTION 2710s.** 115.53 (4) of the statutes is repealed.

11          **SECTION 2711.** 115.812 (1) of the statutes is amended to read:

12          115.812 (1) PLACEMENT DISPUTES. If a dispute arises between a local educational  
13 agency and the department of ~~health and family services~~ children and families, the  
14 department of corrections, or a county department under s. 46.215, 46.22, or 46.23,  
15 or between local educational agencies under s. 115.81 (4) (c), over the placement of  
16 a child, the state superintendent shall resolve the dispute. This subsection applies  
17 only to placements in nonresidential educational programs made under s. 48.57 (1)  
18 (c) and to placements in residential care centers made under s. 115.81.

19          **SECTION 2711d.** 115.881 (4) of the statutes is created to read:

20          115.881 (4) A school district receiving aid under s. 115.883 in any school year  
21 is not eligible for aid under this section in that school year.

22          **SECTION 2711e.** 115.883 of the statutes is created to read:

23          **115.883 Supplemental special education aid.** (1) Beginning in the  
24 2008–09 school year, from the appropriation under s. 20.255 (2) (be), the department

1 shall pay supplemental special education aid to school districts to which all of the  
2 following apply:

3 (a) In the previous school year, the school district's revenue authority per pupil  
4 under subch. VII of ch. 121 was below the statewide average.

5 (b) In the previous school year, the school district's expenditures for special  
6 education constituted more than 16 percent of the school district's total  
7 expenditures.

8 (c) In the previous school year, the school district's membership, as defined in  
9 s. 121.004 (5), was less than 2,000 pupils.

10 **(2)** In the 2008–09 school year, the department shall pay each school district  
11 eligible for aid under this section the same amount. In each school year thereafter,  
12 the department shall distribute aid under this section to eligible school districts  
13 proportionally based upon each school district's expenditures for special education  
14 in the previous school year, except that in any school year a school district may  
15 receive not less than \$50,000, and not more than \$150,000 or an amount equal to 50  
16 percent of the school district's expenditures for special education in the previous  
17 school year, whichever is less.

18 **(3)** A school district receiving aid under s. 115.881 in any school year is not  
19 eligible for aid under this section in that school year.

20 **SECTION 2712.** 118.125 (2) (i) of the statutes is amended to read:

21 118.125 **(2)** (i) Upon request, the school district clerk or his or her designee shall  
22 provide the names of pupils who have withdrawn from the public school prior to  
23 graduation under s. 118.15 (1) (c) to the technical college district board in which the  
24 public school is located or, for verification of eligibility for public assistance under ch.  
25 49, to the department of health and family services, the department of workforce

1 development children and families, or a county department under s. 46.215, 46.22,  
2 or 46.23.

3 **SECTION 2715.** 118.19 (1r) (a) of the statutes is amended to read:

4 118.19 (1r) (a) As provided in the memorandum of understanding under s.  
5 49.857, the department of public instruction may not issue or renew a license or  
6 permit or revalidate a license that has no expiration date unless the applicant  
7 provides the department of public instruction with his or her social security number.  
8 The department of public instruction may not disclose the social security number  
9 except to the department of ~~workforce development~~ children and families for the sole  
10 purpose of administering s. 49.22.

11 **SECTION 2716.** 118.19 (1r) (b) of the statutes is amended to read:

12 118.19 (1r) (b) As provided in the memorandum of understanding under s.  
13 49.857, the department may not issue or renew a license or permit or revalidate a  
14 license that has no expiration date if the applicant, licensee or permit holder is  
15 delinquent in making court-ordered payments of child or family support,  
16 maintenance, birth expenses, medical expenses or other expenses related to the  
17 support of a child or former spouse or if the applicant, licensee or permit holder fails  
18 to comply, after appropriate notice, with a subpoena or warrant issued by the  
19 department of ~~workforce development~~ children and families or a county child  
20 support agency under s. 59.53 (5) and related to paternity or child support  
21 proceedings.

22 **SECTION 2717.** 118.19 (10) (g) of the statutes is amended to read:

23 118.19 (10) (g) At the request under s. 49.22 (2m) of the department of  
24 ~~workforce development~~ children and families or a county child support agency under  
25 s. 59.53 (5), the state superintendent shall release the name and address of the

1 applicant or licensee, the name and address of the applicant's or licensee's employer  
2 and financial information, if any, related to the applicant or licensee obtained under  
3 this subsection to the department of ~~workforce development~~ children and families or  
4 the county child support agency.

5 **SECTION 2719m.** 118.35 (4) of the statutes is amended to read:

6 118.35 (4) From the appropriation under s. 20.255 (2) (fy), the department shall  
7 award grants to nonprofit organizations, cooperative educational service agencies,  
8 and the school district operating under ch. 119 for the purpose of providing advanced  
9 curriculum and assessments for gifted and talented ~~middle school~~ pupils.

10 **SECTION 2733.** 119.04 (1) of the statutes is amended to read:

11 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),  
12 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,  
13 115.345, 115.361, 115.38 (2), 115.445, 115.45, 118.001 to 118.04, 118.045, 118.06,  
14 118.07, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16,  
15 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8),  
16 118.245, 118.255, 118.258, 118.291, 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12  
17 (5) and (15) to (26), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34),  
18 (35), (37), (37m), and (38), 120.14, and 120.25 are applicable to a 1st class city school  
19 district and board.

20 **SECTION 2735w .** 119.46 (1) of the statutes is amended to read:

21 119.46 (1) As part of the budget transmitted annually to the common council  
22 under s. 119.16 (8) (b), the board shall report the amount of money required for the  
23 ensuing school year to operate all public schools in the city under this chapter, to  
24 repair and keep in order school buildings and equipment, to make material  
25 improvements to school property and to purchase necessary additions to school sites.

1 The amount included in the report for the purpose of supporting the Milwaukee  
2 Parental Choice Program under s. 119.23 shall be reduced by the amount of aid  
3 received by the board under s. 121.136. The common council shall levy and collect  
4 a tax upon all the property subject to taxation in the city, which shall be equal to the  
5 amount of money required by the board for the purposes set forth in this subsection,  
6 at the same time and in the same manner as other taxes are levied and collected.  
7 Such taxes shall be in addition to all other taxes which the city is authorized to levy.  
8 The taxes so levied and collected, any other funds provided by law and placed at the  
9 disposal of the city for the same purposes, and the moneys deposited in the school  
10 operations fund under s. 119.60 (1), shall constitute the school operations fund.

11 **SECTION 2736.** 120.125 (4) (h) of the statutes is amended to read:

12 120.125 (4) (h) That the day care provider shall meet the standards for licensed  
13 day care centers established by the department of ~~health and family services~~  
14 children and families.

15 **SECTION 2738.** 120.13 (14) of the statutes is amended to read:

16 120.13 (14) DAY CARE PROGRAMS. Establish and provide or contract for the  
17 provision of day care programs for children. The school board may receive federal  
18 or state funds for this purpose. The school board may charge a fee for all or part of  
19 the cost of the service for participation in a day care program established under this  
20 subsection. Costs associated with a day care program under this subsection may not  
21 be included in shared costs under s. 121.07 (6). Day care programs established under  
22 this subsection shall meet the standards for licensed day care centers established by  
23 the department of ~~health and family services~~ children and families. If a school board  
24 proposes to contract for or renew a contract for the provision of a day care program  
25 under this subsection or if on July 1, 1996, a school board is a party to a contract for



1 the provision of a day care program under this subsection, the school board shall refer  
2 the contractor or proposed contractor to the department of ~~health and family services~~  
3 children and families for the criminal history and child abuse record search required  
4 under s. 48.685. Each school board shall provide the department of health and family  
5 services with information about each person who is denied a contract for a reason  
6 specified in s. 48.685 (4m) (a) 1. to 5.

7 **SECTION 2744gm.** 121.136 of the statutes is created to read:

8 **121.136 State aid for high-poverty school districts. (1)** (a) In the 2007–08  
9 and 2008–09 school years, the department shall pay additional state aid to a school  
10 district if at least 50 percent of the district’s enrollment, as rounded to the nearest  
11 whole percentage point and as reported to the department by the school district in  
12 October 2006, as a condition for participation in the federal school lunch program  
13 under 42 USC 1758 (b), was eligible for a free or reduced-price lunch in the federal  
14 school lunch program under 42 USC 1758 (b).

15 (b) The amount paid to each eligible school district in the 2007–08 and 2008–09  
16 fiscal years shall be determined as follows:

17 1. Divide the amount appropriated under s. 20.255 (2) (bb) by the total number  
18 of pupils enrolled in all eligible school districts.

19 2. Multiply the quotient under subd. 1. by the number of pupils enrolled in the  
20 school district.

21 **(2)** (a) In the 2009–10 school year and annually thereafter, the department  
22 shall pay additional state aid to a school district if at least 50 percent of the district’s  
23 enrollment on the 3rd Friday of September in the immediately preceding  
24 even-numbered year, as rounded to the nearest whole percentage point, was eligible

1 for a free or reduced-price lunch in the federal school lunch program under 42 USC  
2 1758 (b).

3 (b) Except as provided in par. (c), the amount paid to each eligible school district  
4 in the 2009–10 school year and annually thereafter shall be determined as follows:

5 1. Divide the amount appropriated under s. 20.255 (2) (bb) by the total number  
6 of pupils enrolled in all eligible school districts.

7 2. Increase the amount determined under subd. 1. by the percentage increase  
8 in the total amount appropriated under s. 20.255 (2) (ac) between the previous school  
9 year and the current school year, but not less than zero.

10 3. Increase the amount determined under subd. 2. by the percentage increase  
11 in this state's aggregate personal income between the calendar year beginning in the  
12 2nd previous school year and the calendar year beginning in the previous school year,  
13 but not less than zero.

14 4. Multiply the amount determined under subd. 3. by the school district's  
15 enrollment on the 3rd Friday of September in the current school year.

16 (c) 1. Beginning in the 2009–10 school year, an eligible school district may not  
17 receive under par. (b) less than the amount determined by increasing the amount  
18 received under this section in the previous school year by the percentage increases  
19 specified in par. (b) 2. and 3.

20 2. Notwithstanding subd. 1., if in any fiscal year the amount appropriated  
21 under s. 20.255 (2) (bb) is insufficient to fully fund aid payments under this  
22 subsection, the department shall prorate payments to eligible school districts.

23 **SECTION 2748.** 121.58 (2) (a) 4. of the statutes is amended to read:

1           121.58 (2) (a) 4. For each pupil so transported whose residence is more than  
2           12 miles from the school attended, \$150 ~~\$180~~ per school year in the 2005–06 ~~2006–07~~  
3           school year and \$180 ~~\$220~~ per school year thereafter.

4           **SECTION 2748m.** 121.58 (2) (d) of the statutes is created to read:

5           121.58 (2) (d) In addition to any other payments made under this section, the  
6           department shall allocate \$35,000 annually to reimburse school districts for 75  
7           percent of the costs incurred to transport pupils over ice from their residence on an  
8           island to school on the mainland and back to their residence on the island, including  
9           the costs of maintaining and storing equipment. If in any school year the amount to  
10          which school districts are entitled under this paragraph exceeds \$35,000, the  
11          department shall prorate the payments among the eligible school districts.

12          **SECTION 2749q.** 121.90 (2) (intro.) of the statutes is amended to read:

13          121.90 (2) (intro.) “State aid” means aid under ss. 121.08, 121.09 and, 121.105,  
14          and 121.136 and subch. VI, as calculated for the current school year on October 15  
15          under s. 121.15 (4) and including adjustments made under s. 121.15 (4), and amounts  
16          under s. 79.095 (4) for the current school year, except that “state aid” excludes all of  
17          the following:

18          **SECTION 2749r.** 121.90 (2) (c) of the statutes is created to read:

19          121.90 (2) (c) For the school district operating under ch. 119, aid received under  
20          s. 121.136.

21          **SECTION 2750.** 121.905 (1) of the statutes is amended to read:

22          121.905 (1) In this section, “revenue ceiling” means \$8,100 ~~\$8,700~~ in the  
23          2005–06 ~~2007–08~~ school year and \$8,400 ~~\$9,000~~ in any subsequent school year.

24          **SECTION 2751.** 121.91 (2m) (e) (intro.) of the statutes is amended to read:

1           121.91 **(2m)** (e) (intro.) Except as provided in subs. (3) ~~and~~, (4), and (8), no  
2 school district may increase its revenues for the 1999–2000 school year or for any  
3 school year thereafter to an amount that exceeds the amount calculated as follows:

4           **SECTION 2752.** 121.91 (4) (f) 1. of the statutes is amended to read:

5           121.91 **(4)** (f) 1. Except as provided in subd. 1m., for the ~~1999–2000~~ 2007–08  
6 school year or any school year thereafter, if the average of the number of pupils  
7 enrolled in the current and the 2 preceding school years is less than the average of  
8 the number of pupils enrolled in the 3 previous school years, the limit otherwise  
9 applicable under sub. (2m) (e) is increased by the additional amount that would have  
10 been calculated had ~~the~~ there been no decline in average enrollment ~~been 25% of~~  
11 ~~what it was.~~

12           **SECTION 2753.** 121.91 (4) (f) 1m. b. of the statutes is amended to read:

13           121.91 **(4)** (f) 1m. b. For the school year beginning on the first July 1 following  
14 the effective date of the school district reorganization, if the number of pupils  
15 enrolled in that school year is less than the number of pupils enrolled in the previous  
16 school year, the limit otherwise applicable under sub. (2m) (e) is increased by the  
17 additional amount that would have been calculated had ~~the~~ there been no decline in  
18 enrollment ~~been 25 percent of what it was.~~

19           **SECTION 2754.** 121.91 (4) (f) 1m. c. of the statutes is amended to read:

20           121.91 **(4)** (f) 1m. c. For the school year beginning on the 2nd July 1 following  
21 the effective date of the school district reorganization, if the average of the number  
22 of pupils enrolled in that school year and the previous school year is less than the  
23 average of the number of pupils enrolled in the 2 previous school years, the limit  
24 otherwise applicable under sub. (2m) (e) is increased by the additional amount that

1 would have been calculated had the there been no decline in average enrollment been  
2 ~~25 percent of what it was.~~

3 **SECTION 2756m.** 121.91 (7) of the statutes is amended to read:

4 121.91 (7) Except as provided in sub. (4) (f) 2. and (8), if an excess revenue is  
5 approved under sub. (3) for a recurring purpose or allowed under sub. (4), the excess  
6 revenue shall be included in the base for determining the limit for the next school  
7 year for purposes of this section. If an excess revenue is approved under sub. (3) for  
8 a nonrecurring purpose, the excess revenue shall not be included in the base for  
9 determining the limit for the next school year for purposes of this section.

10 **SECTION 2757.** 121.91 (8) of the statutes is created to read:

11 121.91 (8) If a school district's initial revenue limit for the current school year,  
12 as calculated under s. 121.905 or sub. (2m) (e), whichever is appropriate, before  
13 making any adjustments under sub. (3) or (4), is less than the amount determined  
14 by multiplying the amount under sub. (2m) (e) 1. by the average of the number of  
15 pupils enrolled in the 3 preceding school years, the school district's initial revenue  
16 limit for the current school year, before making any adjustments under sub. (3) or (4),  
17 is the amount determined by multiplying the amount under sub. (2m) (e) 1. by the  
18 average of the number of pupils enrolled in the 3 preceding school years. Any  
19 additional revenue received by a school district as a result of this subsection shall not  
20 be included in the base for determining the school district's limit under sub. (2m) for  
21 the following school year.

22 **SECTION 2757r.** 125.01 of the statutes is amended to read:

23 **125.01 Legislative intent.** This chapter shall be construed as an enactment  
24 of the legislature's support for the 3-tier system for alcohol beverages production,  
25 distribution, and sale that, through uniform statewide regulation, provides this

1 state regulatory authority over the production, storage, distribution, transportation,  
2 sale, and consumption of alcohol beverages by and to its citizens, for the benefit of  
3 the public health and welfare and this state’s economic stability. Without the 3–tier  
4 system, the effective statewide regulation and collection of state taxes on alcohol  
5 beverages sales would be seriously jeopardized. It is further the intent of the  
6 legislature that without a specific statutory exception, all sales of alcohol beverages  
7 shall occur through the 3–tier system, from manufacturers to licensed wholesalers  
8 to retailers to consumers. Face–to–face retail sales at licensed premises directly  
9 advance the state’s interest in preventing alcohol sales to underage or intoxicated  
10 persons.

11 **SECTION 2757t.** 125.015 of the statutes is created to read:

12 **125.015 Severability.** If any provision or clause of this chapter or its  
13 application to any person or circumstance is held invalid, the invalidity shall not  
14 affect other provisions or applications of this chapter that can be given effect without  
15 the invalid provision or application, and to this end the provisions of this chapter are  
16 severable.

17 **SECTION 2757te.** 125.02 (2) of the statutes is amended to read:

18 125.02 (2) “Brewer” means any person who manufactures fermented malt  
19 beverages for sale or transportation, except that “brewer” does not include a  
20 permittee under s. 125.295.

21 **SECTION 2757tm.** 125.02 (2d) (intro.), (2h), (2p) and (2t) of the statutes are  
22 created to read:

23 125.02 (2d) (intro.) “Brewer group” means a brewer, including all premises for  
24 which the brewer holds a permit issued under s. 125.29, together with all of the  
25 following:

1           **(2h)** “Brewpub” means a permittee under s. 125.295.

2           **(2p)** “Brewpub group” means a brewpub, including all premises for which the  
3 brewpub holds a permit issued under s. 125.295, together with all of the following:

4           (a) All brewpubs that share membership with the brewpub in a controlled  
5 group of brewpubs, as determined under 26 USC 5051 (a) (2) (B).

6           (b) All brewpubs considered with the brewpub as one taxpayer under 27 CFR  
7 25.111b (b).

8           (c) All franchisees, as defined in s. 553.03 (5), of the brewpub.

9           (d) All franchisees, as defined in s. 553.03 (5), of the brewpub’s franchisor, as  
10 defined in s. 553.03 (6).

11           (e) The franchisor, as defined in s. 553.03 (6), of the brewpub.

12           **(2t)** “Brewpub premises” means any premises covered by a permit issued under  
13 s. 125.295.

14           **SECTION 2757w.** 125.02 (3r) of the statutes is created to read:

15           125.02 **(3r)** “Caterer” means any person holding a restaurant permit under s.  
16 254.64 who is in the business of preparing food and transporting it for consumption  
17 on premises where gatherings, meetings, or events are held, if the sale of food at each  
18 gathering, meeting, or event accounts for greater than 50 percent of the gross  
19 receipts of all of the food and beverages served at the gathering, meeting, or event.

20           **SECTION 2757we.** 125.02 (21) of the statutes is amended to read:

21           125.02 **(21)** “Wholesaler” means a person, other than a brewer, brewpub,  
22 manufacturer, or rectifier, who sells alcohol beverages to a licensed retailer or to  
23 another person who holds a permit or license to sell alcohol beverages at wholesale.

24           **SECTION 2757wm.** 125.04 (9) of the statutes is amended to read:

1           125.04 (9) SEPARATE LICENSE OR PERMIT REQUIRED. Except as provided under ss.  
2           125.27 (2) (a) and 125.51 (5) (c) 1., wholesalers, manufacturers, rectifiers, brewers,  
3           brewpubs, and retailers shall have a separate permit or license covering each  
4           location or premises, except a licensed public warehouse, from which deliveries and  
5           sales of alcohol beverages are made or at which alcohol beverages are stored.

6           **SECTION 2757ws.** 125.07 (4) (bm) 1. of the statutes is amended to read:

7           125.07 (4) (bm) 1. A brewer or brewpub.

8           **SECTION 2758.** 125.07 (4) (cm) of the statutes is amended to read:

9           125.07 (4) (cm) When a court revokes or suspends a person's operating privilege  
10          under par. (bs) or (c), the department of transportation may not disclose information  
11          concerning or relating to the revocation or suspension to any person other than a  
12          court, district attorney, county corporation counsel, city, village or town attorney, law  
13          enforcement agency, driver licensing agency of another jurisdiction, or the person  
14          whose operating privilege is revoked or suspended. A person entitled to receive  
15          information under this paragraph may not disclose the information to any other  
16          person or agency.

17          **SECTION 2759.** 125.085 (3) (bp) of the statutes is amended to read:

18          125.085 (3) (bp) When a court suspends a person's operating privilege under  
19          par. (bd), the department of transportation may not disclose information concerning  
20          or relating to the suspension to any person other than a court, district attorney,  
21          county corporation counsel, city, village or town attorney, law enforcement agency,  
22          driver licensing agency of another jurisdiction, or the person whose operating  
23          privilege is suspended. A person entitled to receive information under this  
24          paragraph may not disclose the information to any other person or agency.

25          **SECTION 2759b.** 125.10 (4) of the statutes is amended to read:



1           125.10 (4) REGULATION OF CLOSED RETAIL PREMISES. A municipality may not  
2 prohibit the permittee, licensee, employees, salespersons, employees of wholesalers  
3 licensed under s. 125.28 (1) or 125.54 (1); employees of permittees under s. 125.295  
4 with respect to the permittee’s own retail premises; or service personnel from being  
5 present on premises operated under a Class “A”, “Class A” or “Class C” license or  
6 under a Class “B” or “Class B” license or permit during hours when the premises are  
7 not open for business if those persons are performing job–related activities.

8           **SECTION 2759c.** 125.12 (5) of the statutes is amended to read:

9           125.12 (5) REVOCATIONS OR SUSPENSIONS OF, OR REFUSALS TO RENEW, PERMITS BY  
10 THE DEPARTMENT. The department may, after notice and an opportunity for hearing,  
11 revoke, suspend or refuse to renew any retail permit issued by it for the causes  
12 provided in sub. (4) and any other permit issued by it under this chapter for any  
13 violation of this chapter or ch. 139, except that, for a violation of sub. (4) (ag) 6. with  
14 respect to a license issued under s. 125.51 (4) (v) or a violation of s. 125.535 or  
15 139.035, the department shall revoke the license or permit. A revocation, suspension  
16 or refusal to renew is a contested case under ch. 227.

17           **SECTION 2759ca.** 125.25 (2) (b) 5. of the statutes is created to read:

18           125.25 (2) (b) 5. A Class “A” license may not be issued to a person holding a  
19 brewpub permit issued under s. 125.295 or to a person who has a direct or indirect  
20 ownership interest in a premises operating under a brewpub permit issued under s.  
21 125.295.

22           **SECTION 2759cb.** 125.26 (2) (b) 1. of the statutes is amended to read:

23           125.26 (2) (b) 1. Except as provided in ~~s.~~ ss. 125.295 and 125.31, Class “B”  
24 licenses may not be issued to brewers or brewpubs.

25           **SECTION 2759ce.** 125.26 (2u) of the statutes is created to read:

1           125.26 **(2u)** Notwithstanding ss. 125.04 (3) (a) 3. and (9) and 125.09 (1), in  
2 addition to the authorization specified in sub. (1), a Class “B” license issued under  
3 this section to a caterer also authorizes the caterer to provide fermented malt  
4 beverages, including their retail sale, at the National Railroad Museum in Green  
5 Bay during special events held at this museum. Notwithstanding sub. (1), a caterer  
6 may provide fermented malt beverages under this subsection at any location at the  
7 National Railroad Museum even though the National Railroad Museum is not part  
8 of the caterer’s licensed premises, as described under sub. (3) in the caterer’s Class  
9 “B” license, and even if the National Railroad Museum is not located within the  
10 municipality that issued the caterer’s Class “B” license. A caterer that provides  
11 fermented malt beverages under this subsection is subject to s. 125.32 (2) as if the  
12 fermented malt beverages were provided on the caterer’s Class “B” licensed  
13 premises. This subsection does not authorize the National Railroad Museum to sell  
14 fermented malt beverages at retail or to procure or stock fermented malt beverages  
15 for purposes of retail sale. This subsection does not apply if, at any time, the National  
16 Railroad Museum holds a Class “B” license.

17           **SECTION 2759cec.** 125.28 (2) (b) 1. e. of the statutes is created to read:

18           125.28 **(2)** (b) 1. e. A brewpub permit issued under s. 125.295.

19           **SECTION 2759ced.** 125.28 (2) (b) 2. of the statutes is amended to read:

20           125.28 **(2)** (b) 2. A person who has a direct or indirect ownership interest in a  
21 premises operating under one or more of the licenses or permits listed in subd. 1. a.  
22 to ~~d.~~ e.

23           **SECTION 2759cf.** 125.29 (5) and (6) of the statutes are created to read:

24           125.29 **(5)** BREWPUBS. No person holding a brewpub permit under s. 125.295  
25 may register as a brewer under this section.

1           **(6) RESTAURANTS.** No person issued a permit under this section after the  
2 effective date of this subsection .... [revisor inserts date], may hold a restaurant  
3 permit issued under s. 254.64.

4           **SECTION 2759cg.** 125.295 of the statutes is created to read:

5           **125.295 Brewpub permits. (1)** The department shall issue brewpub permits  
6 to eligible applicants authorizing all of the following:

7           (a) The manufacture of fermented malt beverages on the brewpub premises if  
8 the entire manufacturing process occurs on these premises and not more than 10,000  
9 barrels of fermented malt beverages are manufactured in a calendar year by the  
10 permittee's brewpub group.

11           (b) The bottling on brewpub premises of fermented malt beverages that have  
12 been manufactured on these premises.

13           (c) The packaging in refillable containers exceeding 24 ounces in volume, at the  
14 request of a customer and on brewpub premises, of fermented malt beverages that  
15 have been manufactured on these premises.

16           (d) The possession and storage of any fermented malt beverages on brewpub  
17 premises.

18           (e) The transportation of fermented malt beverages that have been  
19 manufactured on the brewpub premises between these premises and any other  
20 brewpub premises or Class "B" premises of the brewpub group.

21           (f) Subject to s. 125.34 (3) and (4), the sale at wholesale, shipment,  
22 transportation, and delivery, in original unopened packages or containers, to  
23 wholesalers, from the brewpub premises, of fermented malt beverages that have  
24 been manufactured on these premises or on other brewpub premises of the brewpub.

1 (g) The sale at wholesale, shipment, transportation, and delivery, in original  
2 unopened packages or containers, to retailers, from the brewpub premises, of  
3 fermented malt beverages that have been manufactured on these premises or on  
4 other brewpub premises of the brewpub. A brewpub's brewpub group may not sell,  
5 ship, transport, or deliver more than a total of 1,000 barrels of fermented malt  
6 beverages in any calendar year to retailers under this paragraph. Fermented malt  
7 beverages provided by a brewpub to any retail premises for which the brewpub group  
8 holds a retail license shall not be included in any calculation of the 1,000 barrel  
9 limitation under this paragraph. Deliveries and shipments of fermented malt  
10 beverages by a brewpub under this paragraph shall be made to retailers only at their  
11 retail premises. Any retailer receiving such a delivery or shipment is subject to the  
12 prohibition under s. 125.34 (5) against further transporting the delivery or shipment  
13 to any other retail premises.

14 (h) The sale of alcohol beverages at retail on the brewpub premises in  
15 accordance with the terms of any retail license specified in subs. (2) (a) 4. and (3) (b)  
16 and (c).

17 (i) Notwithstanding s. 125.33 (1), the ownership, maintenance, and operation  
18 of places for the sale of fermented malt beverages at the state fair park or on any  
19 county fairgrounds located in this state if the fermented malt beverages have been  
20 manufactured by the brewpub.

21 **(2)** (a) An applicant is eligible for a brewpub permit only if all of the following  
22 apply:

23 1. The applicant's brewpub group manufactures a total of not more than 10,000  
24 barrels of fermented malt beverages in a calendar year.

1           2. The applicant's entire process for manufacturing fermented malt beverages  
2 occurs on premises covered by a permit issued under this section. If the applicant  
3 holds more than one permit issued under this section, the applicant is not required  
4 to manufacture fermented malt beverages on each premises for which a permit is  
5 issued under this section.

6           3. The applicant operates a restaurant on the premises for which the permit  
7 is issued, for which a restaurant permit is issued under s. 254.64.

8           4. The applicant holds a Class "B" license for the restaurant identified in subd.  
9 3. and, on these Class "B" premises, offers for sale, in addition to fermented malt  
10 beverages manufactured by the applicant, fermented malt beverages manufactured  
11 by a brewer other than the applicant and its brewpub group.

12           5. The applicant holds a valid certificate issued under s. 73.03 (50).

13           6. Neither the applicant nor the applicant's brewpub group holds, or has a  
14 direct or indirect ownership interest in a premises operating under, any of the  
15 following:

16           a. A Class "A" license issued under s. 125.25.

17           b. Except as provided in subd. 4. and subs. (1) (h) and (3) (b), a Class "B" license  
18 issued under s. 125.26.

19           c. A wholesaler's license issued under s. 125.28.

20           d. A brewer's permit issued under s. 125.29.

21           e. Except as provided in subs. (1) (h) and (3) (c), a "Class B" license or permit  
22 or "Class C" license issued under s. 125.51.

23           f. An alcohol beverage warehouse permit issued under s. 125.19.

24           (b) If an applicant under par. (a) has no current operations, the applicant may  
25 certify that the applicant has applied for or will apply for a Class "B" license or

1 restaurant permit or will comply with any other requirement under par. (a), prior to  
2 or upon commencing operations authorized under this section. If a Class “B” license  
3 or restaurant permit is not subsequently issued to the applicant, or if the applicant  
4 otherwise fails to comply with any requirement for eligibility under par. (a), the  
5 department may revoke under s. 125.12 (5) the permit issued under this section.

6 (c) If an applicant under par. (a) holds any license or permit prohibited under  
7 par. (a) 6. at the time of its application, the applicant may certify that the applicant  
8 will surrender any such license or permit upon issuance of a permit under this  
9 section. If the department issues a permit under this section and the applicant fails  
10 to surrender any license or permit prohibited under par. (a) 6., the department may  
11 revoke under s. 125.12 (5) the permit issued under this section. An applicant is not  
12 required to surrender any Class “B” license issued under s. 125.31 (1) (a) 2. or under  
13 s. 125.31 (1) (a) 3., 2005 stats., if the applicant’s continued possession of the license  
14 is consistent with subs. (1) (h), (2) (a) 4., and (3) (b) and (c).

15 **(3)** (a) No brewpub group may hold more than 6 brewpub permits issued under  
16 this section.

17 (b) A brewpub may not hold any Class “B” license other than one issued for a  
18 restaurant on the brewpub premises. Notwithstanding s. 125.26 (2) (a), each  
19 Class “B” license shall be issued for the brewpub’s restaurant in the same name as  
20 the permittee under this section. Notwithstanding s. 125.33 (1), a brewpub may own  
21 the furniture, fixtures, fittings, furnishings, and equipment on the Class “B”  
22 premises and shall pay any license fee or tax required for the operation of the  
23 premises.

1 (c) Subject to the requirements specified in s. 125.51 (3) and (3m), a brewpub  
2 may also hold “Class B” licenses and “Class C” licenses, but only for restaurants on  
3 brewpub premises.

4 (4) The fee established by the department for a brewpub permit shall not  
5 exceed the fee established by the department for a permit under s. 125.29.

6 (5) The department shall promulgate rules and prescribe forms to ensure strict  
7 compliance with the requirements under this section.

8 **SECTION 2759ch.** 125.31 (1) (a) 1. (intro.) of the statutes is repealed.

9 **SECTION 2759ci.** 125.31 (1) (a) 1. a. to e. of the statutes are renumbered 125.02  
10 (2d) (a) to (e).

11 **SECTION 2759cj.** 125.31 (1) (a) 2. of the statutes is amended to read:

12 125.31 (1) (a) 2. Notwithstanding ss. 125.29 (2) and 125.33 (1), a brewer may  
13 maintain and operate one place on brewery premises, and ~~one another place on real~~  
14 ~~estate owned by the brewer or a subsidiary or affiliate corporation or limited liability~~  
15 ~~company,~~ for the sale of fermented malt beverages for which a Class “B” license is  
16 required for each place, but, except as provided in ~~subds. 3. and subd. 4.,~~ not more  
17 than 2 such Class “B” licenses shall be issued to any brewer.

18 **SECTION 2759ck.** 125.31 (1) (a) 3. of the statutes is repealed.

19 **SECTION 2759cL.** 125.31 (1) (a) 4. of the statutes is amended to read:

20 125.31 (1) (a) 4. Notwithstanding ss. 125.29 (2) and 125.33 (1), in addition to  
21 places authorized under subd. 2., a brewer may possess or hold an indirect interest  
22 in a Class “B” license for not more than 20 restaurants in each of which the sale of  
23 alcohol beverages accounts for less than 60% of the restaurant’s gross receipts if no  
24 fermented malt beverages manufactured by the brewer are offered for sale in any of

1 these restaurants. ~~No brewer may possess Class “B” licenses under both this~~  
2 ~~subdivision and subd. 3.~~

3 **SECTION 2759cLd.** 125.32 (5) and (7) (a) of the statutes are amended to read:

4 125.32 (5) SIGNS NEAR TAPS AND BRANDS ON TAP; CLASS “B” PREMISES. Every Class  
5 “B” licensee or permittee selling or offering for sale draught fermented malt  
6 beverages shall display a sign on or near each tap or faucet disclosing the brand of  
7 fermented malt beverage drawn from the tap or faucet and the name of its the brewer  
8 or brewpub that manufactured it. No Class “B” licensee or permittee may substitute  
9 any other brand of fermented malt beverage in place of the brand designated on the  
10 sign with the intent to defraud or deceive the customer.

11 (7) (a) No fermented malt beverages may be sold, offered, or exposed for sale,  
12 kept in possession with intent to sell, or served on any premises for which a license  
13 or permit for the sale of fermented malt beverages has been issued unless each  
14 barrel, keg, cask, bottle, or other container bears a label or other identification with  
15 the name and address of the brewer or brewpub that manufactured it. The  
16 possession of any fermented malt beverages which are not so identified on any  
17 premises for which a license or permit for the sale of fermented malt beverages has  
18 been issued is prima facie evidence that the fermented malt beverages are possessed  
19 with intent to sell, offer for sale, display for sale, or give away.

20 **SECTION 2759cLf.** 125.33 (title), (1), (2) (intro.), (a), (d), (j), (k), (L) 2., 3. and 4.,  
21 (n) 2. and (p) 1., (2s), (6), (7) (a) 1. a. and b., (b), (c) and (d), (7m), (8), (9), (10) (a) 1.  
22 to 4., (b) and (c) 1. and 3. and (11) of the statutes are amended to read:

23 **125.33 (title) Restrictions on dealings between brewers, brewpubs,**  
24 **wholesalers, and retailers. (1) FURNISHING THINGS OF VALUE. (a) Except as**  
25 **provided in this section and s. ss. 125.295 and 125.31, no brewer, brewpub, or**



1 wholesaler may furnish, give, lend, lease, or sell any furniture, fixtures, fittings,  
2 equipment, money, or other thing of value to any campus or Class “B” licensee or  
3 permittee, or to any person for the use, benefit, or relief of any campus or Class “B”  
4 licensee or permittee, or guarantee the repayment of any loan or the fulfillment of  
5 any financial obligation of any campus or Class “B” licensee or permittee. Such  
6 actions may not be taken by the brewer, brewpub, or wholesaler directly or indirectly,  
7 or through a subsidiary or affiliate corporation or limited liability company, or by any  
8 officer, director, stockholder, partner, or member thereof.

9 (b) No brewer, brewpub, or wholesaler may enter into any agreement whereby  
10 any campus or Class “B” licensee or permittee is required to purchase the fermented  
11 malt beverages of any brewer or brewpub to the exclusion of those manufactured by  
12 other brewers or brewpubs. Such contracts may not be entered into by the brewer,  
13 brewpub, or wholesaler, directly or indirectly, or through a subsidiary or an affiliate  
14 corporation or limited liability company, or by any officer, director, stockholder,  
15 partner, or member thereof.

16 (2) EXCEPTIONS. (intro.) Notwithstanding the prohibitions in sub. (1), a brewer,  
17 brewpub, or wholesaler may:

18 (a) Give to any campus or Class “B” licensee or permittee, at any given time,  
19 for placement inside the premises, signs, clocks, or menu boards with an aggregate  
20 value of not more than \$2,500. If a gift of any item would cause the \$2,500 limit to  
21 be exceeded, the recipient shall pay the brewer, brewpub, or wholesaler the amount  
22 of the item’s value in excess of \$2,500. Each recipient shall keep an invoice or credit  
23 memo containing the name of the donor and the number and value of items received  
24 under this paragraph. The value of an item is its cost to the donor. Each recipient

1 shall make the records kept under this paragraph available to the department for  
2 inspection upon request.

3 (d) Sell to a campus or Class “B” licensee or permittee at fair market value  
4 equipment designed and intended to preserve and maintain the sanitary dispensing  
5 of fermented malt beverages or any services necessary to maintain this kind of  
6 equipment. A brewer, brewpub, or wholesaler shall charge the same price per unit  
7 of equipment to each campus or Class “B” licensee or permittee making the same or  
8 a similar purchase, and shall charge the same rate to each campus or Class “B”  
9 licensee or permittee purchasing maintenance services under this subdivision. Each  
10 brewer, brewpub, or wholesaler shall keep records of each transaction under this  
11 subdivision and shall make the records available to the department upon request.

12 (j) Contribute money or other items of value to, or purchase advertising from,  
13 an institution of higher education which is exempt under section 501 (c) (3) of the  
14 internal revenue code, as defined in s. 71.22 (4), if the contribution or purchase is for  
15 a purpose other than the use, benefit, or relief of premises or operations for the sale  
16 of fermented malt beverages and is not contingent either upon the use of the product  
17 of the brewer, brewpub, or wholesaler by the institution or upon an agreement by the  
18 institution wholly or partly to exclude from sale the products of a competing brewer,  
19 brewpub, or wholesaler.

20 (k) Contribute money or other items of value, or purchase advertising from, a  
21 campus if the contribution or purchase is for a purpose other than the use, benefit,  
22 or relief of premises or operations for the sale of fermented malt beverages and is not  
23 contingent either upon the use of the product of the brewer, brewpub, or wholesaler  
24 by the campus or upon an agreement by the campus partly or wholly to exclude from  
25 sale the products of a competing brewer, brewpub, or wholesaler.

1 (L) 2. Purchase advertising from a person who does not hold a license under this  
2 chapter and who conducts national or regional sweepstakes, contests, or promotions  
3 on the premises of Class “B” licensees or permittees that sell the brewer’s, brewpub’s,  
4 or wholesaler’s products. The person may promote an event or activity in connection  
5 with a sweepstakes, contest, or promotion, including promoting the location of the  
6 event or activity, if the Class “B” licensee or permittee on whose premises the event  
7 or activity will occur does not receive money for hosting the event or activity and,  
8 except as provided in subd. 4., if the advertising for the event or activity identifies  
9 at least 4 unaffiliated Class “B” licensees or permittees.

10 3. Conduct national or regional sweepstakes, contests, or promotions on the  
11 premises of Class “B” licensees or permittees that sell the brewer’s, brewpub’s, or  
12 wholesaler’s products. The brewer, brewpub, or wholesaler may promote an event  
13 or activity in connection with a sweepstakes, contest, or promotion, including  
14 promoting the location of the event or activity, if the Class “B” licensee or permittee  
15 on whose premises the event or activity will occur does not receive money for hosting  
16 the event or activity and, except as provided in subd. 4., if the advertising for the  
17 event or activity identifies at least 4 unaffiliated Class “B” licensees or permittees.

18 4. A brewer that manufactures less than 30,000 barrels of fermented malt  
19 beverages annually, or a brewpub, may purchase advertising under subd. 2, and may  
20 promote sweepstakes, contests, or promotions through advertising under subd. 3.,  
21 if the advertising identifies at least one Class “B” licensee or permittee.

22 (n) 2. Notwithstanding subd. 1., no brewer, brewpub, or wholesaler may  
23 provide business entertainment to a Class “B” licensee or permittee under subd. 1.  
24 in one day that has a value exceeding \$500, and no brewer, brewpub, or wholesaler

1 may provide business entertainment to a Class “B” licensee or permittee under subd.  
2 1. on more than 8 days in any calendar year.

3 (p) 1. Have present not more than 3 individuals representing the brewer or  
4 brewpub at a fermented malt beverages tasting event that lasts 2 days or less and  
5 at which taste samples of fermented malt beverages brewed or sold by at least 5  
6 different brewers or brewpubs are offered for consumption by persons who either pay  
7 for the taste samples or pay a charge for admission to the event. Any individual  
8 representing a brewer or brewpub shall confine his or her activities on the premises  
9 to ensuring the integrity of, providing information about, and dispensing the  
10 brewer’s or brewpub’s fermented malt beverages.

11 **(2s)** EXCEPTION FOR RETAIL TRADE ASSOCIATION CONTRIBUTIONS. Notwithstanding  
12 the prohibitions in sub. (1), a brewer, brewpub, or wholesaler may contribute money  
13 or other things of value to a bona fide national, statewide, or local trade association  
14 that derives its principal income from membership dues of Class “B” licensees.

15 **(6)** VOLUME DISCOUNTS TO RETAILERS. Wholesalers of fermented malt beverages,  
16 and brewpubs with respect to sales of fermented malt beverages authorized under  
17 s. 125.295 (1) (g), shall charge the same price to all campuses and retail licensees and  
18 permittees making purchases in similar quantities. Any discount offered on  
19 fermented malt beverages shall be delivered to the retailer in a single transaction  
20 and single delivery, and on a single invoice.

21 **(7)** (a) 1. a. Receive, purchase, or acquire fermented malt beverages from any  
22 licensee, or from any brewpub acting under authority of s. 125.295 (1) (g), except for  
23 cash or credit for a period of not more than 15 days.

24 b. Receive, purchase, or acquire fermented malt beverages from any licensee  
25 or permittee, or from any brewpub acting under authority of s. 125.295 (1) (g), if at

1 the time of the receipt, purchase, or acquisition he or she is indebted to any licensee  
2 or, permittee, or brewpub for fermented malt beverages received, purchased,  
3 acquired, or delivered more than 15 days earlier.

4 (b) *Restrictions on issuance of licenses and permits.* No Class “A” or Class “B”  
5 license or permit may be issued to a person having an indebtedness for fermented  
6 malt beverages outstanding for more than 15 days. In each application for a Class  
7 “A” or Class “B” license or permit, the applicant shall state whether he or she has  
8 indebtedness for fermented malt beverages to any licensee or, permittee, or brewpub  
9 which has been outstanding for more than 15 days.

10 (c) *Wholesalers and brewpubs holding retail licenses and permits.* For purposes  
11 of this subsection, a person holding both a fermented malt beverage wholesale  
12 license and a fermented malt beverage retail license is deemed a fermented malt  
13 beverage retailer. For purposes of this subsection, a brewpub, when acting under  
14 authority of a retail license with respect to fermented malt beverages not  
15 manufactured by the brewpub, is deemed a fermented malt beverages retailer. This  
16 paragraph does not affect any provision of this subsection with respect to a brewpub  
17 acting under authority of s. 125.295 (1) (g).

18 (d) *Penalties.* A retail licensee or permittee who violates this subsection is  
19 subject to the penalties under s. 125.11 except that he or she may not be imprisoned.  
20 No brewer, brewpub, or wholesaler may be subjected to any penalty as the result of  
21 the sale of fermented malt beverages to a campus or retail licensee or permittee when  
22 purchased by the campus or retail licensee or permittee in violation of this  
23 subsection.

24 **(7m)** **CONDITIONAL PURCHASES.** No Class “A” or Class “B” licensee may condition  
25 the purchase of fermented malt beverages from a brewer, brewpub, or wholesaler

1 upon the furnishing by the brewer, brewpub, or wholesaler of any thing of value,  
2 other than the products purchased, to the licensee or to any person for the use,  
3 benefit, or relief of the licensee.

4 **(8) EXCLUSIVE SALES BY WHOLESALER.** A wholesaler may not sell or offer to sell  
5 a brand of fermented malt beverages exclusively to one Class “A” licensee or to a  
6 group of Class “A” licensees affiliated through common ownership, management or  
7 control, unless the brand of fermented malt beverages is produced by a brewer ~~which~~  
8 that produces less than 300,000 barrels of fermented malt beverages in a calendar  
9 year or by a brewpub.

10 **(9) CAMPUSES AND RETAILERS TO PURCHASE FROM WHOLESALERS.** ~~No~~ Except as  
11 provided in s. 125.295 (1) (g), no campus or retail licensee or permittee may purchase  
12 or possess fermented malt beverages purchased from any person other than a  
13 wholesaler holding a license under this chapter for the sale of fermented malt  
14 beverages. Any person who violates this subsection may be fined not more than  
15 \$10,000 or imprisoned for not more than 9 months or both.

16 **(10) (a) 1.** “Brand” means any word, name, group of letters, symbols, or  
17 combination thereof, including the name of the brewer or brewpub if the brewer’s or  
18 brewpub’s name is also a significant part of the product name, adopted and used by  
19 a brewer or brewpub to identify a specific fermented malt beverage product and to  
20 distinguish that product from other fermented malt beverages produced by that  
21 brewer or brewpub or other brewers or brewpubs.

22 2. “Discontinued brand” means, with respect to a terminated wholesaler, any  
23 brand of fermented malt beverages for which a brewer, brewpub, brewer’s agent,  
24 brewpub’s agent, or holder of an out-of-state shipper’s permit has terminated,

1 cancelled, or failed to renew an agreement, whether oral or written, with the  
2 wholesaler to supply that brand.

3 3. “Successor wholesaler” means any wholesaler who enters into an agreement,  
4 whether oral or written, to obtain a supply of a brand of fermented malt beverages  
5 from a brewer, brewpub, brewer’s agent, brewpub’s agent, or holder of an  
6 out-of-state shipper’s permit after the brewer, brewpub, brewer’s agent, brewpub’s  
7 agent, or holder of an out-of-state shipper’s permit has terminated, cancelled, or  
8 failed to renew an agreement, whether oral or written, with a terminated wholesaler  
9 to supply that same brand of fermented malt beverages.

10 4. “Terminated wholesaler” means a wholesaler with whom a brewer, brewpub,  
11 brewer’s agent, brewpub’s agent, or holder of an out-of-state shipper’s permit has  
12 terminated, cancelled, or failed to renew an agreement, whether oral or written, to  
13 supply a brand of fermented malt beverages to that wholesaler.

14 (b) Except as provided in par. (c) and subject to pars. (d) and (e), a successor  
15 wholesaler shall compensate a terminated wholesaler for the fair market value of the  
16 terminated wholesaler’s distribution rights to any discontinued brand of fermented  
17 malt beverages assumed by the successor wholesaler for the same territory, less any  
18 amount paid to the terminated wholesaler by the brewer, brewpub, brewer’s agent,  
19 brewpub’s agent, or holder of an out-of-state shipper’s permit for the discontinued  
20 brand. If the terminated wholesaler’s distribution rights to any discontinued brand  
21 of fermented malt beverages are divided among 2 or more successor wholesalers,  
22 each successor wholesaler shall compensate the terminated wholesaler for the fair  
23 market value of the distribution rights to any discontinued brand of fermented malt  
24 beverages assumed by that successor wholesaler for the applicable part of the same  
25 territory, less any amount paid to the terminated wholesaler by the brewer, brewpub,

1 brewer's agent, brewpub's agent, or holder of an out-of-state shipper's permit for the  
2 discontinued brand. A terminated wholesaler may not receive under this paragraph  
3 total compensation from the successor wholesaler and brewer, brewpub, brewer's  
4 agent, brewpub's agent, or holder of an out-of-state shipper's permit that exceeds  
5 the fair market value of the terminated wholesaler's distribution rights specified  
6 under this paragraph.

7 (c) 1. The wholesaler or a principal of the wholesaler engaged in material  
8 fraudulent conduct or made substantial misrepresentations in its dealings with the  
9 brewer, brewpub, brewer's agent, brewpub's agent, or holder of an out-of-state  
10 shipper's permit or with others regarding any brand of the brewer, brewpub,  
11 brewer's agent, brewpub's agent, or holder of an out-of-state shipper's permit.

12 3. The wholesaler or a principal of the wholesaler knowingly distributed any  
13 brand of the brewer, brewpub, brewer's agent, brewpub's agent, or holder of an  
14 out-of-state shipper's permit outside the territory authorized by the brewer,  
15 brewpub, brewer's agent, brewpub's agent, or holder of an out-of-state shipper's  
16 permit for distribution of the brand.

17 **(11) SOURCE OF FERMENTED MALT BEVERAGES.** (a) Subject to s. 125.34 (3), no  
18 wholesaler who holds a retail license issued under this chapter may sell a brand of  
19 fermented malt beverages to another retail licensee unless the wholesaler has an  
20 agreement for general wholesale distribution of that brand of fermented malt  
21 beverages with the brewer, brewpub, brewer's agent, brewpub's agent, or holder of  
22 an out-of-state shipper's permit supplying that brand.

23 (b) If a wholesaler who holds a retail license issued under this chapter violates  
24 par. (a), any other wholesaler aggrieved by such violation or the brewer or brewpub  
25 may bring an action against such wholesaler in any court of competent jurisdiction



1 for damages sustained by the aggrieved wholesaler or the brewer or brewpub as a  
2 consequence of the violation, together with the actual costs of the action.  
3 Notwithstanding s. 814.04 (1), a wholesaler or the brewer or brewpub who prevails  
4 in an action under this paragraph may recover reasonable actual attorney fees  
5 incurred in the action.

6 **SECTION 2759cLh.** 125.34 (title), (1) (a) and (c), (2) (a), (bg) and (bm), (3) (a) 1.  
7 and 2., (4) (a) and (5) of the statutes are amended to read:

8 **125.34 (title) Distribution restrictions on wholesalers, brewers,**  
9 **brewpubs, and out-of-state shippers.** (1) (a) “Brand” means any word, name,  
10 group of letters, symbol, or combination thereof, including the name of the brewer,  
11 brewpub, or out-of-state shipper if the brewer’s, brewpub’s, or out-of-state  
12 shipper’s name is also a significant part of the product name, adopted and used by  
13 a brewer, brewpub, or out-of-state shipper to identify a specific fermented malt  
14 beverage product and to distinguish that product from other fermented malt  
15 beverages produced by that brewer, brewpub, or out-of-state shipper or other  
16 brewers, brewpubs, or out-of-state shippers.

17 (c) “Designated sales territory” means the geographical area identified in a  
18 written agreement between a wholesaler and a brewer, brewpub, or out-of-state  
19 shipper under which the wholesaler is authorized to distribute one or more brands  
20 of fermented malt beverages supplied by the brewer, brewpub, or out-of-state  
21 shipper.

22 **(2) (a) ~~No~~ Except as provided in sub. (6) (b) and s. 125.295 (1) (e) and (g), no**  
23 fermented malt beverages may be sold, transported, or delivered to a retailer unless,  
24 prior to such sale, transport, or delivery, the fermented malt beverages are first  
25 unloaded at and distributed from a wholesaler’s warehouse premises covered by both

1 a wholesaler's license issued under s. 125.28 and an alcohol beverage warehouse  
2 permit issued under s. 125.19, which premises shall be in this state and shall be a  
3 physically separate location from any retail premises or brewery premises. This  
4 paragraph does not apply to a wholesaler issued a wholesaler's license under s.  
5 125.28 (1) (b) with respect to fermented malt beverages transported and delivered  
6 from a warehouse in an adjoining state unless the wholesaler's warehouse in the  
7 adjoining state is located on premises in the adjoining state used for the manufacture  
8 of fermented malt beverages.

9 (bg) Notwithstanding par. (a), a brewer that, together with ~~the fermented malt~~  
10 ~~beverages manufactured during the same year by all producers identified in s.~~  
11 ~~125.31 (1) (a) 1. a. to e. its brewer group~~, manufactures not more than 50,000 barrels  
12 of fermented malt beverages in a calendar year in any location may be issued a  
13 wholesaler's license for wholesale premises located on brewery premises.

14 (bm) Notwithstanding par. (a), a brewer that, together with ~~the fermented malt~~  
15 ~~beverages manufactured during the same year by all producers identified in s.~~  
16 ~~125.31 (1) (a) 1. a. to e. its brewer group~~, manufactures more than 50,000 barrels of  
17 fermented malt beverages in a calendar year in any location may be issued a  
18 wholesaler's license for wholesale premises located on brewery premises but may not  
19 sell or ship more than a total of 1,000 barrels of fermented malt beverages in any  
20 calendar year to retailers from these wholesale premises. Fermented malt beverages  
21 provided by a brewer to any retail premises for which the brewer holds the retail  
22 license shall not be included in any calculation of the 1,000 barrel limitation under  
23 this paragraph.

24 **(3)** (a) 1. Subject to subd. 3., a wholesaler may not sell, transport, or deliver any  
25 brand of fermented malt beverages unless the wholesaler has entered into a written

1 agreement with the brewer, brewpub, or out-of-state shipper supplying the brand  
2 that grants to the wholesaler distribution rights for the brand and identifies the  
3 designated sales territory for which such distribution rights are granted, including  
4 the precise geographical area comprising the designated sales territory.

5 2. A brewer, brewpub, or out-of-state shipper may not, in any agreement under  
6 this paragraph, grant to more than one wholesaler distribution rights for the same  
7 brand in the same designated sales territory or in any part of the same designated  
8 sales territory.

9 (4) (a) Any retailer located outside the wholesaler's designated sales territory  
10 for the brand. This paragraph does not apply if another wholesaler that has been  
11 granted distribution rights for the brand in the designated sales territory where the  
12 sale, transportation, or delivery occurs is unable to service this designated sales  
13 territory and the brewer, brewpub, or out-of-state shipper granting distribution  
14 rights has, notwithstanding sub. (3) (a), given consent for the sale, transportation,  
15 or delivery, which consent shall be limited to the time period that another wholesaler  
16 is unable to service this designated sales territory. This paragraph does not apply if  
17 the wholesaler is also a brewer and another wholesaler to whom this brewer has  
18 granted distribution rights for the brand in the designated sales territory where the  
19 sale, transportation, or delivery occurs has, notwithstanding sub. (3) (a), given  
20 consent for the sale, transportation, or delivery or refused to service this territory.

21 (5) Deliveries Except as provided in sub. (6) (b) and s. 125.295 (1) (e) and (g),  
22 deliveries of fermented malt beverages to retailers may be made only by wholesalers  
23 and shall be made to retailers only at their retail premises. No retailer may transport  
24 fermented malt beverages from one retail premises to another retail premises for

1 purposes of selling the fermented malt beverages at the other retail premises unless  
2 both retail premises are operated by a brewer or brewpub holding the retail licenses.

3 **SECTION 2759cm.** 125.51 (2) (am) of the statutes is created to read:

4 125.51 (2) (am) In addition to the authorization under par. (a), a “Class A”  
5 license also authorizes the licensee to provide, free of charge, to customers and  
6 visitors who have attained the legal drinking age, taste samples of intoxicating  
7 liquor, other than wine, that are not in original packages or containers and that do  
8 not exceed 0.5 fluid ounces each, for consumption on the “Class A” premises. No  
9 “Class A” licensee may provide, under this paragraph, more than 3 taste samples per  
10 day to any one person. Taste samples may be provided under this paragraph only  
11 between the hours of 11 a.m. and 7 p.m. Any other provision of this chapter  
12 applicable to retail sales of intoxicating liquor, other than wine, by a “Class A”  
13 licensee also applies to the provision of taste samples under this paragraph. No  
14 “Class A” license may provide taste samples under this paragraph that the “Class A”  
15 licensee did not purchase from a wholesaler. The authorization provided to a “Class  
16 A” licensee under this paragraph is in addition to the exception for a “Class A”  
17 licensee specified in s. 125.06 (13).

18 **SECTION 2759cs.** 125.51 (3) (bu) of the statutes is created to read:

19 125.51 (3) (bu) Notwithstanding ss. 125.04 (3) (a) 3. and (9) and 125.09 (1), in  
20 addition to the authorization specified in sub. (1) (a) and in sub. (3) (a) or (b), a “Class  
21 B” license issued under sub. (1) to a caterer also authorizes the caterer to provide  
22 intoxicating liquor, including its retail sale, at the National Railroad Museum in  
23 Green Bay during special events held at this museum. Notwithstanding subs. (1) (a)  
24 and (3) (a) and (b), a caterer may provide intoxicating liquor under this paragraph  
25 at any location at the National Railroad Museum even though the National Railroad

1 Museum is not part of the caterer’s licensed premises, as described under par. (d) in  
2 the caterer’s “Class B” license, and even if the National Railroad Museum is not  
3 located within the municipality that issued the caterer’s “Class B” license. A caterer  
4 that provides intoxicating liquor under this paragraph is subject to s. 125.68 (2) as  
5 if the intoxicating liquor were provided on the caterer’s “Class B” licensed premises.  
6 This paragraph does not authorize the National Railroad Museum to sell  
7 intoxicating liquor at retail or to procure or stock intoxicating liquor for purposes of  
8 retail sale. This paragraph does not apply if, at any time, the National Railroad  
9 Museum holds a “Class B” license.

10 **SECTION 2759d.** 125.51 (6) of the statutes is created to read:

11 125.51 (6) FACE-TO-FACE RETAIL SALES. Except as provided in sub. (3) (bm) and  
12 (bs) and except with respect to caterers, a retail license issued under this section  
13 authorizes only face-to-face sales to consumers at the licensed premises.

14 **SECTION 2759e.** 125.52 (1) of the statutes is amended to read:

15 125.52 (1) AUTHORIZED ACTIVITIES. The department shall issue manufacturers’  
16 and rectifiers’ permits which authorize the manufacture or rectification,  
17 respectively, of intoxicating liquor on the premises covered by the permit. A person  
18 holding a manufacturer’s or rectifier’s permit may manufacture, and bottle or  
19 ~~wholesale~~ wine, pursuant to the terms of the permit, without procuring a winery  
20 permit. A manufacturer’s or rectifier’s permit entitles the permittee to sell  
21 intoxicating liquor to wholesalers holding a permit under s. 125.54, and to other  
22 manufacturers and rectifiers holding a permit under this section, from the premises  
23 described in the permit.  ~~Holders of rectifiers’ permits may sell intoxicating liquor~~  
24 ~~rectified by the permittee to retailers without any other permit.~~ No sales may be  
25 made for consumption on the premises of the permittee. Possession of a permit under

1 this section does not authorize the permittee to sell tax-free intoxicating liquor and  
2 wines brought into this state under s. 139.03 (5).

3 **SECTION 2759em.** 125.52 (4) of the statutes is created to read:

4 125.52 (4) PROVIDING TASTE SAMPLES. A manufacturer or rectifier, or an  
5 individual representing a manufacturer or rectifier, may provide taste samples on  
6 “Class A” premises as authorized under s. 125.69 (8).

7 **SECTION 2759f.** 125.52 (6) of the statutes is repealed.

8 **SECTION 2759g.** 125.52 (8) of the statutes is repealed.

9 **SECTION 2759h.** 125.53 (1) of the statutes is amended to read:

10 125.53 (1) The department shall issue only to a manufacturing winery in this  
11 state that holds a valid certificate issued under s. 73.03 (50) a winery permit  
12 authorizing the manufacture and bottling of wine on the premises covered by the  
13 permit for sale at wholesale to other licensees or permittees to wholesalers holding  
14 a permit under s. 125.54. A permittee winery holding a permit under this section  
15 may offer on the premises taste samples of wine manufactured on the premises to  
16 persons who have attained the legal drinking age. A permittee under this section  
17 may also have either a “Class A” or “Class B” license, but not both. If a “Class A” or  
18 “Class B” liquor license has also been issued to the winery, the winery may offer the  
19 taste samples on the “Class A” or “Class B” premises.

20 **SECTION 2759i.** 125.53 (3) of the statutes is repealed.

21 **SECTION 2759j.** 125.535 of the statutes is created to read:

22 **125.535 Direct wine shippers’ permits. (1) AUTHORIZED ACTIVITIES.** The  
23 department shall issue direct wine shippers’ permits authorizing the permittee to  
24 ship wine directly to an individual in this state who is of the legal drinking age, who

1 acknowledges receipt of the wine shipped, and who is not intoxicated at the time of  
2 delivery.

3 **(2) ANNUAL PERMIT FEE.** The department shall charge the following annual fee  
4 for each permit issued under this section:

5 (a) For a permittee that ships more than 90 liters of wine annually to  
6 individuals in this state, \$100.

7 (b) For a permittee that ships not less than 27 liters nor more than 90 liters of  
8 wine annually to individuals in this state, \$50.

9 (c) For a permittee that ships less than 27 liters of wine annually to individuals  
10 in this state, \$10.

11 **(3) PERSONS ELIGIBLE.** (a) A direct wine shipper's permit may be issued under  
12 this section to any person that manufactures and bottles wine on premises covered  
13 by any of the following:

14 1. A manufacturer's or rectifier's permit under s. 125.52.

15 2. A winery permit under s. 125.53.

16 3. A winery license, permit, or other authorization issued to the winery by any  
17 state from which the winery will ship wine into this state.

18 (b) A winery located outside of this state is eligible for a direct wine shipper's  
19 permit under par. (a) 3. if all of the following apply:

20 1. The winery holds a valid business tax registration certificate issued under  
21 s. 73.03 (50).

22 2. The winery submits to the department, with any initial application or  
23 renewal for a certificate under s. 73.03 (50) or a permit under par. (a) 3., a copy of any  
24 current license, permit, or authorization issued to the winery by the state from which  
25 the winery will ship wine into this state.

1 (c) Notwithstanding s. 125.04 (5) (a), natural persons obtaining direct wine  
2 shippers' permits are not required to be residents of this state. Notwithstanding s.  
3 125.04 (5) (a) 5., a person is not required to complete a responsible beverage server  
4 training course to be eligible for a permit under this section. Notwithstanding s.  
5 125.04 (6), corporations or limited liability companies obtaining direct wine shippers'  
6 permits are not required to appoint agents.

7 **(4) ANNUAL REPORT REQUIRED.** A permittee under this section shall submit a  
8 report to the department, by January 31 of each year, on forms furnished by the  
9 department, providing the identity, quantity, and price of all products shipped to  
10 individuals in this state during the previous calendar year, along with the name,  
11 address, and birthdate of each person who purchased these products and each person  
12 to whom these products were shipped.

13 **(5) LABELS.** Containers of wine shipped to an individual in this state under this  
14 section shall be clearly labeled to indicate that the package may not be delivered to  
15 an underage person or to an intoxicated person.

16 **(6) RESTRICTIONS.** No individual may resell, or use for a commercial purpose,  
17 wine received by the individual that is shipped under authority of this section.

18 **(7) ANNUAL LIMIT.** No individual in this state may receive more than 108 liters  
19 of wine annually shipped under authority of the section. Each individual shall be  
20 responsible for compliance with this annual limit. An individual who violates this  
21 annual limit is subject to a warning issued by the department for the individual's  
22 first violation and a \$500 fine for each violation by the individual that occurs after  
23 a warning has been issued by the department. This subsection does not apply to  
24 purchases made under a permit issued under s. 125.61.

25 **SECTION 2759k.** 125.54 (1) of the statutes is amended to read:



1           125.54 (1) AUTHORIZED ACTIVITIES. The department shall issue wholesalers’  
2 permits authorizing the permittee to sell intoxicating liquor at wholesale from the  
3 premises described in the permit. ~~Except as provided under s. 125.69 (1) (b) 3., the~~  
4 The permittee may not sell intoxicating liquor for consumption on the premises. If  
5 ~~a wholesale permit is issued to a brewery that holds a “Class B” license, the permit~~  
6 ~~shall authorize the wholesale sale of wine only.~~ Possession of a permit under this  
7 section does not authorize the permittee to sell tax-free intoxicating liquor and wine  
8 brought into this state under s. 139.03 (5).

9           **SECTION 2759kc.** 125.54 (4) of the statutes is created to read:

10           125.54 (4) TASTE SAMPLING PROHIBITED. Wholesalers holding a permit under this  
11 section, employees of such wholesalers, and individuals representing such  
12 wholesalers may not provide or participate in providing taste samples under ss.  
13 125.51 (2) (am) and 125.69 (8).

14           **SECTION 2759kg.** 125.55 (1) (intro.) and (a) of the statutes are consolidated,  
15 renumbered 125.55 (1) and amended to read:

16           125.55 (1) The department may issue ~~the following combination permits: (a)~~  
17 ~~A~~ a combination manufacturer’s and rectifier’s permit.

18           **SECTION 2759kh.** 125.55 (1) (b) of the statutes is repealed.

19           **SECTION 2759ki.** 125.55 (2) of the statutes is amended to read:

20           125.55 (2) A combination manufacturer’s and wholesaler’s permit may not be  
21 issued. A combination rectifier’s and wholesaler’s permit may not be issued.

22           **SECTION 2759km.** 125.58 (1) of the statutes is amended to read:

23           125.58 (1) The department shall issue out-of-state shippers’ permits which  
24 authorize persons located outside this state to sell or ship intoxicating liquor into this  
25 state. Except as provided under sub. (4), intoxicating liquor may be shipped into this

1 state only to a person holding a ~~manufacturer's, rectifier's, wholesaler's, industrial~~  
2 ~~alcohol or medicinal alcohol~~ permit under s. 125.54 or, if shipped from a  
3 manufacturer or rectifier in another state holding a permit under this section, to a  
4 person holding a manufacturer's or rectifier's permit under s. 125.52. Except as  
5 provided under sub. (4), a separate out-of-state shipper's permit is required for each  
6 location from which any intoxicating liquor is sold or shipped into this state,  
7 including the location from which the invoices are issued for the sales or shipments.  
8 Any person holding an out-of-state shipper's permit issued under this section may  
9 solicit orders for sales or shipments by the permittee without obtaining the sales  
10 solicitation permit required by s. 125.65, but every agent, salesperson or other  
11 representative who solicits orders for sales or shipments by an out-of-state shipper  
12 shall first obtain a permit for soliciting orders under s. 125.65. No holder of an  
13 out-of-state shipper's permit issued under this section may sell intoxicating liquor  
14 in this state or ship intoxicating liquor into this state unless the out-of-state shipper  
15 is the primary source of supply for that intoxicating liquor.

16 **SECTION 2759L.** 125.58 (4) (a) (intro.) of the statutes is renumbered 125.58 (4)  
17 and amended to read:

18 125.58 (4) A winery located outside of this state may ship wine into this state  
19 as provided under s. ~~125.68 (10) (bm) if all of the following apply:~~ 125.535 and is not  
20 required to hold an out-of-state shipper's permit under this section.

21 **SECTION 2759m.** 125.58 (4) (a) 1. to 4. of the statutes are repealed.

22 **SECTION 2759mm.** 125.58 (4) (b) of the statutes is repealed.

23 **SECTION 2759n.** 125.68 (10) (a) of the statutes is amended to read:

24 125.68 (10) (a) Except as provided in ~~par. (bm)~~ s. 125.535, no intoxicating liquor  
25 may be shipped into this state unless consigned to a person holding a wholesaler's

1 permit for the sale of intoxicating liquor, other than a retail “Class B” permit under  
2 s. 125.54 or, if shipped from a manufacturer or rectifier in another state holding a  
3 permit under s. 125.58, consigned to a person holding a manufacturer’s or rectifier’s  
4 permit under s. 125.52.

5 **SECTION 2759o.** 125.68 (10) (b) of the statutes is amended to read:

6 125.68 (10) (b) Except as provided in ~~par. (bm)~~ s. 125.535, no common carrier  
7 or other person may transport into and deliver within this state any intoxicating  
8 liquor unless it is consigned to a person holding a wholesaler’s permit for the sale of  
9 intoxicating liquor, other than a retail “Class B” permit under s. 125.54 or, if shipped  
10 from a manufacturer or rectifier in another state holding a permit under s. 125.58,  
11 consigned to a person holding a manufacturer’s or rectifier’s permit under s. 125.52.

12 Any common carrier violating this paragraph shall forfeit \$100 for each violation.

13 **SECTION 2759p.** 125.68 (10) (bm) of the statutes is repealed.

14 **SECTION 2759pg.** 125.68 (10) (bs) of the statutes is repealed.

15 **SECTION 2759pr.** 125.68 (10) (c) of the statutes is repealed.

16 **SECTION 2759q.** 125.69 (1) (a) of the statutes is amended to read:

17 125.69 (1) (a) No intoxicating liquor manufacturer, rectifier, winery,  
18 out-of-state shipper permittee, or wholesaler may hold any direct or indirect  
19 interest in any “Class A” license or establishment and no “Class A” licensee may hold  
20 any direct or indirect interest in a wholesale permit or establishment, except that a  
21 winery that has a permit under s. 125.53 may have an ownership interest in a “Class  
22 A” license.

23 **SECTION 2759r.** 125.69 (1) (b) 1. of the statutes is amended to read:

24 125.69 (1) (b) 1. Except as provided under ~~subds. 2. to subd. 4.,~~ subd. 4., no intoxicating  
25 liquor manufacturer, rectifier, winery, out-of-state shipper permittee, or wholesaler

1 may hold any direct or indirect interest in any “Class B” license or permit or  
2 establishment or “Class C” license or establishment and no “Class B” licensee or  
3 permittee or “Class C” licensee may hold any direct or indirect interest in a wholesale  
4 permit or establishment.

5 **SECTION 2759s.** 125.69 (1) (b) 2. and 3. of the statutes are repealed.

6 **SECTION 2759t.** 125.69 (1) (c) (intro.) of the statutes is renumbered 125.69 (1)  
7 (c) and amended to read:

8 125.69 (1) (c) No manufacturer, rectifier, winery, or out-of-state shipper  
9 permittee, whether located within or without this state, may hold any direct or  
10 indirect interest in any wholesale permit or establishment, ~~except as provided in s.~~  
11 ~~125.53, and except that a manufacturer that is also a brewer may hold a permit~~  
12 ~~issued under s. 125.54 for the wholesale sale of wine only. This paragraph does not~~  
13 ~~prohibit any of the following persons from obtaining a permit under s. 125.65:.~~  
14 Except as provided in s. 125.53, no retail licensee may hold any direct or indirect  
15 interest in any manufacturer, rectifier, winery, or out-of-state shipper permittee.

16 **SECTION 2759u.** 125.69 (1) (c) 1. to 3. of the statutes are repealed.

17 **SECTION 2759um.** 125.69 (1) (d) of the statutes is created to read:

18 125.69 (1) (d) Except as provided in s. 125.295 (3) (c), no brewpub may hold any  
19 direct or indirect interest in any “Class B” license or permit or establishment or  
20 “Class C” license or establishment.

21 **SECTION 2759v.** 125.69 (4) (c) of the statutes is repealed.

22 **SECTION 2759w.** 125.69 (6) (a) of the statutes is amended to read:

23 125.69 (6) (a) No campus or retail licensee or permittee may purchase or  
24 possess intoxicating liquor purchased from any person other than a manufacturer,

1     ~~rectifier or~~ wholesaler holding a permit under this chapter for the sale of intoxicating  
2     liquor.

3             **SECTION 2759x.** 125.69 (8) of the statutes is created to read:

4             125.69 (8) PROVIDING TASTE SAMPLES ON “CLASS A” PREMISES. (a) With the consent  
5     of the “Class A” licensee, a manufacturer or rectifier may provide, free of charge, on  
6     “Class A” premises, taste samples of intoxicating liquor, other than wine, to any  
7     person who has attained the legal drinking age, for consumption on the premises  
8     during hours in which the “Class A” licensee is authorized under s. 125.51 (2) (am)  
9     to provide taste samples. The provision of taste samples under this subsection shall  
10    be subject to the same limitations that apply to taste samples provided by a “Class  
11    A” licensee under s. 125.51 (2) (am). No manufacturer or rectifier may provide as  
12    taste samples under this subsection any intoxicating liquor that the manufacturer  
13    or rectifier did not purchase from the “Class A” licensee on whose premises the taste  
14    samples are provided.

15            (b) 1. A manufacturer or rectifier may provide taste samples under par. (a)  
16    through an individual representing the manufacturer or rectifier if all of the  
17    following apply:

18            a. The individual is hired by the manufacturer or rectifier.

19            b. The individual is not employed by, or an agent of, a wholesaler.

20            2. All provisions of par. (a) that apply to a manufacturer or rectifier apply  
21    equally to any individual representing a manufacturer or rectifier.

22            **SECTION 2760.** 134.43 (3m) of the statutes is amended to read:

23            134.43 (3m) Subsections (2) (b), (2m) and (3) do not apply to information  
24    regarding the name, address or employer of or financial information related to a  
25    subscriber or member of a subscriber’s household that is requested under s. 49.22

1 (2m) by the department of ~~workforce development~~ children and families or a county  
2 child support agency under s. 59.53 (5).

3 **SECTION 2768e.** 138.052 (5) (am) 2. b. of the statutes is amended to read:

4 138.052 (5) (am) 2. b. Within 5 days after the date on which the determination  
5 is made, the division of banking shall calculate the average, rounded to the nearest  
6 one-hundredth of a percent, of the rates determined by the division of banking and  
7 the office of credit unions and report that interest rate to the ~~revisor of statutes~~  
8 legislative reference bureau within 5 days after the date on which the determination  
9 is made.

10 **SECTION 2768r.** 138.052 (5) (am) 2. c. of the statutes is amended to read:

11 138.052 (5) (am) 2. c. The ~~revisor of statutes~~ legislative reference bureau shall  
12 publish the average rate in the next publication of the Wisconsin administrative  
13 register. The published interest rate shall take effect on the first day of the first  
14 month following its publication and shall be the interest rate used to calculate  
15 interest on escrow accounts that are subject to this subdivision until the next year's  
16 interest rate is published under this subd. 2. c.

17 **SECTION 2769.** 138.09 (1m) (b) 2. b. of the statutes is amended to read:

18 138.09 (1m) (b) 2. b. The division may disclose information under subd. 1. a.  
19 to the department of ~~workforce development~~ children and families in accordance  
20 with a memorandum of understanding under s. 49.857.

21 **SECTION 2770.** 138.09 (1m) (c) 1. of the statutes is amended to read:

22 138.09 (1m) (c) 1. If an applicant who is an individual does not have a social  
23 security number, the applicant, as a condition of applying for or applying to renew  
24 a license, shall submit a statement made or subscribed under oath or affirmation to  
25 the division that the applicant does not have a social security number. The form of

1 the statement shall be prescribed by the department of ~~workforce development~~  
2 children and families.

3 **SECTION 2771.** 138.09 (3) (am) 3. of the statutes is amended to read:

4 138.09 (3) (am) 3. The applicant fails to comply, after appropriate notice, with  
5 a subpoena or warrant issued by the department of ~~workforce development~~ children  
6 and families or a county child support agency under s. 59.53 (5) and related to  
7 paternity or child support proceedings.

8 **SECTION 2772.** 138.09 (4) (b) of the statutes is amended to read:

9 138.09 (4) (b) The division shall restrict or suspend a license under this section  
10 if, in the case of a licensee who is an individual, the licensee fails to comply, after  
11 appropriate notice, with a subpoena or warrant issued by the department of  
12 ~~workforce development~~ children and families or a county child support agency under  
13 s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in  
14 making court-ordered payments of child or family support, maintenance, birth  
15 expenses, medical expenses or other expenses related to the support of a child or  
16 former spouse, as provided in a memorandum of understanding entered into under  
17 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
18 is entitled to a notice and hearing only as provided in a memorandum of  
19 understanding entered into under s. 49.857 and is not entitled to a hearing under  
20 par. (a).

21 **SECTION 2773.** 138.12 (3) (d) 2. b. of the statutes is amended to read:

22 138.12 (3) (d) 2. b. The division may disclose information under subd. 1. a. to  
23 the department of ~~workforce development~~ children and families in accordance with  
24 a memorandum of understanding under s. 49.857.

25 **SECTION 2774.** 138.12 (3) (e) 1. of the statutes is amended to read:

1           138.12 (3) (e) 1. If an applicant who is an individual does not have a social  
2 security number, the applicant, as a condition of applying for or applying to renew  
3 a license under this section, shall submit a statement made or subscribed under oath  
4 or affirmation to the division that the applicant does not have a social security  
5 number. The form of the statement shall be prescribed by the department of  
6 ~~workforce development~~ children and families.

7           **SECTION 2775.** 138.12 (4) (b) 6. of the statutes is amended to read:

8           138.12 (4) (b) 6. If an individual, has not failed to comply, after appropriate  
9 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
10 ~~development~~ children and families or a county child support agency under s. 59.53  
11 (5) and related to paternity or child support proceedings and is not delinquent in  
12 making court-ordered payments of child or family support, maintenance, birth  
13 expenses, medical expenses or other expenses related to the support of a child or  
14 former spouse, as provided in a memorandum of understanding entered into under  
15 s. 49.857.

16           **SECTION 2776.** 138.12 (5) (am) 1. c. of the statutes is amended to read:

17           138.12 (5) (am) 1. c. In the case of a licensee who is an individual, the applicant  
18 fails to comply, after appropriate notice, with a subpoena or warrant that is issued  
19 by the department of ~~workforce development~~ children and families or a county child  
20 support agency under s. 59.53 (5) and that is related to paternity or child support  
21 proceedings or the applicant is delinquent in making court-ordered payments of  
22 child or family support, maintenance, birth expenses, medical expenses or other  
23 expenses related to the support of a child or former spouse, as provided in a  
24 memorandum of understanding entered into under s. 49.857. An applicant whose



1 renewal application is denied under this subd. 1. c. is entitled to a notice and hearing  
2 under s. 49.857 but is not entitled to a hearing under par. (b).

3 **SECTION 2777.** 138.12 (5) (am) 2. of the statutes is amended to read:

4 138.12 (5) (am) 2. The division shall restrict or suspend the license of any  
5 insurance premium finance company if the division finds that, in the case of a  
6 licensee who is an individual, the licensee fails to comply, after appropriate notice,  
7 with a subpoena or warrant that is issued by the department of workforce  
8 development children and families or a county child support agency under s. 59.53  
9 (5) and that is related to paternity or child support proceedings or the licensee is  
10 delinquent in making court-ordered payments of child or family support,  
11 maintenance, birth expenses, medical expenses or other expenses related to the  
12 support of a child or former spouse, as provided in a memorandum of understanding  
13 entered into under s. 49.857. A licensee whose license is restricted or suspended  
14 under this subdivision is entitled to a notice and hearing under s. 49.857 but is not  
15 entitled to a hearing under par. (b).

16 **SECTION 2777g.** 139.01 (1) and (2) of the statutes are amended to read:

17 139.01 (1) “Bottler” means any person other than a brewer or brewpub who  
18 places fermented malt beverages in bottles or similar containers.

19 (2) “Brewer” means any person who manufactures fermented malt beverages  
20 for sale or transportation except that brewer does not include a permittee under s.  
21 125.295.

22 **SECTION 2777r.** 139.01 (2c) and (2e) of the statutes are created to read:

23 139.01 (2c) “Brewpub” means a permittee under s. 125.295.

24 (2e) “Brewpub premises” means any premises covered by a permit issued  
25 under s. 125.295.

1           **SECTION 2780b.** 139.035 of the statutes is repealed and recreated to read:

2           **139.035 Wine shipped directly to individuals in this state. (1)** All wine  
3 shipped directly to an individual located in Wisconsin by a person holding a direct  
4 wine shipper's permit under s. 125.535 shall be sold with the occupational tax  
5 imposed under s. 139.03 included in the selling price. As directed by the department,  
6 the taxes imposed under s. 139.03 shall be paid to, and a quarterly return filed with,  
7 the department once every quarter. In addition to filing a quarterly liquor tax return,  
8 each person holding a direct wine shipper's permit under s. 125.535 shall be required  
9 to file an addendum, on forms furnished by the department, that provides, at  
10 minimum, the identity, quantity, and price of all wine shipped to individuals in this  
11 state during the previous quarter, along with the name, address, and birthdate of  
12 each person who purchased the wine as well as the name of the person of legal  
13 drinking age who acknowledged delivery of the wine. Working with permittees  
14 under s. 125.535, the department shall develop forms, in both paper and electronic  
15 format, for use by such permittees in obtaining this information and complying with  
16 any other requirement under this state's law in connection with the direct shipment  
17 of wine.

18           **(2)** Any failure of a person holding a direct wine shipper's permit under s.  
19 125.535 to pay the occupational tax or file the addendum required under sub. (1)  
20 within 30 days of its due date constitutes grounds for revocation or suspension of the  
21 permit. The provisions on timely filing under s. 71.80 (18) apply to the tax and  
22 addendum required under this section.

23           **SECTION 2780cd.** 139.04 (2) of the statutes is amended to read:

1           139.04 (2) Furnishing by a brewer or brewpub of fermented malt beverages to  
2 workmen employed in the brewery or brewpub for consumption on the brewery  
3 premises or brewpub premises without charge.

4           **SECTION 2780ce.** 139.05 (2) of the statutes is amended to read:

5           139.05 (2) Each brewer, brewpub, and bottler in this state and each wholesaler  
6 of malt beverages within this state to whom malt beverages are shipped from outside  
7 this state shall on or before the fifteenth day of each month file with the secretary  
8 on forms prescribed by the secretary a verified return containing such information  
9 as may be required to compute and show the amount of occupational tax payable by  
10 the brewer, brewpub, bottler, or wholesaler or by the shipper for the next preceding  
11 calendar month on malt beverages.

12           **SECTION 2780cf.** 139.05 (7) (a) of the statutes is amended to read:

13           139.05 (7) (a) If any present or future law or regulation effective in any state  
14 prohibits a person from shipping into such state a fermented malt beverage produced  
15 outside thereof except upon condition that the person shipping such fermented malt  
16 beverage into such state first obtain a license therefor from such state and if such  
17 license or a renewal thereof may be refused for violation of any law of such state  
18 relating to fermented malt beverages, it is unlawful to ship into this state or to  
19 purchase or sell within this state any fermented malt beverage produced in such  
20 state, unless and until the brewer or brewpub thereof is the holder of a valid  
21 subsisting license as provided in this subsection.

22           **SECTION 2780cg.** 139.05 (7) (b) of the statutes is amended to read:

23           139.05 (7) (b) Such license shall be issued by the secretary to persons who hold  
24 a valid certificate issued under s. 73.03 (50). The application for such license shall  
25 be verified and shall contain an agreement on the part of the brewer or brewpub that

1 the brewer or brewpub shall observe all laws of this state relating to fermented malt  
2 beverages, and such other information and statements as the secretary may require.  
3 Any such brewer or brewpub who has, directly or indirectly, violated any law of this  
4 state relating to fermented malt beverages shall not be entitled to such a license. The  
5 secretary may require the applicant to furnish a bond payable to the state in an  
6 amount not less than \$1,000 nor more than \$5,000 conditioned upon the faithful  
7 compliance by the applicant with the undertakings set forth in the application for the  
8 license.

9 **SECTION 2780ch.** 139.08 (4) of the statutes is amended to read:

10 139.08 (4) INSPECTION FOR ENFORCEMENT. Duly authorized employees of the  
11 department of justice and the department of revenue and any sheriff, police officer,  
12 marshal, or constable, within their respective jurisdictions, may at all reasonable  
13 hours enter any licensed premises, and examine the books, papers, and records of  
14 any brewer, brewpub, manufacturer, bottler, rectifier, wholesaler, or retailer, for the  
15 purpose of inspecting the same and determining whether the tax and fee imposed by  
16 ss. 139.01 to 139.25 have been fully paid, and may inspect and examine, according  
17 to law, any premises where fermented malt beverages or intoxicating liquors are  
18 manufactured, sold, exposed for sale, possessed, or stored, for the purpose of  
19 inspecting the same and determining whether the tax imposed by ss. 139.01 to  
20 139.25 has been fully paid, and whether ss. 139.01 to 139.25 and ch. 125 are being  
21 complied with. Any refusal to permit such examination of such premises is sufficient  
22 grounds under s. 125.12 for revocation or suspension of any license or permit granted  
23 for the sale of any fermented malt beverages or intoxicating liquors and is punishable  
24 under s. 139.25 (10).

25 **SECTION 2780ci.** 139.09 of the statutes is amended to read:

1           **139.09 Registration.** Every brewer, brewpub, bottler, manufacturer, rectifier,  
2 wholesaler, or retailer liable for payment of the occupational tax imposed in ss.  
3 139.01 to 139.25 shall hold a valid certificate under s. 73.03 (50). The secretary shall  
4 assign the person a registration number.

5           **SECTION 2780cj.** 139.11 (2) and (3) of the statutes are amended to read:

6           139.11 (2) REPORT. Each brewer, brewpub, bottler, manufacturer, rectifier, and  
7 wholesaler shall on or before the 15th day of each calendar month or the dates  
8 prescribed by the secretary file a verified report of all fermented malt beverages or  
9 intoxicating liquor manufactured, received, sold, delivered, or shipped by him or her  
10 during the preceding calendar month, except that the department may allow  
11 wholesale, winery, and out-of-state shipper permittees whose tax liability is less  
12 than \$500 per quarter to file on a quarterly basis. Quarterly reports shall be filed  
13 on or before the 15th of the next month following the close of the calendar quarter.

14           (3) SECRETARY'S POWERS. When the secretary finds that the records kept by any  
15 brewer, brewpub, bottler, manufacturer, rectifier, wholesaler, or retailer are in such  
16 condition ~~than~~ that an unusual amount of time is required to determine therefrom  
17 the amount of tax due, the secretary may give notice of such fact to such person and  
18 may require the records to be kept in such form as the secretary prescribes. If such  
19 requirements are not complied with within 30 days after the date of the notice, the  
20 brewer, brewpub, bottler, manufacturer, rectifier, wholesaler, or retailer shall pay  
21 the expenses reasonably attributable to the determination of tax at the rate of \$30  
22 per day for each auditor. The secretary shall render a bill therefor by registered mail  
23 to the person charged with payment at the conclusion of the audit, which bill shall  
24 constitute notice of assessment and demand of payment thereof. The brewer,  
25 brewpub, bottler, manufacturer, rectifier, wholesaler, or retailer shall, within 10

1 days after the mailing of the bill, pay its amount, and such payment shall be credited  
2 to the appropriation made in s. 20.566 (1) (a).

3 **SECTION 2780d.** 139.11 (4) (title) of the statutes is amended to read:

4 139.11 (4) (title) CONFIDENTIALITY AND PUBLICATIONS.

5 **SECTION 2780e.** 139.11 (4) of the statutes is renumbered 139.11 (4) (a) and  
6 amended to read:

7 139.11 (4) (a) Sections 71.78 (1) and (4) to (9) and 71.83 (2) (a) 3., relating to  
8 confidentiality of income, franchise and gift tax returns, apply to any information  
9 obtained from any person on a fermented malt beverage ~~or intoxicating liquor~~ tax  
10 return, report, schedule, exhibit or other document or from an audit report relating  
11 to any of those documents, except that the department of revenue shall publish  
12 brewery production and sales statistics ~~and shall publish or permit the publication~~  
13 ~~of statistics on the total number of gallons of the types and brands of intoxicating~~  
14 ~~liquor sold in this state.~~

15 **SECTION 2780em.** 139.11 (4) (a) of the statutes, as affected by 2007 Wisconsin  
16 Act .... (this act), is amended to read:

17 139.11 (4) (a) Sections 71.78 (1) and (4) to (9) and 71.83 (2) (a) 3., relating to  
18 confidentiality of income, franchise and gift tax returns, apply to any information  
19 obtained from any person on a fermented malt beverage tax return, report, schedule,  
20 exhibit or other document or from an audit report relating to any of those documents,  
21 except that the department of revenue shall publish ~~brewery~~ brewer and brewpub  
22 production and sales statistics.

23 **SECTION 2780f.** 139.11 (4) (b) of the statutes is created to read:

24 139.11 (4) (b) Sections 71.78 (1) and (4) to (9) and 71.83 (2) (a) 3., relating to  
25 confidentiality of income, franchise and gift tax returns, do not apply to any

1 information obtained from any person on an intoxicating liquor tax return, report,  
2 schedule, exhibit or other document or from an audit report relating to any of those  
3 documents. With the information provided to the department by any person, the  
4 department of revenue shall publish at least once each month:

5 1. Statistics on the total number of gallons of the types and brands of  
6 intoxicating liquor sold in this state.

7 2. A current and regularly updated list, made available on paper and on the  
8 department's Internet Web site, of permit holders that minimally includes detailed  
9 information on the name, address, contact person, and date of permit issuance for  
10 every manufacturer's and rectifier's permit issued under s. 125.52, winery permit  
11 issued under s. 125.53, direct wine shipper's permit issued under s. 125.535,  
12 wholesaler's permit issued under s. 125.54, and out-of-state shipper's permit issued  
13 under s. 125.58.

14 3. A report summarizing the identity, quantity, and price of all products sold  
15 under each winery permit issued under s. 125.53 and each direct wine shipper's  
16 permit issued under s. 125.535.

17 4. A report summarizing the sales quantity and product data available for all  
18 products sold under each wholesaler's permit issued under s. 125.54.

19 **SECTION 2780m.** 139.18 (1) of the statutes is amended to read:

20 139.18 (1) The possession of any fermented malt beverages on any licensed  
21 premises, other than upon the premises of a brewer, brewpub, or bottler, shall be  
22 deemed prima facie evidence that such products are kept with intent to sell and that  
23 such products are subject to the tax herein imposed.

24 **SECTION 2780p.** 139.22 of the statutes is amended to read:

1           **139.22 Confiscation.** If a duly authorized employee of the department of  
2 revenue or the department of justice or any sheriff, police officer, marshal, or  
3 constable, within his or her respective jurisdiction, discovers any fermented malt  
4 beverages upon any premises other than the premises of a brewer, brewpub, or  
5 bottler, or any intoxicating liquor upon any premises other than the premises of a  
6 manufacturer, rectifier, winery, or wholesaler, and upon which the tax has not been  
7 paid or which was possessed, kept, stored, manufactured, sold, distributed, or  
8 transported in violation of ss. 139.01 to 139.25 and ch. 125, the employee or any such  
9 officer may immediately seize the fermented malt beverages or intoxicating liquors.  
10 Any such fermented malt beverages or intoxicating liquors so seized shall be held by  
11 the department of revenue and disposed of under s. 125.14 (2) (e).

12           **SECTION 2781.** 139.31 (1) (a) of the statutes is amended to read:

13           139.31 (1) (a) On cigarettes weighing not more than 3 pounds per thousand,  
14 ~~38.5~~ 88.5 mills on each cigarette.

15           **SECTION 2782.** 139.31 (1) (b) of the statutes is amended to read:

16           139.31 (1) (b) On cigarettes weighing more than 3 pounds per thousand, ~~77~~ 177  
17 mills on each cigarette.

18           **SECTION 2783.** 139.315 (1) of the statutes is amended to read:

19           139.315 (1) **INVENTORY TAX IMPOSED.** On the effective date of any increase in the  
20 sum of the rates under s. 139.31 (1) (a) and (c) or in the sum of the rates under s.  
21 139.31 (1) (b) and (d), an inventory tax is imposed upon cigarettes held in inventory  
22 for sale or resale on which the cigarette tax has been paid at the prior rate and upon  
23 unaffixed stamps in the possession of distributors. Any person who is in possession  
24 of any such cigarettes or unaffixed stamps shall pay the tax imposed under this  
25 section. Any person liable for this tax shall determine the number of cigarettes and



1 unaffixed stamps in the person's possession on the effective date of the increase, and  
2 by the 15<sup>th</sup> 30<sup>th</sup> day after the effective date of the increase the person shall file a  
3 return and shall by that date pay the tax due.

4 **SECTION 2785.** 139.32 (5) of the statutes is amended to read:

5 139.32 (5) Manufacturers, bonded direct marketers, and distributors who are  
6 authorized by the department to purchase tax stamps shall receive a discount of ~~1.6%~~  
7 0.7 percent of the tax paid on stamp purchases.

8 **SECTION 2785d.** 139.75 (5d) of the statutes is created to read:

9 139.75 (5d) "Moist snuff" means any finely cut, ground, or powdered smokeless  
10 tobacco that is intended to be placed or dipped in the mouth.

11 **SECTION 2785e.** 139.75 (12) of the statutes is amended to read:

12 139.75 (12) "Tobacco products" means cigars; cheroots; stogies; periques;  
13 granulated, plug cut, crimp cut, ready-rubbed and other smoking tobacco; snuff,  
14 including moist snuff; snuff flour; cavendish; plug and twist tobacco; fine cut and  
15 other chewing tobaccos; shorts; refuse scraps, clippings, cuttings and sweepings of  
16 tobacco and other kinds and forms of tobacco prepared in such manner as to be  
17 suitable for chewing or smoking in a pipe or otherwise, or both for chewing and  
18 smoking; but "tobacco products" does not include cigarettes, as defined under s.  
19 139.30 (1m).

20 **SECTION 2838d.** 139.76 (1) of the statutes is amended to read:

21 139.76 (1) An excise tax is imposed upon the sale, offering or exposing for sale,  
22 possession with intent to sell or removal for consumption or sale or other disposition  
23 for any purpose of tobacco products by any person engaged as a distributor of them  
24 at the rate, for tobacco products, not including moist snuff, of ~~25%~~ 50 percent of the  
25 manufacturer's established list price to distributors without diminution by volume

1 or other discounts on domestic products and, for moist snuff, at the rate of \$1.31 per  
2 ounce, and at a proportionate rate for any other quantity or fractional part thereof,  
3 of the moist snuff's net weight, as listed by the manufacturer. The tax imposed under  
4 this subsection on cigars shall not exceed an amount equal to 50 cents for each cigar.  
5 On products imported from another country, not including moist snuff, the rate of tax  
6 is ~~25%~~ 50 percent of the amount obtained by adding the manufacturer's list price to  
7 the federal tax, duties and transportation costs to the United States. The tax  
8 attaches at the time the tobacco products are received by the distributor in this state.  
9 The tax shall be passed on to the ultimate consumer of the tobacco products. All  
10 tobacco products received in this state for sale or distribution within this state,  
11 except tobacco products actually sold as provided in sub. (2), shall be subject to such  
12 tax. The weight-based tax imposed under this subsection on moist snuff does not  
13 apply to moist snuff that is the inventory of a distributor on the effective date of this  
14 subsection .... [revisor inserts date], and for which the tax levied under this  
15 subsection, 2005, stats., has been paid.

16 **SECTION 2840d.** 139.78 (1) of the statutes is amended to read:

17 139.78 (1) A tax is imposed upon the use or storage by consumers of tobacco  
18 products in this state at the rate, for tobacco products, not including moist snuff, of  
19 ~~25%~~ 50 percent of the cost of the tobacco products and, for moist snuff, at the rate of  
20 \$1.31 per ounce, and at a proportionate rate for any other quantity or fractional part  
21 thereof, of the moist snuff's net weight, as listed by the manufacturer. The tax  
22 imposed under this subsection on cigars shall not exceed an amount equal to 50 cents  
23 for each cigar. The tax does not apply if the tax imposed by s. 139.76 (1) on the tobacco  
24 products has been paid or if the tobacco products are exempt from the tobacco  
25 products tax under s. 139.76 (2).

1           **SECTION 2851.** 146.19 (title) of the statutes is amended to read:

2           **146.19 (title) Cooperative American Indian health projects.**

3           **SECTION 2852.** 146.19 (1) (c) of the statutes is amended to read:

4           146.19 (1) (c) “Tribal agency” means an agency ~~of the governing body of~~ created  
5 by a tribe.

6           **SECTION 2853.** 146.19 (1) (d) of the statutes is amended to read:

7           146.19 (1) (d) “Tribe” means ~~the governing body of~~ a federally recognized  
8 American Indian tribe or band located in this state.

9           **SECTION 2854.** 146.19 (2) (intro.) of the statutes is amended to read:

10           146.19 (2) ~~COOPERATIVE AMERICAN INDIAN HEALTH PROJECT GRANTS.~~ (intro.) From  
11 the appropriation under s. 20.435 (5) (ke), the department shall award grants for  
12 cooperative American Indian health projects in order to ~~promote cooperation among~~  
13 ~~tribes, tribal agencies, inter-tribal organizations and other agencies and~~  
14 ~~organizations in addressing~~ address specific problem areas in the field of American  
15 Indian health. A tribe, tribal agency, or inter-tribal organization may apply, in the  
16 manner specified by the department, for a grant of up to \$10,000 to conduct ~~a~~  
17 cooperative an American Indian health project, ~~which meets all of the following~~  
18 requirements that is designed to do any of the following:

19           **SECTION 2855.** 146.19 (2) (a) of the statutes is repealed.

20           **SECTION 2856.** 146.19 (2) (b) (intro.) of the statutes is repealed.

21           **SECTION 2857.** 146.19 (2) (b) 1. of the statutes is renumbered 146.19 (2) (am).

22           **SECTION 2858.** 146.19 (2) (b) 2. of the statutes is renumbered 146.19 (2) (bm)  
23 and amended to read:

24           146.19 (2) (bm) Fund start-up costs of cooperative programs to deliver health  
25 care services to American Indians.

1           **SECTION 2859.** 146.19 (2) (b) 3. of the statutes is renumbered 146.19 (2) (c).

2           **SECTION 2860.** 146.19 (2) (d) of the statutes is created to read:

3           146.19 (2) (d) Provide innovative community–based health care services to  
4 American Indians.

5           **SECTION 2861.** 146.19 (4) of the statutes is repealed.

6           **SECTION 2862.** 146.40 (4d) (am) of the statutes is amended to read:

7           146.40 (4d) (am) If an individual who applies for a certification or approval  
8 under par. (a) does not have a social security number, the individual, as a condition  
9 of obtaining certification or approval, shall submit a statement made or subscribed  
10 under oath or affirmation to the department that the applicant does not have a social  
11 security number. The form of the statement shall be prescribed by the department  
12 of ~~workforce development~~ children and families. A certification or approval issued  
13 in reliance upon a false statement submitted under this paragraph is invalid.

14           **SECTION 2863.** 146.51 (1m) of the statutes is amended to read:

15           146.51 (1m) If an individual who applies for or to renew a license, training  
16 permit or certification under sub. (1) does not have a social security number, the  
17 individual, as a condition of obtaining the license, training permit or certification,  
18 shall submit a statement made or subscribed under oath or affirmation to the  
19 department that the applicant does not have a social security number. The form of  
20 the statement shall be prescribed by the department of ~~workforce development~~  
21 children and families. A license, training permit or certification issued or renewed  
22 in reliance upon a false statement submitted under this subsection is invalid.

23           **SECTION 2864.** 146.51 (2) of the statutes is amended to read:

24           146.51 (2) The department of health and family services may not disclose any  
25 information received under sub. (1) to any person except to the department of

1 ~~workforce development~~ children and families for the purpose of making  
2 certifications required under s. 49.857.

3 **SECTION 2865.** 146.51 (3) of the statutes is amended to read:

4 146.51 **(3)** The department of health and family services shall deny an  
5 application for the issuance or renewal of a license, training permit or certification  
6 specified in sub. (1), shall suspend a license, training permit or certification specified  
7 in sub. (1) or may, under a memorandum of understanding under s. 49.857 (2),  
8 restrict a license, training permit or certification specified in sub. (1) if the  
9 department of ~~workforce development~~ children and families certifies under s. 49.857  
10 that the applicant for or holder of the license, training permit or certification is  
11 delinquent in the payment of court-ordered payments of child or family support,  
12 maintenance, birth expenses, medical expenses or other expenses related to the  
13 support of a child or former spouse or fails to comply, after appropriate notice, with  
14 a subpoena or warrant issued by the department of ~~workforce development~~ children  
15 and families or a county child support agency under s. 59.53 (5) and related to  
16 paternity or child support proceedings.

17 **SECTION 2866.** 146.52 (1m) of the statutes is amended to read:

18 146.52 **(1m)** If an individual who applies for or to renew a license, training  
19 permit or certificate under sub. (1) does not have a social security number, the  
20 individual, as a condition of obtaining the license, training permit or certificate, shall  
21 submit a statement made or subscribed under oath or affirmation to the department  
22 that the applicant does not have a social security number. The form of the statement  
23 shall be prescribed by the department of ~~workforce development~~ children and  
24 families. A license, training permit or certificate issued or renewed in reliance upon  
25 a false statement submitted under this subsection is invalid.

1           **SECTION 2869h.** 146.57 (3) (a) of the statutes is amended to read:

2           146.57 **(3)** (a) The department shall implement a statewide poison control  
3 system, which shall provide poison control services that are available statewide, on  
4 a 24-hour per day and 365-day per year basis and shall provide poison information  
5 and education to health care professionals and the public. From the appropriation  
6 under s. 20.435 (5) (ds), the department shall, if the requirement under par. (b) is  
7 met, distribute total funding of not more than ~~\$375,000~~ \$425,000 in each fiscal year  
8 to supplement the operation of the system and to provide for the statewide collection  
9 and reporting of poison control data. The department may, but need not, distribute  
10 all of the funds in each fiscal year to a single poison control center.

11           **SECTION 2870m.** 146.68 of the statutes is created to read:

12           **146.68 Grant for colposcopies and other services.** From the  
13 appropriation under s. 20.435 (5) (dg), the department shall provide \$100,000 in  
14 fiscal year 2007–08 and \$75,000 in each subsequent fiscal year to an entity that  
15 satisfies the following criteria to provide colposcopic examinations and to provide  
16 services to medical assistance recipients or persons who are eligible for medical  
17 assistance:

18           **(1)** The entity is located in the western or northern public health region of the  
19 state, as determined by the department.

20           **(2)** The entity provides Papanicolaou tests, and at least 50 percent of the  
21 persons for whom the entity provides Papanicolaou tests are recipients of medical  
22 assistance or are eligible for medical assistance.

23           **SECTION 2873.** 146.91 (2) (c) of the statutes is repealed.

24           **SECTION 2874.** 146.91 (5) of the statutes is repealed.

25           **SECTION 2875e.** 146.997 (1) (c) of the statutes is amended to read:

1           146.997 (1) (c) “Health care facility” means a facility, as defined in s. 647.01 (4),  
2           or any hospital, nursing home, community–based residential facility, county home,  
3           county infirmary, county hospital, county mental health complex or other place  
4           licensed or approved by the department of health and family services under s. 49.70,  
5           49.71, 49.72, 50.03, 50.35, 51.08 or 51.09 or a facility under s. 45.50, 51.05, 51.06,  
6           233.40, 233.41, ~~233.42~~ or 252.10.

7           **SECTION 2876.** 149.11 (2) (a) 1. of the statutes is amended to read:

8           149.11 (2) (a) 1. Insurer assessments under s. 149.13, ~~paid to the authority~~  
9           ~~under s. 20.145 (5) (g).~~

10          **SECTION 2877.** 149.11 (2) (a) 3. of the statutes is repealed and recreated to read:

11          149.11 (2) (a) 3. Moneys received from the federal government in high risk pool  
12          grants.

13          **SECTION 2878.** 149.11 (2) (b) of the statutes is amended to read:

14          149.11 (2) (b) The authority controls the assets of the fund ~~and shall select~~  
15          ~~regulated financial institutions in this state that receive deposits in which to~~  
16          ~~establish and maintain accounts for assets needed on a current basis. If practicable,~~  
17          ~~the accounts shall earn interest.~~

18          **SECTION 2881.** 149.12 (2) (f) 2. g. of the statutes is created to read:

19          149.12 (2) (f) 2. g. Benefits under the demonstration project for childless adults  
20          under s. 49.45 (23).

21          **SECTION 2882.** 149.12 (2) (g) 3. of the statutes is amended to read:

22          149.12 (2) (g) 3. Services provided under ~~a waiver requested under 2001~~  
23          ~~Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c) the~~  
24          disabled children’s long–term support program, as defined in s. 46.011 (1g).

25          **SECTION 2883.** 149.12 (3) (a) of the statutes is amended to read:

1           149.12 (3) (a) Except as provided in pars. (b) ~~and (bm)~~ to (c), no person is eligible  
2 for coverage under the plan for whom a premium, deductible, or coinsurance amount  
3 is paid or reimbursed by a federal, state, county, or municipal government or agency  
4 as of the first day of any term for which a premium amount is paid or reimbursed and  
5 as of the day after the last day of any term during which a deductible or coinsurance  
6 amount is paid or reimbursed.

7           **SECTION 2884.** 149.12 (3) (c) of the statutes is created to read:

8           149.12 (3) (c) Persons for whom premium costs for health insurance coverage  
9 and copayments for certain prescription drugs are paid under the pilot program  
10 under s. 49.686 (6) are not ineligible for coverage under the plan by reason of such  
11 payments.

12           **SECTION 2885.** 149.13 (3) (a) of the statutes is amended to read:

13           149.13 (3) (a) Each insurer's proportion of participation under sub. (2) shall be  
14 determined annually by the commissioner based on annual statements and other  
15 reports filed by the insurer with the commissioner. The commissioner shall assess  
16 an insurer for the insurer's proportion of participation based on the total  
17 assessments estimated by the authority. An insurer shall pay the amount of the  
18 assessment directly to the authority.

19           **SECTION 2892.** 149.143 (1) (intro.) of the statutes is amended to read:

20           149.143 (1) COSTS EXCLUDING SUBSIDIES. (intro.) The authority shall pay plan  
21 costs, excluding any premium, deductible, and copayment subsidies, first from any  
22 federal funds, if any, that are transferred to the fund under s. 20.145 (5) (m) and  
23 under s. 149.11 (2) (a) 3. that exceed premium, deductible, and copayment subsidy  
24 costs in a policy year. The remainder of the plan costs, excluding premium,  
25 deductible, and copayment subsidy costs, shall be paid as follows:



1           **SECTION 2893.** 149.143 (2) (intro.) of the statutes is amended to read:

2           149.143 (2) SUBSIDY COSTS. (intro.) The authority shall pay for premium,  
3 deductible, and copayment subsidies in a policy year first from any federal funds, ~~if~~  
4 ~~any, that are transferred to the fund under s. 20.145 (5) (m) under s. 149.11 (2) (a)~~  
5 3. received in that year. The remainder of the subsidy costs shall be paid as follows:

6           **SECTION 2894h.** 149.165 (4) of the statutes is created to read:

7           149.165 (4) If an eligible person who is receiving a premium subsidy under this  
8 section as of the implementation date for the demonstration project for childless  
9 adults under s. 49.45 (23) voluntarily terminates coverage under the plan and enrolls  
10 in the demonstration project for childless adults under s. 49.45 (23), the authority  
11 shall transfer to the department of health and family services an amount that is  
12 equal to the subsidy amount to which the person would have been entitled under this  
13 section on the date on which the person enrolls in the project under s. 49.45 (23) had  
14 he or she not terminated coverage under the plan. For as long as the person is  
15 enrolled in the project under s. 49.45 (23), the authority shall continue to transfer  
16 that subsidy amount to the department of health and family services at the same  
17 time intervals as the person would have received the subsidy under this section. The  
18 department of health and family services shall credit the amounts transferred under  
19 this subsection to the appropriation account under s. 20.435 (4) (jz).

20           **SECTION 2895h.** Subchapter IV of chapter 149 [precedes 149.60] of the statutes  
21 is repealed.

22           **SECTION 2898g.** 150.84 (2) of the statutes is amended to read:

23           150.84 (2) “Health care facility” means a facility, as defined in s. 647.01 (4), or  
24 any hospital, nursing home, community–based residential facility, county home,  
25 county infirmary, county hospital, county mental health center or other place

1 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,  
2 50.35, 51.08 or 51.09 or a facility under s. 45.50, 51.05, 51.06, 233.40, 233.41, ~~233.42~~  
3 or 252.10.

4 **SECTION 2898h.** 153.05 (2r) (intro.) of the statutes, as affected by 2005  
5 Wisconsin Act 228, is amended to read:

6 153.05 **(2r)** (intro.) Notwithstanding s. 16.75 (1), (2), and (3m), from the  
7 appropriation account under s. 20.515 (1) (ut) the department of employee trust  
8 funds may expend up to \$150,000, and from the appropriation accounts under s.  
9 20.435 (1) (hg) and (hi) the department of health and family services, in its capacity  
10 as a public health authority, may expend moneys, to contract with a data  
11 organization to perform services under this chapter that are specified for the data  
12 organization under sub. (1) (c) or, if s. 153.455 (4) applies, for the department of  
13 health and family services to perform or contract for the performance of these  
14 services. As condition of the contract under this subsection, all of the following apply:

15 **SECTION 2898r.** 155.01 (6) of the statutes is amended to read:

16 155.01 **(6)** “Health care facility” means a facility, as defined in s. 647.01 (4), or  
17 any hospital, nursing home, community–based residential facility, county home,  
18 county infirmary, county hospital, county mental health center or other place  
19 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,  
20 50.35, 51.08 or 51.09 or a facility under s. 45.50, 51.05, 51.06, 233.40, 233.41, ~~233.42~~  
21 or 252.10.

22 **SECTION 2902.** 165.08 of the statutes is amended to read:

23 **165.08 Power to compromise.** Any civil action prosecuted by the  
24 department by direction of any officer, department, board or commission, shall be  
25 compromised or discontinued when so directed by such officer, department, board or

1 commission. ~~Any~~ Except as provided in s. 20.931 (7) (b), any civil action prosecuted  
2 by the department on the initiative of the attorney general, or at the request of any  
3 individual may be compromised or discontinued with the approval of the governor.  
4 In any criminal action prosecuted by the attorney general, the department shall have  
5 the same powers with reference to such action as are vested in district attorneys.

6 **SECTION 2904.** 165.25 (11) of the statutes is created to read:

7 165.25 (11) FALSE CLAIMS. Diligently investigate possible violations of s. 20.931,  
8 and, if the department determines that a person has committed an act that is  
9 punishable under s. 20.931, may bring a civil action against that person.

10 **SECTION 2905.** 165.72 (3) of the statutes is amended to read:

11 165.72 (3) REWARD PAYMENT PROGRAM. The department shall administer a  
12 reward payment program. Under the program, the department may offer and pay  
13 rewards from the appropriation under s. 20.455 (2) ~~(e)~~ (m) for information under sub.  
14 (2) (a) leading to the arrest and conviction of a person for a violation of ch. 961.

15 **SECTION 2906.** 165.85 (3) (cm) of the statutes is amended to read:

16 165.85 (3) (cm) Decertify law enforcement, tribal law enforcement, jail or  
17 secure detention officers who terminate employment or are terminated, who violate  
18 or fail to comply with a rule or order of the board relating to curriculum or training,  
19 who fail to pay court-ordered payments of child or family support, maintenance,  
20 birth expenses, medical expenses or other expenses related to the support of a child  
21 or former spouse or who fail to comply, after appropriate notice, with a subpoena or  
22 warrant issued by the department of ~~workforce development~~ children and families  
23 or a county child support agency under s. 59.53 (5) and related to paternity or child  
24 support proceedings. The board shall establish procedures for decertification in  
25 compliance with ch. 227, except that decertification for failure to pay court-ordered

1 payments of child or family support, maintenance, birth expenses, medical expenses  
2 or other expenses related to the support of a child or former spouse or for failure to  
3 comply, after appropriate notice, with a subpoena or warrant issued by the  
4 department of ~~workforce–development~~ children and families or a county child  
5 support agency under s. 59.53 (5) and related to paternity or child support  
6 proceedings shall be done as provided under sub. (3m) (a).

7 **SECTION 2907.** 165.85 (3m) (a) of the statutes is amended to read:

8 165.85 **(3m)** (a) As provided in a memorandum of understanding entered into  
9 with the department of ~~workforce–development~~ children and families under s.  
10 49.857, refuse certification to an individual who applies for certification under this  
11 section, refuse recertification to an individual certified under this section or decertify  
12 an individual certified under this section if the individual fails to pay court–ordered  
13 payments of child or family support, maintenance, birth expenses, medical expenses  
14 or other expenses related to the support of a child or former spouse or if the individual  
15 fails to comply, after appropriate notice, with a subpoena or warrant issued by the  
16 department of ~~workforce–development~~ children and families or a county child  
17 support agency under s. 59.53 (5) and related to paternity or child support  
18 proceedings.

19 **SECTION 2908.** 165.85 (3m) (b) 1. of the statutes is amended to read:

20 165.85 **(3m)** (b) 1. Request that an individual provide the board with his or her  
21 social security number when he or she applies for certification or recertification  
22 under this section. Except as provided in subd. 2., if an individual who is requested  
23 by the board to provide his or her social security number under this paragraph does  
24 not comply with the board's request, the board shall deny the individual's application  
25 for certification or recertification. The board may disclose a social security number

1 provided by an individual under this paragraph only to the department of workforce  
2 development children and families as provided in a memorandum of understanding  
3 entered into with the department of workforce development children and families  
4 under s. 49.857.

5 **SECTION 2909.** 165.85 (3m) (b) 2. of the statutes is amended to read:

6 165.85 **(3m)** (b) 2. As a condition of applying for certification or recertification,  
7 an individual who does not have a social security number shall submit a statement  
8 made or subscribed under oath or affirmation to the board that he or she does not  
9 have a social security number. The form of the statement shall be prescribed by the  
10 department of workforce development children and families. A certification or  
11 recertification issued in reliance on a false statement submitted under this  
12 subdivision is invalid.

13 **SECTION 2909h.** 165.91 (2) of the statutes is renumbered 165.91 (2) (a) and  
14 amended to read:

15 165.91 **(2)** (a) From the appropriation under s. 20.455 (2) (kw), the department  
16 shall provide grants to tribes to fund tribal law enforcement operations. To be  
17 eligible for a grant under this section subsection, a tribe must submit an application  
18 for a grant to the department that includes a proposed plan for expenditure of the  
19 grant moneys. The department shall review any application and plan submitted to  
20 determine whether that application and plan meet the criteria established under  
21 sub. (3) par. (b). The department shall review the use of grant money provided under  
22 this section subsection to ensure that the money is used according to the approved  
23 plan.

24 **SECTION 2909j.** 165.91 (3) of the statutes is renumbered 165.91 (2) (b) and  
25 amended to read:

1           165.91 (2) (b) The department shall develop criteria and procedures for use in  
2           administering this section subsection. The department may not consider the grant  
3           under sub. (4) when determining grant awards under this subsection.  
4           Notwithstanding s. 227.10 (1), the criteria and procedures need not be promulgated  
5           as rules under ch. 227.

6           **SECTION 2909L.** 165.91 (4) of the statutes is created to read:

7           165.91 (4) From the appropriation under s. 20.455 (2) (kw) the department  
8           shall annually award the Lac Courte Oreilles band of Lake Superior Chippewa  
9           Indians \$80,000 for tribal law enforcement services.

10          **SECTION 2913c.** 167.10 (3) (c) (intro.) of the statutes is amended to read:

11          167.10 (3) (c) (intro.) A permit under this subsection may be issued only to the  
12          following persons:

13          **SECTION 2913d.** 167.10 (3) (c) 6. of the statutes is repealed and recreated to  
14          read:

15          167.10 (3) (c) 6. Any individual or group of individuals.

16          **SECTION 2913e.** 167.10 (4) of the statutes is amended to read:

17          167.10 (4) **OUT-OF-STATE AND IN-STATE SHIPPING.** This section does not prohibit  
18          a resident wholesaler or jobber from selling fireworks to a ~~person outside of this state~~  
19          nonresident person or to a person or group granted a permit under sub. (3) (c) 1. to  
20          7. A resident wholesaler or jobber that ships ~~the~~ fireworks sold under this subsection  
21          shall package and ship the fireworks in accordance with applicable state and federal  
22          law by, as defined in s. 194.01 (1), (2) and (11), common motor carrier, contract motor  
23          carrier or private motor carrier.

24          **SECTION 2914.** 169.34 (2) of the statutes is amended to read:

1           169.34 (2) DISCLOSURE OF SOCIAL SECURITY NUMBERS. The department of natural  
2 resources may not disclose any social security numbers received under sub. (1) to any  
3 person except to the department of ~~workforce development~~ children and families for  
4 the sole purpose of administering s. 49.22.

5           **SECTION 2915.** 169.34 (3) (a) of the statutes is amended to read:

6           169.34 (3) (a) As provided in the memorandum of understanding required  
7 under s. 49.857 (2), the department of natural resources shall deny an application  
8 to issue or renew, to suspend if already issued, or to otherwise withhold or restrict  
9 a license issued under this chapter if the applicant for or the holder of the license is  
10 delinquent in making court-ordered payments of child or family support,  
11 maintenance, birth expenses, medical expenses, or other expenses related to the  
12 support of a child or former spouse or if the applicant or holder fails to comply with  
13 a subpoena or warrant issued by the department of ~~workforce development~~ children  
14 and families or a county child support agency under s. 59.53 (5) and relating to  
15 paternity or child support proceedings.

16           **SECTION 2916.** 170.12 (3m) (a) 1m. of the statutes is amended to read:

17           170.12 (3m) (a) 1m. If the applicant is an individual and does not have a social  
18 security number, a statement made or subscribed under oath or affirmation that the  
19 applicant does not have a social security number. The form of the statement shall  
20 be prescribed by the department of ~~workforce development~~ children and families. A  
21 permit issued in reliance upon a false statement submitted under this subdivision  
22 is invalid.

23           **SECTION 2917.** 170.12 (3m) (b) 2. of the statutes is amended to read:

1           170.12 **(3m)** (b) 2. The board may disclose information under par. (a) 1. or 2.  
2 to the department of ~~workforce development~~ children and families in accordance  
3 with a memorandum of understanding under s. 49.857.

4           **SECTION 2918.** 170.12 (8) (b) 1. c. of the statutes is amended to read:

5           170.12 **(8)** (b) 1. c. In the case of a permit holder who is an individual, the  
6 applicant fails to provide his or her social security number, fails to comply, after  
7 appropriate notice, with a subpoena or warrant that is issued by the department of  
8 ~~workforce development~~ children and families or a county child support agency under  
9 s. 59.53 (5) and that is related to paternity or child support proceedings or the  
10 applicant is delinquent in making court-ordered payments of child or family  
11 support, maintenance, birth expenses, medical expenses or other expenses related  
12 to the support of a child or former spouse, as provided in a memorandum of  
13 understanding entered into under s. 49.857. An applicant whose renewal  
14 application is denied under this subd. 1. c. is entitled to a notice and hearing under  
15 s. 49.857 but is not entitled to any other hearing under this section.

16           **SECTION 2919.** 170.12 (8) (b) 2. of the statutes is amended to read:

17           170.12 **(8)** (b) 2. The board shall restrict or suspend a permit issued under this  
18 section if the board finds that, in the case of a permit holder who is an individual, the  
19 permit holder fails to comply, after appropriate notice, with a subpoena or warrant  
20 that is issued by the department of ~~workforce development~~ children and families or  
21 a county child support agency under s. 59.53 (5) and that is related to paternity or  
22 child support proceedings or the permit holder is delinquent in making  
23 court-ordered payments of child or family support, maintenance, birth expenses,  
24 medical expenses or other expenses related to the support of a child or former spouse,  
25 as provided in a memorandum of understanding entered into under s. 49.857. A



1 permit holder whose permit is restricted or suspended under this subdivision is  
2 entitled to a notice and hearing under s. 49.857 but is not entitled to any other  
3 hearing under this section.

4 **SECTION 2921.** 175.40 (6m) (c) 4. of the statutes is created to read:

5 175.40 **(6m)** (c) 4. By no later than 30 days after the end of each calendar  
6 quarter, the department of administration shall submit a report to the joint  
7 committee on finance detailing all moneys expended or encumbered from the  
8 appropriation account under s. 20.505 (2) (am) during that calendar quarter for costs  
9 and judgments under subd. 1. or 2.

10 **SECTION 2922.** 177.265 (1) (intro.) of the statutes is amended to read:

11 177.265 **(1)** (intro.) At least quarterly, the department of workforce  
12 development children and families shall reimburse the administrator, based on  
13 information provided by the administrator, for all of the following:

14 **SECTION 2922u.** 185.81 of the statutes is amended to read:

15 **185.81 Admission of foreign cooperatives.** A foreign cooperative is entitled  
16 to all rights, exemptions and privileges of a cooperative organized under this chapter,  
17 if it is authorized to do business in this state under ch. 180. Such foreign cooperative  
18 may qualify under ch. 180 whether or not formed for profit and whether or not formed  
19 with stock. Any such foreign cooperative claiming to be subject to s. 71.26 (1) (a) or  
20 71.45 (1) (a) may be required to furnish the department of revenue with such facts  
21 as said department shall deem necessary to establish the foreign cooperative's rights  
22 thereunder.

23 **SECTION 2925.** 194.23 (1) of the statutes is amended to read:

24 194.23 **(1)** No person may operate any motor vehicle as a common motor carrier  
25 unless the person first obtains a certificate and, if required under this chapter, a

1 permit issued by the department, or unless the person is registered by another state  
2 under a single–state or unified carrier registration system consistent with the  
3 standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the  
4 operation of the vehicle, except that no permit is required for the operation of a  
5 semitrailer. The department may issue or refuse to issue any certificate. The  
6 department may attach to the exercise of the privilege granted by a certificate any  
7 terms or conditions which are permitted under this chapter.

8 **SECTION 2926.** 194.34 (1) of the statutes is amended to read:

9 194.34 (1) No person may operate any motor vehicle as a contract motor carrier  
10 unless the person first obtains a license and, if required under this chapter, a permit  
11 issued by the department, or unless the person is registered by another state under  
12 a single–state or unified carrier registration system consistent with the standards  
13 under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the operation  
14 of the motor vehicle, except that no permit is required for the operation of a  
15 semitrailer. The department may refuse to issue any license or may attach to the  
16 exercise of the privilege granted by a license any terms or conditions which are  
17 permitted under this chapter.

18 **SECTION 2927.** 194.407 of the statutes is created to read:

19 **194.407 Unified carrier registration system. (1)** The department may  
20 participate in and do all things necessary to implement and administer a unified  
21 carrier registration system for motor carriers, including private motor carriers, in  
22 accordance with 49 USC 13908 and 14504a. The department may, consistent with  
23 federal law, establish by rule an annual fee under this section for a motor vehicle that  
24 is operated in this state and that is subject to the unified carrier registration system.

1           **(2)** The department may not administer both an insurance registration system  
2 for motor carriers under s. 194.405 and a registration system for motor carriers  
3 under this section.

4           **(3)** The department may use the emergency rules procedure under s. 227.24  
5 to promulgate rules establishing the annual fee specified in sub. (1).  
6 Notwithstanding s. 227.24 (1) (c) and (2), these emergency rules may remain in effect  
7 until a subsequent rule is promulgated under this subsection or until the date on  
8 which permanent rules take effect, whichever is sooner. Notwithstanding s. 227.24  
9 (1) (a) and (3), the department is not required to provide evidence that promulgating  
10 a rule under this subsection as an emergency rule is necessary for the preservation  
11 of the public peace, health, safety, or welfare and is not required to provide a finding  
12 of emergency for a rule promulgated under this subsection.

13           **SECTION 2928.** 194.41 (1) of the statutes is amended to read:

14           194.41 **(1)** No permit or vehicle registration may be issued to a common motor  
15 carrier of property, contract motor carrier, or rental company, no permit or vehicle  
16 registration may remain in force to operate any motor vehicle under the authority  
17 of this chapter, and no vehicle registration may be issued or remain in force for a  
18 semitrailer unless the carrier or rental company has on file with the department and  
19 in effect an approved certificate for a policy of insurance or other written contract in  
20 such form and containing such terms and conditions as may be approved by the  
21 department issued by an insurer authorized to do a surety or automobile liability  
22 business in this state under which the insurer assumes the liability prescribed by  
23 this section with respect to the operation of such motor vehicles. The certificate or  
24 other contract is subject to the approval of the department and shall provide that the  
25 insurer shall be directly liable for and shall pay all damages for injuries to or for the

1 death of persons or for injuries to or destruction of property that may be recovered  
2 against the owner or operator of any such motor vehicles by reason of the negligent  
3 operation thereof in such amount as the department may require. Liability may be  
4 restricted so as to be inapplicable to damage claims on account of injury to or  
5 destruction of property transported, but the department may require, and with  
6 respect to a carrier transporting a building, as defined in s. 348.27 (12m) (a) 1., shall  
7 require, a certificate or other contract protecting the owner of the property  
8 transported by carriers from loss or damage in the amount and under the conditions  
9 as the department may require. No permit or vehicle registration may be issued to  
10 a common motor carrier of passengers by any motor vehicle, or other carrier of  
11 passengers by motor bus, except those registered in accordance with s. 341.26 (2) (a)  
12 and (d), and no permit or vehicle registration may remain in force to operate any  
13 motor vehicle unless it has on file with the department a like certificate or other  
14 contract in the form and containing the terms and conditions as may be approved by  
15 the department for the payment of damages for injuries to property and injuries to  
16 or for the death of persons, including passengers, in the amounts as the department  
17 may require. This subsection does not apply to a motor carrier that is registered by  
18 another state under a single–state or unified carrier registration system consistent  
19 with the standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a.

20 **SECTION 2929.** 196.218 (3) (a) 3. a. of the statutes is amended to read:

21 196.218 (3) (a) 3. a. The amount appropriated under s. 20.155 (1) (q), ~~except~~  
22 ~~that in fiscal year 2003–04 the total amount of contributions in that fiscal year under~~  
23 ~~this subd. 3. a. may not exceed \$5,000,000 and except that beginning in fiscal year~~  
24 ~~2004–05 the total amount of contributions in a fiscal year under this subd. 3. a. may~~  
25 ~~not exceed \$6,000,000.~~

1           **SECTION 2929e.** 196.218 (3) (a) 4. of the statutes is repealed.

2           **SECTION 2929g.** 196.218 (3) (e) of the statutes is amended to read:

3           196.218 (3) (e) ~~Except as provided in par. (f) and s. 196.196 (2) (d), a~~ A  
4           telecommunications provider or other person may not establish a surcharge on  
5           customers' bills to collect from customers contributions required under this  
6           subsection.

7           **SECTION 2929j.** 196.218 (3) (f) of the statutes is amended to read:

8           196.218 (3) (f) Notwithstanding ss. 196.196 (1) and (5) (d) 2., 196.20 (2m), (5)  
9           and (6), 196.213 and 196.215, a telecommunications utility that provides local  
10          exchange service may make adjustments to local exchange service rates for the  
11          purpose of recovering ~~the portion of~~ its contributions to the universal service fund  
12          that is ~~determined by the commission under par. (a) 4.~~ required under this  
13          subsection. A telecommunications utility that adjusts local exchange service rates  
14          for the purpose of recovering ~~all or any amount of that portion~~ such contributions  
15          shall identify on customer bills a single amount that is the total amount of the  
16          adjustment. The public service commission shall provide telecommunications  
17          utilities the information necessary to identify such amounts on customer bills.

18          **SECTION 2929m.** 196.218 (3) (g) of the statutes is created to read:

19          196.218 (3) (g) If the commission or a telecommunications provider makes a  
20          mistake in calculating or reporting any data in connection with the contributions  
21          required under par. (a), and the mistake results in the telecommunications  
22          provider's overpayment of such a contribution, the commission shall reimburse the  
23          telecommunications provider for the amount of the overpayment.

24          **SECTION 2929v.** 196.218 (5) (a) 6. of the statutes is amended to read:

1           196.218 (5) (a) 6. To pay the ~~department of administration~~ for  
2 telecommunications services provided under ~~s. 16.972 (1)~~ to the campuses of the  
3 University of Wisconsin System at ~~River Falls, Stout, Superior and Whitewater.~~

4           **SECTION 2930.** 196.218 (5) (a) 7. of the statutes is repealed.

5           **SECTION 2931.** 196.218 (5) (d) 2. of the statutes is amended to read:

6           196.218 (5) (d) 2. The commission shall annually provide information booklets  
7 to all Wisconsin ~~works~~ Works agencies that describe the current assistance from the  
8 universal service fund that is available to low-income individuals who are served by  
9 the Wisconsin ~~works~~ Works agencies, including a description of how such individuals  
10 may obtain such assistance. The department of ~~workforce development~~ children and  
11 families shall assist the commission in identifying the Wisconsin ~~works~~ Works  
12 agencies to which the commission is required to submit the information required  
13 under this subdivision.

14           **SECTION 2932.** 196.374 (3) (b) 2. (intro.) of the statutes, as affected by 2005  
15 Wisconsin Act 141, is amended to read:

16           196.374 (3) (b) 2. (intro.) The commission shall require each energy utility to  
17 spend 1.2 percent of its annual operating revenues to fund the utility's programs  
18 under sub. (2) (b) 1., the utility's ordered programs, and the utility's share of the  
19 statewide energy efficiency and renewable resource programs under sub. (2) (a) 1.,  
20 and the utility's share, as determined by the commission under sub. (3) (b) 4., of the  
21 costs incurred by the commission in administering this section. Subject to approval  
22 under subd. 3., the commission may require each energy utility to spend a larger  
23 percentage of its annual operating revenues to fund these programs and costs. The  
24 commission may make such a requirement based on the commission's consideration  
25 of all of the following:

1           **SECTION 2933.** 196.374 (3) (b) 4. of the statutes is created to read:

2           196.374 **(3)** (b) 4. In each fiscal year, the commission shall collect from the  
3 persons with whom energy utilities contract under sub. (2) (a) 1. an amount equal  
4 to the costs incurred by the commission in administering this section.

5           **SECTION 2936.** 217.05 (1m) (b) 2. of the statutes is amended to read:

6           217.05 **(1m)** (b) 2. The division may disclose information under par. (a) 1. to the  
7 department of ~~workforce development~~ children and families in accordance with a  
8 memorandum of understanding under s. 49.857.

9           **SECTION 2937.** 217.05 (1m) (c) 1. of the statutes is amended to read:

10          217.05 **(1m)** (c) 1. If an applicant who is an individual does not have a social  
11 security number, the applicant, as a condition of applying for or applying to renew  
12 a license, shall submit a statement made or subscribed under oath or affirmation to  
13 the division that the applicant does not have a social security number. The form of  
14 the statement shall be prescribed by the department of ~~workforce development~~  
15 children and families.

16          **SECTION 2938.** 217.06 (6) of the statutes is amended to read:

17          217.06 **(6)** If the applicant is an individual, the applicant has not failed to  
18 comply, after appropriate notice, with a subpoena or warrant issued by the  
19 department of ~~workforce development~~ children and families or a county child  
20 support agency under s. 59.53 (5) and related to paternity or child support  
21 proceedings and is not delinquent in making court-ordered payments of child or  
22 family support, maintenance, birth expenses, medical expenses or other expenses  
23 related to the support of a child or former spouse, as provided in a memorandum of  
24 understanding entered into under s. 49.857.

25          **SECTION 2939.** 217.09 (1m) of the statutes is amended to read:

1           217.09 **(1m)** The division shall restrict or suspend any license issued under this  
2 chapter to an individual, if the individual fails to comply, after appropriate notice,  
3 with a subpoena or warrant issued by the department of ~~workforce development~~  
4 children and families or a county child support agency under s. 59.53 (5) and related  
5 to paternity or child support proceedings or is delinquent in making court-ordered  
6 payments of child or family support, maintenance, birth expenses, medical expenses  
7 or other expenses related to the support of a child or former spouse, as provided in  
8 a memorandum of understanding entered into under s. 49.857. A licensee whose  
9 license is restricted or suspended under this subsection is entitled to a notice and  
10 hearing only as provided in a memorandum of understanding entered into under s.  
11 49.857 and is not entitled to any other notice or hearing under this chapter.

12           **SECTION 2940.** 218.0114 (20) (c) of the statutes is amended to read:

13           218.0114 **(20)** (c) An applicant or licensee furnishing information under par. (a)  
14 may designate the information as a trade secret, as defined in s. 134.90 (1) (c), or as  
15 confidential business information. The licensor shall notify the applicant or licensee  
16 providing the information 15 days before any information designated as a trade  
17 secret or as confidential business information is disclosed to the legislature, a state  
18 agency, as defined in s. 13.62 (2), a local governmental unit, as defined in s. 605.01  
19 (1), or any other person. The applicant or licensee furnishing the information may  
20 seek a court order limiting or prohibiting the disclosure, in which case the court shall  
21 weigh the need for confidentiality of the information against the public interest in  
22 the disclosure. A designation under this paragraph does not prohibit the disclosure  
23 of a person's name or address, of the name or address of a person's employer or of  
24 financial information that relates to a person when requested under s. 49.22 (2m) by



1 the department of ~~workforce development~~ children and families or a county child  
2 support agency under s. 59.53 (5).

3 **SECTION 2941.** 218.0114 (21e) (a) of the statutes is amended to read:

4 218.0114 **(21e)** (a) In addition to any other information required under this  
5 section and except as provided in par. (c), an application by an individual for the  
6 issuance or renewal of a license described in sub. (14) shall include the individual's  
7 social security number and an application by a person who is not an individual for  
8 the issuance or renewal of a license described in sub. (14) (a), (b), (c) or (e) shall  
9 include the person's federal employer identification number. The licensor may not  
10 disclose any information received under this paragraph to any person except the  
11 department of ~~workforce development~~ children and families for purposes of  
12 administering s. 49.22 or the department of revenue for the sole purpose of  
13 requesting certifications under s. 73.0301.

14 **SECTION 2942.** 218.0114 (21e) (c) of the statutes is amended to read:

15 218.0114 **(21e)** (c) If an applicant for the issuance or renewal of a license  
16 described in sub. (14) is an individual who does not have a social security number,  
17 the applicant, as a condition of applying for or applying to renew the license, shall  
18 submit a statement made or subscribed under oath or affirmation to the licensor that  
19 the applicant does not have a social security number. The form of the statement shall  
20 be prescribed by the department of ~~workforce development~~ children and families.  
21 Any license issued or renewed in reliance upon a false statement submitted by an  
22 applicant under this paragraph is invalid.

23 **SECTION 2943.** 218.0114 (21g) (b) 2. of the statutes is amended to read:

1           218.0114 **(21g)** (b) 2. The licensor may disclose information under par. (a) 1. to  
2 the department of ~~workforce development~~ children and families in accordance with  
3 a memorandum of understanding under s. 49.857.

4           **SECTION 2944.** 218.0114 (21g) (c) of the statutes is amended to read:

5           218.0114 **(21g)** (c) If an applicant for the issuance or renewal of a license  
6 described in sub. (16) is an individual who does not have a social security number,  
7 the applicant, as a condition of applying for or applying to renew the license, shall  
8 submit a statement made or subscribed under oath or affirmation to the licensor that  
9 the applicant does not have a social security number. The form of the statement shall  
10 be prescribed by the department of ~~workforce development~~ children and families.  
11 Any license issued or renewed in reliance upon a false statement submitted by an  
12 applicant under this paragraph is invalid.

13           **SECTION 2945.** 218.0116 (1g) (a) of the statutes is amended to read:

14           218.0116 **(1g)** (a) A license described in s. 218.0114 (14) shall be denied,  
15 restricted, limited or suspended if the applicant or licensee is an individual who fails  
16 to comply, after appropriate notice, with a subpoena or warrant issued by the  
17 department of ~~workforce development~~ children and families or a county child  
18 support agency under s. 59.53 (5) and related to paternity or child support  
19 proceedings or who is delinquent in making court-ordered payments of child or  
20 family support, maintenance, birth expenses, medical expenses or other expenses  
21 related to the support of a child or former spouse, as provided in a memorandum of  
22 understanding entered into under s. 49.857.

23           **SECTION 2946.** 218.0116 (1m) (a) 3. of the statutes is amended to read:

24           218.0116 **(1m)** (a) 3. The applicant is an individual who fails to comply, after  
25 appropriate notice, with a subpoena or warrant issued by the department of

1 ~~workforce development~~ children and families or a county child support agency under  
2 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
3 in making court–ordered payments of child or family support, maintenance, birth  
4 expenses, medical expenses or other expenses related to the support of a child or  
5 former spouse, as provided in a memorandum of understanding entered into under  
6 s. 49.857. An applicant whose application is denied under this subdivision is entitled  
7 to a notice and hearing under s. 49.857 but is not entitled to any other notice or  
8 hearing under ss. 218.0101 to 218.0163.

9 **SECTION 2947.** 218.0116 (1m) (b) of the statutes is amended to read:

10 218.0116 **(1m)** (b) A license described in s. 218.0114 (16) shall be restricted or  
11 suspended if the licensee is an individual who fails to comply, after appropriate  
12 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
13 ~~development~~ children and families or a county child support agency under s. 59.53  
14 (5) and related to paternity or child support proceedings or who is delinquent in  
15 making court–ordered payments of child or family support, maintenance, birth  
16 expenses, medical expenses or other expenses related to the support of a child or  
17 former spouse, as provided in a memorandum of understanding entered into under  
18 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
19 is entitled to a notice and hearing under s. 49.857 but is not entitled to any other  
20 notice or hearing under ss. 218.0101 to 218.0163.

21 **SECTION 2952.** 218.02 (2) (a) 2. b. of the statutes is amended to read:

22 218.02 **(2)** (a) 2. b. The division may disclose information under subd. 1. a. to  
23 the department of ~~workforce development~~ children and families in accordance with  
24 a memorandum of understanding under s. 49.857.

25 **SECTION 2953.** 218.02 (2) (a) 3. of the statutes is amended to read:

1           218.02 (2) (a) 3. If an applicant who is an individual does not have a social  
2 security number, the applicant, as a condition of applying for or applying to renew  
3 a license under this section, shall submit a statement made or subscribed under oath  
4 or affirmation to the division that the applicant does not have a social security  
5 number. The form of the statement shall be prescribed by the department of  
6 ~~workforce development~~ children and families. Any license issued or renewed in  
7 reliance upon a false statement submitted by an applicant under this subdivision is  
8 invalid.

9           **SECTION 2954.** 218.02 (3) (e) of the statutes is amended to read:

10           218.02 (3) (e) That, if the applicant is an individual, the applicant has not failed  
11 to comply, after appropriate notice, with a subpoena or warrant issued by the  
12 department of ~~workforce development~~ children and families or a county child  
13 support agency under s. 59.53 (5) and related to paternity or child support  
14 proceedings and is not delinquent in making court-ordered payments of child or  
15 family support, maintenance, birth expenses, medical expenses or other expenses  
16 related to the support of a child or former spouse, as provided in a memorandum of  
17 understanding entered into under s. 49.857.

18           **SECTION 2955.** 218.02 (6) (b) of the statutes is amended to read:

19           218.02 (6) (b) In accordance with a memorandum of understanding entered  
20 into under s. 49.857, the division shall restrict or suspend a license if the licensee is  
21 an individual who fails to comply, after appropriate notice, with a subpoena or  
22 warrant issued by the department of ~~workforce development~~ children and families  
23 or a county child support agency under s. 59.53 (5) and related to paternity or child  
24 support proceedings or who is delinquent in making court-ordered payments of child

1 or family support, maintenance, birth expenses, medical expenses or other expenses  
2 related to the support of a child or former spouse.

3 **SECTION 2956.** 218.02 (9) (a) 2. of the statutes is amended to read:

4 218.02 (9) (a) 2. Applications for licenses that are denied or licenses that are  
5 restricted or suspended because the applicant or licensee has failed to comply, after  
6 appropriate notice, with a subpoena or warrant issued by the department of  
7 ~~workforce development~~ children and families or a county child support agency under  
8 s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in  
9 making court-ordered payments of child or family support, maintenance, birth  
10 expenses, medical expenses or other expenses related to the support of a child or  
11 former spouse.

12 **SECTION 2957.** 218.04 (3) (a) 2. b. of the statutes is amended to read:

13 218.04 (3) (a) 2. b. The division may disclose information under subd. 1. a. to  
14 the department of ~~workforce development~~ children and families in accordance with  
15 a memorandum of understanding under s. 49.857.

16 **SECTION 2958.** 218.04 (3) (a) 3. of the statutes is amended to read:

17 218.04 (3) (a) 3. If an applicant who is an individual does not have a social  
18 security number, the applicant, as a condition of applying for or applying to renew  
19 a license under this section, shall submit a statement made or subscribed under oath  
20 or affirmation to the division that the applicant does not have a social security  
21 number. The form of the statement shall be prescribed by the department of  
22 ~~workforce development~~ children and families. Any license issued or renewed in  
23 reliance upon a false statement submitted by an applicant under this subdivision is  
24 invalid.

25 **SECTION 2959.** 218.04 (4) (am) 3. of the statutes is amended to read:

1           218.04 (4) (am) 3. The applicant fails to comply, after appropriate notice, with  
2 a subpoena or warrant issued by the department of ~~workforce development~~ children  
3 and families or a county child support agency under s. 59.53 (5) and related to  
4 paternity or child support proceedings or is delinquent in making court–ordered  
5 payments of child or family support, maintenance, birth expenses, medical expenses  
6 or other expenses related to the support of a child or former spouse, as provided in  
7 a memorandum of understanding entered into under s. 49.857. An applicant whose  
8 application is denied under this subdivision for delinquent payments is entitled to  
9 a notice and hearing under s. 49.857 but is not entitled to any other notice or hearing  
10 under this section.

11           **SECTION 2960.** 218.04 (5) (am) of the statutes is amended to read:

12           218.04 (5) (am) The division shall restrict or suspend a license issued under  
13 this section if the division finds that the licensee is an individual who fails to comply,  
14 after appropriate notice, with a subpoena or warrant issued by the department of  
15 ~~workforce development~~ children and families or a county child support agency under  
16 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
17 in making court–ordered payments of child or family support, maintenance, birth  
18 expenses, medical expenses or other expenses related to the support of a child or  
19 former spouse, as provided in a memorandum of understanding entered into under  
20 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
21 is entitled to a notice and hearing only as provided in a memorandum of  
22 understanding entered into under s. 49.857 and is not entitled to any other notice or  
23 hearing under this section.

24           **SECTION 2961.** 218.05 (3) (am) 2. b. of the statutes is amended to read:

1           218.05 (3) (am) 2. b. The division may disclose information under subd. 1. a.  
2 to the department of ~~workforce development~~ children and families in accordance  
3 with a memorandum of understanding under s. 49.857.

4           **SECTION 2962.** 218.05 (3) (am) 3. of the statutes is amended to read:

5           218.05 (3) (am) 3. If an applicant who is an individual does not have a social  
6 security number, the applicant, as a condition of applying for or applying to renew  
7 a license under this section, shall submit a statement made or subscribed under oath  
8 or affirmation to the division that the applicant does not have a social security  
9 number. The form of the statement shall be prescribed by the department of  
10 ~~workforce development~~ children and families. Any license issued or renewed in  
11 reliance upon a false statement submitted by an applicant under this subdivision is  
12 invalid.

13           **SECTION 2963.** 218.05 (4) (c) 3. of the statutes is amended to read:

14           218.05 (4) (c) 3. The applicant is an individual who fails to comply, after  
15 appropriate notice, with a subpoena or warrant issued by the department of  
16 ~~workforce development~~ children and families or a county child support agency under  
17 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
18 in making court-ordered payments of child or family support, maintenance, birth  
19 expenses, medical expenses or other expenses related to the support of a child or  
20 former spouse, as provided in a memorandum of understanding entered into under  
21 s. 49.857. An applicant whose application is denied under this subdivision for  
22 delinquent payments is entitled to a notice and hearing under s. 49.857 but is not  
23 entitled to any notice or hearing under par. (b).

24           **SECTION 2964.** 218.05 (11) (c) of the statutes is amended to read:

1           218.05 (11) (c) The renewal applicant is an individual who fails to comply, after  
2 appropriate notice, with a subpoena or warrant issued by the department of  
3 ~~workforce development~~ children and families or a county child support agency under  
4 s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in  
5 making court-ordered payments of child or family support, maintenance, birth  
6 expenses, medical expenses or other expenses related to the support of a child or  
7 former spouse, as provided in a memorandum of understanding entered into under  
8 s. 49.857. An applicant whose application is denied under this subsection for  
9 delinquent payments or failure to comply with a subpoena or warrant is entitled to  
10 a notice and hearing only as provided in a memorandum of understanding entered  
11 into under s. 49.857 and is not entitled to any other notice or hearing under this  
12 section.

13           **SECTION 2965.** 218.05 (12) (am) of the statutes is amended to read:

14           218.05 (12) (am) The division shall restrict or suspend any license issued under  
15 this section if the licensee is an individual who fails to comply, after appropriate  
16 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
17 ~~development~~ children and families or a county child support agency under s. 59.53  
18 (5) and related to paternity or child support proceedings or who is delinquent in  
19 making court-ordered payments of child or family support, maintenance, birth  
20 expenses, medical expenses or other expenses related to the support of a child or  
21 former spouse, as provided in a memorandum of understanding entered into under  
22 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
23 is entitled to a notice and hearing only as provided in a memorandum of  
24 understanding entered into under s. 49.857 and is not entitled to any other notice or  
25 hearing under this section.



1           **SECTION 2966.** 218.11 (2) (am) 3. of the statutes is amended to read:

2           218.11 **(2)** (am) 3. The department of commerce may not disclose any  
3 information received under subd. 1. to any person except to the department of  
4 ~~workforce development~~ children and families for purposes of administering s. 49.22  
5 or to the department of revenue for the sole purpose of requesting certifications  
6 under s. 73.0301.

7           **SECTION 2967.** 218.11 (2) (am) 4. of the statutes is amended to read:

8           218.11 **(2)** (am) 4. If an applicant who is an individual does not have a social  
9 security number, the applicant, as a condition of applying for or applying to renew  
10 a license under this section, shall submit a statement made or subscribed under oath  
11 or affirmation to the department that the applicant does not have a social security  
12 number. The form of the statement shall be prescribed by the department of  
13 ~~workforce development~~ children and families. Any license issued or renewed in  
14 reliance upon a false statement submitted by an applicant under this subdivision is  
15 invalid.

16           **SECTION 2968.** 218.11 (6m) (a) of the statutes is amended to read:

17           218.11 **(6m)** (a) A license under this section shall be denied, restricted, limited  
18 or suspended if an applicant or licensee is an individual who is delinquent in making  
19 court-ordered payments of child or family support, maintenance, birth expenses,  
20 medical expenses or other expenses related to the support of a child or former spouse,  
21 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
22 by the department of ~~workforce development~~ children and families or a county child  
23 support agency under s. 59.53 (5) and related to paternity or child support  
24 proceedings, as provided in a memorandum of understanding entered into under s.  
25 49.857.

1           **SECTION 2969.** 218.12 (2) (am) 2. of the statutes is amended to read:

2           218.12 **(2)** (am) 2. The department of commerce may not disclose a social  
3 security number obtained under par. (a) to any person except to the department of  
4 ~~workforce development~~ children and families for the sole purpose of administering  
5 s. 49.22 or to the department of revenue for the sole purpose of requesting  
6 certifications under s. 73.0301.

7           **SECTION 2970.** 218.12 (2) (am) 3. of the statutes is amended to read:

8           218.12 **(2)** (am) 3. If an applicant does not have a social security number, the  
9 applicant, as a condition of applying for or applying to renew a license under this  
10 section, shall submit a statement made or subscribed under oath or affirmation to  
11 the department that the applicant does not have a social security number. The form  
12 of the statement shall be prescribed by the department of ~~workforce development~~  
13 children and families. Any license issued or renewed in reliance upon a false  
14 statement submitted by an applicant under this subdivision is invalid.

15           **SECTION 2971.** 218.12 (3m) (a) of the statutes is amended to read:

16           218.12 **(3m)** (a) A license shall be denied, restricted, limited or suspended if the  
17 applicant or licensee is an individual who is delinquent in making court-ordered  
18 payments of child or family support, maintenance, birth expenses, medical expenses  
19 or other expenses related to the support of a child or former spouse, or who fails to  
20 comply, after appropriate notice, with a subpoena or warrant issued by the  
21 department of ~~workforce development~~ children and families or a county child  
22 support agency under s. 59.53 (5) and related to paternity or child support  
23 proceedings, as provided in a memorandum of understanding entered into under s.  
24 49.857.

25           **SECTION 2972.** 218.21 (2f) (a) of the statutes is amended to read:

1           218.21 **(2f)** (a) If an applicant who is an individual does not have a social  
2 security number, the applicant, as a condition of applying for or applying to renew  
3 a motor vehicle salvage dealer’s license, shall submit a statement made or subscribed  
4 under oath or affirmation to the department that the applicant does not have a social  
5 security number. The form of the statement shall be prescribed by the department  
6 of ~~workforce development~~ children and families.

7           **SECTION 2973.** 218.21 (2m) (b) of the statutes is amended to read:

8           218.21 **(2m)** (b) The department of transportation may not disclose any  
9 information received under sub. (2) (ag) or (am) to any person except to the  
10 department of ~~workforce development~~ children and families for purposes of  
11 administering s. 49.22 or the department of revenue for the sole purpose of  
12 requesting certifications under s. 73.0301.

13           **SECTION 2974.** 218.22 (3m) (a) of the statutes is amended to read:

14           218.22 **(3m)** (a) The department shall deny, restrict, limit or suspend a license  
15 if the applicant or licensee is an individual who is delinquent in making  
16 court-ordered payments of child or family support, maintenance, birth expenses,  
17 medical expenses or other expenses related to the support of a child or former spouse,  
18 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
19 by the department of ~~workforce development~~ children and families or a county child  
20 support agency under s. 59.53 (5) and related to paternity or child support  
21 proceedings, as provided in a memorandum of understanding entered into under s.  
22 49.857.

23           **SECTION 2975.** 218.31 (1f) (a) of the statutes is amended to read:

24           218.31 **(1f)** (a) If an applicant who is an individual does not have a social  
25 security number, the applicant, as a condition of applying for or applying to renew

1 a motor vehicle auction dealer's license, shall submit a statement made or subscribed  
2 under oath or affirmation to the department that the applicant does not have a social  
3 security number. The form of the statement shall be prescribed by the department  
4 of ~~workforce development~~ children and families.

5 **SECTION 2976.** 218.31 (1m) (b) of the statutes is amended to read:

6 218.31 **(1m)** (b) The department of transportation may not disclose any  
7 information received under sub. (1) (ag) or (am) to any person except to the  
8 department of ~~workforce development~~ children and families for purposes of  
9 administering s. 49.22 or the department of revenue for the sole purpose of  
10 requesting certifications under s. 73.0301.

11 **SECTION 2977.** 218.32 (3m) (a) of the statutes is amended to read:

12 218.32 **(3m)** (a) The department shall deny, restrict, limit or suspend a license  
13 if the applicant or licensee is an individual who is delinquent in making  
14 court-ordered payments of child or family support, maintenance, birth expenses,  
15 medical expenses or other expenses related to the support of a child or former spouse,  
16 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
17 by the department of ~~workforce development~~ children and families or a county child  
18 support agency under s. 59.53 (5) and related to paternity or child support  
19 proceedings, as provided in a memorandum of understanding entered into under s.  
20 49.857.

21 **SECTION 2978.** 218.41 (2) (am) 2. of the statutes is amended to read:

22 218.41 **(2)** (am) 2. The department of transportation may not disclose any  
23 information received under subd. 1. a. or b. to any person except to the department  
24 of ~~workforce development~~ children and families for the sole purpose of administering

1 s. 49.22 or the department of revenue for the sole purpose of requesting certifications  
2 under s. 73.0301.

3 **SECTION 2979.** 218.41 (2) (am) 3. of the statutes is amended to read:

4 218.41 **(2)** (am) 3. If an applicant who is an individual does not have a social  
5 security number, the applicant, as a condition of applying for or applying to renew  
6 a license under this section, shall submit a statement made or subscribed under oath  
7 or affirmation to the department that the applicant does not have a social security  
8 number. The form of the statement shall be prescribed by the department of  
9 ~~workforce development~~ children and families. Any license issued or renewed in  
10 reliance upon a false statement submitted by an applicant under this subdivision is  
11 invalid.

12 **SECTION 2980.** 218.41 (3m) (a) of the statutes is amended to read:

13 218.41 **(3m)** (a) A license shall be denied, restricted, limited or suspended if the  
14 applicant or licensee is an individual who is delinquent in making court-ordered  
15 payments of child or family support, maintenance, birth expenses, medical expenses  
16 or other expenses related to the support of a child or former spouse, or who fails to  
17 comply, after appropriate notice, with a subpoena or warrant issued by the  
18 department of ~~workforce development~~ children and families or a county child  
19 support agency under s. 59.53 (5) and related to paternity or child support  
20 proceedings, as provided in a memorandum of understanding entered into under s.  
21 49.857.

22 **SECTION 2981.** 218.51 (3) (am) 2. of the statutes is amended to read:

23 218.51 **(3)** (am) 2. The department of transportation may not disclose any  
24 information received under subd. 1. a. or b. to any person except to the department  
25 of ~~workforce development~~ children and families for the sole purpose of administering

1 s. 49.22 or the department of revenue for the sole purpose of requesting certifications  
2 under s. 73.0301.

3 **SECTION 2982.** 218.51 (3) (am) 3. of the statutes is amended to read:

4 218.51 (3) (am) 3. If an applicant for the issuance or renewal of a buyer  
5 identification card is an individual who does not have a social security number, the  
6 applicant, as a condition of applying for or applying to renew the buyer identification  
7 card, shall submit a statement made or subscribed under oath or affirmation to the  
8 department that the applicant does not have a social security number. The form of  
9 the statement shall be prescribed by the department of ~~workforce development~~  
10 children and families. Any buyer identification card issued or renewed in reliance  
11 upon a false statement submitted by an applicant under this subdivision is invalid.

12 **SECTION 2983.** 218.51 (4m) (a) of the statutes is amended to read:

13 218.51 (4m) (a) The department shall deny, restrict, limit or suspend a license  
14 if the applicant or licensee is an individual who is delinquent in making  
15 court-ordered payments of child or family support, maintenance, birth expenses,  
16 medical expenses or other expenses related to the support of a child or former spouse,  
17 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
18 by the department of ~~workforce development~~ children and families or a county child  
19 support agency under s. 59.53 (5) and related to paternity or child support  
20 proceedings, as provided in a memorandum of understanding entered into under s.  
21 49.857.

22 **SECTION 2985.** 224.40 (2) of the statutes is amended to read:

23 224.40 (2) FINANCIAL RECORD MATCHING AGREEMENTS. A financial institution is  
24 required to enter into an agreement with the department of ~~workforce development~~  
25 children and families in accordance with rules promulgated under s. 49.853 (2).

1           **SECTION 2986.** 224.40 (3) (b) of the statutes is amended to read:

2           224.40 **(3)** (b) Disclosing information to the department of workforce  
3 development children and families or a county child support agency pursuant to the  
4 financial record matching program under s. 49.853.

5           **SECTION 2987.** 224.40 (3) (c) of the statutes is amended to read:

6           224.40 **(3)** (c) Encumbering or surrendering any assets held by the financial  
7 institution in response to instructions provided by the department of workforce  
8 development children and families or a county child support agency for the purpose  
9 of enforcing a child support obligation.

10          **SECTION 2988.** 224.72 (2) (c) 2. b. of the statutes is amended to read:

11          224.72 **(2)** (c) 2. b. The department may disclose information under subd. 1. a.  
12 to the department of workforce development children and families in accordance  
13 with a memorandum of understanding under s. 49.857.

14          **SECTION 2989.** 224.72 (2) (d) 1. of the statutes is amended to read:

15          224.72 **(2)** (d) 1. If an applicant who is an individual does not have a social  
16 security number, the applicant, as a condition of applying for or applying to renew  
17 a registration under this section, shall submit a statement made or subscribed under  
18 oath or affirmation to the division that the applicant does not have a social security  
19 number. The form of the statement shall be prescribed by the department of  
20 workforce development children and families.

21          **SECTION 2990.** 224.72 (7m) (c) of the statutes is amended to read:

22          224.72 **(7m)** (c) The applicant for the issuance or renewal is an individual who  
23 fails to comply, after appropriate notice, with a subpoena or warrant issued by the  
24 department of workforce development children and families or a county child  
25 support agency under s. 59.53 (5) and related to paternity or child support

1 proceedings or who is delinquent in making court–ordered payments of child or  
2 family support, maintenance, birth expenses, medical expenses or other expenses  
3 related to the support of a child or former spouse, as provided in a memorandum of  
4 understanding entered into under s. 49.857. An applicant whose registration is not  
5 issued or renewed under this paragraph for delinquent payments is entitled to a  
6 notice and hearing under s. 49.857 but is not entitled to any other notice or hearing  
7 under this section.

8 **SECTION 2991.** 224.77 (6) of the statutes is amended to read:

9 224.77 (6) RESTRICTION OR SUSPENSION OF REGISTRATION. The department shall  
10 restrict or suspend the registration of a mortgage banker, loan originator or  
11 mortgage broker if the registrant is an individual who fails to comply, after  
12 appropriate notice, with a subpoena or warrant issued by the department of  
13 ~~workforce development~~ children and families or a county child support agency under  
14 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
15 in making court–ordered payments of child or family support, maintenance, birth  
16 expenses, medical expenses or other expenses related to the support of a child or  
17 former spouse, as provided in a memorandum of understanding entered into under  
18 s. 49.857. A registrant whose registration is restricted or suspended under this  
19 subsection is entitled to a notice and hearing only as provided in a memorandum of  
20 understanding entered into under s. 49.857 and is not entitled to any other notice or  
21 hearing under this section.

22 **SECTION 2992.** 224.927 (2) of the statutes is amended to read:

23 224.927 (2) The division may disclose the information to the department of  
24 ~~workforce development~~ children and families in accordance with a memorandum of  
25 understanding under s. 49.857.



1           **SECTION 2993.** 224.95 (1) (c) of the statutes is amended to read:

2           224.95 (1) (c) The applicant is an individual who has failed to comply, after  
3 appropriate notice, with a subpoena or warrant issued by the department of  
4 ~~workforce development~~ children and families or a county child support agency under  
5 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
6 in making court-ordered payments of child or family support, maintenance, birth  
7 expenses, medical expenses or other expenses related to the support of a child or  
8 former spouse, as provided in a memorandum of understanding entered into under  
9 s. 49.857. An applicant whose application for issuance or renewal of a license is  
10 denied under this paragraph is entitled to a notice and a hearing under s. 49.857 but  
11 is not entitled to a notice or hearing under sub. (4).

12           **SECTION 2993m.** 227.01 (12) of the statutes is repealed.

13           **SECTION 2994.** 227.01 (13) (im) of the statutes is created to read:

14           227.01 (13) (im) Relates to the real work, real pay pilot project under s. 49.147  
15 (3m).

16           **SECTION 2994d.** 227.01 (13) (km) of the statutes is created to read:

17           227.01 (13) (km) Establishes policies for information technology development  
18 projects as required under s. 16.971 (2) (Lg).

19           **SECTION 2994g.** 227.01 (13) (kr) of the statutes is created to read:

20           227.01 (13) (kr) Establishes policies for information technology development  
21 projects as required under s. 36.59 (1) (c).

22           **SECTION 2995.** 227.01 (13) (sm) of the statutes is repealed.

23           **SECTION 2996.** 227.01 (13) (um) of the statutes is amended to read:

24           227.01 (13) (um) Lists over-the-counter drugs covered by ~~medical assistance~~  
25 Medical Assistance under s. 49.46 (2) (b) 6. i. or 49.471 (11) (a).

1           **SECTION 2997b.** 227.01 (13) (zx) of the statutes is created to read:

2           227.01 **(13)** (zx) Determines a fee under s. 440.03 (9) for an initial credential  
3 for which no examination is required, for a reciprocal credential, or for a credential  
4 renewal.

5           **SECTION 2997be.** 227.114 (6) of the statutes is amended to read:

6           227.114 **(6)** When an agency, under s. 227.20 (1), files with the revisor  
7 legislative reference bureau a rule that is subject to this section, the agency shall  
8 include with the rule a summary of the analysis prepared under s. 227.19 (3) (e) and  
9 a summary of the comments of the legislative standing committees, if any. If the rule  
10 does not require the analysis under s. 227.19 (3) (e), the agency shall include with  
11 the rule a statement of the reason for the agency's determination under s. 227.19  
12 (3m). The revisor legislative reference bureau shall publish the summaries or the  
13 statement in the register with the rule.

14           **SECTION 2997br.** 227.135 (3) of the statutes is amended to read:

15           227.135 **(3)** The agency shall send the statement of the scope of a proposed rule  
16 to the revisor legislative reference bureau for publication in the register. On the  
17 same day that the agency sends the statement to the revisor legislative reference  
18 bureau, the agency shall send a copy of the statement to the secretary of  
19 administration.

20           **SECTION 2997de.** 227.14 (1) of the statutes is amended to read:

21           227.14 **(1)** FORM AND STYLE. In preparing a proposed rule, an agency shall  
22 adhere substantially to the form and style used by the legislative reference bureau  
23 in the preparation of bill drafts and the form and style specified in the manual  
24 prepared by the legislative council staff and the revisor legislative reference bureau

1 under s. 227.15 (7). To the greatest extent possible, an agency shall prepare proposed  
2 rules in plain language which can be easily understood.

3 **SECTION 2997dr.** 227.14 (3) of the statutes is amended to read:

4 227.14 (3) REFERENCE TO APPLICABLE FORMS. If a proposed rule requires a new  
5 or revised form, an agency shall include a reference to the form in a note to the  
6 proposed rule and shall attach to the proposed rule a copy of the form or a description  
7 of how a copy may be obtained. The ~~revisor~~ legislative reference bureau shall insert  
8 the reference in the code as a note to the rule.

9 **SECTION 2997fe.** 227.14 (4m) of the statutes is amended to read:

10 227.14 (4m) NOTICE OF SUBMITTAL TO LEGISLATIVE COUNCIL STAFF. On the same  
11 day that an agency submits a proposed rule to the legislative council staff under s.  
12 227.15, the agency shall prepare a written notice of the agency's submittal to the  
13 legislative council staff. The notice shall include a statement of the date on which  
14 the proposed rule has been submitted to the legislative council staff for review, of the  
15 subject matter of the proposed rule and of whether a public hearing on the proposed  
16 rule is required, and shall identify the organizational unit within the agency that is  
17 primarily responsible for the promulgation of the rule. The notice shall be approved  
18 by the individual or body with policy-making powers over the subject matter of the  
19 proposed rule. The agency shall send the notice to the ~~revisor~~ legislative reference  
20 bureau for publication in the register. On the same day that the agency sends the  
21 notice to the ~~revisor~~ legislative reference bureau, the agency shall send a copy of the  
22 notice to the secretary of administration.

23 **SECTION 2997fr.** 227.14 (6) (c) of the statutes is amended to read:

24 227.14 (6) (c) A proposed rule shall be considered withdrawn on December 31  
25 of the 4th year after the year in which it is submitted to the legislative council staff

1 under s. 227.15 (1), unless it has been filed ~~in the office of the revisor~~ with the  
2 legislative reference bureau under s. 227.20 (1) or withdrawn by the agency before  
3 that date. No action by a legislative committee or by either house of the legislature  
4 under s. 227.19 delays the date of withdrawal of a proposed rule under this  
5 paragraph.

6 **SECTION 2997he.** 227.15 (1m) (e) of the statutes is amended to read:

7 227.15 (1m) (e) The time, date, and place of any public hearing specified in the  
8 notice in s. 227.17 as soon as that notice is submitted to the ~~revisor of statutes~~  
9 legislative reference bureau under s. 227.17 (1) (a).

10 **SECTION 2997hr.** 227.15 (2) (intro.) of the statutes is amended to read:

11 227.15 (2) **ROLE OF LEGISLATIVE COUNCIL STAFF.** (intro.) The legislative council  
12 staff shall, within 20 working days following receipt of a proposed rule, review the  
13 proposed rule in accordance with this subsection. With the consent of the director  
14 of the legislative council staff, the review period may be extended for an additional  
15 20 working days. The legislative council staff shall act as a clearinghouse for rule  
16 drafting and cooperate with the agency and the ~~revisor~~ legislative reference bureau  
17 to:

18 **SECTION 2997je.** 227.15 (7) of the statutes is amended to read:

19 227.15 (7) **RULES PROCEDURES MANUAL.** The legislative council staff and the  
20 ~~revisor's bureau~~ legislative reference bureau shall prepare a manual to provide  
21 agencies with information on drafting, promulgation and legislative review of rules.

22 **SECTION 2997jr.** 227.17 (1) (a) of the statutes is amended to read:

23 227.17 (1) (a) Send written notice of the hearing to the ~~revisor~~ legislative  
24 reference bureau for publication in the register and, if required, publish the notice  
25 in a local newspaper.

1           **SECTION 2997Le.** 227.17 (1) (b) of the statutes is amended to read:

2           227.17 (1) (b) Send written notice of the hearing to each member of the  
3 legislature who has filed a written request for notice with the revisor legislative  
4 reference bureau. Upon request, the revisor legislative reference bureau shall  
5 furnish an agency with the name and address of each legislator who has requested  
6 notice.

7           **SECTION 2997Lr.** 227.17 (1) (bm) of the statutes is amended to read:

8           227.17 (1) (bm) Send written notice of the hearing to the secretary of  
9 administration on the same day that the notice is sent to the revisor legislative  
10 reference bureau under par. (a).

11           **SECTION 2997n.** 227.19 (2) of the statutes is amended to read:

12           227.19 (2) NOTIFICATION OF LEGISLATURE. An agency shall submit a notice to the  
13 chief clerk of each house of the legislature when a proposed rule is in final draft form.  
14 The notice shall be submitted in triplicate and shall be accompanied by a report in  
15 the form specified under sub. (3). A notice received under this subsection on or after  
16 September 1 of an even-numbered year shall be considered received on the first day  
17 of the next regular session of the legislature. The presiding officer of each house of  
18 the legislature shall, within 10 working days following the day on which the notice  
19 and report are received, direct the appropriate chief clerk to refer them to one  
20 standing committee. The agency shall submit to the revisor legislative reference  
21 bureau for publication in the register a statement that a proposed rule has been  
22 submitted to the chief clerk of each house of the legislature. Each chief clerk shall  
23 enter a similar statement in the journal of his or her house.

24           **SECTION 2997nr.** 227.20 (1) of the statutes is amended to read:

1           227.20 (1) An agency shall file a certified copy of each rule it promulgates in  
2 ~~the office of the revisor~~ with the legislative reference bureau. No rule is valid until  
3 the certified copy has been filed. A certified copy shall be typed or duplicated on 8  
4 1/2 by 11 inch paper, leaving sufficient room for ~~the revisor's~~ a stamp at the top of the  
5 first page. Forms that are filed need not comply with the specifications of this  
6 subsection.

7           **SECTION 2997pe.** 227.20 (2) of the statutes is amended to read:

8           227.20 (2) The ~~revisor~~ legislative reference bureau shall endorse the date and  
9 the time of filing on each certified copy filed under sub. (1). The ~~revisor~~ bureau shall  
10 keep a file of all certified copies filed under sub. (1).

11           **SECTION 2997pr.** 227.20 (3) (intro.) of the statutes is amended to read:

12           227.20 (3) (intro.) Filing a certified copy of a rule with the ~~revisor~~ legislative  
13 reference bureau creates a presumption of all of the following:

14           **SECTION 2997re.** 227.21 (1) of the statutes is amended to read:

15           227.21 (1) All rules that agencies are directed by this chapter to file with the  
16 ~~revisor~~ legislative reference bureau shall be published in the code and register as  
17 required under s. 35.93.

18           **SECTION 2997rr.** 227.21 (2) (a) of the statutes is amended to read:

19           227.21 (2) (a) Except as provided in s. 601.41 (3) (b), to avoid unnecessary  
20 expense an agency may, with the consent of the ~~revisor~~ legislative reference bureau  
21 and the attorney general, adopt standards established by technical societies and  
22 organizations of recognized national standing by incorporating the standards in its  
23 rules by reference to the specific issue or issues of the publication in which they  
24 appear, without reproducing the standards in full.

25           **SECTION 2997te.** 227.21 (2) (b) of the statutes is amended to read:

1           227.21 (2) (b) The attorney general shall consent to incorporation by reference  
2 only in a rule of limited public interest and in a case where the incorporated  
3 standards are readily available in published form or are available on optical disk or  
4 in another electronic format. Each rule containing an incorporation by reference  
5 shall state how the material incorporated may be obtained and, except as provided  
6 in s. 601.41 (3) (b), that the standards are on file at the offices of the agency and the  
7 ~~revisor~~ legislative reference bureau.

8           **SECTION 2997tr.** 227.21 (4) of the statutes is amended to read:

9           227.21 (4) Agency materials that are exempt from the requirements of this  
10 chapter under s. 227.01 (13) may be published, either verbatim or in summary form,  
11 if the promulgating agency and the ~~revisor~~ legislative reference bureau determine  
12 that the public interest would be served by publication.

13           **SECTION 2997ve.** 227.22 (3) of the statutes is amended to read:

14           227.22 (3) The ~~revisor~~ legislative reference bureau may prescribe in the  
15 manual prepared under s. 227.15 (7) the monthly date prior to which a rule must be  
16 filed in order to be included in that month's issue of the register. The ~~revisor~~  
17 legislative reference bureau shall compute the effective date of each rule submitted  
18 for publication in the register and shall publish it in a note at the end of each section.  
19 For the purpose of computing the effective date, the ~~revisor~~ legislative reference  
20 bureau may presume that an issue of the register will be published during the month  
21 in which it is designated for publication.

22           **SECTION 2997vr.** 227.24 (2) (c) of the statutes is amended to read:

23           227.24 (2) (c) Whenever the committee extends an emergency rule or part of  
24 an emergency rule under par. (a), it shall file a statement of its action with the agency  
25 promulgating the emergency rule and the ~~revisor of statutes~~ legislative reference

1 bureau. The statement shall identify the specific emergency rule or part of an  
2 emergency rule to which it relates.

3 **SECTION 2997xe.** 227.24 (3) of the statutes is amended to read:

4 227.24 (3) FILING. An agency shall file a rule promulgated under sub. (1) as  
5 provided in s. 227.20, shall mail a copy to the chief clerk of each house and to each  
6 member of the legislature at the time that the rule is filed and shall take any other  
7 step it considers feasible to make the rule known to persons who will be affected by  
8 it. The ~~revisor~~ legislative reference bureau shall insert in the notice section of each  
9 issue of the register a brief description of each rule under sub. (1) that is currently  
10 in effect. Each copy, notice or description of a rule promulgated under sub. (1) (a)  
11 shall be accompanied by a statement of the emergency finding by the agency or by  
12 a statement that the rule is promulgated at the direction of the joint committee for  
13 review of administrative rules under s. 227.26 (2) (b).

14 **SECTION 2997xr.** 227.25 of the statutes is amended to read:

15 **227.25 ~~Revisor~~ Legislative reference bureau. (1)** The ~~revisor~~ legislative  
16 reference bureau shall, in cooperation with the legislative council staff under s.  
17 227.15 (7), prepare a manual informing agencies about the form, style and placement  
18 of rules in the code.

19 (2) The ~~revisor~~ legislative reference bureau shall, upon request, furnish an  
20 agency with advice and assistance on the form and mechanics of rule drafting.

21 (3) An agency may request an advance commitment as to the title or numbering  
22 of a proposed rule by submitting a copy of the proposed rule indicating the requested  
23 title and numbering to the ~~revisor~~ legislative reference bureau prior to filing. As soon  
24 as possible after that, the ~~revisor~~ legislative reference bureau shall either approve



1 the request or inform the agency of any change necessary to preserve uniformity in  
2 the code.

3 (4) The ~~revisor~~ legislative reference bureau may, prior to publication, edit the  
4 analysis of a proposed rule and any other material submitted for publication in the  
5 code and register, may refer to the fact that those materials are on file or may  
6 eliminate them and any reference to them in the code and register if ~~he or she~~  
7 believes they do not appreciably add to an understanding of the rule. The ~~revisor~~  
8 legislative reference bureau shall submit the edited version of any material to the  
9 agency for its comments prior to publication.

10 **SECTION 2997ze.** 227.27 (2) of the statutes is amended to read:

11 227.27 (2) The code shall be prima facie evidence in all courts and proceedings  
12 as provided by s. 889.01, but this does not preclude reference to or, in case of a  
13 discrepancy, control over a rule filed with the ~~revisor~~ legislative reference bureau or  
14 the secretary of state, and the certified copy of a rule shall also and in the same degree  
15 be prima facie evidence in all courts and proceedings.

16 **SECTION 2998.** 227.43 (1) (by) of the statutes is amended to read:

17 227.43 (1) (by) Assign a hearing examiner to preside over any hearing of a  
18 contested case that is required to be conducted by the department of ~~workforce~~  
19 ~~development~~ children and families under ch. 48 or subch. III of ch. 49 and that is not  
20 conducted by the secretary of ~~workforce development~~ children and families.

21 **SECTION 2999.** 227.43 (2) (d) of the statutes is amended to read:

22 227.43 (2) (d) The department of ~~workforce development~~ children and families  
23 shall notify the division of hearings and appeals of every pending hearing to which  
24 the administrator of the division is required to assign a hearing examiner under sub.

1 (1) (by) after the department of ~~workforce development~~ children and families is  
2 notified that a hearing on the matter is required.

3 **SECTION 3000.** 227.43 (3) (d) of the statutes is amended to read:

4 227.43 (3) (d) The administrator of the division of hearings and appeals may  
5 set the fees to be charged for any services rendered to the department of ~~workforce~~  
6 ~~development~~ children and families by a hearing examiner under this section in a  
7 manner consistent with a federally approved allocation methodology. The fees shall  
8 cover the total cost of the services.

9 **SECTION 3001.** 227.43 (4) (d) of the statutes is amended to read:

10 227.43 (4) (d) The department of ~~workforce development~~ children and families  
11 shall pay all costs of the services of a hearing examiner, including support services,  
12 assigned under sub. (1) (by), according to the fees set under sub. (3) (d).

13 **SECTION 3002.** 227.54 of the statutes is amended to read:

14 **227.54 Stay of proceedings.** The institution of the proceeding for review  
15 shall not stay enforcement of the agency decision. The reviewing court may order a  
16 stay upon such terms as it deems proper, except as otherwise provided in ss. 49.17  
17 (7), 196.43, ~~253.06 (7)~~, 448.02 (9), and 551.62.

18 **SECTION 3004b.** 230.03 (3) of the statutes is amended to read:

19 230.03 (3) “Agency” means any board, commission, committee, council, or  
20 department in state government or a unit thereof created by the constitution or  
21 statutes if such board, commission, committee, council, department, unit, or the  
22 head thereof, is authorized to appoint subordinate staff by the constitution or  
23 statute, except a legislative or judicial board, commission, committee, council,  
24 department, or unit thereof or an authority created under subch. II of ch. 114 or  
25 subch. III of ch. 149 or under ch. 231, 232, 233, 234, 235, ~~or 237~~, or 279. “Agency” does

1 not mean any local unit of government or body within one or more local units of  
2 government that is created by law or by action of one or more local units of  
3 government.

4 **SECTION 3006.** 230.08 (2) (e) 1. of the statutes is amended to read:

5 230.08 (2) (e) 1. Administration — ~~13~~ 14.

6 **SECTION 3007.** 230.08 (2) (e) 2m. of the statutes is created to read:

7 230.08 (2) (e) 2m. Children and families — 5.

8 **SECTION 3008.** 230.08 (2) (e) 6. of the statutes is amended to read:

9 230.08 (2) (e) 6. Workforce development — 7 ~~6~~.

10 **SECTION 3010.** 230.08 (2) (L) 6. of the statutes is repealed.

11 **SECTION 3011.** 230.08 (2) (of) of the statutes is repealed.

12 **SECTION 3013.** 230.08 (2) (tv) of the statutes is amended to read:

13 230.08 (2) (tv) The director of the office of urban development in the  
14 department of ~~health and family services~~ children and families, appointed under s.  
15 48.48 (16m).

16 **SECTION 3013m.** 230.08 (2) (wh) of the statutes is created to read:

17 230.08 (2) (wh) The judicial council attorney appointed under s. 758.13 (3) (g)  
18 2.

19 **SECTION 3014.** 230.08 (2) (yc) of the statutes is created to read:

20 230.08 (2) (yc) Two persons employed by the department of commerce engaged  
21 in advertising, marketing, and promotional activities within the United States for  
22 economic development of, and business recruitment to, this state.

23 **SECTION 3016.** 230.13 (3) (a) of the statutes is amended to read:

24 230.13 (3) (a) The director and the administrator shall provide to the  
25 department of ~~workforce development~~ children and families or a county child

1 support agency under s. 59.53 (5) information requested under s. 49.22 (2m) that  
2 would otherwise be closed to the public under this section. Information provided  
3 under this paragraph may only include an individual's name and address, an  
4 individual's employer and financial information related to an individual.

5 **SECTION 3017.** 230.147 (1) of the statutes is amended to read:

6 230.147 (1) Each appointing authority of an agency with more than 100  
7 authorized permanent full-time equivalent positions shall prepare and implement  
8 a plan of action to employ persons who, at the time determined under sub. (4), receive  
9 aid under s. 49.19, or benefits under s. 49.147 (3) to (5), with the goal of making the  
10 ratio of those persons occupying permanent positions in the agency to the total  
11 number of persons occupying permanent positions in the agency equal to the ratio  
12 of the average case load receiving aid under s. 49.19, or benefits under s. 49.147 (3)  
13 to (5), in this state in the previous fiscal year to the average number of persons in the  
14 state civilian labor force in the preceding fiscal year, as determined by the  
15 department of workforce development children and families.

16 **SECTION 3018.** 230.147 (2) of the statutes is amended to read:

17 230.147 (2) Each appointing authority of an agency with 100 or fewer  
18 authorized permanent full-time equivalent positions is encouraged to employ  
19 persons who, at the time determined under sub. (4), receive aid under s. 49.19, or  
20 benefits under s. 49.147 (3) to (5), to attempt to make the ratio of those persons  
21 occupying permanent positions in the agency to the total number of persons  
22 occupying permanent positions in the agency equal to the ratio of the average case  
23 load receiving aid under s. 49.19, or benefits under s. 49.147 (3) to (5) in this state  
24 in the previous fiscal year to the average number of persons in the state civilian labor

1 force in the preceding fiscal year, as determined by the department of workforce  
2 development children and families.

3 **SECTION 3023a.** 233.02 (1) (a) of the statutes is amended to read:

4 233.02 (1) (a) Three members nominated by the governor, and with the advice  
5 and consent of the senate appointed, for ~~3–year~~ 5–year terms.

6 **SECTION 3023b.** 233.02 (1) (ag) of the statutes is created to read:

7 233.02 (1) (ag) Three members nominated by the board of directors and  
8 appointed by the governor, with the advice and consent of the senate, for 5–year  
9 terms.

10 **SECTION 3023c.** 233.02 (1) (am) of the statutes is amended to read:

11 233.02 (1) (am) Each cochairperson of the joint committee on finance or a  
12 member of the committee legislature designated by that cochairperson.

13 **SECTION 3023d.** 233.02 (8) of the statutes is amended to read:

14 233.02 (8) The members of the board of directors shall annually elect a  
15 chairperson and may elect other officers as they consider appropriate. ~~Six~~ Eight  
16 voting members of the board of directors constitute a quorum for the purpose of  
17 conducting the business and exercising the powers of the authority, notwithstanding  
18 the existence of any vacancy. The members of the board of directors specified under  
19 sub. (1) (c) and (g) may not be the chairperson of the board of directors for purposes  
20 of 1995 Wisconsin Act 27, section 9159 (2). The board of directors may take action  
21 upon a vote of a majority of the members present, unless the bylaws of the authority  
22 require a larger number.

23 **SECTION 3023e.** 233.03 (2) of the statutes is amended to read:

24 233.03 (2) Sue and be sued; have a seal and alter the seal at pleasure; have  
25 perpetual existence; maintain an office; negotiate and enter into leases; accept gifts

1 or grants, but not including research grants in which the grant investigator is an  
2 employee of the board of regents; accept bequests or loans; accept and comply with  
3 any lawful conditions attached to federal financial assistance; and make and execute  
4 other instruments necessary or convenient to the exercise of the powers of the  
5 authority.

6 **SECTION 3023f.** 233.03 (11) of the statutes is amended to read:

7 233.03 (11) Issue bonds in accordance with ss. 233.20 to ~~233.27~~ 233.26.

8 **SECTION 3023g.** 233.04 (1) of the statutes is amended to read:

9 233.04 (1) By October 1, 1997, and annually thereafter, submit to the chief  
10 clerk of each house of the legislature under s. 13.172 (2), the president of the board  
11 of regents, the secretary of administration and the governor a report on the patient  
12 care, education, research and community service activities and accomplishments of  
13 the authority and an audited financial statement, certified by an independent  
14 auditor, of the authority's operations. ~~The financial statement shall include a~~  
15 ~~separate accounting of the use of the payment under sub. (7) (f).~~

16 **SECTION 3023h.** 233.04 (3b) (a) 1. of the statutes is amended to read:

17 233.04 (3b) (a) 1. Delivering comprehensive, high-quality health care to  
18 patients using the hospitals and to those seeking care from its programs, including  
19 a commitment to provide such care for the medically indigent.

20 **SECTION 3023i.** 233.04 (7) (f) of the statutes is repealed.

21 **SECTION 3023j.** 233.04 (8) of the statutes is repealed.

22 **SECTION 3023k.** 233.04 (10) of the statutes is repealed.

23 **SECTION 3023L.** 233.05 (3) of the statutes is repealed.

24 **SECTION 3023m.** 233.10 (2) (intro.) of the statutes is amended to read:

1           233.10 **(2)** (intro.) Subject to ~~subs. (3), (3m), (3r) and (3t)~~ and ch. 40 and the duty  
2 to engage in collective bargaining with employees in a collective bargaining unit for  
3 which a representative is recognized or certified under subch. I of ch. 111, the  
4 authority may establish any of the following:

5           **SECTION 3023n.** 233.10 (3) of the statutes is repealed.

6           **SECTION 3023o.** 233.10 (3m) of the statutes is repealed.

7           **SECTION 3023p.** 233.10 (3r) of the statutes is repealed.

8           **SECTION 3023q.** 233.10 (3t) of the statutes is repealed.

9           **SECTION 3023r.** 233.10 (4) of the statutes is repealed.

10          **SECTION 3023s.** 233.20 (3m) of the statutes is created to read:

11          233.20 **(3m)** The authority may not issue bonds or incur indebtedness  
12 described under s. 233.03 (12) unless one of the following applies:

13           (a) The bonds or indebtedness are a refinancing of existing bonds or  
14 indebtedness.

15           (b) If the authority has a bond rating from Moody's Investor Service, Inc., of  
16 better than A, or from Standard & Poor's Corporation of better than A, or equivalent  
17 ratings from those or comparable rating agencies when such rating systems or rating  
18 agencies no longer exist, the authority has provided notice to the joint committee on  
19 finance and the secretary of the department of administration of the bond rating of  
20 the authority, the amount of the proposed bonds or indebtedness, and the proposed  
21 use of the proceeds, and the joint committee on finance has not notified the authority  
22 within 30 working days after receipt of the notice that the joint committee on finance  
23 has scheduled a meeting to review the proposed bonds or indebtedness and the  
24 secretary of the department of administration has not notified the authority within

1 30 working days after receipt of the notice that the secretary will conduct further  
2 review of the proposed bonds or indebtedness.

3 (c) The joint committee on finance votes to approve the amount of the bonds or  
4 indebtedness and the secretary of the department of administration, or his or her  
5 designee, has issued written approval of the bonds or indebtedness.

6 **SECTION 3023t.** 233.27 of the statutes is repealed.

7 **SECTION 3023u.** 233.42 of the statutes is repealed.

8 **SECTION 3024.** 234.01 (4n) (a) 3m. e. of the statutes is amended to read:

9 234.01 **(4n)** (a) 3m. e. The facility is located in a targeted area, as determined  
10 by the authority after considering the factors set out in s. ~~560.605 (2m) (a) to (h)~~  
11 560.605 (2m) (c), 2005 stats., s. 560.605 (2m) (d), 2005 stats., s. 560.605 (2m) (e), 2005  
12 stats., and s. 560.605 (2m) (a), (b), and (f) to (h).

13 **SECTION 3025.** 234.165 (2) (c) (intro.) of the statutes, as affected by 2005  
14 Wisconsin Act 25, is amended to read:

15 234.165 **(2)** (c) (intro.) ~~Surplus~~ Except as provided in sub. (3), surplus may be  
16 expended or encumbered only in accordance with the plan approved under par. (b),  
17 except that the authority may transfer from one plan category to another:

18 **SECTION 3026.** 234.165 (2) (c) (intro.) of the statutes, as affected by 2007  
19 Wisconsin Act .... (this act), is amended to read:

20 234.165 **(2)** (c) (intro.) ~~Except as provided in sub. (3), surplus~~ Surplus may be  
21 expended or encumbered only in accordance with the plan approved under par. (b),  
22 except that the authority may transfer from one plan category to another:

23 **SECTION 3027g.** 234.165 (3) (a) of the statutes is created to read:

24 234.165 **(3)** (a) For the purpose of housing grants and loans under s. 560.9803  
25 and housing grants under s. 560.9805, in fiscal year 2007–08 the authority shall



1 transfer to the department of commerce \$2,025,000 of its actual surplus under this  
2 section and in fiscal year 2008–09 the authority shall transfer to the department of  
3 commerce \$2,000,000 of its actual surplus under this section.

4 **SECTION 3028d.** 234.165 (3) (a) of the statutes, as created by 2007 Wisconsin  
5 Act .... (this act), is repealed.

6 **SECTION 3028e.** 234.165 (3) (b) of the statutes is created to read:

7 234.165 (3) (b) For the purpose of transitional housing grants under s. 560.9806  
8 and for grants to agencies and shelter facilities for homeless individuals and  
9 families as provided under s. 560.9808, in fiscal year 2007–08 the authority shall  
10 transfer to the department of commerce \$1,000,000 of its actual surplus under this  
11 section, and in fiscal year 2008–09 the authority shall transfer to the department of  
12 commerce \$1,000,000 of its actual surplus under this section.

13 **SECTION 3028f.** 234.165 (3) (b) of the statutes, as created by 2007 Wisconsin  
14 Act .... (this act), is repealed.

15 **SECTION 3029.** 236.335 of the statutes is amended to read:

16 **236.335 Prohibited subdividing; forfeit.** No lot or parcel in a recorded plat  
17 may be divided, or used if so divided, for purposes of sale or building development if  
18 the resulting lots or parcels do not conform to this chapter, to any applicable  
19 ordinance of the approving authority or to the rules of the department of ~~workforce~~  
20 ~~development~~ commerce under s. 236.13. Any person making or causing such a  
21 division to be made shall forfeit not less than \$100 nor more than \$500 to the  
22 approving authority, or to the state if there is a violation of this chapter or the rules  
23 of the department of ~~workforce development~~ commerce.

24 **SECTION 3031.** 250.041 (1m) of the statutes is amended to read:

1           250.041 **(1m)** If an individual who applies for or to renew a registration, license,  
2 certification, approval, permit or certificate under sub. (1) does not have a social  
3 security number, the individual, as a condition of obtaining the registration, license,  
4 certification, approval, permit or certificate, shall submit a statement made or  
5 subscribed under oath or affirmation to the department that the applicant does not  
6 have a social security number. The form of the statement shall be prescribed by the  
7 department of ~~workforce development~~ children and families. A registration, license,  
8 certification, approval, permit or certificate issued or renewed in reliance upon a  
9 false statement submitted under this subsection is invalid.

10           **SECTION 3032.** 250.041 (2) of the statutes is amended to read:

11           250.041 **(2)** The department of health and family services may not disclose any  
12 information received under sub. (1) to any person except to the department of  
13 ~~workforce development~~ children and families for the purpose of making  
14 certifications required under s. 49.857.

15           **SECTION 3033.** 250.041 (3) of the statutes is amended to read:

16           250.041 **(3)** The department of health and family services shall deny an  
17 application for the issuance or renewal of a registration, license, certification,  
18 approval, permit or certificate specified in sub. (1) or may, under a memorandum of  
19 understanding under s. 49.857 (2), suspend or restrict a registration, license,  
20 certification, approval, permit or certificate specified in sub. (1) if the department of  
21 ~~workforce development~~ children and families certifies under s. 49.857 that the  
22 applicant for or holder of the registration, license, certification, approval, permit or  
23 certificate is delinquent in the payment of court-ordered payments of child or family  
24 support, maintenance, birth expenses, medical expenses or other expenses related  
25 to the support of a child or former spouse or fails to comply, after appropriate notice,

1 with a subpoena or warrant issued by the department of ~~workforce development~~  
2 children and families or a county child support agency under s. 59.53 (5) and related  
3 to paternity or child support proceedings.

4 **SECTION 3033r.** 250.15 (2) (c) of the statutes is amended to read:

5 250.15 (2) (c) From the appropriation under s. 20.435 (5) (fh), the department  
6 shall award \$~~25,000~~ \$50,000 in each fiscal year as a grant to HealthNet of Janesville,  
7 Inc.

8 **SECTION 3035r.** 252.12 (2) (a) 8. of the statutes is renumbered 252.12 (2) (a) 8.  
9 (intro.) and amended to read:

10 252.12 (2) (a) 8. ‘Mike Johnson life care and early intervention services grants.’  
11 (intro.) The department shall award not more than \$~~2,569,900~~ \$2,969,900 in fiscal  
12 year ~~2005–06~~ 2007–08 and not more than \$3,569,900 in fiscal year ~~2008–09~~ and each  
13 fiscal year thereafter in grants to applying organizations for the provision of needs  
14 assessments; assistance in procuring financial, medical, legal, social and pastoral  
15 services; counseling and therapy; homecare services and supplies; advocacy; and  
16 case management services. These services shall include early intervention services.  
17 The department shall also award not more than \$74,000 in each year from the  
18 appropriation under s. 20.435 (7) (md) for the services under this subdivision. The  
19 state share of payment for case management services that are provided under s.  
20 49.45 (25) (be) to recipients of medical assistance shall be paid from the  
21 appropriation under s. 20.435 (5) (am). All of the following apply to grants awarded  
22 under this subdivision:

23 **SECTION 3035s.** 252.12 (2) (a) 8. a. to c. of the statutes are created to read:

1           252.12 (2) (a) 8. a. None of the funds awarded may be used to fund AIDS  
2 programs, or to develop materials, designed to promote or encourage, directly,  
3 intravenous drug use or sexual activity, whether homosexual or heterosexual.

4           b. None of the funds awarded may be used for political purposes.

5           c. Funds awarded shall be used to provide medical care and support services  
6 for individuals with HIV.

7           **SECTION 3036.** 252.12 (2) (c) 1. (intro.) of the statutes is amended to read:

8           252.12 (2) (c) 1. (intro.) From the appropriation under s. 20.435 (3) (5) (md), the  
9 department shall award to applying nonprofit corporations or public agencies up to  
10 \$75,000 in each fiscal year, on a competitive basis, as grants for services to prevent  
11 HIV. Criteria for award of the grants shall include all of the following:

12           **SECTION 3036m.** 252.14 (1) (d) of the statutes is amended to read:

13           252.14 (1) (d) “Inpatient health care facility” means a hospital, nursing home,  
14 community–based residential facility, county home, county mental health complex  
15 or other place licensed or approved by the department under s. 49.70, 49.71, 49.72,  
16 50.02, 50.03, 50.35, 51.08 or 51.09 or a facility under s. 45.50, 48.62, 51.05, 51.06,  
17 233.40, 233.41, ~~233.42~~ or 252.10.

18           **SECTION 3037.** 252.16 (1) (d) of the statutes is amended to read:

19           252.16 (1) (d) “Medicare” ~~has the meaning given in s. 49.498 (1) (f)~~ means  
20 coverage under part A, part B, or part D of Title XVIII of the federal Social Security  
21 Act, 42 USC 1395 to 1395hhh.

22           **SECTION 3038.** 252.16 (4) (a) of the statutes is amended to read:

23           252.16 (4) (a) Except as provided in pars. (b) and (d), if an individual satisfies  
24 sub. (3), the department shall pay the full amount of each premium payment for the  
25 individual’s health insurance coverage under the group health plan or individual

1 health policy under sub. (3) (dm), on or after the date on which the individual  
2 becomes eligible for a subsidy under sub. (3). Except as provided in pars. (b) and (d),  
3 the department shall pay the full amount of each premium payment regardless of  
4 whether the individual's health insurance coverage under sub. (3) (dm) includes  
5 coverage of the individual's dependents. Except as provided in par. (b), the  
6 department shall terminate the payments under this section when the individual's  
7 health insurance coverage ceases or when the individual no longer satisfies sub. (3),  
8 whichever occurs first. The department may not make payments under this section  
9 for premiums for medicare, except for premiums for coverage for part D of Title XVIII  
10 of the federal Social Security Act, 42 USC 1395 to 1395hhh.

11 **SECTION 3039.** 252.241 (1m) of the statutes is amended to read:

12 252.241 **(1m)** If an individual who applies for or to renew a license under sub.  
13 (1) does not have a social security number, the individual, as a condition of obtaining  
14 the license, shall submit a statement made or subscribed under oath or affirmation  
15 to the department that the applicant does not have a social security number. The  
16 form of the statement shall be prescribed by the department of workforce  
17 ~~development~~ children and families. A license issued or renewed in reliance upon a  
18 false statement submitted under this subsection is invalid.

19 **SECTION 3039r.** 253.02 (4) of the statutes is created to read:

20 253.02 **(4)** The department shall collaborate with community-based  
21 organizations that serve children, adolescents, and their families to promote health  
22 and wellness, and to reduce childhood and adolescent obesity.

23 **SECTION 3040.** 253.06 (title) of the statutes is renumbered 49.17 (title).

24 **SECTION 3041.** 253.06 (1) of the statutes is renumbered 49.17 (1).

1           **SECTION 3042.** 253.06 (2) of the statutes is renumbered 49.17 (2) and amended  
2 to read:

3           **49.17 (2) USE OF FUNDS.** From the appropriation under s. ~~20.435 (5)~~ 20.437 (2)  
4 (em), the department shall supplement the provision of supplemental foods,  
5 nutrition education, and other services, including nutritional counseling, to  
6 low-income women, infants, and children who meet the eligibility criteria under the  
7 federal special supplemental food program for women, infants, and children  
8 authorized under 42 USC 1786. To the extent that funds are available under this  
9 section and to the extent that funds are available under 42 USC 1786, the  
10 department shall provide the supplemental food, nutrition education, and other  
11 services authorized under this section and shall administer that provision in every  
12 county. The department may enter into contracts for this purpose.

13           **SECTION 3043.** 253.06 (3) of the statutes is renumbered 49.17 (3).

14           **SECTION 3044.** 253.06 (3m) of the statutes is renumbered 49.17 (3m).

15           **SECTION 3045.** 253.06 (4) of the statutes is renumbered 49.17 (4).

16           **SECTION 3046.** 253.06 (5) (title) of the statutes is renumbered 49.17 (5) (title).

17           **SECTION 3047.** 253.06 (5) (a) of the statutes is renumbered 49.17 (5) (a).

18           **SECTION 3048.** 253.06 (5) (b) of the statutes is renumbered 49.17 (5) (b).

19           **SECTION 3049.** 253.06 (5) (c) of the statutes is renumbered 49.17 (5) (c).

20           **SECTION 3050.** 253.06 (5) (d) of the statutes is renumbered 49.17 (5) (d).

21           **SECTION 3051.** 253.06 (5) (e) of the statutes is renumbered 49.17 (5) (e) and  
22 amended to read:

23           **49.17 (5) (e)** The suspension or termination of authorization of a vendor or  
24 eligibility of a participant shall be effective beginning on the 15th day after receipt  
25 of the notice of suspension or termination. All forfeitures, recoupments, and

1 enforcement assessments shall be paid to the department within 15 days after  
2 receipt of notice of assessment or, if the forfeiture, recoupment, or enforcement  
3 assessment is contested under sub. (6), within 10 days after receipt of the final  
4 decision after exhaustion of administrative review, unless the final decision is  
5 adverse to the department or unless the final decision is appealed and the decision  
6 is stayed by court order under sub. (7). The department shall remit all forfeitures  
7 paid to the secretary of administration for deposit in the school fund. The  
8 department shall deposit all enforcement assessments in the appropriation under s.  
9 ~~20.435 (1)~~ 20.437 (2) (gr).

10 **SECTION 3052.** 253.06 (5) (f) of the statutes is renumbered 49.17 (5) (f).

11 **SECTION 3053.** 253.06 (6) of the statutes is renumbered 49.17 (6).

12 **SECTION 3054.** 253.06 (7) of the statutes is renumbered 49.17 (7).

13 **SECTION 3055.** 253.06 (8) of the statutes is renumbered 49.17 (8).

14 **SECTION 3056.** 253.10 (3) (d) 1. of the statutes is amended to read:

15 253.10 **(3)** (d) 1. Geographically indexed materials that are designed to inform  
16 a woman about public and private agencies, including adoption agencies, and  
17 services that are available to provide information on family planning, as defined in  
18 s. 253.07 (1) (a), including natural family planning information, to provide  
19 ultrasound imaging services, to assist her if she has received a diagnosis that her  
20 unborn child has a disability or if her pregnancy is the result of sexual assault or  
21 incest and to assist her through pregnancy, upon childbirth and while the child is  
22 dependent. The materials shall include a comprehensive list of the agencies  
23 available, a description of the services that they offer and a description of the manner  
24 in which they may be contacted, including telephone numbers and addresses, or, at  
25 the option of the department, the materials shall include a toll-free, 24-hour

1 telephone number that may be called to obtain an oral listing of available agencies  
2 and services in the locality of the caller and a description of the services that the  
3 agencies offer and the manner in which they may be contacted. The materials shall  
4 provide information on the availability of governmentally funded programs that  
5 serve pregnant women and children. Services identified for the woman shall include  
6 medical assistance for pregnant women and children under s. 49.47 (4) (am) and  
7 49.471, the availability of family or medical leave under s. 103.10, the Wisconsin  
8 works program under ss. 49.141 to 49.161, child care services, child support laws and  
9 programs and the credit for expenses for household and dependent care and services  
10 necessary for gainful employment under section 21 of the internal revenue code. The  
11 materials shall state that it is unlawful to perform an abortion for which consent has  
12 been coerced, that any physician who performs or induces an abortion without  
13 obtaining the woman's voluntary and informed consent is liable to her for damages  
14 in a civil action and is subject to a civil penalty, that the father of a child is liable for  
15 assistance in the support of the child, even in instances in which the father has  
16 offered to pay for an abortion, and that adoptive parents may pay the costs of  
17 prenatal care, childbirth and neonatal care. The materials shall include  
18 information, for a woman whose pregnancy is the result of sexual assault or incest,  
19 on legal protections available to the woman and her child if she wishes to oppose  
20 establishment of paternity or to terminate the father's parental rights. The  
21 materials shall state that fetal ultrasound imaging and auscultation of fetal heart  
22 tone services are obtainable by pregnant women who wish to use them and shall  
23 describe the services.

24 **SECTION 3059.** 253.15 (2) of the statutes is amended to read:



1           253.15 (2) INFORMATIONAL MATERIALS. The board shall purchase or prepare or  
2 arrange with a nonprofit organization to prepare printed and audiovisual materials  
3 relating to shaken baby syndrome and impacted babies. The materials shall include  
4 information regarding the identification and prevention of shaken baby syndrome  
5 and impacted babies, the grave effects of shaking or throwing on an infant or young  
6 child, appropriate ways to manage crying, fussing, or other causes that can lead a  
7 person to shake or throw an infant or young child, and a discussion of ways to reduce  
8 the risks that can lead a person to shake or throw an infant or young child. The  
9 materials shall be prepared in English, Spanish, and other languages spoken by a  
10 significant number of state residents, as determined by the board. The board shall  
11 make those written and audiovisual materials available to all hospitals, maternity  
12 homes, and nurse–midwives licensed under s. 441.15 that are required to provide or  
13 make available materials to parents under sub. (3) (a) 1., to the department and to  
14 all county departments and nonprofit organizations that are required to provide the  
15 materials to day care providers under sub. (4), and to all school boards and nonprofit  
16 organizations that are permitted to provide the materials to pupils in one of grades  
17 5 to 8 and in one of grades 10 to 12 under sub. (5). The board shall also make those  
18 written materials available to all county departments and Indian tribes that are  
19 providing home visitation services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and to all  
20 providers of prenatal, postpartum, and young child care coordination services under  
21 s. 49.45 (44). The board may make available the materials required under this  
22 subsection to be made available by making those materials available at no charge on  
23 the board’s Internet site.

24           **SECTION 3061.** 253.15 (6) of the statutes is amended to read:

1           253.15 (6) INFORMATION TO HOME VISITATION OR CARE COORDINATION SERVICES  
2 RECIPIENTS. A county department or Indian tribe that is providing home visitation  
3 services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and a provider of prenatal, postpartum,  
4 and young child care coordination services under s. 49.45 (44) shall provide to a  
5 recipient of those services, without cost, a copy of the written materials purchased  
6 or prepared under sub. (2) and an oral explanation of those materials.

7           **SECTION 3063.** 253.15 (7) (e) of the statutes is amended to read:

8           253.15 (7) (e) A county department or Indian tribe that is providing home  
9 visitation services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and a provider of prenatal,  
10 postpartum, and young child care coordination services under s. 49.45 (44) is  
11 immune from liability for any damages resulting from any good faith act or omission  
12 in providing or failing to provide the written materials and oral explanation specified  
13 in sub. (6).

14           **SECTION 3065.** 253.15 (8) of the statutes is amended to read:

15           253.15 (8) IDENTIFICATION OF SHAKEN OR IMPACTED BABIES. The department of  
16 health and family services shall identify all infants and young children who have  
17 shaken baby syndrome or who are impacted babies and all infants and young  
18 children who have died as a result of being shaken or thrown by using the statewide  
19 automated child welfare information system established under s. ~~46.03 (7) (g)~~ s.  
20 ~~46.03 (7g)~~ 48.47 (7g) and child fatality information compiled by the department of  
21 justice. For each infant or young child so identified, the department of health and  
22 family services shall document the age, sex, and other characteristics of the infant  
23 or young child that are relevant to the prevention of shaken baby syndrome and  
24 impacted babies and, if known, the age, sex, employment status, and residence of the  
25 person who shook or threw the infant or young child, the relationship of that person

1 to the infant or young child, and any other characteristics of that person that are  
2 relevant to the prevention of shaken baby syndrome and impacted babies.

3 **SECTION 3066.** 254.115 (1m) of the statutes is amended to read:

4 254.115 **(1m)** If an individual who applies for or to renew a certification,  
5 certification card or permit under sub. (1) does not have a social security number, the  
6 individual, as a condition of obtaining the certification, certification card or permit,  
7 shall submit a statement made or subscribed under oath or affirmation to the  
8 department that the applicant does not have a social security number. The form of  
9 the statement shall be prescribed by the department of ~~workforce development~~  
10 children and families. A certification, certification card or permit issued or renewed  
11 in reliance upon a false statement submitted under this subsection is invalid.

12 **SECTION 3066h.** 254.715 of the statutes is created to read:

13 **254.715 Restaurants serving fish. (1)** A restaurant or temporary  
14 restaurant may serve fish taken from the wild to the individual who caught the fish,  
15 or to his or her guests, without obtaining a permit under s. 29.541 (1) (b) if all of the  
16 following conditions are satisfied:

17 (a) The fish are legally taken.

18 (b) While the fish are at the restaurant and before the fish are prepared for  
19 eating, they are stored in a cooler, which may be a portable cooler, that does not  
20 contain any other food.

21 (c) The area where the fish are prepared for eating is washed and sanitized  
22 before and after preparation of the fish.

23 (d) All items used to prepare and serve the fish are washed in a dishwasher  
24 after such use.



1           **(6)** “Consenting landowner” means a person who owns affected property, or a  
2           parent or subsidiary of such a person, who requests the authority to issue bonds for  
3           waterway improvement costs, and who consents to the levy of an assessment on the  
4           affected property.

5           **(7)** “Waterway improvement” means any of the following actions, taken under  
6           an administrative or judicial order or decree or an administratively or judicially  
7           approved agreement, related to discharges into the Fox River:

8           (a) Determining whether a discharge occurred, whether the discharge poses a  
9           significant threat to human health and the environment, or whether additional  
10          remedial actions may be required with respect to a discharge.

11          (b) Conducting a feasibility study.

12          (c) Planning for remedial action or removal.

13          (d) Conducting remedial action or removal.

14          **(8)** “Waterway improvement costs” means the costs of waterway improvements  
15          and any of the following:

16          (a) The reasonable costs of financing provided by the authority and associated  
17          administrative costs incurred by the authority.

18          (b) The fees and charges imposed by the authority or by others in connection  
19          with the financing.

20          (c) A reserve for payment of the principal and interest on bonds issued by the  
21          authority.

22           **279.02 Creation and organization. (1)** There is created a public body politic  
23           and corporate to be known as the “Lower Fox River Remediation Authority.” The  
24           board shall consist of 7 members nominated by the governor, and with the advice and  
25           consent of the senate appointed, for 7–year terms. Members of the board shall be

1 residents of the state, and not more than 4 of the members may be members of the  
2 same political party. The terms of the members expire on June 30. Each member's  
3 appointment remains in effect until a successor is appointed. Annually, the governor  
4 shall appoint one member as chairperson and the board shall elect one member as  
5 vice chairperson.

6 **(2)** The board shall appoint an executive director and may appoint an associate  
7 executive director who may not be members of the board and who shall serve at the  
8 pleasure of the board. The board shall determine the compensation of the executive  
9 director and any associate executive director, except that the compensation of the  
10 executive director may not exceed the maximum of the salary range established  
11 under s. 20.923 (1) for positions assigned to executive salary group 4 and the  
12 compensation of each other employee of the authority may not exceed the maximum  
13 of the salary range established under s. 20.923 (1) for positions assigned to executive  
14 salary group 3. The executive director, associate executive director, or other person  
15 designated by resolution of the board shall keep a record of the proceedings of the  
16 authority and shall be custodian of all books, documents, and papers filed with the  
17 authority, the minute book or journal of the authority, and its official seal. The  
18 executive director, associate executive director, or other person may cause copies to  
19 be made of all minutes and other records and documents of the authority and may  
20 give certificates under the official seal of the authority to the effect that the copies  
21 are true copies, and all persons dealing with the authority may rely upon the  
22 certificates.

23 **(3)** Four members of the board constitute a quorum. The affirmative vote of  
24 a majority of all of the members of the board is necessary for any action taken by the  
25 authority. A vacancy in the membership of the board does not impair the right of a

1 quorum to exercise all of the rights and perform all of the duties of the authority.  
2 Each meeting of the board shall be open to the public. Notice of meetings, or waivers  
3 thereof, shall be as provided in the bylaws of the authority. Resolutions of the  
4 authority need not be published or posted. The board may delegate by resolution to  
5 one or more of its members or the executive director the powers and duties that it  
6 considers proper.

7 (4) The members of the board shall receive no compensation for the  
8 performance of their duties as members, but each member shall be reimbursed for  
9 the member's actual and necessary expenses while engaged in the performance of the  
10 member's duties.

11 (5) (a) It is not a conflict of interest or violation of this chapter for a trustee,  
12 director, officer, or employee of a consenting landowner to serve as a member of the  
13 board if the trustee, director, officer, or employee of the consenting landowner  
14 abstains from discussion, deliberation, action, and vote by the board in specific  
15 respect to any undertaking under this chapter in which the consenting landowner  
16 has an interest.

17 (b) It is not a conflict of interest or violation of this chapter for a person having  
18 the required favorable reputation for skill, knowledge, and experience in state and  
19 municipal finance to serve as a member of the board if the person having the required  
20 favorable reputation for skill, knowledge, and experience in state and municipal  
21 finance abstains from discussion, deliberation, action, and vote by the board in  
22 specific respect to any sale, purchase, or ownership of bonds of the authority in which  
23 any business of which the person is a participant, owner, officer, or employee has a  
24 past, current, or future interest.

1           (c) It is not a conflict of interest or violation of this chapter for a person having  
2 the required favorable reputation for skill, knowledge, and experience in the field of  
3 environmental remediation to serve as a member of the board if the person having  
4 the required favorable reputation for skill, knowledge, and experience in the field of  
5 environmental remediation abstains from discussion, deliberation, action, and vote  
6 by the board in specific respect to a waterway improvement in which any business  
7 of which the person is a participant, owner, officer, or employee has a past, current,  
8 or future interest.

9           **(6)** Chapter 230 does not apply to the employees of the authority, except that  
10 s. 230.40 does apply to the employees of the authority.

11           **279.03 Powers of authority.** The authority has all of the powers necessary  
12 or convenient to carry out the purposes and provisions of this chapter. In addition,  
13 the authority may do any of the following:

14           **(1)** Adopt bylaws, policies, and procedures for the regulation of its affairs and  
15 the conduct of its business.

16           **(2)** Adopt an official seal and alter the seal at pleasure.

17           **(3)** Maintain an office.

18           **(4)** Sue and be sued in its own name, plead and be impleaded.

19           **(5)** Enter into any contracts that are necessary or useful for the conduct of its  
20 business.

21           **(6)** Employ or contract with attorneys, accountants, and financial experts and  
22 any other necessary employees or agents, and fix the compensation of employees,  
23 subject to 279.02 (2).



1           (7) Appoint any technical or professional advisory committee that the  
2 authority finds necessary, define the duties of any committee, and provide  
3 reimbursement for the expenses of any committee.

4           (8) Accept contributions or grants in money, property, labor, or other things of  
5 value and comply with any restrictions on the use of the contributions or grants.

6           (9) Obtain or aid in obtaining, from any department or agency of the United  
7 States or of this state or from any private company, any insurance or guaranty  
8 concerning the payment or repayment of all or part of the interest or principal, or  
9 both, on any bond issued under this chapter; and enter into any agreement, contract,  
10 or other instrument with respect to that insurance or guaranty, accept payment in  
11 the manner and form provided in such an agreement in case of default in payment  
12 of the bonds, and assign the insurance or guaranty as security for the authority's  
13 bonds.

14           **279.04 Expenses. (1)** All expenses of the authority are payable solely from  
15 funds obtained under the authority of this chapter, and no liability may be incurred  
16 by the authority beyond the extent to which moneys are obtained under this chapter.  
17 For the purposes of meeting the necessary expenses of initial organization and  
18 operation of the authority until the authority derives moneys from funds provided  
19 to it under the authority of this chapter, other than this section, the authority may  
20 use the funds appropriated under s. 20.375 (1) (a).

21           (2) The authority shall apportion among and assess to consenting landowners,  
22 in an equitable manner, an amount equal to the amount expended from the  
23 appropriation under s. 20.375 (1) (a) and pay that amount to the department of  
24 administration for deposit in the general fund.

1           **279.05 Application for bond issuance. (1)** One or more owners of affected  
2 property may submit an application requesting the authority to issue bonds to  
3 finance all or a portion of the waterway improvement costs associated with the  
4 affected property. An application under this subsection shall include all of the  
5 following:

6           (a) A copy of an administrative or judicial order or decree or an administratively  
7 or judicially approved agreement that imposes financial responsibility for a  
8 waterway improvement on the applicant or applicants.

9           (b) An acknowledgement by the applicant or applicants that the waterway  
10 improvement will confer a benefit on the affected property.

11           (c) The consent of the applicant or applicants to the levy of an assessment by  
12 the authority on the affected property at the times and in the amounts that the  
13 authority determines.

14           (d) A waiver by the applicant or applicants of any requirement for notice and  
15 hearing and of any right to oppose the levy of the assessment.

16           **(2)** A consenting land owner who submits an application under sub. (1) may  
17 recommend to the authority an underwriter for the bonds that the owner of affected  
18 property requests the authority to issue.

19           **279.06 Approval of application and issuance of bonds. (1)** The board  
20 may approve an application under s. 279.05 (1) if the application complies with s.  
21 279.05 (1) and if the authority makes a determination that the waterway  
22 improvement will last for many years and will result in long-term benefits to this  
23 state. The authority may issue bonds as provided in this section and s. 279.07 to  
24 finance all or a portion of the waterway improvement to which an approved  
25 application relates.

1           **(2)** The authority shall notify the department of natural resources of its action  
2 on an application under s. 279.05 (1) at the same time that it notifies the applicant  
3 or applicants.

4           **(3)** All of the authority's bonds are negotiable for all purposes, notwithstanding  
5 their payment from a limited source.

6           **(4)** The authority shall use the building commission as its financial consultant  
7 to assist in and coordinate the issuance of bonds under this chapter.

8           **(5)** The bonds of each issue shall be payable solely out of a special fund into  
9 which the authority deposits the assessments imposed by the authority against the  
10 affected property with respect to which the bonds are issued.

11           **(6)** The authority may not issue bonds unless the issuance is authorized by a  
12 bond resolution. The bonds shall bear the dates; mature at the times not exceeding  
13 30 years from their dates of issue; bear interest at the rates, fixed or variable; be  
14 payable at the times; be in the denominations; be in fully registered form; carry the  
15 registration and conversion privileges; be executed in the manner; be payable in  
16 money of the United States at the places; and be subject to the terms of redemption  
17 that the bond resolution provides. The bonds shall be executed by the manual or  
18 facsimile signatures of the officers of the authority designated by the board. The  
19 bonds may be sold at public or private sale at the price, in the manner, and at the time  
20 determined by the board. The bonds may be issued as serial bonds payable in annual  
21 installments, as term bonds, or as a combination of both types.

22           **(7)** Any bond resolution may contain provisions, that shall be a part of the  
23 contract with the holders of the bonds, regarding any of the following:

24           (a) Setting aside reserves or sinking funds, and the regulation, investment, and  
25 disposition of the reserves or sinking funds.

1 (b) Limitations on the purpose to which, or the investments in which, the  
2 proceeds of the sale of any issue of bonds may be applied.

3 (c) Refunding of outstanding bonds.

4 (d) Procedures by which the terms of any contract with bondholders may be  
5 amended or abrogated, the amount of bonds the holders of which must consent to the  
6 amendment or abrogation, and the manner in which this consent may be given.

7 (e) Defining the acts or omissions to act that constitute a default in the duties  
8 of the authority to the bondholders, and providing the rights and remedies of the  
9 bondholders in the event of a default.

10 (f) Any other matter relating to the bonds that the board considers desirable.

11 **(8)** Neither the members of the board nor any person executing the bonds of  
12 the authority is liable personally on the bonds or subject to any personal liability or  
13 accountability by reason of the issuance of the bonds.

14 **(9)** (a) The authority shall pay the net proceeds of bonds issued under this  
15 section to the entity to which moneys for waterway improvements are required to be  
16 paid by the administrative or judicial order or decree or administratively or judicially  
17 approved agreement described in s. 279.05 (1) (a).

18 (b) An entity that receives moneys under par. (a) may use those moneys only  
19 for the waterway improvement costs for which the bonds are issued. If the actual  
20 waterway improvement costs to be paid from the authority's bonds are less than the  
21 assessments levied by the authority, the entity shall return the excess to the  
22 authority.

23 **279.07 Assessments. (1)** Before it issues bonds, the authority shall follow the  
24 procedures in this section for levying an assessment on the affected property of any  
25 consenting landowner whose application for issuance of the bonds is approved under

1 s. 279.06 (1). The consenting landowner shall pay the assessment to the authority.  
2 An assessment under this section is a lien against the affected property. The  
3 authority shall provide notice of the lien of assessment to the register of deeds of the  
4 county in which the affected property is located for recording.

5 (2) The assessment levied with respect to a bond issue shall be sufficient to do  
6 all of the following:

7 (a) Pay the share of the administrative costs of the authority that is allocated  
8 to the bond issue.

9 (b) Pay the costs of any financial and legal services incurred by the authority  
10 and any other item of direct or indirect cost that may reasonably be attributed to  
11 processing the application under s. 279.05 (1), issuing the bonds, and imposing the  
12 assessment on the affected property.

13 (c) Pay the principal of and the premium, if any, and interest on the bonds as  
14 they become due and payable.

15 (d) Create and maintain any reserve that is required or provided for in the bond  
16 resolution.

17 (3) If the authority assesses more than one consenting landowner in connection  
18 with a bond issue, it shall determine the amount to be assessed on the affected  
19 property of each consenting landowner in a manner that is consistent with the  
20 administrative or judicial order or decree or administratively or judicially approved  
21 agreement described in s. 279.05 (1) (a) and that considers such factors as present  
22 and past capacity for discharges; estimates of actual discharges; the degree of  
23 toxicity and water quality characteristics of past and present discharges;  
24 involvement in the generation, treatment, transportation, storage, or disposal of

1 discharged substances; the degree of care exercised in reducing discharges; and the  
2 amount of impervious surface on each affected property.

3 **(4)** Before finalizing its determination of the amount of the assessment to be  
4 levied on affected property under this section, the board shall pass a preliminary  
5 resolution declaring its intent with respect to the assessment. In the resolution, the  
6 board shall include all of the following:

7 (a) A general description of the contemplated purpose of the assessment.

8 (b) A description of the affected property proposed to be assessed.

9 (c) The number of installments in which the assessments may be paid or a  
10 statement that the number of payments will be determined at the hearing required  
11 under sub. (8).

12 (d) A direction to an officer or employee of the authority to make a report on the  
13 proposed assessment.

14 **(5)** The officer or employee directed to make a report under sub. (4) (d) shall  
15 include all of the following in the report:

16 (a) A reference to the administrative or judicial order or decree or  
17 administratively or judicially approved agreement described in s. 279.05 (1) (a).

18 (b) A schedule of the proposed assessments.

19 (c) An estimate, as to each affected property, of the assessment to be levied.

20 **(6)** The officer or employee making the report under sub. (5) shall file a copy  
21 of the report with the authority for public inspection.

22 **(7)** After the report has been filed under sub. (6), the authority shall publish  
23 a class 1 notice, under ch. 985, that describes all of the following:

24 (a) The affected property that is proposed to be assessed.

25 (b) The place and time at which the report may be inspected.

1 (c) The place and time at which all interested persons or their agents or  
2 attorneys may appear before the authority and be heard concerning the matters  
3 contained in the preliminary resolution and the report.

4 **(8)** The authority shall conduct a hearing concerning the levying of a proposed  
5 assessment not less than 10 days and not more than 40 days after publishing the  
6 notice under sub. (7).

7 **(9)** After the hearing under sub. (8), the board may approve, disapprove, or  
8 modify the report under sub. (6) or it may refer the report to the designated officer  
9 or employee of the authority with directions to change the proposal to accomplish a  
10 fair and equitable assessment.

11 **(10)** After approving a report under sub. (9), the authority shall adopt a  
12 resolution specifying the amount of the assessments, authorizing the issuance of  
13 bonds, and directing that the net proceeds of the bonds be paid as provided in s.  
14 279.06 (9) (a). The authority shall publish the resolution as a class 1 notice, under  
15 ch. 985. After publication of the resolution, the authority shall levy the assessments  
16 and issue the bonds.

17 **(11)** If the actual waterway improvement costs to be paid from a bond issue vary  
18 materially from the estimates, if any assessment is invalid, or if the board decides  
19 to reopen and reconsider any assessment, it may, after publishing a class 1 notice,  
20 under ch. 985, that describes its proposed action and after a public hearing, adopt a  
21 resolution amending, canceling, or confirming the prior assessment. If an  
22 assessment is amended to provide for the refunding of bonds, all of the direct and  
23 indirect costs reasonably attributable to the refunding of the bonds may be included  
24 in the amended assessment. If moneys are returned to the authority under s. 279.06  
25 (9) (b), the authority may pay a portion of the outstanding bonds and reduce each

1 assessment proportionately. The authority shall publish a class 1 notice, under ch.  
2 985, describing the resolution amending, canceling, or confirming the prior  
3 assessment.

4 (12) After the 90th day after the day on which a bond is issued under this  
5 chapter, the bond is conclusive evidence of the legality of all proceedings up to and  
6 including the issuance of the bond and is prima facie evidence of the proper  
7 application of the proceeds of the bond.

8 **279.08 Bond security. (1)** The authority may enter into a trust agreement  
9 or trust indenture between the authority and one or more corporate trustees for any  
10 bonds issued under this chapter. Any trust company or bank having the powers of  
11 a trust company may be a trustee.

12 (2) The bond resolution providing for the issuance of bonds shall pledge the  
13 assessments to be received by the authority with respect to the bonds referred to in  
14 the bond resolution. The pledge is valid and binding from the time that the resolution  
15 is adopted. The revenues pledged are immediately subject to the lien of the pledge  
16 without any physical delivery or any further act. The lien is valid and binding as  
17 against all persons having claims in tort, contract, or otherwise against the  
18 authority, irrespective of whether the persons have notice of the lien. Neither the  
19 bond resolution nor any financing statement, continuation statement, or other  
20 instrument by which a pledge is created or by which the authority's interest in  
21 revenues is assigned need be filed or recorded in any public records in order to perfect  
22 the lien of the pledge as against 3rd parties, except that the authority shall file a copy  
23 of the instrument in the records of the authority and with the department of financial  
24 institutions.



1           **(3)** A bond resolution may contain provisions for protecting and enforcing the  
2 rights and remedies of the bondholders that are reasonable and proper and not in  
3 violation of law. A bond resolution may restrict the individual right of action by  
4 bondholders. A bond resolution may contain any other provisions that are  
5 determined by the board to be reasonable and proper for the security of the  
6 bondholders.

7           **279.09 Refunding bonds. (1)** The authority may issue bonds to refund any  
8 outstanding bond, including the payment of any redemption premium on the  
9 outstanding bond and any interest accrued or to accrue to the earliest or any  
10 subsequent date of redemption, purchase, or maturity.

11           **(2)** The authority may apply the proceeds of any bond issued to refund any  
12 outstanding bond to the purchase, retirement at maturity, or redemption of the  
13 outstanding bond on the earliest or any subsequent redemption date, upon purchase,  
14 or at the maturity of the bond. The authority may, pending application of the  
15 proceeds, place the proceeds in escrow to be applied to the purchase, retirement at  
16 maturity, or redemption of any outstanding bond at any time.

17           **(3)** If the authority determines that it is necessary to amend the prior  
18 assessments in connection with the issuance of refunding bonds under this section,  
19 it may reconsider and reopen the assessments as provided in s. 279.07 (11). If the  
20 assessments are amended, the refunding bonds shall be secured by, and be payable  
21 from, the assessments as amended. If the assessments are amended, all direct and  
22 indirect costs reasonably attributable to the refunding of the bonds may be included  
23 in the cost of the waterway improvements being financed.

24           **(4)** All refunding bonds are subject to this chapter in the same manner and to  
25 the same extent as other bonds issued under this chapter.

1           **279.10 Bonds not public debt. (1)** The state is not liable on bonds of the  
2 authority and the bonds are not debt of the state. Each bond of the authority shall  
3 contain a statement to this effect on the face of the bond. The issuance of bonds under  
4 this chapter does not, directly, indirectly, or contingently, obligate the state or any  
5 political subdivision of the state to levy any tax or to make any appropriation for  
6 payment of the bonds. The authority may not pledge its full faith and credit to the  
7 payment of bonds issued under this chapter.

8           **(2)** Nothing in this chapter authorizes the authority to create a debt of the state,  
9 and all bonds issued by the authority under this chapter are payable, and shall state  
10 that they are payable, solely from the special fund containing the assessments and  
11 other moneys pledged for their payment in accordance with the bond resolution  
12 authorizing their issuance or in any trust agreement or trust indenture entered into  
13 to provide terms and conditions for the bonds. The state is not liable for the payment  
14 of the principal of or interest on any bonds of the authority or for the performance  
15 of any pledge, obligation, or agreement that is undertaken by the authority. The  
16 breach of any pledge, obligation, or agreement undertaken by the authority does not  
17 impose any pecuniary liability upon the state or any charge upon its general credit  
18 or against its taxing power.

19           **279.11 State pledge.** The state pledges to and agrees with the holders of bonds  
20 issued under this chapter, and with persons that enter into contracts with the  
21 authority under this chapter, that the state will not limit or alter the rights vested  
22 in the authority before the authority has fully met and discharged the bonds,  
23 including any interest due on the bonds, and has fully performed its contracts, unless  
24 adequate provision is made by law for the protection of the bondholders or persons  
25 entering into contracts with the authority.

1           **279.17 Trust funds.** All moneys received by the authority, whether as  
2 proceeds from the sale of bonds or as assessments or fees, shall be considered to be  
3 trust funds to be held and applied solely as provided in this chapter. Any officer with  
4 whom, or any bank or trust company with which, those moneys are deposited shall  
5 act as trustee of the moneys and shall hold and apply the moneys for the purposes  
6 of this chapter, subject to any regulations that this chapter and the bond resolution  
7 authorizing the bonds of any issue provide.

8           **279.18 Rights of bondholders.** Any holder of bonds issued under this  
9 chapter or trustee under a trust agreement, trust indenture, or deed of trust entered  
10 into under this chapter may, by any suitable form of legal proceedings, protect and  
11 enforce any rights under the laws of this state or granted by the bond resolution,  
12 except to the extent that the rights of the bondholder or trustee are restricted by the  
13 bond resolution. These rights include the right to compel the performance of all  
14 duties of the authority required by this chapter or the bond resolution; to enjoin  
15 unlawful activities; and in the event of default with respect to the payment of any  
16 principal of and the premium, if any, and interest on any bond or in the performance  
17 of any covenant or agreement on the part of the authority in the bond resolution, to  
18 apply to a court to appoint a receiver with full power to pay, and to provide for  
19 payment of, principal of and premium, if any, and interest on the bonds, and with the  
20 powers, subject to the direction of the court, as are permitted by law and are accorded  
21 receivers, excluding any power to pledge additional revenues of the authority to the  
22 payment of the principal, premium, and interest.

23           **279.19 Investment of funds. (1)** The authority may invest any funds in any  
24 of the following:

1 (a) Bonds, notes, certificates of indebtedness, treasury bills, or other securities  
2 constituting direct obligations of the United States or obligations the principal and  
3 interest of which are guaranteed by the United States.

4 (b) Certificates of deposit or time deposits constituting direct obligations of any  
5 bank that are insured by the federal deposit insurance corporation.

6 (c) Certificates of deposit constituting direct obligations of any credit union that  
7 are insured by the national board, as defined in s. 186.01 (3m).

8 (d) Certificates of deposit constituting direct obligations of any savings and  
9 loan association or savings bank that are insured by the federal deposit insurance  
10 corporation.

11 (e) Short-term discount obligations of the federal national mortgage  
12 association.

13 (f) Any of the investments provided under s. 66.0603 (1m) (a).

14 **(2)** Any securities described in sub. (1) may be purchased at the offering or  
15 market price of the securities at the time of purchase.

16 **279.20 Investment authorization.** The bonds of the authority are securities  
17 in which all public officers and bodies of this state; all political subdivisions and their  
18 public officers; all banks, trust companies, savings banks and institutions, savings  
19 and loan associations, and investment companies; and all personal representatives,  
20 guardians, trustees, and other fiduciaries may legally invest any sinking funds,  
21 moneys, or other funds belonging to them or within their control.

22 **279.21 Reports and records. (1)** The authority shall keep an accurate  
23 account of all of its activities and of all of its receipts and expenditures, and shall  
24 annually in January make a report of its activities, receipts, and expenditures to the  
25 governor and to the chief clerk of each house of the legislature, for distribution to the

1 legislature under s. 13.172 (2). The reports shall be in a form approved by the state  
2 auditor. The state auditor may investigate the affairs of the authority, may examine  
3 the property and records of the authority, and may prescribe methods of accounting  
4 and the rendering of periodical reports in relation to activities undertaken by the  
5 authority.

6 **(2)** The authority, annually on January 15, shall file with the department of  
7 administration and the joint legislative council a complete and current listing of all  
8 forms, reports, and papers required by the authority to be completed by any person,  
9 other than a governmental body, as a condition of obtaining the approval of the  
10 authority or for any other reason. The authority shall attach a blank copy of each  
11 such form, report, or paper to the listing.

12 **SECTION 3074.** 281.59 (3e) (b) 1. and 3. of the statutes are amended to read:

13 281.59 **(3e)** (b) 1. Equal to ~~\$109,600,000~~ \$114,700,000 during the 2005–07  
14 2007–09 biennium.

15 3. Equal to \$1,000 for any biennium after the 2005–07 2007–09 biennium.

16 **SECTION 3075.** 281.59 (3m) (b) 1. and 2. of the statutes are amended to read:

17 281.59 **(3m)** (b) 1. Equal to \$2,700,000 during the ~~2005–07~~ 2007–09 biennium.

18 2. Equal to \$1,000 for any biennium after the 2005–07 2007–09 biennium.

19 **SECTION 3076.** 281.59 (3s) (b) 1. and 2. of the statutes are amended to read:

20 281.59 **(3s)** (b) 1. Equal to ~~\$12,800,000~~ \$13,400,000 during the 2005–07  
21 2007–09 biennium.

22 2. Equal to \$1,000 for any biennium after the 2005–07 2007–09 biennium.

23 **SECTION 3077.** 281.59 (4) (b) of the statutes is amended to read:

24 281.59 **(4)** (b) The department of administration may, under s. 18.561 or 18.562,  
25 deposit in a separate and distinct fund in the state treasury or in an account

1 maintained by a trustee outside the state treasury, any portion of the revenues  
2 derived under s. 25.43 (1). The revenues deposited with a trustee outside the state  
3 treasury are the trustee's revenues in accordance with the agreement between this  
4 state and the trustee or in accordance with the resolution pledging the revenues to  
5 the repayment of revenue obligations issued under this subsection and to make  
6 payments under an agreement or ancillary arrangement entered into under s. 18.55  
7 (6) with respect to revenue obligations issued under this subsection.

8 **SECTION 3078.** 281.59 (4) (f) of the statutes is amended to read:

9 281.59 (4) (f) Revenue obligations may be contracted by the building  
10 commission when it reasonably appears to the building commission that all  
11 obligations incurred under this subsection, and all payments under an agreement or  
12 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue  
13 obligations issued under this subsection, can be fully paid on a timely basis from  
14 moneys received or anticipated to be received. Revenue obligations issued under this  
15 subsection for the clean water fund program shall not exceed \$1,615,955,000  
16 \$1,984,100,000 in principal amount, excluding obligations issued to refund  
17 outstanding revenue obligation notes.

18 **SECTION 3079.** 281.65 (4e) of the statutes is created to read:

19 281.65 (4e) (a) A governmental unit may request funding under this subsection  
20 for a project to implement best management practices for animal waste management  
21 at an animal feeding operation for which the department has issued a notice of  
22 discharge under ch. 283.

23 (b) The department may grant a request under par. (a) if it determines that  
24 providing funding under this subsection is necessary to protect fish and aquatic life.

25 (c) Subsection (8) (d) does not apply to a grant under this subsection.

1           **SECTION 3080.** 281.65 (8) (f) of the statutes is amended to read:

2           281.65 **(8)** (f) A cost-sharing grant shall equal the percentage of the cost of  
3 implementing the best management practice that is determined by the  
4 governmental unit submitting the application under sub. (4c) (a) or (4e) (a) and is  
5 approved by the board, except as provided under pars. (gm) and (jm) and except that  
6 a cost-sharing grant may not exceed 70% of the cost of implementing the best  
7 management practice.

8           **SECTION 3081.** 281.65 (8) (gm) of the statutes is amended to read:

9           281.65 **(8)** (gm) The governmental unit submitting the application under sub.  
10 (4c) (a) or (4e) (a) shall exceed the limit under par. (f) in cases of economic hardship,  
11 as defined by the department by rule.

12           **SECTION 3081pb.** 281.75 (title) of the statutes is amended to read:

13           **281.75 (title) Compensation for well contamination and abandonment.**

14           **SECTION 3081pc.** 281.75 (1) (h) of the statutes is amended to read:

15           281.75 **(1)** (h) “Well,” if not followed by the words, “subject to abandonment.”  
16 means an excavation or opening in the ground made by boring, drilling or driving for  
17 the purpose of obtaining a supply of groundwater. “Well” does not include dug wells.

18           **SECTION 3081pd.** 281.75 (1) (i) of the statutes is created to read:

19           281.75 **(1)** (i) “Well subject to abandonment” means a well that is required to  
20 be abandoned under s. NR 812.26 (2) (a), Wis. Adm. Code, or that the department  
21 may require to be abandoned under s. NR 812.26 (2) (b), Wis. Adm. Code.

22           **SECTION 3081pe.** 281.75 (2) (f) of the statutes is created to read:

23           281.75 **(2)** (f) Establish requirements for the filling and sealing of wells subject  
24 to abandonment.

1           **SECTION 3081pf.** 281.75 (3) (a) of the statutes is renumbered 281.75 (3) and  
2 amended to read:

3           **281.75 (3)** ~~WELLS FOR WHICH A CLAIM MAY BE SUBMITTED; SUNSET DATE.~~ A claim  
4 may be submitted for a private water supply which, at the time of submitting the  
5 claim, is contaminated or for a well subject to abandonment.

6           **SECTION 3081pg.** 281.75 (3) (b) of the statutes is repealed.

7           **SECTION 3081ph.** 281.75 (4) (a) of the statutes is amended to read:

8           **281.75 (4)** (a) Except as provided under par. (b), a landowner or lessee of  
9 property on which is located a contaminated private water supply or a well subject  
10 to abandonment, or the spouse, dependent, heir, assign or legal representative of the  
11 landowner or lessee, may submit a claim under this section.

12           **SECTION 3081pi.** 281.75 (4m) (a) of the statutes is amended to read:

13           **281.75 (4m)** (a) In order to be eligible for an award under this section, the  
14 annual family income of the landowner or lessee of property on which is located a  
15 contaminated water supply or a well subject to abandonment may not exceed  
16 \$65,000.

17           **SECTION 3081pj.** 281.75 (5) (b) 1. of the statutes is amended to read:

18           **281.75 (5)** (b) 1. Test results which show that the private water supply is  
19 contaminated, as defined under sub. (1) (b) 1. or 2., ~~or information to show that the~~  
20 private water supply is contaminated as defined under sub. (1) (b) 3., or information  
21 to show that the well is a well subject to abandonment;

22           **SECTION 3081pk.** 281.75 (5) (b) 2. of the statutes is amended to read:

23           **281.75 (5)** (b) 2. ~~Any~~ If the claim is based on a contaminated private water  
24 supply, any information available to the claimant regarding possible sources of  
25 contamination of the private water supply; and



1           **SECTION 3081pL.** 281.75 (5) (d) 1. of the statutes is amended to read:

2           281.75 (5) (d) 1. Enter the property where the private water supply or well  
3 subject to abandonment is located during normal business hours and conduct any  
4 investigations or tests necessary to verify the claim; and

5           **SECTION 3081pm.** 281.75 (5) (d) 2. of the statutes is amended to read:

6           281.75 (5) (d) 2. Cooperate If the claim is based on a contaminated private  
7 water supply, cooperate with the state in any administrative, civil or criminal action  
8 involving a person or activity alleged to have caused the private water supply to  
9 become contaminated.

10          **SECTION 3081pn.** 281.75 (5) (e) of the statutes is amended to read:

11          281.75 (5) (e) The department shall consolidate claims if more than one  
12 claimant submits a claim for the same private water supply or for the same well  
13 subject to abandonment.

14          **SECTION 3081pq.** 281.75 (7) (a) of the statutes is amended to read:

15          281.75 (7) (a) If the department finds that the claimant meets all the  
16 requirements of this section and rules promulgated under this section and that the  
17 private water supply is contaminated or that the well is a well subject to  
18 abandonment, the department shall issue an award. The award may not pay more  
19 than 75% of the eligible costs. The award may not pay any portion of eligible costs  
20 in excess of \$12,000.

21          **SECTION 3081pr.** 281.75 (7) (c) 1. of the statutes is amended to read:

22          281.75 (7) (c) 1. The If the claim is based on a contaminated private water  
23 supply, the cost of obtaining an alternate water supply;

24          **SECTION 3081ps.** 281.75 (7) (c) 2. (intro.) of the statutes is amended to read:

1           281.75 (7) (c) 2. (intro.) The If the claim is based on a contaminated private  
2 water supply, the cost of any one of the following:

3           **SECTION 3081pt.** 281.75 (7) (c) 3. of the statutes is amended to read:

4           281.75 (7) (c) 3. The cost of abandoning a contaminated private water supply,  
5 if a new private water supply is constructed or, if connection to a public or private  
6 water supply is provided, or if the claim is based on a well subject to abandonment;

7           **SECTION 3081pu.** 281.75 (7) (c) 4. of the statutes is amended to read:

8           281.75 (7) (c) 4. The cost of obtaining 2 tests to show that the private water  
9 supply was contaminated if the claim is based on a contaminated private water  
10 supply and the cost of those tests was originally paid by the claimant;

11           **SECTION 3081pv.** 281.75 (7) (c) 5. of the statutes is amended to read:

12           281.75 (7) (c) 5. Purchasing The cost of purchasing and installing a pump, if  
13 the claim is based on a contaminated private water supply and a new pump is  
14 necessary for the new or reconstructed private water supply; and

15           **SECTION 3081pw.** 281.75 (7) (c) 6. of the statutes is amended to read:

16           281.75 (7) (c) 6. Relocating If the claim is based on a contaminated private  
17 water supply, the cost of relocating pipes, as necessary, to connect the replacement  
18 water supply to the buildings served by it.

19           **SECTION 3081px.** 281.75 (7) (c) 7. of the statutes is amended to read:

20           281.75 (7) (c) 7. If the claim is based on a contaminated water supply that is  
21 eligible under sub. (11) (ae), the cost of properly abandoning any improperly  
22 abandoned private water supply located on the property owned or leased by the  
23 claimant.

24           **SECTION 3081py.** 281.75 (8) (intro.) of the statutes is renumbered 281.75 (8)

25 and amended to read:

1           281.75 (8) COPAYMENT. The department shall require a payment by the  
2 claimant equal to the total of the following: copayment of \$250 unless the claim is  
3 solely for well abandonment.

4           **SECTION 3081pz.** 281.75 (8) (a) and (b) of the statutes are repealed.

5           **SECTION 3081qb.** 281.75 (11) (a) 4. of the statutes is amended to read:

6           281.75 (11) (a) 4. ~~One~~ If the claim is based on a contaminated private water  
7 supply, one or more of the contaminants upon which the claim is based was  
8 introduced into the well through the plumbing connected to the well.

9           **SECTION 3081qc.** 281.75 (11) (a) 5. of the statutes is amended to read:

10           281.75 (11) (a) 5. ~~One~~ If the claim is based on a contaminated private water  
11 supply, one or more of the contaminants upon which the claim is based was  
12 introduced into the well intentionally by a claimant or a person who would be directly  
13 benefited by payment of the claim.

14           **SECTION 3081qd.** 281.75 (11) (a) 6. of the statutes is amended to read:

15           281.75 (11) (a) 6. ~~All~~ If the claim is based on a contaminated private water  
16 supply, all of the contaminants upon which the claim is based are naturally occurring  
17 substances and the concentration of the contaminants in water produced by the well  
18 does not significantly exceed the background concentration of the contaminants in  
19 groundwater at that location.

20           **SECTION 3081qe.** 281.75 (11) (a) 7. of the statutes is amended to read:

21           281.75 (11) (a) 7. Except as provided in sub. (14), an award has been made  
22 under this section within the previous 10 years for the parcel of land where the  
23 private water supply is located and the claim is based on a contaminated private  
24 water supply.

25           **SECTION 3081qf.** 281.75 (11) (a) 8. of the statutes is amended to read:

1           281.75 (11) (a) 8. ~~A~~ If the claim is based on a contaminated private water  
2 supply, the contaminated private water supply is a residential water supply, is  
3 contaminated by bacteria or nitrates or both, and is not contaminated by any other  
4 substance, except as provided in par. (ae).

5           **SECTION 3081qg.** 281.75 (11) (a) 9. of the statutes is amended to read:

6           281.75 (11) (a) 9. ~~A~~ If the claim is based on a contaminated private water  
7 supply, the contaminated private water supply is a livestock water supply, is  
8 contaminated by bacteria, and is not contaminated by any other substance.

9           **SECTION 3081qh.** 281.75 (11) (b) (title) of the statutes is amended to read:

10          281.75 (11) (b) (title) *Limits on awards for contaminated wells; purposes.*

11          **SECTION 3081qi.** 281.75 (11) (d) (title) of the statutes is amended to read:

12          281.75 (11) (d) (title) *Limits on awards for contaminated wells; amount.*

13          **SECTION 3081qj.** 281.75 (17) (a) of the statutes is amended to read:

14          281.75 (17) (a) A claim based on a contaminated private water supply may be  
15 submitted irrespective of the time when the contamination is or could have been  
16 discovered in the private water supply. A claim may be submitted for contamination  
17 which commenced before May 11, 1984, and continues at the time a claim is  
18 submitted under this section.

19          **SECTION 3082.** 281.87 of the statutes is created to read:

20          **281.87 Great Lakes contaminated sediment removal.** The department  
21 may expend funds from the appropriation under s. 20.866 (2) (ti) to pay a portion of  
22 the costs of a project to remove contaminated sediment from Lake Michigan or Lake  
23 Superior or a tributary of Lake Michigan or Lake Superior if federal funds are  
24 provided for the project under 33 USC 1268 (c) (12).

25          **SECTION 3082e.** 285.14 (2) of the statutes is amended to read:

1           285.14 (2) REVIEW BY STANDING COMMITTEES. At least 60 days before the  
2 department is required to submit a state implementation plan to the federal  
3 environmental protection agency, the department shall prepare, and provide to the  
4 standing committees of the legislature with jurisdiction over environmental  
5 matters, under s. 13.172 (3) a report that describes the proposed plan and contains  
6 all of the supporting documents that the department intends to submit with the plan.  
7 The department shall also submit to the ~~revisor of statutes~~ legislative reference  
8 bureau for publication in the administrative register a notice of availability of the  
9 report. If, within 30 days after the department provides the report, the chairperson  
10 of a standing committee to which the report was provided submits written comments  
11 on the report to the department, the secretary shall respond to the chairperson in  
12 writing within 15 days of receipt of the comments. This subsection does not apply  
13 to a modification to a state implementation plan relating to an individual source.

14           **SECTION 3082r.** 285.23 (6) of the statutes is amended to read:

15           285.23 (6) REPORT TO STANDING COMMITTEES. Before the department issues  
16 documents under sub. (2) and at least 60 days before the governor is required to make  
17 a submission on a nonattainment designation under 42 USC 7407 (d) (1) (A), the  
18 department shall prepare, and provide to the standing committees of the legislature  
19 with jurisdiction over environmental matters under s. 13.172 (3), a report that  
20 contains a description of any area proposed to be identified as a nonattainment area  
21 and supporting documentation. The department shall also submit to the ~~revisor of~~  
22 ~~statutes~~ legislative reference bureau for publication in the administrative register  
23 a notice of availability of the report. If, within 30 days after the department submits  
24 the report, the chairperson of a standing committee to which the report was provided

1 submits written comments on the report to the department, the secretary shall  
2 respond to the chairperson in writing within 15 days of receipt of the comments.

3 **SECTION 3083.** 285.30 (5) (a) of the statutes is amended to read:

4 285.30 (5) (a) A motor vehicle of a model year of ~~1967~~ 1995 or earlier.

5 **SECTION 3084.** 285.30 (5) (b) of the statutes is amended to read:

6 285.30 (5) (b) A motor vehicle ~~with~~ of a model year of 2006 or earlier that has  
7 a gross vehicle weight rating exceeding ~~10,000~~ 8,500 pounds, as determined by the  
8 manufacturer of the vehicle, ~~and a motor vehicle of a model year of 2007 or later that~~  
9 has a gross vehicle weight rating exceeding 14,000 pounds, as determined by the  
10 manufacturer of the vehicle.

11 **SECTION 3085.** 285.30 (5) (d) of the statutes is amended to read:

12 285.30 (5) (d) A motor vehicle of a model year of 2006 or earlier that is powered  
13 by diesel fuel.

14 **SECTION 3086k.** 287.26 of the statutes is amended to read:

15 **287.26 Business waste reduction and recycling assistance.** The  
16 department may contract with a nonprofit organization for services to assist  
17 businesses to reduce the amount of solid waste generated or to reuse or recycle solid  
18 waste. In any contract under this section, the department shall include goals and  
19 objectives, methods to measure progress toward the goals and objectives, and a  
20 schedule for reporting to the department on the use of funds and progress toward the  
21 goals and objectives. The department may not provide more than \$250,000 annually  
22 under this section to any nonprofit organization.

23 **SECTION 3086p.** 287.31 (6) of the statutes is amended to read:

24 287.31 (6) USE OF REVENUES. The newspaper recycling fees collected under sub.  
25 (5) shall be deposited in the recycling and renewable energy fund under s. 25.49.

1           **SECTION 3087.** 289.43 (7) (e) 3. of the statutes is amended to read:

2           289.43 (7) (e) 3. All fees collected under this paragraph shall be credited to the  
3           appropriations appropriation under s. 20.370 (2) (dg) and ~~(9) (mj)~~.

4           **SECTION 3088.** 289.645 (3) of the statutes is amended to read:

5           289.645 (3) AMOUNT OF RECYCLING FEE. The fee imposed under this section is  
6           \$3 \$4 per ton for all solid waste other than high-volume industrial waste.

7           **SECTION 3088d.** 289.645 (6) of the statutes is amended to read:

8           289.645 (6) USE OF RECYCLING FEES. The fees collected under sub. (2) shall be  
9           deposited in the recycling and renewable energy fund.

10          **SECTION 3089.** 289.67 (1) (cp) of the statutes is amended to read:

11          289.67 (1) (cp) *Amount of environmental repair fee.* Notwithstanding par. (cm)  
12          and except as provided under par. (d), the environmental repair fee imposed under  
13          par. (a) is ~~30~~ 50 cents per ton for solid or hazardous waste, other than high-volume  
14          industrial waste, disposed of ~~on or after January 1, 1988, but before July 1, 1989,~~  
15          and 50 cents per ton disposed of on or after July 1, 1989 before the first day of the first  
16          month beginning after the effective date of this paragraph .... [revisor inserts date].  
17          and \$1.60 per ton disposed of on or after the first day of the first month beginning  
18          after the effective date of this paragraph .... [revisor inserts date].

19          **SECTION 3090.** 289.67 (1) (h) of the statutes is amended to read:

20          289.67 (1) (h) *Use of environmental repair fee.* The fees collected under par. (b)  
21          shall be credited to the environmental fund ~~for environmental management.~~

22          **SECTION 3091.** 291.15 (2) (d) of the statutes is amended to read:

23          291.15 (2) (d) *Use of confidential records.* Except as provided under par. (c) and  
24          this paragraph the department or the department of justice may use records and  
25          other information granted confidential status under this subsection only in the

1 administration and enforcement of this chapter. The department or the department  
2 of justice may release for general distribution records and other information granted  
3 confidential status under this subsection if the owner or operator expressly agrees  
4 to the release. The department or the department of justice may release on a limited  
5 basis records and other information granted confidential status under this  
6 subsection if the department or the department of justice is directed to take this  
7 action by a judge or hearing examiner under an order which protects the  
8 confidentiality of the records or other information. The department or the  
9 department of justice may release to the U.S. environmental protection agency or its  
10 authorized representative records and other information granted confidential status  
11 under this subsection if the department or the department of justice includes in each  
12 release of records or other information a request to the U.S. environmental  
13 protection agency or its authorized representative to protect the confidentiality of  
14 the records or other information. The department or the department of justice shall  
15 provide to the department of ~~workforce development~~ children and families or a  
16 county child support agency under s. 59.53 (5) the name and address of an individual,  
17 the name and address of the individual's employer and financial information related  
18 to the individual that is contained in records or other information granted  
19 confidential status under this subsection if requested under s. 49.22 (2m) by the  
20 department of ~~workforce development~~ children and families or a county child  
21 support agency under s. 59.53 (5).

22 **SECTION 3092.** 291.97 (3) of the statutes is created to read:

23 291.97 (3) COST RECOVERY. In addition to the penalties provided under subs. (1)  
24 and (2), the court may award the department of justice the reasonable and necessary  
25 expenses of the investigation and prosecution of the violation, including attorney



1 fees and the costs of performing monitoring. The department of justice shall deposit  
2 in the state treasury for deposit into the general fund all moneys that the court  
3 awards to the department or the state under this paragraph. The costs of  
4 investigation and the expenses of prosecution, including attorney fees, shall be  
5 credited to the appropriation account under s. 20.455 (1) (gh).

6 **SECTION 3093.** 292.11 (7) (d) 1m. b. of the statutes is amended to read:

7 292.11 (7) (d) 1m. b. An area designated by the local governmental unit if the  
8 area consists of 2 or more properties affected by a contiguous region of groundwater  
9 contamination or contains 2 or more properties that are brownfields, as defined in  
10 s. ~~560.60 (1v)~~ 560.13 (1) (a).

11 **SECTION 3094.** 292.255 of the statutes is amended to read:

12 **292.255 Report on brownfield efforts.** The department of natural  
13 resources, the department of administration, and the department of commerce shall  
14 submit a report evaluating the effectiveness of this state's efforts to remedy the  
15 contamination of, and to redevelop, brownfields, as defined in s. ~~560.60 (1v)~~ 560.13  
16 (1) (a).

17 **SECTION 3094h.** 292.68 of the statutes is created to read:

18 **292.68 Reimbursement for disposal of PCB contaminated sediment.**

19 **(1) DEFINITIONS.** In this section:

20 (a) "Disposal costs" means the costs of transporting PCB contaminated  
21 sediment to a hazardous waste disposal facility, the fees for disposing of the PCB  
22 contaminated sediment in the hazardous waste disposal facility, and the cost of any  
23 permits that an applicant is required to obtain in order to transport and dispose of  
24 the PCB contaminated sediment.

1           (b) “PCB contaminated sediment” means sediment that contains  
2 polychlorinated biphenyls in a concentration of 50 parts per million or greater and  
3 that is dredged from the bed or bank of a navigable water in this state.

4           **(2) PROGRAM.** The department shall administer a program to provide  
5 reimbursement to certain responsible parties for a portion of costs incurred for  
6 disposing of PCB contaminated sediment at an out-of-state hazardous waste  
7 disposal facility, as provided in this section.

8           **(3) ELIGIBLE PERSON.** A person is eligible for the program under this section if  
9 the person is a responsible party, under s. 292.11 or 42 USC 9601 to 9675, for the  
10 remediation of PCB contaminated sediment or has entered into a consent decree with  
11 the department or the federal environmental protection agency under which the  
12 person undertakes the remediation of PCB contaminated sediment.

13           **(4) APPLICATION.** A person may seek reimbursement under this section by  
14 submitting an application to the department that contains all of the following:

15           (a) Test results that show that the sediment on which the application is based  
16 contains polychlorinated biphenyls in a concentration of 50 parts per million or  
17 greater.

18           (b) Documentation showing that the applicant is an eligible person under sub.  
19 (3).

20           (c) Documentation showing that the PCB contaminated sediment was  
21 transported to and disposed of at a licensed hazardous waste disposal facility outside  
22 of this state and that disposal occurred on or after May 1, 2007.

23           (d) Documentation showing the disposal costs, including information  
24 concerning the length and other terms of any contract for the disposal of the PCB

1 contaminated sediment, and showing any other costs that the department  
2 determines to be reasonably necessary and attributable to the out-of-state disposal.

3 (e) An estimate, in accordance with sub. (5), of what the disposal costs would  
4 be using a facility in this state that is approved for the disposal of sediment that  
5 contains polychlorinated biphenyls in a concentration of 50 parts per million or  
6 greater.

7 **(5) ESTIMATE OF IN-STATE DISPOSAL COSTS.** (a) If there is a facility in this state  
8 that is approved for the disposal of sediment that contains polychlorinated biphenyls  
9 in a concentration of 50 parts per million or greater, an applicant shall make the  
10 estimate required by sub. (4) (e) using the disposal costs for that facility.

11 (b) Except as provided in par. (c), if there is no facility in this state that is  
12 approved for the disposal of sediment that contains polychlorinated biphenyls in a  
13 concentration of 50 parts per million or greater, an applicant shall make the estimate  
14 required by sub. (4) (e) in one of the following ways:

15 1. Based on the costs of disposing of PCB contaminated sediment at facilities  
16 in other states, other than the facility that the applicant uses for disposal of the  
17 contaminated sediments, that are comparable to a facility that, if constructed in this  
18 state, would meet the applicable state and federal requirements for the disposal of  
19 sediment that contains polychlorinated biphenyls in a concentration of 50 parts per  
20 million or greater.

21 2. Based on the costs of constructing and operating a facility in this state that  
22 would meet the applicable state and federal requirements for the disposal of  
23 sediment that contains polychlorinated biphenyls in a concentration of 50 parts per  
24 million or greater.

1 (c) If there is no facility in this state that is approved for the disposal of  
2 sediment that contains polychlorinated biphenyls in a concentration of 50 parts per  
3 million or greater and if the department has accepted, within 2 years of the date that  
4 an applicant submits an application, an estimate required by sub. (4) (e) using the  
5 method under par. (b) 1., the applicant may use that estimate to satisfy sub. (4) (e).

6 (d) If an applicant is required to make an estimate under par. (b), the applicant  
7 shall include in the application an explanation of the method used to estimate the  
8 cost of transporting the PCB contaminated sediment to a facility in this state.

9 **(6) NOTIFICATION OF COMPLETENESS.** When the department receives an  
10 application under sub. (4), the department shall notify the claimant whether the  
11 application is complete and, if the application is not complete, the information that  
12 the applicant must submit to complete the application.

13 **(7) DECISION ON APPLICATION.** (a) Subject to pars. (b) and (c), the department  
14 shall approve a complete application that complies with sub. (4) and the rules  
15 promulgated under sub. (11) if the department determines that the disposal costs  
16 incurred by the applicant and any other costs that the department determines to be  
17 reasonably necessary and attributable to the out-of-state disposal exceed what the  
18 disposal costs would be using a facility in this state that meets the applicable state  
19 and federal requirements for the disposal of sediment that contains polychlorinated  
20 biphenyls in a concentration of 50 parts per million or greater.

21 (b) The department may only approve reimbursement for costs incurred on or  
22 after the first day of the 24th month before the month in which the application is  
23 submitted.

24 (c) The department shall deny an application if the department determines  
25 that the application is fraudulent.

1           **(8) REIMBURSEMENT.** (a) Except as provided in par. (b), if the department  
2 approves an application under sub. (4), the department shall, within 60 days of  
3 receiving the complete application, pay the applicant an amount equal to 95 percent  
4 of the amount by which the sum of the approved costs exceeds what the disposal costs  
5 would be using a facility in this state that meets the applicable state and federal  
6 requirements for the disposal of sediment that contains polychlorinated biphenyls  
7 in a concentration of 50 parts per million or greater.

8           (b) If the amount determined under par. (a) exceeds the amount available in  
9 the appropriation account under 20.370 (6) (ev), the department shall pay the excess  
10 when additional funds become available.

11           **(9) REVIEW OF DECISION.** (a) No later than the 30th day after the day on which  
12 the department approves or denies an application under sub. (4), the applicant may  
13 submit a petition for reconsideration to the secretary. The secretary shall issue a  
14 decision on whether to grant the petition no later than the 20th day after the day on  
15 which the applicant submits the petition. If the secretary grants the petition, the  
16 secretary shall meet with the applicant and employees of the department and shall  
17 issue a decision on the reconsideration no later than the 30th day after the day of the  
18 meeting.

19           (b) No later than the 30th day after the day on which the department approves  
20 or denies an application under sub. (4) or, if the applicant petitioned for  
21 reconsideration under par. (a), no later than the 30th day after the day on which the  
22 secretary denied the petition or issued a decision on reconsideration, the applicant  
23 may request a contested case hearing under ch. 227.

24           (c) No later than the 30th day after the day on which the department approves  
25 or denies an application under sub. (4) or, if the applicant petitioned for

1 reconsideration under par. (a), no later than the 30th day after the day on which the  
2 secretary denied the petition or issued a decision on reconsideration, or, if the  
3 applicant requested a contested case hearing under ch. 227, no later than the 30th  
4 day after the day on which the final decision on the contested case is issued, an  
5 applicant may petition for judicial review of the department's decision on the  
6 application.

7 **(10) EFFECT OF PROGRAM.** (a) The availability of reimbursement under this  
8 section is not a bar to any other statutory or common law remedy for a responsible  
9 party to recover costs of disposing of PCB contaminated sediment. A responsible  
10 party is not required to seek reimbursement under this section before seeking any  
11 other statutory or common law remedy.

12 (b) Findings and conclusions under this section are not admissible in any civil  
13 action.

14 **(11) RULES.** The department shall promulgate rules specifying procedures for  
15 the submission, review, and approval of claims under this section.

16 **SECTION 3095.** 299.07 (1) (am) 1. of the statutes is amended to read:

17 299.07 **(1)** (am) 1. If an individual who applies for the issuance or renewal of  
18 a license, registration or certification specified in par. (a) does not have a social  
19 security number, the department shall require the applicant, as a condition of  
20 issuing or renewing the license, registration or certification, to submit a statement  
21 made or subscribed under oath or affirmation that the applicant does not have a  
22 social security number. The statement shall be in the form prescribed by the  
23 department of ~~workforce development~~ children and families.

24 **SECTION 3096.** 299.07 (1) (b) 2. of the statutes is amended to read:

1           299.07 (1) (b) 2. If the department is required to obtain the information under  
2 s. 299.08 (1) (a), to the department of ~~workforce development~~ children and families  
3 in accordance with a memorandum of understanding under s. 49.857.

4           **SECTION 3097.** 299.08 (1) (am) 1. of the statutes is amended to read:

5           299.08 (1) (am) 1. If an individual who applies for the issuance or renewal of  
6 a license, registration or certification specified in par. (a) does not have a social  
7 security number, the department shall require the applicant, as a condition of  
8 issuing or renewing the license, registration or certification, to submit a statement  
9 made or subscribed under oath or affirmation that the applicant does not have a  
10 social security number. The statement shall be in the form prescribed by the  
11 department of ~~workforce development~~ children and families.

12           **SECTION 3098.** 299.08 (1) (b) 1. of the statutes is amended to read:

13           299.08 (1) (b) 1. To the department of ~~workforce development~~ children and  
14 families in accordance with a memorandum of understanding under s. 49.857.

15           **SECTION 3099.** 299.08 (2) of the statutes is amended to read:

16           299.08 (2) The department shall deny an application for the issuance or  
17 renewal of a license, registration or certification specified in sub. (1) (a), or shall  
18 suspend a license, registration or certification specified in sub. (1) (a) for failure to  
19 make court-ordered payments of child or family support, maintenance, birth  
20 expenses, medical expenses or other expenses related to the support of a child or  
21 former spouse or failure to comply, after appropriate notice, with a subpoena or  
22 warrant issued by the department of ~~workforce development~~ children and families  
23 or a county child support agency under s. 59.53 (5) and relating to paternity or child  
24 support proceedings, as required in a memorandum of understanding under s.  
25 49.857.

1           **SECTION 3100g.** 301.03 (6t) of the statutes is created to read:

2           301.03 **(6t)** On or before January 1 of each odd-numbered year, submit a report  
3 to the joint committee on finance and to the chief clerk of each house of the legislature  
4 on the use of overtime in the state correctional institutions, identifying the state  
5 correctional institution, the amount and costs of overtime at each correctional  
6 institution, and the reason for the overtime at each correctional institution.

7           **SECTION 3104.** 301.12 (14) (b) of the statutes is amended to read:

8           301.12 **(14)** (b) Except as provided in par. (c) and subject to par. (cm), liability  
9 of a parent specified in sub. (2) or s. 301.03 (18) for the care and maintenance of the  
10 parent's minor child who has been placed by a court order under s. 938.183, 938.355,  
11 or 938.357 in a residential, nonmedical facility such as a group home, foster home,  
12 treatment foster home, residential care center for children and youth, or juvenile  
13 correctional institution shall be determined by the court by using the percentage  
14 standard established by the department of ~~workforce development~~ children and  
15 families under s. 49.22 (9) and by applying the percentage standard in the manner  
16 established by the department under par. (g).

17           **SECTION 3105.** 301.12 (14) (g) of the statutes is amended to read:

18           301.12 **(14)** (g) For purposes of determining child support under par. (b), the  
19 department shall promulgate rules related to the application of the standard  
20 established by the department of ~~workforce development~~ children and families  
21 under s. 49.22 (9) to a child support obligation for the care and maintenance of a child  
22 who is placed by a court order under s. 938.183, 938.355 or 938.357 in a residential,  
23 nonmedical facility. The rules shall take into account the needs of any person,  
24 including dependent children other than the child, whom either parent is legally  
25 obligated to support.



1           **SECTION 3108.** 301.25 of the statutes is amended to read:

2           **301.25 Sewer system at Taycheedah Correctional Institution.** The  
3 department, with the approval of the governor, may enter into an agreement  
4 containing terms, conditions and covenants approved by the building commission,  
5 to participate in the construction of a sanitary sewer system in the area adjacent to  
6 the Taycheedah Correctional Institution in the town of Taycheedah, Fond du Lac  
7 County; to connect the sewer system of the Taycheedah Correctional Institution  
8 thereto; to pay sewage disposal charges; and to grant easements or, ~~subject to s.~~  
9 ~~16.848,~~ convey land to meet construction requirements.

10           **SECTION 3112.** 301.26 (4) (c) of the statutes is amended to read:

11           301.26 (4) (c) Notwithstanding pars. (a), (b), and (bm), the department of  
12 corrections shall pay, from the appropriation under s. 20.410 (3) (hm), (ho), or (hr),  
13 the costs of care, services, and supplies provided for each person receiving services  
14 under s. 46.057, 48.366, 51.35 (3), 938.183, or 938.34 who was under the  
15 guardianship of the department of health and family services children and families  
16 pursuant to an order under ch. 48 at the time that the person was adjudicated  
17 delinquent.

18           **SECTION 3113.** 301.26 (4) (d) 2. of the statutes is amended to read:

19           301.26 (4) (d) 2. Beginning on July 1, ~~2005~~ 2007, and ending on June 30, ~~2006~~  
20 2008, the per person daily cost assessment to counties shall be \$~~203~~ \$259 for care in  
21 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), \$~~203~~ \$259 for care  
22 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
23 \$~~234~~ \$277 for care in a residential care center for children and youth, \$~~157~~ \$165 for  
24 care in a group home for children, \$~~47~~ \$67 for care in a foster home, \$~~83~~ \$132 for care

1 in a treatment foster home, ~~\$81~~ \$99 for departmental corrective sanctions services,  
2 and ~~\$32~~ \$35 for departmental aftercare services.

3 **SECTION 3114.** 301.26 (4) (d) 3. of the statutes is amended to read:

4 301.26 (4) (d) 3. Beginning on July 1, ~~2006~~ 2008, and ending on June 30, ~~2007~~  
5 2009, the per person daily cost assessment to counties shall be ~~\$209~~ \$268 for care in  
6 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$209~~ \$268 for care  
7 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
8 ~~\$244~~ \$296 for care in a residential care center for children and youth, ~~\$163~~ \$172 for  
9 care in a group home for children, ~~\$50~~ \$74 for care in a foster home, ~~\$87~~ \$145 for care  
10 in a treatment foster home, ~~\$82~~ \$101 for departmental corrective sanctions services,  
11 and ~~\$33~~ \$37 for departmental aftercare services.

12 **SECTION 3114m.** 301.26 (5) of the statutes is created to read:

13 301.26 (5) REVENUE SUFFICIENCY. (a) Before the close of each odd–numbered  
14 fiscal year, the department of corrections shall project the balance that will remain  
15 in the appropriation account under s. 20.410 (3) (hm) on June 30 of that fiscal year  
16 and provide that information to the department of administration.

17 (b) 1. If the department of corrections projects under par. (a) that there will be  
18 a deficit in the appropriation account under s. 20.410 (3) (hm) on June 30 of an  
19 odd–numbered year, the department of administration shall include the amount of  
20 that projected deficit in the cost basis used to calculate the per person daily cost  
21 assessments under sub. (4) (d) 2. and 3. for care in a Type 1 juvenile correctional  
22 facility, as defined in s. 938.02 (19), for the next fiscal biennium by adding 50 percent  
23 of that projected deficit to the cost basis used to determine the per person daily cost  
24 assessment under sub. (4) (d) 2. for care in a Type 1 juvenile correctional facility for  
25 the first year of the next fiscal biennium and by adding 50 percent of that projected

1 deficit to the cost basis used to determine the per person daily cost assessment under  
2 sub. (4) (d) 3. for care in a Type 1 juvenile correctional facility for the 2nd year of the  
3 next fiscal biennium.

4 2. The secretary of administration shall use to recoup the projected deficit  
5 specified in subd. 1. all moneys generated by the increases in the per person daily cost  
6 assessments specified in subd. 1. that result from adding that projected deficit to the  
7 cost basis specified in subd. 1.

8 (c) If on June 30 of the odd–numbered year of the next fiscal biennium the  
9 moneys described in par. (b) 2. exceed the amount of the actual deficit on June 30 of  
10 the odd–numbered year of the fiscal biennium in which that deficit was incurred, all  
11 moneys in excess of that actual deficit shall be remitted to the counties or transferred  
12 to the appropriation account under s. 20.410 (3) (kx) by September 30 of that  
13 odd–numbered year. Each county and the department shall receive a proportionate  
14 share of the remittance and transfer depending on the total number of days of  
15 placement at Type 1 juvenile correctional facilities, as defined in s. 938.02 (19), for  
16 each county and the state during that next fiscal biennium. Counties shall use any  
17 amounts remitted under this paragraph for the purposes specified in this section.  
18 The department shall deposit in the general fund the amounts transferred under this  
19 paragraph to the appropriation account under s. 20.410 (3) (kx).

20 **SECTION 3116.** 301.26 (7) (intro.) of the statutes is amended to read:

21 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability  
22 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the  
23 department shall allocate funds for community youth and family aids for the period  
24 beginning on July 1, ~~2005~~ 2007, and ending on June 30, ~~2007~~ 2009, as provided in  
25 this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

1           **SECTION 3117d.** 301.26 (7) (a) of the statutes is amended to read:

2           301.26 (7) (a) For community youth and family aids under this section,  
3 amounts not to exceed ~~\$44,145,100~~ \$49,395,100 for the last 6 months of ~~2005,~~  
4 ~~\$88,290,200 for 2006,~~ and ~~\$44,145,100~~ 2007, \$99,790,200 for 2008, and \$50,395,100  
5 for the first 6 months of ~~2007~~ 2009.

6           **SECTION 3118.** 301.26 (7) (b) (intro.) of the statutes is amended to read:

7           301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall  
8 allocate \$2,000,000 for the last 6 months of ~~2005~~ 2007, \$4,000,000 for ~~2006~~ 2008, and  
9 \$2,000,000 for the first 6 months of ~~2007~~ 2009 to counties based on each of the  
10 following factors weighted equally:

11           **SECTION 3119.** 301.26 (7) (bm) of the statutes is created to read:

12           301.26 (7) (bm) Of the amounts specified in par. (a), the department shall  
13 allocate \$5,250,000 for the last 6 months of 2007, \$11,500,000 for 2008, and  
14 \$6,250,000 for the first 6 months of 2009 to counties based on each county's  
15 proportion of the number of juveniles statewide who are placed in a juvenile  
16 correctional facility during the most recent 3-year period for which that information  
17 is available.

18           **SECTION 3120.** 301.26 (7) (c) of the statutes is amended to read:

19           301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate  
20 \$1,053,200 for the last 6 months of ~~2005~~ 2007, \$2,106,500 for ~~2006~~ 2008, and  
21 \$1,053,300 for the first 6 months of ~~2007~~ 2009 to counties based on each of the factors  
22 specified in par. (b) 1. to 3. weighted equally, except that no county may receive an  
23 allocation under this paragraph that is less than 93% nor more than 115% of the  
24 amount that the county would have received under this paragraph if the allocation  
25 had been distributed only on the basis of the factor specified in par. (b) 3.

1           **SECTION 3122.** 301.26 (7) (e) of the statutes is amended to read:

2           301.26 (7) (e) For emergencies related to community youth and family aids  
3 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~2005~~  
4 2007, \$250,000 for ~~2006~~ 2008, and \$125,000 for the first 6 months of ~~2007~~ 2009. A  
5 county is eligible for payments under this paragraph only if it has a population of not  
6 more than 45,000.

7           **SECTION 3123.** 301.26 (7) (h) of the statutes is amended to read:

8           301.26 (7) (h) For counties that are participating in the corrective sanctions  
9 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2005~~ 2007,  
10 \$2,124,800 in ~~2006~~ 2008, and \$1,062,400 in the first 6 months of ~~2007~~ 2009 for the  
11 provision of corrective sanctions services for juveniles from that county. In  
12 distributing funds to counties under this paragraph, the department shall determine  
13 a county's distribution by dividing the amount allocated under this paragraph by the  
14 number of slots authorized for the program under s. 938.533 (2) and multiplying the  
15 quotient by the number of slots allocated to that county by agreement between the  
16 department and the county. The department may transfer funds among counties as  
17 necessary to distribute funds based on the number of slots allocated to each county.

18           **SECTION 3124.** 301.26 (8) of the statutes is amended to read:

19           301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
20 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last  
21 6 months of ~~2005~~ 2007, \$1,333,400 in ~~2006~~ 2008, and \$666,700 in the first 6 months  
22 of ~~2007~~ 2009 for alcohol and other drug abuse treatment programs.

23           **SECTION 3125.** 301.265 (title) of the statutes is repealed.

24           **SECTION 3126.** 301.265 (1) of the statutes is renumbered 16.964 (8) (a) and  
25 amended to read:

1           16.964 **(8)** (a) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and  
2 (kj), the department office shall allocate \$500,000 in each fiscal year to enter into a  
3 contract with an organization to provide services in a county having a population of  
4 500,000 or more for the diversion of youths from gang activities into productive  
5 activities, including placement in appropriate educational, recreational, and  
6 employment programs. Notwithstanding s. 16.75, the department office may enter  
7 into a contract under this ~~subsection~~ paragraph without soliciting bids or proposals  
8 and without accepting the lowest responsible bid or offer.

9           **SECTION 3127.** 301.265 (2) of the statutes is renumbered 16.964 (8) (b) and  
10 amended to read:

11           16.964 **(8)** (b) From the appropriation under s. ~~20.410 (3) (ky)~~ 20.505 (6) (km),  
12 the department office may not distribute more than \$300,000 in each fiscal year to  
13 the organization that it has contracted with under ~~sub. (1) par. (a)~~ for alcohol and  
14 other drug abuse education and treatment services for participants in that  
15 organization's youth diversion program.

16           **SECTION 3128.** 301.265 (3) of the statutes is renumbered 16.964 (8) (c) and  
17 amended to read:

18           16.964 **(8)** (c) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and (kj),  
19 the department office shall allocate \$150,000 in each fiscal year to enter into a  
20 contract with an organization to provide services in Racine County, \$150,000 in each  
21 fiscal year to enter into a contract with an organization to provide services in  
22 Kenosha County, \$150,000 in each fiscal year to enter into a contract with an  
23 organization that is located in ward ~~1~~ 2 in the city of Racine to provide services in  
24 Racine County, and \$150,000 in each fiscal year to enter into a contract with an  
25 organization to provide services in Brown County, and from the appropriation under

1 s. ~~20.410 (3)~~ 20.505 (6) (kj), the department shall allocate \$100,000 in each fiscal year  
2 to enter into a contract with an organization, for the diversion of youths from gang  
3 activities into productive activities, including placement in appropriate educational,  
4 recreational, and employment programs, and for alcohol or other drug abuse  
5 education and treatment services for participants in that organization's youth  
6 diversion program. The organization that is located in ward ~~4~~ 2 in the city of Racine  
7 shall have a recreational facility, shall offer programs to divert youths from gang  
8 activities, may not be affiliated with any national or state association, and may not  
9 have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s.  
10 16.75, the ~~department~~ office may enter into a contract under this ~~subsection~~  
11 paragraph without soliciting bids or proposals and without accepting the lowest  
12 responsible bid or offer.

13 **SECTION 3128m.** 301.286 of the statutes is created to read:

14 **301.286 State identification upon release from prison.** Before an  
15 individual is released from prison upon completion of his or her sentence or to parole  
16 or extended supervision, the department shall determine if the individual has an  
17 operator's license or a state identification card under ch. 343. If the individual has  
18 neither, the department shall assist the individual in applying for a state  
19 identification card under s. 343.50. The department shall determine if the individual  
20 is able to pay all or a portion of the fee under s. 343.50 (5) from the individual's  
21 general fund account. The department shall pay any portion of the fee the individual  
22 is unable to pay from the individual's general fund account.

23 **SECTION 3129.** 301.37 (1) of the statutes is amended to read:

24 **301.37 (1)** The department shall fix reasonable standards and regulations for  
25 the design, construction, repair, and maintenance of all houses of correction,

1 reforestation camps maintained under s. 303.07, jails, as defined in s. 302.30,  
2 extensions of jails under s. 59.54 (14) (g), rehabilitation facilities under s. 59.53 (8),  
3 lockup facilities, as defined in s. 302.30, work camps under s. 303.10, Huber facilities  
4 under s. 303.09, and, after consulting with the department of health and family  
5 services children and families, all juvenile detention facilities, with respect to their  
6 adequacy and fitness for the needs which they are to serve.

7 **SECTION 3130.** 301.45 (7) (a) of the statutes is amended to read:

8 301.45 (7) (a) The department shall maintain information provided under sub.  
9 (2). The department shall keep the information confidential except as provided in  
10 ss. 301.03 (14) and 301.46, except as needed for law enforcement purposes and except  
11 to provide, in response to a request for information under s. 49.22 (2m) made by the  
12 department of ~~workforce development~~ children and families or a county child  
13 support agency under s. 59.53 (5), the name and address of an individual registered  
14 under this section, the name and address of the individual's employer and financial  
15 information related to the individual.

16 **SECTION 3131.** 301.45 (9) of the statutes is amended to read:

17 301.45 (9) COOPERATION. The department of health and family services, the  
18 department of ~~workforce development~~ children and families, the department of  
19 transportation and all circuit courts shall cooperate with the department of  
20 corrections in obtaining information under this section.

21 **SECTION 3132.** 301.45 (10) of the statutes is amended to read:

22 301.45 (10) The department may require a person who must register as a sex  
23 offender and who is in its custody or on probation, parole, or extended supervision  
24 to pay an annual fee to partially offset its costs in monitoring persons on probation,



1 ~~parole, or extended supervision~~ who must register as sex offenders. The department  
2 shall establish any such fee by rule, but the fee may not exceed \$50 \$100.

3 **SECTION 3132r.** 301.46 (2m) (am) of the statutes is amended to read:

4 301.46 **(2m)** (am) If an agency with jurisdiction confines a person under s.  
5 301.046, provides a person entering the intensive sanctions program under s.  
6 301.048 with a sanction other than a placement in a Type 1 prison or a jail, or releases  
7 a person from confinement in a state correctional institution or institutional care,  
8 and the person has been found to be a sexually violent person under ch. 980 or has,  
9 on 2 or more separate occasions, been convicted or found not guilty or not responsible  
10 by reason of mental disease or defect for a sex offense or for a violation of a law of this  
11 state that is comparable to a sex offense, the agency with jurisdiction shall notify the  
12 police chief of any community and the sheriff of any county in which the person will  
13 be residing, employed or attending school and through or to which the person will be  
14 regularly traveling. Notification under this paragraph shall be in addition to  
15 providing access to information under sub. (2) and to any other notification that an  
16 agency with jurisdiction is authorized to provide.

17 **SECTION 3133.** 301.46 (4) (a) 10m. of the statutes is created to read:

18 301.46 **(4)** (a) 10m. The department children and families.

19 **SECTION 3134m.** 301.48 (1) (cm) and (cn) of the statutes are created to read:

20 301.48 **(1)** (cm) “Level 1 child sex offense” means a violation of s. 948.02 or  
21 948.025 in which any of the following occurs:

22 1. The actor has sexual contact or sexual intercourse with an individual who  
23 is not a relative of the actor and who has not attained the age of 13 years and causes  
24 great bodily harm, as defined in s. 939.22 (14), to the individual.

1           2. The actor has sexual intercourse with an individual who is not a relative of  
2 the actor and who has not attained the age of 12 years.

3           (cn) “Level 2 child sex offense” means a violation of s. 948.02 or 948.025 in which  
4 any of the following occurs:

5           1. The actor has sexual intercourse, by use or threat of force or violence, with  
6 an individual who is not a relative of the actor and who has not attained the age of  
7 16 years.

8           2. The actor has sexual contact, by use or threat of force or violence, with an  
9 individual who has not attained the age of 16 years and who is not a relative of the  
10 actor, and the actor is at least 18 years of age when the sexual contact occurs.

11           **SECTION 3135a.** 301.48 (1) (d) of the statutes, as created by 2005 Wisconsin Act  
12 431, is amended to read:

13           301.48 (1) (d) “Lifetime tracking” means global positioning system tracking  
14 that is required for a person for the remainder of the person’s life or until terminated  
15 under sub. (2m), sub. (6), if applicable, or sub. (7) or ~~(8)~~ (7m). “Lifetime tracking” does  
16 not include global positioning system tracking under sub. (2) ~~(e)~~ or (d), regardless of  
17 how long it is required.

18           **SECTION 3136g.** 301.48 (1) (dr) of the statutes is created to read:

19           301.48 (1) (dr) “Relative” means a son, daughter, brother, sister, first cousin,  
20 2nd cousin, nephew, niece, grandchild, or great grandchild, or any other person  
21 related by blood, marriage, or adoption.

22           **SECTION 3136m.** 301.48 (1) (e) of the statutes, as created by 2005 Wisconsin Act  
23 431, is repealed and recreated to read:

24           301.48 (1) (e) “Serious child sex offense” means a level 1 child sex offense or a  
25 level 2 child sex offense.

1           **SECTION 3136r.** 301.48 (1) (fm) of the statutes is created to read:

2           301.48 (1) (fm) “Sexual contact” has the meaning given in s. 948.01 (5).

3           **SECTION 3137a.** 301.48 (2) (a) (intro.) of the statutes, as created by 2005  
4 Wisconsin Act 431, is amended to read:

5           301.48 (2) (a) (intro.) Except as provided in sub. (2m), the department shall  
6 maintain lifetime tracking of a person if any of the following occurs with respect to  
7 the person on or after ~~July 1, 2007~~ January 1, 2008:

8           **SECTION 3138g.** 301.48 (2) (a) 1. of the statutes, as created by 2005 Wisconsin  
9 Act 431, is amended to read:

10           301.48 (2) (a) 1. A court places the person on probation for committing a ~~serious~~  
11 level 1 child sex offense.

12           **SECTION 3138r.** 301.48 (2) (a) 1m. of the statutes is created to read:

13           301.48 (2) (a) 1m. The person is convicted for committing a level 2 child sex  
14 offense and the court places the person on probation for committing the level 2 child  
15 sex offense.

16           **SECTION 3139a.** 301.48 (2) (a) 2. of the statutes, as created by 2005 Wisconsin  
17 Act 431, is amended to read:

18           301.48 (2) (a) 2. The department releases the person to extended supervision  
19 or parole while the person is serving a sentence for committing a ~~serious~~ level 1 child  
20 sex offense.

21           **SECTION 3139r.** 301.48 (2) (a) 2m. of the statutes is created to read:

22           301.48 (2) (a) 2m. The person is convicted for committing a level 2 child sex  
23 offense and the department releases the person to extended supervision or parole  
24 while the person is serving the sentence for committing the level 2 child sex offense.

1           **SECTION 3140g.** 301.48 (2) (a) 3. of the statutes, as created by 2005 Wisconsin  
2 Act 431, is amended to read:

3           301.48 (2) (a) 3. The department releases the person from prison upon the  
4 completion of a sentence imposed for a serious level 1 child sex offense.

5           **SECTION 3140r.** 301.48 (2) (a) 3m. of the statutes is created to read:

6           301.48 (2) (a) 3m. The person is convicted for committing a level 2 child sex  
7 offense and the department releases the person from prison upon the completion of  
8 the sentence imposed for the level 2 child sex offense.

9           **SECTION 3141g.** 301.48 (2) (a) 6., 7. and 8. of the statutes are created to read:

10           301.48 (2) (a) 6. The court places a person on lifetime supervision under s.  
11 939.615 for committing a serious child sex offense and the person is released from  
12 prison.

13           7. A police chief or a sheriff receives a notification under s. 301.46 (2m) (am)  
14 regarding the person.

15           8. The department makes a determination under sub. (2g) that global  
16 positioning system tracking is appropriate for the person.

17           **SECTION 3143m.** 301.48 (2) (b) (intro.) of the statutes, as created by 2005  
18 Wisconsin Act 431, is amended to read:

19           301.48 (2) (b) (intro.) The department shall maintain lifetime tracking of a  
20 person if any of the following occurs with respect to the person on or after ~~July 1, 2007~~  
21 January 1, 2008:

22           **SECTION 3144m.** 301.48 (2) (b) 2. of the statutes, as created by 2005 Wisconsin  
23 Act 431, is amended to read:

1           301.48 (2) (b) 2. A court discharges the person under s. 980.09 ~~or 980.10 (4)~~.  
2           This subdivision does not apply if the person was on supervised release immediately  
3           before being discharged.

4           **SECTION 3145m.** 301.48 (2) (c) of the statutes, as created by 2005 Wisconsin Act  
5           431, is repealed.

6           **SECTION 3148g.** 301.48 (2) (d) of the statutes, as created by 2005 Wisconsin Act  
7           431, is amended to read:

8           301.48 (2) (d) If, on or after ~~July 1, 2007~~ January 1, 2008, a person is being  
9           placed on probation, extended supervision, ~~or parole, or lifetime supervision~~ for  
10          committing a sex offense and par. (a), or (b), ~~or (c)~~ does not apply, the department may  
11          have the person tracked using a global positioning system tracking device as a  
12          condition of the person's probation, extended supervision, ~~or parole, or lifetime~~  
13          supervision.

14          **SECTION 3148r.** 301.48 (2g) of the statutes is created to read:

15          301.48 (2g) DEPARTMENT DETERMINATION. If a person who committed a serious  
16          child sex offense, or a person under supervision under the interstate corrections  
17          compact for a serious child sex offense, is not subject to lifetime tracking under sub.  
18          (2), the department shall assess the person's risk using a standard risk assessment  
19          instrument to determine if global positioning system tracking is appropriate for the  
20          person.

21          **SECTION 3149m.** 301.48 (2m) of the statutes, as created by 2005 Wisconsin Act  
22          431, is amended to read:

23          301.48 (2m) PASSIVE POSITIONING SYSTEM TRACKING. If a person who is subject  
24          to lifetime tracking under sub. (2) (a) 1., 1m., 2., ~~or, 2m.~~, 3., or 3m. completes his or  
25          her sentence, including any probation, parole, or extended supervision, the

1 department may decide to use passive positioning system tracking instead of  
2 maintaining lifetime tracking.

3 **SECTION 3151m.** 301.48 (3) (a) 1. of the statutes, as created by 2005 Wisconsin  
4 Act 431, is amended to read:

5 301.48 (3) (a) 1. Use field monitoring equipment that supports cellular  
6 communications with as large a coverage area as possible and shall automatically  
7 provide instantaneous ~~or nearly instantaneous~~ information regarding the  
8 whereabouts of a person who is being monitored, including information regarding  
9 the person's presence in an exclusion zone established under par. (c) or absence from  
10 an inclusion zone established under par. (c).

11 **SECTION 3153m.** 301.48 (3) (b) of the statutes, as created by 2005 Wisconsin  
12 Act 431, is amended to read:

13 301.48 (3) (b) The department shall contract with a vendor using a competitive  
14 process under s. 16.75 to provide staff in this state to install, remove, and maintain  
15 equipment related to global positioning system tracking services and passive  
16 positioning system tracking services for purposes of this section. The term of the  
17 contract may not exceed 3 years.

18 **SECTION 3154m.** 301.48 (3) (c) of the statutes, as created by 2005 Wisconsin Act  
19 431, is amended to read:

20 301.48 (3) (c) For each person who is subject to global positioning system  
21 tracking under this section, the department shall create individualized exclusion  
22 and inclusion zones for the person, if necessary to protect public safety. In creating  
23 exclusion zones, the department shall focus on areas where children congregate,  
24 with perimeters of 100 to 250 feet, and on areas where the person has been prohibited  
25 from going as a condition of probation, extended supervision, parole, conditional

1 release, ~~or supervised release, or lifetime supervision.~~ In creating inclusion zones  
2 for a person on supervised release, the department shall consider s. 980.08 (7) (9).

3 **SECTION 3156m.** 301.48 (4) (b) of the statutes, as created by 2005 Wisconsin  
4 Act 431, is amended to read:

5 301.48 (4) (b) If required by the department, a person who is subject to global  
6 positioning system tracking or passive positioning system tracking shall pay for the  
7 cost of tracking up to the amount calculated for the person under par. (a) 2. The  
8 department shall collect moneys paid by the person under this paragraph and credit  
9 those moneys to the appropriation under s. 20.410 (1) (gk).

10 **SECTION 3164m.** 301.48 (7m) of the statutes is created to read:

11 301.48 (7m) TERMINATION IF PERSON MOVES OUT OF STATE. Notwithstanding sub.  
12 (2), if a person who is subject to being tracked under this section moves out of state,  
13 the department shall terminate the person's tracking. If the person returns to the  
14 state, the department shall reinstate the person's tracking except as provided under  
15 sub. (6) or (7).

16 **SECTION 3165m.** 301.48 (8) of the statutes, as created by 2005 Wisconsin Act  
17 431, is repealed.

18 **SECTION 3168.** 302.05 (1) (c) of the statutes is amended to read:

19 302.05 (1) (c) ~~The Robert E. Ellsworth Correctional Center~~ The department of  
20 corrections and the department of health and family services shall, at any  
21 correctional facility the departments determine is appropriate, provide a substance  
22 abuse treatment program for inmates for the purposes of the earned release program  
23 described in sub. (3).

24 **SECTION 3178.** 302.372 (2) (b) of the statutes is amended to read:

1           302.372 **(2)** (b) Before seeking any reimbursement under this section, the  
2 county shall provide a form to be used for determining the financial status of  
3 prisoners. The form shall provide for obtaining the social security number of the  
4 prisoner, the age and marital status of a prisoner, the number and ages of children  
5 of a prisoner, the number and ages of other dependents of a prisoner, the income of  
6 a prisoner, type and value of real estate owned by a prisoner, type and value of  
7 personal property owned by a prisoner, the prisoner's cash and financial institution  
8 accounts, type and value of the prisoner's investments, pensions and annuities and  
9 any other personalty of significant cash value owned by a prisoner. The county shall  
10 use the form whenever investigating the financial status of prisoners. The  
11 information on a completed form is confidential and not open to public inspection or  
12 copying under s. 19.35 (1), except that the county shall provide the name and address  
13 of an individual, the name and address of the individual's employer and financial  
14 information related to the individual from a form completed under this paragraph  
15 in response to a request for information under s. 49.22 (2m) made by the department  
16 of ~~workforce development~~ children and families or a county child support agency  
17 under s. 59.53 (5).

18           **SECTION 3179.** 302.38 (3) of the statutes is amended to read:

19           302.38 **(3)** The maximum amount that a governmental unit may pay for the  
20 costs of medical or hospital care under this section is limited for that care to the  
21 amount payable by medical assistance under subch. IV of ch. 49, ~~except s. excluding~~  
22 ss. 49.468 and 49.471 (11), for care for which a medical assistance rate exists. No  
23 provider of medical or hospital care may bill a prisoner under sub. (1) for the cost of  
24 care exceeding the amount paid under this subsection by the governmental unit. If



1 no medical assistance rate exists for the care provided, there is no limitation under  
2 this subsection.

3 **SECTION 3180.** 302.386 (1) of the statutes is amended to read:

4 302.386 (1) Except as provided in sub. (5), liability for medical and dental  
5 services furnished to residents housed in prisons identified in s. 302.01, in a juvenile  
6 correctional facility, or in a secured residential care center for children and youth, or  
7 to forensic patients in state institutions for those services that are not provided by  
8 employees of the department shall be limited to the amounts payable under ss. 49.43  
9 to 49.47, ~~except s. 49.471, excluding ss. 49.468 and 49.471 (11)~~, for similar services.  
10 The department may waive any such limit if it determines that needed services  
11 cannot be obtained for the applicable amount. No provider of services may bill the  
12 resident or patient for the cost of services exceeding the amount of the liability under  
13 this subsection.

14 **SECTION 3190m.** 340.01 (3) (dg) of the statutes is created to read:

15 340.01 (3) (dg) Privately owned motor vehicles being used by an organ  
16 procurement organization, or by any person under an agreement with an organ  
17 procurement organization, to transport organs for human transplantation or to  
18 transport medical personnel for the purpose of performing human organ harvesting  
19 or transplantation immediately after the transportation.

20 **SECTION 3190p.** 340.01 (3) (dh) of the statutes is created to read:

21 340.01 (3) (dh) Privately owned motor vehicles being operated in the course of  
22 a business and being used, in response to an emergency call from a treating physician  
23 or his or her designee declaring the transportation to be an emergency, to transport  
24 medical devices or equipment to a hospital or ambulatory surgery center, or to pick  
25 up medical devices or equipment for immediate transportation to a hospital or

1 ambulatory surgery center, if the medical devices or equipment are to be used for  
2 human implantation or for urgent medical treatment immediately after the  
3 transportation.

4 **SECTION 3206.** 341.25 (1) (a) of the statutes is amended to read:

5 341.25 (1) (a) For each automobile, a fee of ~~\$55~~ \$75, except that an automobile  
6 registered in this state prior to September 1, 1947, at a fee of less than \$18 shall be  
7 registered at such lesser fee plus an additional fee of \$2.

8 **SECTION 3207.** 341.25 (2) (a) of the statutes is amended to read:

9 341.25 (2) (a) Not more than 4,500 . . . . . ~~\$ 48.50~~ 75.00

10 **SECTION 3208.** 341.25 (2) (b) of the statutes is amended to read:

11 341.25 (2) (b) Not more than 6,000 . . . . . ~~61.50~~ 84.00

12 **SECTION 3209.** 341.25 (2) (c) of the statutes is amended to read:

13 341.25 (2) (c) Not more than 8,000 . . . . . ~~77.50~~ 106.00

14 **SECTION 3209b.** 341.25 (2) (cm) to (q) of the statutes are amended to read:

15 341.25 (2) (cm) Not more than 10,000 . . . . . ~~119.50~~ 155.00

16 (d) Not more than 12,000 . . . . . ~~161.00~~ 209.00

17 (e) Not more than 16,000 . . . . . ~~218.00~~ 283.00

18 (f) Not more than 20,000 . . . . . ~~274.00~~ 356.00

19 (g) Not more than 26,000 . . . . . ~~365.50~~ 475.00

20 (h) Not more than 32,000 . . . . . ~~468.50~~ 609.00

21 (i) Not more than 38,000 . . . . . ~~593.50~~ 772.00

22 (j) Not more than 44,000 . . . . . ~~708.50~~ 921.00

23 (k) Not more than 50,000 . . . . . ~~818.00~~ 1,063.00

24 (km) Not more than 54,000 . . . . . ~~873.00~~ 1,135.00

25 (L) Not more than 56,000 . . . . . ~~930.00~~ 1,209.00

1	(m) Not more than 62,000 .....	1,051.50	<u>1,367.00</u>
2	(n) Not more than 68,000 .....	1,187.00	<u>1,543.00</u>
3	(o) Not more than 73,000 .....	1,350.00	<u>1,755.00</u>
4	(p) Not more than 76,000 .....	1,600.50	<u>2,081.00</u>
5	(q) Not more than 80,000 .....	1,969.50	<u>2,560.00</u>

6       **SECTION 3210.** 341.51 (4) (an) of the statutes is amended to read:

7       341.51 **(4)** (an) If the applicant is an individual who does not have a social  
8 security number, a statement made or subscribed under oath or affirmation that the  
9 applicant does not have a social security number. The form of the statement shall  
10 be prescribed by the department of ~~workforce development~~ children and families. A  
11 registration that is issued under this section in reliance on a statement submitted  
12 under this paragraph is invalid if the statement is false.

13       **SECTION 3211.** 341.51 (4g) (b) of the statutes is amended to read:

14       341.51 **(4g)** (b) The department of transportation may not disclose any  
15 information obtained under sub. (4) (am) or (ar) to any person except to the  
16 department of ~~workforce development~~ children and families for the sole purpose of  
17 administering s. 49.22 or the department of revenue for the sole purpose of  
18 requesting certifications under s. 73.0301.

19       **SECTION 3212.** 341.51 (4m) (a) of the statutes is amended to read:

20       341.51 **(4m)** (a) A registration shall be denied, restricted, limited or suspended  
21 if the applicant or licensee is an individual who is delinquent in making  
22 court-ordered payments of child or family support, maintenance, birth expenses,  
23 medical expenses or other expenses related to the support of a child or former spouse,  
24 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
25 by the department of ~~workforce development~~ children and families or a county child

1 support agency under s. 59.53 (5) and related to paternity or child support  
2 proceedings, as provided in a memorandum of understanding entered into under s.  
3 49.857.

4 **SECTION 3213.** 342.06 (1) (eg) of the statutes is amended to read:

5 342.06 (1) (eg) Except as provided in par. (eh), if the applicant is an individual,  
6 the social security number of the applicant. The department of transportation may  
7 not disclose a social security number obtained under this paragraph to any person  
8 except to the department of ~~workforce development~~ children and families for the sole  
9 purpose of administering s. 49.22 and to the department of revenue for the purposes  
10 of administering state taxes and collecting debt.

11 **SECTION 3214.** 342.06 (1) (eh) of the statutes is amended to read:

12 342.06 (1) (eh) If the applicant does not have a social security number, a  
13 statement made or subscribed under oath or affirmation that the applicant does not  
14 have a social security number. The form of the statement shall be prescribed by the  
15 department of ~~workforce development~~ children and families. A certificate of title  
16 that is issued in reliance on a statement submitted under this paragraph is invalid  
17 if the statement is false.

18 **SECTION 3215m.** 342.14 (1) of the statutes is amended to read:

19 342.14 (1) For filing an application for the first certificate of title, ~~\$28.50~~  
20 \$53.00, by the owner of the vehicle.

21 **SECTION 3216.** 342.14 (1r) of the statutes is amended to read:

22 342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental  
23 impact fee of \$9, by the person filing the application. All moneys collected under this  
24 subsection shall be credited to the environmental fund for environmental  
25 management. This subsection does not apply after December 31, ~~2007~~ 2009.

1           **SECTION 3216n.** 342.14 (3) of the statutes is amended to read:

2           342.14 (3) For a certificate of title after a transfer, ~~\$28.50~~ \$53.00, by the owner  
3 of the vehicle.

4           **SECTION 3220.** 343.01 (2) (d) of the statutes is amended to read:

5           343.01 (2) (d) “Photograph” means an unretouched image recorded by a camera  
6 and reproduced on a photosensitive surface, or a digitized digital image.

7           **SECTION 3220c.** 343.01 (2) (dg) of the statutes is renumbered 340.01 (41k).

8           **SECTION 3222.** 343.027 of the statutes, as affected by 2005 Wisconsin Acts 25  
9 and 59, is repealed and recreated to read:

10           **343.027 Confidentiality of signatures.** Any signature collected under this  
11 chapter may be maintained by the department and shall be kept confidential, except  
12 that the department shall release a signature or a facsimile of a signature to the  
13 department of revenue for the purposes of administering state taxes and collecting  
14 debt, to the person to whom the signature relates, to a court, district attorney, county  
15 corporation counsel, city, village, or town attorney, law enforcement agency, or to the  
16 driver licensing agency of another jurisdiction.

17           **SECTION 3223.** 343.03 (3) (intro.) of the statutes is amended to read:

18           343.03 (3) LICENSE VARIANTS. (intro.) Except for restricted licenses under s.  
19 343.08 or temporary licenses under s. 343.10, 343.11 (1) or (3), 343.16 (6) (b), or  
20 343.305 (8) (a), each operator’s license issued by the department shall be in one of the  
21 following categories with a descriptive legend displayed on the top front side of the  
22 license document:

23           **SECTION 3224.** 343.03 (3m) of the statutes is created to read:

24           343.03 (3m) NONCITIZEN TEMPORARY LICENSE. If the issuance of any license  
25 described under sub. (3) requires the license applicant to present any documentary

1 proof specified in s. 343.14 (2) (es) 4. to 7., the license shall display on the front side  
2 of the license, in addition to any legend or label described in sub. (3), a legend  
3 identifying the license as temporary. This noncitizen temporary license may not be  
4 renewed except as provided in s. 343.165 (4) (c).

5 **SECTION 3226.** 343.03 (6) (a) of the statutes is amended to read:

6 343.03 (6) (a) The Notwithstanding ss. 343.027, 343.14 (2j), and 343.237 (2),  
7 the department shall, upon request, provide to the commercial driver license  
8 information system and the driver licensing agencies of other ~~states~~ jurisdictions any  
9 applicant or driver record information maintained by the department of  
10 transportation, including providing electronic access to any record or file under s.  
11 343.23 (1) or (2).

12 **SECTION 3230.** 343.06 (1) (j) of the statutes is repealed.

13 **SECTION 3231.** 343.06 (1) (L) of the statutes, as created by 2005 Wisconsin Act  
14 126, is amended to read:

15 343.06 (1) (L) To any person who does not provide ~~the documentary proof~~  
16 ~~described in s. 343.14 (2) (er)~~ satisfy the requirements under s. 343.165.

17 **SECTION 3234.** 343.10 (2) (a) (intro.) of the statutes is amended to read:

18 343.10 (2) (a) (intro.) Except as provided in pars. (b) to (e), and subject to s.  
19 343.165 (5), a person is eligible for an occupational license if the following conditions  
20 are satisfied:

21 **SECTION 3236.** 343.10 (6) of the statutes is amended to read:

22 343.10 (6) FEE. No person may file an application for an occupational license  
23 under sub. (1) unless he or she first pays ~~a fee of \$40~~ to the department the fees  
24 specified in s. 343.21 (1) (k) and (n).

25 **SECTION 3237.** 343.10 (7) (b) of the statutes is amended to read:

1           343.10 (7) (b) The Subject to s. 343.165 (5), the department shall issue an  
2 occupational license as soon as practicable upon receipt of an application to the  
3 department under sub. (1) or an order from a court under sub. (4) or s. 351.07 for such  
4 a license, if the department determines that the applicant is eligible under sub. (2).

5           **SECTION 3238.** 343.10 (7) (d) of the statutes is amended to read:

6           343.10 (7) (d) An occupational license issued by the department under this  
7 subsection shall be in the form of a ~~photo~~ license that includes a photograph  
8 described in s. 343.14 (3) and any special restrictions cards under s. 343.17 (4). The  
9 license shall clearly indicate that restrictions on a special restrictions card apply and  
10 that the special restrictions card is part of the person's license.

11           **SECTION 3239.** 343.10 (7) (f) of the statutes is amended to read:

12           343.10 (7) (f) The expiration date of the occupational license is the 2nd working  
13 day after the date of termination of the period of revocation or suspension as provided  
14 by law, or the expiration date determined under s. 343.20 (1m), whichever is earlier.  
15 The occupational license may be revoked, suspended or canceled before termination  
16 of that period. An occupational license is not renewable when it expires. If an  
17 occupational license expires and is not revoked, suspended or canceled, the licensee  
18 may obtain a new license upon that expiration but only if he or she complies with the  
19 conditions specified in s. 343.38. Revocation, suspension or cancellation of an  
20 occupational license has the same effect as revocation, suspension or cancellation of  
21 any other license.

22           **SECTION 3240.** 343.135 (1) (a) 3. of the statutes is amended to read:

23           343.135 (1) (a) 3. Pays the all required fee fees.

24           **SECTION 3241.** 343.135 (7) of the statutes is amended to read:

1           343.135 (7) EXPIRATION; RENEWAL. A special restricted operator’s license issued  
2 under this section shall expire 2 years after the date of issuance. Within 90 days prior  
3 to the expiration of a license, the holder of the restricted license may renew the  
4 license by paying the all required fee fees and passing the examination under sub.  
5 (1) (a) 4.

6           **SECTION 3242.** 343.14 (1) of the statutes, as affected by 2005 Wisconsin Acts  
7 25 and 59, is repealed and recreated to read:

8           343.14 (1) Every application to the department for a license or identification  
9 card or for renewal thereof shall be made upon the appropriate form furnished by the  
10 department and shall be accompanied by all required fees. Names, addresses,  
11 license numbers, and social security numbers obtained by the department under this  
12 subsection shall be provided to the department of revenue for the purpose of  
13 administering ss. 71.93 and 71.935 and state taxes.

14           **SECTION 3243.** 343.14 (2) (a) and (br) of the statutes are amended to read:

15           343.14 (2) (a) The full legal name and principal residence address of the  
16 applicant;

17           (br) If the applicant does not have a social security number, a statement made  
18 or subscribed under oath or affirmation that the applicant does not have a social  
19 security number and is not eligible for a social security number. The statement shall  
20 provide the basis or reason that the applicant is not eligible for a social security  
21 number, as well as any information requested by the department that may be needed  
22 by the department for purposes of verification under s. 343.165 (1) (c). The form of  
23 the statement shall be prescribed by the department, with the assistance of the  
24 department of workforce development. A license that is issued or renewed under s.



1 343.17 in reliance on a statement submitted under this paragraph is invalid if the  
2 statement is false.

3 **SECTION 3244b.** 343.14 (2) (br) of the statutes, as affected by 2007 Wisconsin  
4 Act .... (this act), is amended to read:

5 343.14 (2) (br) If the applicant does not have a social security number, a  
6 statement made or subscribed under oath or affirmation that the applicant does not  
7 have a social security number and is not eligible for a social security number. The  
8 statement shall provide the basis or reason that the applicant is not eligible for a  
9 social security number, as well as any information requested by the department that  
10 may be needed by the department for purposes of verification under s. 343.165 (1)  
11 (c). The form of the statement shall be prescribed by the department, with the  
12 assistance of the department of ~~workforce development~~ children and families. A  
13 license that is issued or renewed under s. 343.17 in reliance on a statement  
14 submitted under this paragraph is invalid if the statement is false.

15 **SECTION 3245.** 343.14 (2) (er) 1. and 2. of the statutes, as created by 2005  
16 Wisconsin Act 126, are consolidated, renumbered 343.14 (2) (es) (intro.) and  
17 amended to read:

18 343.14 (2) (es) (intro.) ~~Documentary~~ Subject to sub. (2g) (a) 2. d. and s. 343.125  
19 (2) (a) and (b), valid documentary proof that the individual is a citizen or national of  
20 the United States or ~~documentary proof that the individual is legally present~~ an alien  
21 lawfully admitted for permanent or temporary residence in the United States. ~~2. If~~  
22 ~~the individual is not a citizen of the United States, he or she shall provide~~  
23 ~~documentary proof of his or her status as a legal permanent resident or conditional~~  
24 ~~resident, a~~ or has any of the following:

1           2. A valid, unexpired nonimmigrant visa or nonimmigrant visa status for entry  
2 into the United States, ~~a pending or,~~

3           3. An approved application for asylum in the United States, valid entry or has  
4 entered into the United States in refugee status, ~~a,~~

5           5. A pending or approved application for temporary protected status in the  
6 United States, ~~approved,~~

7           6. Approved deferred action status, or a,

8           7. A pending application for adjustment of status to legal that of an alien  
9 lawfully admitted for permanent resident status residence in the United States or  
10 conditional permanent resident status in the United States.

11           **SECTION 3246.** 343.14 (2) (es) 1. and 4. of the statutes are created to read:

12           343.14 **(2)** (es) 1. Conditional permanent resident status in the United States.

13           4. A pending application for asylum in the United States.

14           **SECTION 3247.** 343.14 (2) (f) of the statutes is amended to read:

15           343.14 **(2)** (f) ~~Such~~ Subject to s. 343.165 (1), such further information as the  
16 department considers appropriate to identify the applicant, including biometric  
17 data, and such information as the department may reasonably require to enable it  
18 to determine whether the applicant is by law entitled to the license applied for;

19           **SECTION 3249.** 343.14 (2j) of the statutes, as affected by 2005 Wisconsin Acts  
20 25 and 59, is repealed and recreated to read:

21           343.14 **(2j)** Except as otherwise required to administer and enforce this  
22 chapter, the department of transportation may not disclose a social security number  
23 obtained from an applicant for a license under sub. (2) (bm) to any person except to  
24 the department of children and families for the sole purpose of administering s.

1 49.22, to the department of revenue for the purposes of administering state taxes and  
2 collecting debt, or to the driver licensing agency of another jurisdiction.

3 **SECTION 3252.** 343.14 (2r) of the statutes is created to read:

4 343.14 **(2r)** Notwithstanding sub. (2j), the department may, upon request,  
5 provide to the department of health and family services any applicant information  
6 maintained by the department of transportation and identified in sub. (2), including  
7 providing electronic access to the information, for the sole purpose of verification by  
8 the department of health and family services of birth certificate information.

9 **SECTION 3253.** 343.14 (3) of the statutes is amended to read:

10 343.14 **(3)** The department shall, as part of the application process, take a  
11 digital photograph including facial image capture of the applicant to comply with s.  
12 343.17 (3) (a) 2. ~~Except where specifically exempted by statute or by rule of the~~  
13 ~~department, no~~ No application may be processed without the photograph being  
14 taken. ~~In~~ Except as provided in s. 343.165 (4) (d), in the case of renewal licenses, the  
15 photograph shall be taken once every 8 years, and shall coincide with the appearance  
16 for examination which is required under s. 343.16 (3). ~~The department may make~~  
17 ~~provision for issuance of a license without a photograph if the applicant is stationed~~  
18 ~~outside the state in military service and in specific situations where the department~~  
19 ~~deems such action appropriate.~~

20 **SECTION 3254.** 343.14 (4m) of the statutes is amended to read:

21 343.14 **(4m)** The Subject to s. 343.17 (2), the department shall develop designs  
22 for licenses and identification cards which are resistant to tampering and forgery ~~no~~  
23 ~~later than January 1, 1989.~~ Licenses and licenses and identification cards issued on  
24 or after January 1, 1989, shall incorporate the designs required under this  
25 subsection.

1           **SECTION 3255.** 343.16 (3) (a) of the statutes is amended to read:

2           343.16 **(3)** (a) ~~The Except as provided in s. 343.165 (4) (d), the department shall~~  
3 examine every applicant for the renewal of an operator’s license once every 8 years.  
4 The department may institute a method of selecting the date of renewal so that such  
5 examination shall be required for each applicant for renewal of a license to gain a  
6 uniform rate of examinations. The examination shall consist of a test of eyesight.  
7 The department shall make provisions for giving such examinations at examining  
8 stations in each county to all applicants for an operator’s license. The person to be  
9 examined shall appear at the examining station nearest the person’s place of  
10 residence or at such time and place as the department designates in answer to an  
11 applicant’s request. In lieu of examination, the applicant may present or mail to the  
12 department a report of examination of the applicant’s eyesight by an  
13 ophthalmologist, optometrist or physician licensed to practice medicine. The report  
14 shall be based on an examination made not more than 3 months prior to the date it  
15 is submitted. The report shall be on a form furnished and in the form required by  
16 the department. The department shall decide whether, in each case, the eyesight  
17 reported is sufficient to meet the current eyesight standards.

18           **SECTION 3257.** 343.165 of the statutes is created to read:

19           **343.165 Processing license and identification card applications. (1)**  
20 The department may not complete the processing of an application for initial  
21 issuance or renewal of an operator’s license or identification card received by the  
22 department after May 10, 2008, and no such license or identification card may be  
23 issued or renewed, unless the applicant presents or provides, and the department  
24 verifies under sub. (3), all of the following information:

1           (a) An identification document that includes either the applicant's photograph  
2 or both the applicant's full legal name and date of birth.

3           (b) Documentation showing the applicant's date of birth, which may be the  
4 identification document under par. (a).

5           (c) Proof of the applicant's social security number or, except as provided in s.  
6 343.14 (2g) (a) 4., verification that the applicant is not eligible for a social security  
7 number.

8           (d) Documentation showing the applicant's name and address of principal  
9 residence.

10          (e) Subject to ss. 343.125 (2) (a) and (b) and 343.14 (2g) (a) 2. d., the  
11 documentary proof described in s. 343.14 (2) (es).

12          **(2)** (a) The department shall, in processing any application for an operator's  
13 license or identification card under sub. (1), capture a digital image of each document  
14 presented or provided to the department by an applicant. Images captured under  
15 this paragraph shall be maintained, in electronic storage and in a transferable  
16 format, in the applicant's file or record as provided under ss. 343.23 (2) (a) and 343.50  
17 (8) (a).

18          (b) The department shall record in the applicant's file under s. 343.23 (2) (a) or  
19 record under s. 343.50 (8) (a) the date on which verification under subs. (1) and (3)  
20 is completed.

21          **(3)** (a) Except as provided in pars. (b) and (c), the department shall verify, in  
22 the manner and to the extent required under federal law, each document presented  
23 or provided to the department that is required to be presented or provided to the  
24 department by an applicant under sub. (1).

1           (b) The department may not accept any foreign document, other than an official  
2 passport, to satisfy a requirement under sub. (1).

3           (c) For purposes of par. (a) and sub. (1) (c), if an applicant presents a social  
4 security number that is already registered to or associated with another person, the  
5 department shall direct the applicant to investigate and take appropriate action to  
6 resolve the discrepancy and shall not issue any operator's license or identification  
7 card until the discrepancy is resolved. The department shall adopt procedures for  
8 purposes of verifying that an applicant is not eligible for a social security number.

9           **(4)** (a) Subsection (1) does not apply to an application for renewal of an  
10 operator's license or identification card received by the department after May 10,  
11 2008, if in connection with a prior application after May 10, 2008, the applicant  
12 previously presented or provided, and the department verified, the information  
13 specified in sub. (1) and the department recorded the date on which the verification  
14 procedures were completed as described in sub. (2) (b).

15           (b) The department shall establish an effective procedure to confirm or verify  
16 an applicant's information for purposes of any application described in par. (a). The  
17 procedure shall include verification of the applicant's social security number or  
18 ineligibility for a social security number.

19           (c) Notwithstanding pars. (a) and (b), no operator's license displaying the  
20 legend required under s. 343.03 (3m) or identification card displaying the legend  
21 required under s. 343.50 (3) may be renewed unless the applicant presents or  
22 provides valid documentary proof under sub. (1) (e) and this proof shows that the  
23 status by which the applicant qualified for the license or identification card has been  
24 extended by the secretary of the federal department of homeland security.

1           (d) With any license or identification card renewal following a license or  
2           identification card expiration established under s. 343.20 (1m) or 343.50 (5) (c) at  
3           other than an 8–year interval, the department may determine whether the  
4           applicant’s photograph is to be taken, or if the renewal is for a license the applicant  
5           is to be examined, or both, at the time of such renewal, so long as the applicant’s  
6           photograph is taken, and if the renewal is for a license the applicant is examined,  
7           with a license or card renewal at least once every 8 years and the applicant’s license  
8           or identification card at all times includes a photograph.

9           (5) The department may, by rule, require that applications for reinstatement  
10          of operator’s licenses or identification cards, issuance of occupational licenses,  
11          reissuance of operator’s licenses, or issuance of duplicate licenses, received by the  
12          department after May 10, 2008, be processed in a manner consistent with the  
13          requirements established under this section for applications for initial issuance or  
14          renewal of operator’s licenses and identification cards.

15          (6) During the period in which the department processes an application under  
16          this section, the department may issue a receipt under s. 343.11 (3) or 343.50 (1) (c).

17          **SECTION 3258.** 343.17 (1) of the statutes is amended to read:

18          343.17 (1) LICENSE ISSUANCE. ~~The~~ Subject to s. 343.165, the department shall  
19          issue an operator’s license and endorsements, as applied for, to every qualifying  
20          applicant who has paid the required fees.

21          **SECTION 3259.** 343.17 (2) of the statutes is amended to read:

22          343.17 (2) LICENSE DOCUMENT. The license shall be a single document, in  
23          ~~one–part~~ one part, consisting of 2 sides, except as otherwise provided in sub. (4) and  
24          s. 343.10 (7) (d). The document shall be, to the maximum extent practicable, tamper

1 proof and shall contain physical security features consistent with any requirement  
2 under federal law.

3 **SECTION 3260.** 343.17 (3) (a) 1. and 5. of the statutes are amended to read:

4 343.17 (3) (a) 1. The full legal name, date of birth, and principal residence  
5 address of the person.

6 5. ~~A facsimile of the The person's signature, or a space upon which the licensee~~  
7 ~~shall immediately write his or her usual signature with a pen and ink on receipt of~~  
8 ~~the license, without which the license is not valid.~~

9 **SECTION 3261.** 343.17 (3) (a) 14. of the statutes, as created by 2005 Wisconsin  
10 Act 126, is repealed.

11 **SECTION 3262.** 343.17 (5) of the statutes is amended to read:

12 343.17 (5) NO PHOTOS ON CERTAIN TEMPORARY LICENSES. The temporary licenses  
13 issued under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b) and 343.305 (8) (a) shall be  
14 on forms provided by the department and shall contain the information required by  
15 sub. (3), except the license is not required to include a photograph of the licensee.  
16 This subsection does not apply to a noncitizen temporary license, as described in s.  
17 343.03 (3m).

18 **SECTION 3263.** 343.19 (1) of the statutes is amended to read:

19 343.19 (1) If a license issued under this chapter or an identification card issued  
20 under s. 343.50 is lost or destroyed or the name or address named in the license or  
21 identification card is changed or the condition specified in s. 343.17 (3) (a) 12. or 13.  
22 no longer applies, the person to whom the license or identification card was issued  
23 may obtain a duplicate thereof or substitute therefor upon furnishing proof  
24 satisfactory to the department of full legal name and date of birth and that the license  
25 or identification card has been lost or destroyed or that application for a duplicate



1 license or identification card is being made for a change of address or name or  
2 because the condition specified in s. 343.17 (3) (a) 12. or 13. no longer applies. If the  
3 applicant is a male who is at least 18 years of age but less than 26 years of age, the  
4 application shall include the information required under s. 343.14 (2) (em). If the  
5 original license or identification card is found it shall immediately be transmitted to  
6 the department. ~~Duplicates of nonphoto licenses shall be issued as nonphoto~~  
7 ~~licenses.~~

8 **SECTION 3264.** 343.20 (1) (a) of the statutes is amended to read:

9 343.20 (1) (a) Except as otherwise expressly provided in this chapter,  
10 reinstated licenses, probationary licenses issued under s. 343.085 and original  
11 licenses other than instruction permits shall expire 2 years from the date of the  
12 applicant's next birthday. Subject to s. 343.125 (3), all other licenses and license  
13 endorsements shall expire 8 years after the date of issuance. The department may  
14 institute any system of initial license issuance which it deems advisable for the  
15 purpose of gaining a uniform rate of renewals. In order to put such a system into  
16 operation, the department may issue licenses which are valid for any period less than  
17 the ordinary effective period of such license. If the department issues a license that  
18 is valid for less than the ordinary effective period as authorized by this paragraph,  
19 the fees due under s. 343.21 (1) ~~(a)~~, (b) and (d) shall be prorated accordingly.

20 **SECTION 3266.** 343.20 (1) (f) of the statutes, as created by 2005 Wisconsin Act  
21 126, is amended to read:

22 343.20 (1) (f) The department shall cancel an operator's license, regardless of  
23 the license expiration date, if the department is notified by receives information from  
24 a local, state, or federal government agency that the operator is no longer a citizen  
25 of the United States, a legal permanent resident of the United States, or a conditional

1 resident of the United States, or otherwise not legally present in the United States  
2 licensee no longer satisfies the requirements for issuance of a license under ss. 343.14  
3 (2) (es) and 343.165 (1) (e).

4 **SECTION 3267.** 343.20 (1m) of the statutes, as created by 2005 Wisconsin Act  
5 126, is amended to read:

6 343.20 **(1m)** ~~A~~ Notwithstanding sub. (1) (a) and (e), and except as otherwise  
7 provided in this subsection, a license that is issued to a person who is not a United  
8 States citizen or permanent resident and who provides documentary proof of legal  
9 status as provided under s. 343.14 (2) (er) 2. shall expire on the date that the person's  
10 legal presence in the United States is no longer authorized or on the expiration date  
11 determined under sub. (1), whichever date is earlier. If the documentary proof as  
12 provided under s. 343.14 (2) (er) 2. does not state the date that the person's legal  
13 presence in the United States is no longer authorized, sub. (1) shall apply.

14 **SECTION 3268.** 343.20 (1m) of the statutes, as affected by 2007 Wisconsin Act  
15 .... (this act), is amended to read:

16 343.20 **(1m)** Notwithstanding sub. (1) (a) and (e), and except as provided in s.  
17 343.165 (4) (c) and as otherwise provided in this subsection, a license that is issued  
18 to a person who is not a United States citizen or permanent resident and who  
19 provides documentary proof of legal status as provided under s. 343.14 (2) ~~(er) 2.~~ (es)  
20 2., 4., 5., 6., or 7. shall expire on the date that the person's legal presence in the United  
21 States is no longer authorized or on the expiration date determined under sub. (1),  
22 whichever date is earlier. If the documentary proof as provided under s. 343.14 (2)  
23 ~~(er) 2.~~ (es) does not state the date that the person's legal presence in the United States  
24 is no longer authorized, sub. (1) shall apply except that, if the license was issued or  
25 renewed based upon the person's presenting of any documentary proof specified in

1 s. 343.14 (2) (es) 4. to 7., the license shall, subject to s. 343.165 (4) (c), expire one year  
2 after the date of issuance or renewal.

3 **SECTION 3269.** 343.20 (2) (a) of the statutes is amended to read:

4 343.20 (2) (a) The department shall mail to the last-known address of a  
5 licensee at least 30 days prior to the expiration of the license a notice of the date upon  
6 which the license must be renewed. If the license was issued or last renewed based  
7 upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es)  
8 4. to 7., the notice shall inform the licensee of the requirement under s. 343.165 (4)  
9 (c).

10 **SECTION 3270.** 343.21 (1) (n) of the statutes is created to read:

11 343.21 (1) (n) In addition to any other fee under this subsection, for the  
12 issuance, renewal, upgrading, or reinstatement of any license, endorsement, or  
13 instruction permit, a federal security verification mandate fee of \$10.

14 **SECTION 3271.** 343.22 (1) of the statutes is repealed.

15 **SECTION 3272.** 343.22 (2) (intro.) and (a) of the statutes are amended to read:

16 343.22 (2) (intro.) Whenever any person, after applying for or receiving a  
17 license ~~containing a photograph~~ under this chapter, or an identification card under  
18 s. 343.50, moves from the address named in the application or in the license or  
19 identification card issued to him or her or is notified by the local authorities or by the  
20 postal authorities that the address so named has been changed, the person shall,  
21 within ~~10~~ 30 days thereafter, do one of the following:

22 (a) Apply for a duplicate license or identification card showing on the  
23 application the correct full legal name and address. The licensee or identification  
24 card holder shall return the current license or identification card to the department  
25 along with the application for duplicate.

1           **SECTION 3273.** 343.22 (2m) of the statutes is amended to read:

2           **343.22 (2m)** Whenever any person, after applying for or receiving a license  
3 containing a photograph under this chapter, or an identification card under s. 343.50,  
4 is notified by the local authorities or by the postal authorities that the address named  
5 in the application or in the license or identification card issued to him or her has been  
6 changed and the person applies for a duplicate license or identification card under  
7 sub. (2), no fee fees shall be charged under s. 343.21 (1) (L) and (n) or 343.50 (5m) and  
8 (7) for the duplicate license or identification card.

9           **SECTION 3274.** 343.22 (2m) of the statutes, as affected by 2007 Wisconsin Act  
10 .... (this act), is amended to read:

11           **343.22 (2m)** Whenever any person, after applying for or receiving a license  
12 ~~containing a photograph~~ under this chapter, or an identification card under s. 343.50,  
13 is notified by the local authorities or by the postal authorities that the address named  
14 in the application or in the license or identification card issued to him or her has been  
15 changed and the person applies for a duplicate license or identification card under  
16 sub. (2), no fees shall be charged under s. 343.21 (1) (L) and (n) or 343.50 (5m) and  
17 (7) for the duplicate license or identification card.

18           **SECTION 3275.** 343.22 (3) of the statutes is amended to read:

19           **343.22 (3)** When the name of a licensee or identification card holder is changed,  
20 such person shall, within 10 days thereafter, apply for a duplicate license or  
21 identification card showing the correct name and address. The licensee or  
22 identification card holder shall return the current license or identification card to the  
23 department along with the application for a duplicate. If the licensee holds more  
24 than one type of license under this chapter, the licensee shall return all such licenses

1 to the department along with one application and fee fees for a duplicate license for  
2 which the licensee may be issued a duplicate of each such license.

3 **SECTION 3276.** 343.22 (3) of the statutes, as affected by 2007 Wisconsin Act ...  
4 (this act), is amended to read:

5 343.22 (3) When the name of a licensee or identification card holder is changed,  
6 such person shall, within ~~10~~ 30 days thereafter, apply for a duplicate license or  
7 identification card showing the correct full legal name and address. The licensee or  
8 identification card holder shall return the current license or identification card to the  
9 department along with the application for a duplicate. If the licensee holds more  
10 than one type of license under this chapter, the licensee shall return all such licenses  
11 to the department along with one application and fees for a duplicate license for  
12 which the licensee may be issued a duplicate of each such license.

13 **SECTION 3277.** 343.23 (2) (a) (intro.) of the statutes is amended to read:

14 343.23 (2) (a) (intro.) The department shall maintain a file for each licensee or  
15 other person containing the application for license, permit or endorsement, a record  
16 of reports or abstract of convictions, any demerit points assessed under authority of  
17 s. 343.32 (2), the information in all data fields printed on any license issued to the  
18 person, any notice received from the federal transportation security administration  
19 concerning the person's eligibility for an "H" endorsement specified in s. 343.17 (3)  
20 (d) 1m., the status of the person's authorization to operate different vehicle groups,  
21 a record of any out-of-service orders issued under s. 343.305 (7) (b) or (9) (am), a  
22 record of the date on which any background investigation specified in s. 343.12 (6)  
23 (a) or (d) was completed, a record of the date on which any verification specified in  
24 s. 343.165 (1) and (3) was completed, all documents required to be maintained under  
25 s. 343.165 (2) (a), and a record of any reportable accident in which the person has

1 been involved, including specification of any type of license and endorsements issued  
2 under this chapter under which the person was operating at the time of the accident  
3 and an indication whether or not the accident occurred in the course of any of the  
4 following:

5 **SECTION 3279.** 343.23 (2) (b) of the statutes is amended to read:

6 343.23 (2) (b) The information specified in pars. (a) and (am) must be filed by  
7 the department so that the complete operator's record is available for the use of the  
8 secretary in determining whether operating privileges of such person shall be  
9 suspended, revoked, canceled, or withheld, or the person disqualified, in the interest  
10 of public safety. The record of suspensions, revocations, and convictions that would  
11 be counted under s. 343.307 (2) shall be maintained permanently, except that the  
12 department shall purge the record of a first violation of s. 23.33 (4c) (a) 2., 30.681 (1)  
13 (b) 1., 346.63 (1) (b), or 350.101 (1) (b) after 10 years, if the person who committed the  
14 violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at the  
15 time of the violation, if the person does not have a commercial driver license, if the  
16 violation was not committed by a person operating a commercial motor vehicle, and  
17 if the person has no other suspension, revocation, or conviction that would be counted  
18 under s. 343.307 during that 10-year period. The record of convictions for  
19 disqualifying offenses under s. 343.315 (2) (h) shall be maintained for at least 10  
20 years. The record of convictions for disqualifying offenses under s. 343.315 (2) (f) and  
21 (j), and all records specified in par. (am), shall be maintained for at least 3 years. The  
22 record of convictions for disqualifying offenses under s. 343.315 (2) (a) to (e) shall be  
23 maintained permanently, except that 5 years after a licensee transfers residency to  
24 another state such record may be transferred to another state of licensure of the  
25 licensee if that state accepts responsibility for maintaining a permanent record of

1 convictions for disqualifying offenses. Such reports and records may be cumulative  
2 beyond the period for which a license is granted, but the secretary, in exercising the  
3 power of suspension granted under s. 343.32 (2) may consider only those reports and  
4 records entered during the 4–year period immediately preceding the exercise of such  
5 power of suspension. The department shall maintain the digital images of  
6 documents specified in s. 343.165 (2) (a) for at least 10 years.

7 **SECTION 3284.** 343.23 (5) of the statutes is amended to read:

8 343.23 (5) The department shall maintain the files specified in this section in  
9 a form that is appropriate to the form of the records constituting those files. Records  
10 under sub. (1) and files under sub. (2) shall be maintained in an electronic and  
11 transferable format accessible for the purpose specified in s. 343.03 (6) (a).

12 **SECTION 3285.** 343.235 (3) (a) of the statutes is amended to read:

13 343.235 (3) (a) A law enforcement agency, a state authority, a district attorney,  
14 a driver licensing agency of another jurisdiction, or a federal governmental agency,  
15 to perform a legally authorized function.

16 **SECTION 3286.** 343.237 (2) of the statutes is amended to read:

17 343.237 (2) Any photograph taken of an applicant under s. 343.14 (3) or 343.50  
18 (4), and any fingerprint taken of an applicant under s. 343.12 (6) (b), may be  
19 maintained by the department and, except as provided in this section, shall be kept  
20 confidential. Except as provided in this section, the department may release a  
21 photograph or fingerprint only to the person whose photograph or fingerprint was  
22 taken or to the driver licensing agency of another jurisdiction.

23 **SECTION 3287.** 343.237 (3) (intro.) of the statutes is amended to read:

24 343.237 (3) (intro.) The department shall provide a Wisconsin law enforcement  
25 agency or a federal law enforcement agency with a print or electronic copy of a

1 photograph taken on or after September 1, 1997, of an applicant under s. 343.14 (3)  
2 or 343.50 (4), or a printed or electronic copy of a fingerprint taken of an applicant  
3 under s. 343.12 (6) (b), if the department receives a written request on the law  
4 enforcement agency's letterhead that contains all of the following:

5 **SECTION 3288.** 343.24 (3) of the statutes is amended to read:

6 343.24 (3) The department shall not disclose information concerning or related  
7 to a violation as defined by s. 343.30 (6) to any person other than a court, district  
8 attorney, county corporation counsel, city, village, or town attorney, law enforcement  
9 agency, driver licensing agency of another jurisdiction, or the minor who committed  
10 the violation or his or her parent or guardian.

11 **SECTION 3289.** 343.24 (4) (c) 1. of the statutes is amended to read:

12 343.24 (4) (c) 1. A law enforcement agency, a state authority, a district attorney,  
13 a driver licensing agency of another jurisdiction, or a federal governmental agency,  
14 to perform a legally authorized function.

15 **SECTION 3290.** 343.26 of the statutes is amended to read:

16 **343.26 License after cancellation.** Any person whose license has been  
17 canceled, whether the license has been canceled by the secretary or stands canceled  
18 as a matter of law, may apply for a new license at any time. Upon receipt of the  
19 application and the all required fee fees, the department shall issue or refuse  
20 issuance of the license as upon an original application. The department may, but  
21 need not, require the applicant to submit to an examination as provided in s. 343.16.

22 **SECTION 3291.** 343.26 of the statutes, as affected by 2007 Wisconsin Act .... (this  
23 act), is amended to read:

24 **343.26 License after cancellation.** Any person whose license has been  
25 canceled, whether the license has been canceled by the secretary or stands canceled



1 as a matter of law, may apply for a new license at any time. Upon receipt of the  
2 application and all required fees, and after processing the application as provided in  
3 s. 343.165, the department shall issue or refuse issuance of the license as upon an  
4 original application. The department may, but need not, require the applicant to  
5 submit to an examination as provided in s. 343.16.

6 **SECTION 3292.** 343.265 (2) of the statutes is amended to read:

7 343.265 (2) A person whose voluntary surrender of license under sub. (1) or  
8 (1m) has been accepted by the department may apply for a duplicate license under  
9 s. 343.19, or, if the person's license has expired during the period of surrender, a  
10 renewal license, at any time. Upon receipt of the person's application and the  
11 applicable fee fees under s. 343.21, the department shall issue or deny the license as  
12 provided in this subchapter. The department may require the person to submit to  
13 an examination under s. 343.16 (5).

14 **SECTION 3300.** 343.30 (5) of the statutes is amended to read:

15 343.30 (5) No court may suspend or revoke an operating privilege except as  
16 authorized by this chapter or ch. 345, 351, or 938 or s. 767.73, 800.09 (1) (c), 800.095  
17 (4) (b) 4., 943.21 (3m), or 961.50. When a court revokes, suspends, or restricts a  
18 juvenile's operating privilege under ch. 938, the department of transportation shall  
19 not disclose information concerning or relating to the revocation, suspension, or  
20 restriction to any person other than a court, district attorney, county corporation  
21 counsel, city, village, or town attorney, law enforcement agency, driver licensing  
22 agency of another jurisdiction, or the minor whose operating privilege is revoked,  
23 suspended, or restricted, or his or her parent or guardian. Persons entitled to receive  
24 this information shall not disclose the information to other persons or agencies.

25 **SECTION 3303.** 343.305 (6) (e) 2. am. of the statutes is amended to read:

1           343.305 **(6)** (e) 2. am. In the case of an individual who does not have a social  
2 security number, a statement made or subscribed under oath or affirmation that the  
3 applicant does not have a social security number. The form of the statement shall  
4 be prescribed by the department of ~~workforce development~~ children and families. A  
5 permit or approval that is issued or renewed under this section in reliance on a  
6 statement submitted under this subd. 2. am. is invalid if the statement is false.

7           **SECTION 3304.** 343.305 (6) (e) 3. b. of the statutes is amended to read:

8           343.305 **(6)** (e) 3. b. The licensor may not disclose any information received  
9 under subd. 2. a. or b. except to the department of ~~workforce development~~ children  
10 and families for purposes of administering s. 49.22 or the department of revenue for  
11 the sole purpose of requesting certifications under s. 73.0301.

12           **SECTION 3307.** 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

13           343.305 **(8)** (b) 5. (intro.) If the hearing examiner finds that any of the following  
14 applies, the examiner shall order that the administrative suspension of the person's  
15 operating privilege be rescinded without payment of the any fee under s. 343.21 (1)  
16 (j) or (n):

17           **SECTION 3308.** 343.305 (8) (c) 5. of the statutes is amended to read:

18           343.305 **(8)** (c) 5. If any court orders under this subsection that the  
19 administrative suspension of the person's operating privilege be rescinded, the  
20 person need not pay the any fee under s. 343.21 (1) (j) or (n).

21           **SECTION 3315.** 343.305 (11) of the statutes is amended to read:

22           343.305 **(11)** RULES. The department shall promulgate rules under ch. 227  
23 necessary to administer this section. The rules shall include provisions relating to  
24 the expeditious exchange of information under this section between the department  
25 and law enforcement agencies, circuit courts, municipal courts, attorneys who

1 represent municipalities, and district attorneys, and driver licensing agencies of  
2 other jurisdictions. The rules may not affect any provisions relating to court  
3 procedure.

4 **SECTION 3315k.** 343.307 (1) (intro.) of the statutes is amended to read:

5 343.307 (1) (intro.) The court shall count the following to determine the length  
6 of a revocation under s. 343.30 (1q) (b) and to determine the penalty under s. 114.09  
7 (2) and 346.65 (2):

8 **SECTION 3315s.** 343.307 (1) (g) of the statutes is created to read:

9 343.307 (1) (g) Convictions for violations under s. 114.09 (1) (b) 1. or 1m.

10 **SECTION 3337.** 343.315 (3) (b) of the statutes is amended to read:

11 343.315 (3) (b) If a person's license or operating privilege is not otherwise  
12 revoked or suspended as the result of an offense committed after March 31, 1992,  
13 which results in disqualification under sub. (2) (a) to (f), (h), (i), or (j), the department  
14 shall immediately disqualify the person from operating a commercial motor vehicle  
15 for the period required under sub. (2) (a) to (f), (h), (i), or (j). Upon proper application  
16 by the person and payment of ~~a duplicate license fee~~ the fees specified in s. 343.21  
17 (1) (L) and (n), the department may issue a separate license authorizing only the  
18 operation of vehicles other than commercial motor vehicles. Upon expiration of the  
19 period of disqualification, the person may apply for authorization to operate  
20 commercial motor vehicles under s. 343.26.

21 **SECTION 3351.** 343.345 of the statutes is amended to read:

22 **343.345 Restriction, limitation or suspension of operating privilege.**

23 The department shall restrict, limit or suspend a person's operating privilege if the  
24 person is delinquent in making court-ordered payments of child or family support,  
25 maintenance, birth expenses, medical expenses or other expenses related to the

1 support of a child or former spouse, or who fails to comply, after appropriate notice,  
2 with a subpoena or warrant issued by the department of ~~workforce development~~  
3 children and families or a county child support agency under s. 59.53 (5) and related  
4 to paternity or child support proceedings, as provided in a memorandum of  
5 understanding entered into under s. 49.857.

6 **SECTION 3352r.** 343.35 (1) of the statutes is renumbered 343.35 (1) (a) and  
7 amended to read:

8 343.35 (1) (a) ~~The Except as provided in par. (b), the~~ department may order any  
9 person whose operating privilege has been canceled, revoked or suspended to  
10 surrender his or her license or licenses to the department. The department may  
11 order any person who is in possession of a canceled, revoked or suspended license of  
12 another to surrender the license to the department.

13 **SECTION 3352t.** 343.35 (1) (b) of the statutes is created to read:

14 343.35 (1) (b) 1. Subject to subd. 2., if the department cancels an operator's  
15 license prior to the license expiration date because the department has determined  
16 that the license holder does not meet the department's standard required for  
17 eyesight, the license holder may, without paying any additional fee, retain the  
18 operator's license and continue to use the license, until the license expiration date,  
19 for the same purpose as an identification card issued under s. 343.50.

20 2. Before a cancelled operator's license may be used for the same purpose as an  
21 identification card under subd. 1., the license holder shall temporarily surrender the  
22 license to the department. Upon surrender, the department shall make a distinctive  
23 mark on the license, and update the license holder's record under s. 343.23 (1), to  
24 indicate that the license is not valid as an operator's license but is valid for purposes

1 of identification. After making the distinctive mark, the department shall  
2 immediately return the license to the license holder.

3 **SECTION 3356.** 343.38 (1) (a) of the statutes is amended to read:

4 343.38 (1) (a) Files with the department an application for license together  
5 with the all required fee fees; and

6 **SECTION 3358.** 343.38 (2) of the statutes is amended to read:

7 343.38 (2) REINSTATEMENT OF NONRESIDENT'S OPERATING PRIVILEGE AFTER  
8 REVOCATION BY WISCONSIN. A nonresident's operating privilege revoked under the  
9 laws of this state is reinstated as a matter of law when the period of revocation has  
10 expired and such nonresident obtains a valid operator's license issued by the  
11 jurisdiction of the nonresident's residence and pays the fee fees specified in s. 343.21  
12 (1) (j) and (n).

13 **SECTION 3363.** 343.39 (1) (a) of the statutes is amended to read:

14 343.39 (1) (a) When, in the case of a suspended operating privilege, the period  
15 of suspension has terminated, the reinstatement fee fees specified in s. 343.21 (1) (j)  
16 has and (n) have been paid to the department and, for reinstatement of an operating  
17 privilege suspended under ch. 344, the person files with the department proof of  
18 financial responsibility, if required, in the amount, form and manner specified under  
19 ch. 344.

20 **SECTION 3365m.** 343.43 (1) (a) of the statutes is amended to read:

21 343.43 (1) (a) Represent Except as provided in s. 343.35 (1) (b), represent as  
22 valid any canceled, revoked, suspended, fictitious or fraudulently altered license; or

23 **SECTION 3366.** 343.43 (1) (g) of the statutes is amended to read:

24 343.43 (1) (g) Deface or alter a license except to endorse a change of address  
25 authorized by s. 343.22 ~~(1) or~~ (2).

1           **SECTION 3374.** 343.50 (1) of the statutes is amended to read:

2           343.50 (1) ISSUANCE. The department shall issue to every qualified applicant,  
3 who has paid the all required fee fees, an identification card as provided in this  
4 section.

5           **SECTION 3375.** 343.50 (1) of the statutes, as affected by 2007 Wisconsin Act ...  
6 (this act), is renumbered 343.50 (1) (a) and amended to read:

7           343.50 (1) (a) The Subject to par. (b) and s. 343.165, the department shall issue  
8 to every qualified applicant, who has paid all required fees, an identification card as  
9 provided in this section.

10          **SECTION 3376.** 343.50 (1) (b) and (c) of the statutes are created to read:

11          343.50 (1) (b) The department may not issue an identification card to a person  
12 previously issued an operator's license in another jurisdiction unless the person  
13 surrenders to the department any valid operator's license possessed by the person  
14 issued by another jurisdiction, which surrender operates as a cancellation of the  
15 license insofar as the person's privilege to operate a motor vehicle in this state is  
16 concerned. Within 30 days following issuance of the identification card under this  
17 section, the department shall destroy any operator's license surrendered under this  
18 paragraph and report to the jurisdiction that issued the surrendered operator's  
19 license that the license has been destroyed and the person has been issued an  
20 identification card in this state.

21          (c) The department may issue a receipt to any applicant for an identification  
22 card, which receipt shall constitute a temporary identification card while the  
23 application is being processed and shall be valid for a period not to exceed 30 days.

24          **SECTION 3377.** 343.50 (2) of the statutes is amended to read:

1           343.50 (2) WHO MAY APPLY. Any resident of this state who does not possess a  
2           valid operator’s license ~~which contains the resident’s photograph~~ issued under this  
3           chapter may apply to the department for an identification card pursuant to this  
4           section. The card is not a license for purposes of this chapter and is to be used for  
5           identification purposes only.

6           **SECTION 3378.** 343.50 (3) of the statutes is amended to read:

7           343.50 (3) DESIGN AND CONTENTS OF CARD. The card shall be the same size as  
8           an operator’s license but shall be of a design which is readily distinguishable from  
9           the design of an operator’s license and bear upon it the words “IDENTIFICATION  
10          CARD ONLY”~~,-.~~” The information on the card shall be the same as specified under  
11          s. 343.17 (3). If the issuance of the card requires the applicant to present any  
12          documentary proof specified in s. 343.14 (2) (es) 4. to 7., the card shall display, on the  
13          front side of the card, a legend identifying the card as temporary. The card shall  
14          contain physical security features consistent with any requirement under federal  
15          law. The card may serve as a document of gift under s. 157.06 (2) (b) and (c) and the  
16          holder may affix a sticker thereto as provided in s. 343.175 (3). The card may also  
17          serve as a document of refusal to make an anatomical gift under s. 157.06 (2) (i). The  
18          card shall contain the holder’s photograph and, if applicable, shall be of the design  
19          specified under s. 343.17 (3) (a) 12.

20          **SECTION 3379.** 343.50 (4) of the statutes, as affected by 2005 Wisconsin Act 126,  
21          is amended to read:

22          343.50 (4) APPLICATION. The application for an identification card shall include  
23          any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),  
24          and ~~(er)~~ (es), and such further information as the department may reasonably  
25          require to enable it to determine whether the applicant is entitled by law to an

1 identification card. ~~The Except with respect to renewals described in s. 343.165 (4)~~  
2 ~~(d), the~~ department shall, as part of the application process, take a digital  
3 photograph including facial image capture of the applicant to comply with sub. (3).  
4 ~~No Except with respect to renewals described in s. 343.165 (4) (d), no~~ application may  
5 be processed without the photograph being taken. Misrepresentations in violation  
6 of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

7 **SECTION 3380.** 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126,  
8 is amended to read:

9 343.50 (5) VALID PERIOD; FEES. The fee for an original card and for the  
10 reinstatement of an identification card after cancellation under sub. (10) shall be \$9  
11 \$18. The card shall be valid for the succeeding period of ~~4~~ 8 years from the  
12 applicant's next birthday after the date of issuance, except that a card that is issued  
13 to a person who is not a United States citizen and who provides documentary proof  
14 of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the  
15 person's legal presence in the United States is no longer authorized. If the  
16 documentary proof as provided under s. 343.14 (2) (er) does not state the date that  
17 the person's legal presence in the United States is no longer authorized, then the card  
18 shall be valid for the succeeding period of ~~4~~ 8 years from the applicant's next  
19 birthday after the date of issuance.

20 **SECTION 3381.** 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126  
21 and 2007 Wisconsin Act .... (this act), is renumbered 343.50 (5) (a) and amended to  
22 read:

23 343.50 (5) (a) The fee for an original card, for renewal of a card, and for the  
24 reinstatement of an identification card after cancellation under sub. (10) shall be  
25 \$18. The



1           **(b) Except as provided in par. (c) and s. 343.165 (4) (c), an original or reinstated**  
2           **card shall be valid for the succeeding period of 8 years from the applicant's next**  
3           **birthday after the date of issuance, ~~except that a, and a renewed card shall be valid~~**  
4           **for the succeeding period of 8 years from the card's last expiration date.**

5           **(c) Except as provided in s. 343.165 (4) (c) and as otherwise provided in this**  
6           **paragraph, an identification card that is issued to a person who is not a United States**  
7           **citizen and who provides documentary proof of legal status as provided under s.**  
8           **343.14 (2) (~~er~~) (es) shall expire on the date that the person's legal presence in the**  
9           **United States is no longer authorized or on the expiration date determined under**  
10           **par. (b), whichever date is earlier.** If the documentary proof as provided under s.  
11           **343.14 (2) (~~er~~) (es) does not state the date that the person's legal presence in the**  
12           **United States is no longer authorized, then the card shall be valid for the succeeding**  
13           **period of 8 years from the applicant's next birthday after the date of issuance**  
14           **specified in par. (b) except that, if the card was issued or renewed based upon the**  
15           **person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7.,**  
16           **the card shall, subject to s. 343.165 (4) (c), expire one year after the date of issuance**  
17           **or renewal.**

18           **SECTION 3382.** 343.50 (5m) of the statutes is created to read:

19           **343.50 (5m) FEDERAL SECURITY VERIFICATION MANDATE FEE.** In addition to any  
20           other fee under this section, for the issuance of an original identification card or  
21           duplicate identification card or for the renewal or reinstatement of an identification  
22           card after cancellation under sub. (10), a federal security verification mandate fee of  
23           \$10 shall be paid to the department.

24           **SECTION 3383.** 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act ...  
25           (this act), is amended to read:

1           343.50 (6) RENEWAL NOTICE. At least 30 days prior to the expiration of the an  
2 identification card, the department shall mail a renewal application to the  
3 last-known address of ~~each identification~~ the card holder. If the card was issued or  
4 last renewed based upon the person's presenting of any documentary proof specified  
5 in s. 343.14 (2) (es) 4. to 7., the notice shall inform the card holder of the requirement  
6 under s. 343.165 (4) (c). The department shall include with the application  
7 information, as developed by all organ procurement organizations in cooperation  
8 with the department, that promotes anatomical donations and which relates to the  
9 anatomical donation opportunity available under s. 343.175. ~~The fee for a renewal~~  
10 ~~identification card shall be \$18, which card shall be valid for 8 years, except that a~~  
11 ~~card that is issued to a person who is not a United States citizen and who provides~~  
12 ~~documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on~~  
13 ~~the date that the person's legal presence in the United States is no longer authorized.~~  
14 ~~If the documentary proof as provided under s. 343.14 (2) (er) does not state the date~~  
15 ~~that the person's legal presence in the United States is no longer authorized, then~~  
16 ~~the card shall be valid for 8 years.~~

17           **SECTION 3384.** 343.50 (6) of the statutes, as affected by 2005 Wisconsin Act 126,  
18 is amended to read:

19           343.50 (6) RENEWAL. At least 30 days prior to the expiration of the card, the  
20 department shall mail a renewal application to the last-known address of each  
21 identification card holder. The department shall include with the application  
22 information, as developed by all organ procurement organizations in cooperation  
23 with the department, that promotes anatomical donations and which relates to the  
24 anatomical donation opportunity available under s. 343.175. The fee for a renewal  
25 identification card shall be \$9 \$18, which card shall be valid for ~~4~~ 8 years, except

1 that a card that is issued to a person who is not a United States citizen and who  
2 provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall  
3 expire on the date that the person's legal presence in the United States is no longer  
4 authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not  
5 state the date that the person's legal presence in the United States is no longer  
6 authorized, then the card shall be valid for ~~4~~ 8 years.

7 **SECTION 3385.** 343.50 (8) (a) of the statutes is amended to read:

8 343.50 **(8)** (a) The department shall maintain current records of all  
9 identification card holders under this section in the same manner as required under  
10 s. 343.23 for operator's licenses. For each identification card applicant, the record  
11 shall include any application for an identification card received by the department,  
12 any reinstatement or cancellation of an identification card by the department, the  
13 information in all data fields printed on any identification card issued to the  
14 applicant, a record of the date on which any verification specified in s. 343.165 (1) and  
15 (3) was completed, and all documents required to be maintained under s. 343.165 (2)  
16 (a). The department shall maintain the digital images of documents specified in s.  
17 343.165 (2) (a) for at least 10 years. Records under this paragraph shall be  
18 maintained in an electronic and transferable format accessible for the purpose  
19 specified in par. (c) 1.

20 **SECTION 3387m.** 343.50 (8) (b) of the statutes is amended to read:

21 343.50 **(8)** (b) The department may not disclose any record or other information  
22 concerning or relating to an applicant or identification card holder to any person  
23 other than a court, district attorney, county corporation counsel, city, village, or town  
24 attorney, law enforcement agency, driver licensing agency of another jurisdiction, the  
25 applicant or identification card holder or, if the applicant or identification card holder

1 is under 18 years of age, his or her parent or guardian. Except for photographs  
2 ~~disclosed to a law enforcement agency~~ for which disclosure is authorized under s.  
3 343.237, persons entitled to receive any record or other information under this  
4 paragraph shall not disclose the record or other information to other persons or  
5 agencies. This paragraph does not prohibit the disclosure of a person's name or  
6 address, of the name or address of a person's employer or of financial information  
7 that relates to a person when requested under s. 49.22 (2m) by the department of  
8 ~~workforce development~~ children and families or a county child support agency under  
9 s. 59.53 (5).

10 **SECTION 3388.** 343.50 (8) (c) of the statutes is created to read:

11 343.50 **(8)** (c) 1. Notwithstanding par. (b) and ss. 343.027, 343.14 (2j), and  
12 343.237 (2), the department shall, upon request, provide to the driver licensing  
13 agencies of other jurisdictions any record maintained by the department of  
14 transportation under this subsection, including providing electronic access to any  
15 such record.

16 2. Notwithstanding par. (b) and s. 343.14 (2j), the department may, upon  
17 request, provide to the department of health and family services any applicant  
18 information maintained by the department of transportation and identified in s.  
19 343.14 (2), including providing electronic access to the information, for the sole  
20 purpose of verification by the department of health and family services of birth  
21 certificate information.

22 3. Nothing in par. (b) prohibits disclosure under this paragraph.

23 **SECTION 3389.** 343.50 (10) (intro.) and (a) of the statutes are amended to read:

24 343.50 **(10)** CANCELLATION. (intro.) The department shall cancel an  
25 identification card under any of the following circumstances:

1 (a) Whenever the department determines that the card was issued upon an  
2 application which contains a false statement as to any material matter; ~~or,~~

3 **SECTION 3390.** 343.50 (10) (c) of the statutes is created to read:

4 343.50 (10) (c) Whenever the department receives information from a local,  
5 state, or federal government agency that the card holder no longer satisfies the  
6 requirements for issuance of a card under ss. 343.14 (2) (es) and 343.165 (1) (e). A  
7 card cancelled under this paragraph may not be reinstated under sub. (5) until these  
8 requirements are again satisfied.

9 **SECTION 3391.** 343.61 (2) (a) 1m. of the statutes is amended to read:

10 343.61 (2) (a) 1m. In the case of an individual who does not have a social  
11 security number, a statement made or subscribed under oath or affirmation that the  
12 individual does not have a social security number. The form of the statement shall  
13 be prescribed by the department of ~~workforce development~~ children and families. A  
14 license that is issued by the department in reliance on a statement submitted under  
15 this subdivision is invalid if the statement is false.

16 **SECTION 3392.** 343.61 (2) (b) of the statutes is amended to read:

17 343.61 (2) (b) The department of transportation may not disclose any  
18 information received under par. (a) 1. or 2. to any person except to the department  
19 of ~~workforce development~~ children and families for purposes of administering s.  
20 49.22 or the department of revenue for the sole purpose of requesting certifications  
21 under s. 73.0301.

22 **SECTION 3393.** 343.62 (2) (am) of the statutes is amended to read:

23 343.62 (2) (am) If the applicant does not have a social security number, a  
24 statement made or subscribed under oath or affirmation that the applicant does not  
25 have a social security number. The form of the statement shall be prescribed by the

1 department of ~~workforce development~~ children and families. A license that is issued  
2 by the department in reliance on a statement submitted under this paragraph is  
3 invalid if the statement is false.

4 **SECTION 3394.** 343.62 (2) (b) of the statutes is amended to read:

5 343.62 (2) (b) The department of transportation may not disclose a social  
6 security number obtained under par. (a) to any person except to the department of  
7 ~~workforce development~~ children and families for the sole purpose of administering  
8 s. 49.22 or the department of revenue for the sole purpose of requesting certifications  
9 under s. 73.0301.

10 **SECTION 3395.** 343.66 (2) of the statutes is amended to read:

11 343.66 (2) The secretary shall deny, restrict, limit or suspend any driver school  
12 license issued under s. 343.61 or instructor's license issued under s. 343.62 or refuse  
13 to renew a driver school license or instructor's license if the applicant or licensee is  
14 an individual who is delinquent in making court-ordered payments of child or family  
15 support, maintenance, birth expenses, medical expenses or other expenses related  
16 to the support of a child or former spouse, or who fails to comply, after appropriate  
17 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
18 ~~development~~ children and families or a county child support agency under s. 59.53  
19 (5) and related to paternity or child support proceedings, as provided in a  
20 memorandum of understanding entered into under s. 49.857.

21 **SECTION 3400.** 344.18 (1) (intro.) of the statutes is amended to read:

22 344.18 (1) (intro.) Any registration suspended or revoked under s. 344.14 shall  
23 remain suspended or revoked and shall not be renewed or reinstated until the person  
24 pays the fee required under s. 341.36 (1m), meets one of the requirements under pars.  
25 (a) to (d) and satisfies the requirements of sub. (1m). Any operating privilege

1 suspended or revoked under s. 344.14 shall remain suspended or revoked and shall  
2 not be reinstated until the person pays the fee fees required under s. 343.21 (1) (j)  
3 and (n), complies with the applicable provisions of s. 343.38 and meets any of the  
4 following requirements:

5 **SECTION 3402.** 344.18 (3) (intro.) of the statutes is amended to read:

6 344.18 (3) (intro.) If a person defaults in the payment of any installment under  
7 a duly acknowledged written agreement, the secretary, upon notice of such default  
8 given in no event later than 30 days after the time for final installment, shall  
9 immediately suspend the registrations and operating privilege of the defaulting  
10 person. A suspension or revocation of registration under this subsection shall  
11 remain in effect until the person pays the fee required under s. 341.36 (1m), meets  
12 the requirement under par. (a) or (b) and satisfies the requirements of sub. (3m). A  
13 suspension or revocation of an operating privilege under this subsection shall remain  
14 in effect until the person pays the fee fees required in s. 343.21 (1) (j) and (n), complies  
15 with the applicable provisions of s. 343.38 and meets any of the following  
16 requirements:

17 **SECTION 3407.** 344.19 (3) of the statutes is amended to read:

18 344.19 (3) Upon receipt of such certification from another state to the effect  
19 that the operating privilege or registration of a resident of this state has been  
20 suspended or revoked in such other state under a law providing for its suspension  
21 or revocation for failure to deposit security for payment of judgments arising out of  
22 a motor vehicle accident, under circumstances which would require the secretary to  
23 suspend a nonresident's operating privilege or registration had the accident occurred  
24 in this state, the secretary shall suspend the operating privilege of such resident if  
25 he or she was the operator and all of his or her registrations if he or she was the owner

1 of a motor vehicle involved in such accident. The department may accept a  
2 certification which is in the form of a combined notice of required security and  
3 suspension order, but shall not suspend a resident's operating privilege or  
4 registration on the basis of such order until at least 30 days have elapsed since the  
5 time for depositing security in the other state expired. A suspension or revocation  
6 of operating privilege under this section shall continue until such resident furnishes  
7 evidence of his or her compliance with the law of the other state relating to the  
8 deposit of security, pays the fee fees required under s. 343.21 (1) (j) and (n) and  
9 complies with the applicable provisions of s. 343.38. A suspension or revocation of  
10 registration under this section shall continue until such resident furnishes evidence  
11 of his or her compliance with the law of the other state relating to the deposit of  
12 security, pays the fee required under s. 341.36 (1m) and satisfies the requirements  
13 of sub. (3m).

14 **SECTION 3425.** 345.47 (1) (c) of the statutes is amended to read:

15 345.47 (1) (c) If a court or judge suspends an operating privilege under this  
16 section, the court or judge shall immediately take possession of the suspended license  
17 and shall forward it to the department together with the notice of suspension, which  
18 shall clearly state that the suspension was for failure to pay a forfeiture, plus costs,  
19 fees, and surcharges imposed under ch. 814. The notice of suspension and the  
20 suspended license, if it is available, shall be forwarded to the department within 48  
21 hours after the order of suspension. If the forfeiture, plus costs, fees, and surcharges  
22 imposed under ch. 814, are paid during a period of suspension, the court or judge  
23 shall immediately notify the department. Upon receipt of the notice and payment  
24 of the ~~reinstatement fee~~ fees under s. 343.21 (1) (j) and (n), the department shall  
25 return the surrendered license.



1           **SECTION 3427c.** 346.03 (1) of the statutes is amended to read:

2           346.03 (1) The operator of an authorized emergency vehicle, when responding  
3 to an emergency call or when in the pursuit of an actual or suspected violator of the  
4 law ~~or~~, when responding to but not upon returning from a fire alarm, when  
5 transporting an organ for human transplantation, or when transporting medical  
6 personnel for the purpose of performing human organ harvesting or transplantation  
7 immediately after the transportation, may exercise the privileges set forth in this  
8 section, but subject to the conditions stated in subs. (2) to ~~(5)~~ (5m).

9           **SECTION 3427e.** 346.03 (5m) of the statutes is created to read:

10           346.03 (5m) The privileges granted under this section apply to the operator of  
11 an authorized emergency vehicle under s. 340.01 (3) (dg) or (dh) only if the operator  
12 has successfully completed a safety and training course in emergency vehicle  
13 operation that is taken at a technical college under ch. 38 or that is approved by the  
14 department and only if the vehicle being operated is plainly marked, in a manner  
15 prescribed by the department, to identify it as an authorized emergency vehicle  
16 under s. 340.01 (3) (dg) or (dh).

17           **SECTION 3425m.** 346.93 (1) of the statutes is amended to read:

18           346.93 (1) No underage person, as defined under s. 125.02 (20m), may  
19 knowingly possess, transport, or have under his or her control any alcohol beverage  
20 in any motor vehicle unless the person is employed by a brewer, ~~an~~ brewpub, alcohol  
21 beverage licensee, wholesaler, retailer, distributor, manufacturer, or rectifier and is  
22 possessing, transporting, or having such beverage in a motor vehicle under his or her  
23 control during his or her working hours and in the course of employment, as provided  
24 under s. 125.07 (4) (bm).

25           **SECTION 3432c.** 347.25 (1) of the statutes is amended to read:

1           347.25 (1) Except as provided in subs. (1m) (a), (1r), and (1s), an authorized  
2 emergency vehicle may be equipped with one or more flashing, oscillating, or  
3 rotating red lights, except that ambulances, fire department equipment, and  
4 privately owned motor vehicles under s. 340.01 (3) (d), (dg), or (dm) being used by  
5 personnel of a full-time or part-time fire department or by members of a volunteer  
6 fire department or rescue squad, or by an organ procurement organization or any  
7 person under an agreement with an organ procurement organization, and privately  
8 owned motor vehicles under s. 340.01 (3) (dh) being used to transport or pick up  
9 medical devices or equipment, may be equipped with red or red and white lights, and  
10 shall be so equipped when the operator thereof is exercising the privileges granted  
11 by s. 346.03. The lights shall be so designed and mounted as to be plainly visible and  
12 understandable from a distance of 500 feet both during normal sunlight and during  
13 hours of darkness. No operator of an authorized emergency vehicle may use the  
14 warning lights except when responding to an emergency call or when in pursuit of  
15 an actual or suspected violator of the law, when responding to but not upon returning  
16 from a fire alarm, when transporting an organ for human transplantation, when  
17 transporting medical personnel for the purpose of performing human organ  
18 harvesting or transplantation immediately after the transportation, or when  
19 necessarily parked in a position which is likely to be hazardous to traffic.

20           **SECTION 3432e.** 347.38 (4) of the statutes is amended to read:

21           347.38 (4) An authorized emergency vehicle shall be equipped with a siren, but  
22 such siren shall not be used except when such vehicle is operated in response to an  
23 emergency call or in the immediate pursuit of an actual or suspected violator of the  
24 law, when responding to but not upon returning from a fire alarm, when transporting  
25 an organ for human transplantation, or when transporting medical personnel for the

1 purpose of performing human organ harvesting or transplantation immediately  
2 after the transportation, in which events the driver of such vehicle shall sound the  
3 siren when reasonably necessary to warn pedestrians and other drivers.

4 **SECTION 3435j.** 348.15 (3) (f) of the statutes is created to read:

5 348.15 (3) (f) 1. In this paragraph:

6 a. “Heavy-duty vehicle” has the meaning given in 42 USC 16104 (a) (4).

7 b. “Idle reduction technology” has the meaning given in 42 USC 16104 (a) (5).

8 2. Notwithstanding pars. (a) to (c), sub. (4), and ss. 348.17 and 349.16, and  
9 subject to subd. 3., in the case of a heavy-duty vehicle equipped with idle reduction  
10 technology, the gross weight of the vehicle, and the gross weight imposed on the  
11 highway by the wheels of any one axle or axle group of the vehicle, may exceed the  
12 applicable weight limitation specified in pars. (a) to (c) or posted as provided in s.  
13 348.17 (1) by not more than 400 pounds or the weight of the idle reduction technology,  
14 whichever is less.

15 3. This paragraph applies only if the heavy-duty vehicle operator, upon  
16 request, proves, by written certification, the weight of the idle reduction technology  
17 and, by demonstration or certification, that the idle reduction technology is fully  
18 functional at all times.

19 **SECTION 3435m.** 348.21 (3g) (intro.) of the statutes is amended to read:

20 348.21 (3g) (intro.) Any person who, while operating a vehicle combination that  
21 ~~has 6 or more axles and that~~ is transporting raw forest products, violates s. 348.15  
22 or 348.16 or any weight limitation posted as provided in s. 348.17 (1) or in a  
23 declaration issued under s. 348.175 or authorized ~~under s. 348.17 (4) or~~ in an  
24 overweight permit issued under s. 348.26 or 348.27 may be penalized as follows:

1           **SECTION 3435n.** 348.21 (3g) (intro.) of the statutes, as affected by 2005  
2 Wisconsin Act 167 and 2007 Wisconsin Act .... (this act), is repealed and recreated  
3 to read:

4           348.21 (3g) (intro.) Any person who, while operating a vehicle combination that  
5 is transporting raw forest products, violates s. 348.15 or 348.16 or any weight  
6 limitation posted as provided in s. 348.17 (1) or authorized in an overweight permit  
7 issued under s. 348.26 or 348.27 may be penalized as follows:

8           **SECTION 3435x.** 349.132 of the statutes is created to read:

9           **349.132 Authority to immobilize, remove, impound, and dispose of**  
10 **motor vehicles for nonmoving traffic violations. (1)** In this section:

11           (a) “Habitual parking violator” means a person who has received, more than  
12 28 days previously, 3 or more citations for nonmoving traffic violations that remain  
13 unpaid and for which the person has not scheduled an appearance in court in  
14 response to the citations.

15           (b) “Immobilization device” has the meaning given in s. 341.65 (1) (a).

16           (c) “Nonmoving traffic violation” has the meaning given in s. 345.28 (1) (c).

17           (d) “Owner” has the meaning given in s. 341.65 (1) (am).

18           (e) “Parking enforcer” means a traffic officer or any other person who enforces  
19 nonmoving traffic violations and who is employed by a municipality or county.

20           **(2)** The governing body of any municipality or county may by ordinance provide  
21 for the immobilization or removal, impoundment, and disposal of vehicles owned by  
22 habitual parking violators as provided in this section. Any ordinance under this  
23 section shall do all of the following:

24           (a) Limit application of the ordinance to those motor vehicles for which all of  
25 the following apply:

1           1. The municipality or county has cited the owner of the motor vehicle for 3 or  
2 more nonmoving traffic violations that, at the time of the vehicle’s immobilization or  
3 removal, occurred more than 28 days previously and for which the owner has neither  
4 paid the forfeiture for each of these violations nor scheduled an appearance in court  
5 in response to each of these citations.

6           2. a. The municipality or county has mailed to the last-known address of the  
7 owner at least one notice that specifies, for each citation counted under subd. 1., the  
8 date on which the citation was issued, the license number of the vehicle involved, the  
9 place where the citation may be paid, the amount of the forfeiture, and the means  
10 by which the citation may be contested.

11           b. The notice under subd. 2. a. shall also inform the owner that any motor  
12 vehicle owned by him or her may be immobilized with an immobilization device or  
13 removed and impounded if, within 28 days after the owner has received 3 or more  
14 citations and at the time the vehicle is immobilized or removed and impounded, the  
15 owner has not either paid the forfeiture for each violation that occurred more than  
16 28 days previously or scheduled an appearance in court in response to each citation  
17 issued more than 28 days previously for which the forfeiture has not been paid.

18           c. The notice under this subdivision may be combined with any other notice  
19 provided by the municipality or county to the owner.

20           (b) Authorize any parking enforcer who discovers any motor vehicle to which  
21 par. (a) applies that is legally or illegally parked on any portion of the street, highway,  
22 or publicly owned or leased parking facility within the corporate limits of the  
23 municipality or county to cause the motor vehicle to be immobilized with an  
24 immobilization device or removed to a suitable place of impoundment or both. Upon

1 immobilization or removal of the motor vehicle, the parking enforcer shall follow the  
2 notification procedure specified in s. 341.65 (2) (b).

3 (c) Specify whether the municipality or county may contract with a 3rd party  
4 for the performance of services related to immobilization or removal of motor  
5 vehicles, which services shall be rendered only at the request of a parking enforcer.

6 (d) Provide for a reasonable removal fee, if any, that will be charged to remove  
7 an immobilization device placed on a vehicle under this section.

8 (e) Provide for the recovery of reasonable towing or storage charges associated  
9 with the removal or impoundment of a vehicle, and of reasonable charges associated  
10 with disposal of a vehicle, under this section.

11 (f) Require that, if the motor vehicle is immobilized, the parking enforcer or a  
12 3rd party contractor place in a highly visible location and a reasonably secure  
13 manner on the vehicle, at the time of immobilization, a written notice that does all  
14 of the following:

15 1. Warns any driver of the vehicle that the immobilization device has been  
16 placed on the vehicle.

17 2. Either provides all of the information specified in par. (a) 2. a. or provides  
18 a telephone number at which an individual is available to provide such information  
19 24 hours a day.

20 3. States the amount of the removal fee under par. (d), if any, that is in addition  
21 to any amount required to be paid as specified in the notice under par. (a) 2. a.

22 (g) If the motor vehicle is immobilized in a time-limited, legal parking space,  
23 prohibit the municipality or county from issuing, after the vehicle's immobilization,  
24 any citation for a nonmoving traffic violation for the vehicle within the first 4 hours  
25 after the vehicle is immobilized and during any hours in which the municipal court

1 or clerk's office of the circuit court that would be contacted to arrange an appearance  
2 for purposes of sub. (3) (b) is not open for regular business.

3 (h) If the motor vehicle is immobilized, require the municipality or county, or  
4 a 3rd party contractor, to remove, or provide sufficient information to allow the  
5 vehicle owner to remove, the immobilization device without undue delay, not to  
6 exceed 3 hours, after receiving notice that the person has satisfied the requirements  
7 for release of the motor vehicle under sub. (3) (b).

8 **(3)** (a) Any motor vehicle immobilized or impounded as provided in sub. (2)  
9 shall remain immobilized or impounded until lawfully claimed or disposed of as  
10 provided in this subsection and sub. (5).

11 (b) The owner of a motor vehicle that is immobilized under sub. (2) may secure  
12 release of the motor vehicle by paying any removal fee specified in sub. (2) (d) and  
13 either paying all forfeitures specified in each notice under sub. (2) (a) 2. a. for  
14 citations counted under sub. (2) (a) 1. or scheduling an appearance in court in  
15 response to all citations counted under sub. (2) (a) 1. for which the forfeitures have  
16 not been paid.

17 (c) The owner of a motor vehicle that is removed and impounded under sub. (2)  
18 may secure release of the motor vehicle by paying any charges specified in sub. (2)  
19 (e) and either paying all forfeitures specified in the notice under sub. (2) (a) 2. a. for  
20 citations counted under sub. (2) (a) 1. or scheduling an appearance in court in  
21 response to all citations counted under sub. (2) (a) 1. for which the forfeitures have  
22 not been paid.

23 (d) If an owner secures release of a motor vehicle under par. (b) or (c) by  
24 scheduling an appearance in court and thereafter fails to appear or fails to comply  
25 with any court order with respect to any citation counted under sub. (2) (a) 1. for

1 which the forfeiture has not been fully paid, including failure to satisfy in full any  
2 court-ordered payment plan or other agreement approved by the court, the court  
3 may order a law enforcement officer, or an authorized employee or contractor of the  
4 municipality or county, to immobilize the motor vehicle involved in the nonmoving  
5 traffic violations or the municipality or county may cause the motor vehicle to be  
6 immobilized or removed and impounded as provided under sub. (2). If the court  
7 orders the motor vehicle immobilized, upon compliance with the court order, the  
8 court shall order a law enforcement officer, or an authorized employee or contractor  
9 of the municipality or county, to remove the immobilization device.

10 (e) Notwithstanding par. (a), if any motor vehicle immobilized or impounded  
11 is an unregistered motor vehicle for purposes of s. 341.65 or an abandoned motor  
12 vehicle for purposes of s. 342.40, the municipality or county may take any action  
13 authorized under s. 341.65 or 342.40. Any vehicle immobilized under this section for  
14 longer than the period specified in s. 342.40 (1m) shall be considered abandoned for  
15 purposes of s. 342.40.

16 (4) The owner of any motor vehicle immobilized or removed and impounded as  
17 provided under this section is responsible for all charges associated with  
18 immobilizing, removing, impounding, and disposing of the motor vehicle, as provided  
19 under sub. (2) (d) and (e). Charges not recovered from the sale of the motor vehicle  
20 may be recovered in a civil action by the municipality or county against the owner.

21 (5) The procedures and provisions of s. 341.65 (2) (f) to (h) shall apply with  
22 respect to the impoundment and disposal of motor vehicles authorized to be removed,  
23 impounded, and disposed of under this section to the same extent as these provisions  
24 apply to the impoundment and disposal of unregistered motor vehicles that are  
25 removed under authority of s. 341.65, except that reclamation of the motor vehicle



1 by the owner requires compliance with sub. (3) rather than s. 341.65 (2) (e). The  
2 provisions of s. 349.13 (5) (b) shall apply with respect to vehicles removed or stored  
3 under this section to the same extent as these provisions apply with respect to  
4 vehicles removed or stored under authority of s. 349.13.

5 **(6)** Any ordinance enacted under this section permitting immobilization of a  
6 motor vehicle may prohibit any person from removing, disconnecting, tampering  
7 with, or otherwise circumventing the operation of an immobilization device installed  
8 under this section except upon release of the motor vehicle to the owner or to make  
9 necessary repairs to a malfunctioning immobilization device.

10 **(7)** Section 349.137 does not apply to the use of motor vehicle immobilization  
11 devices under this section.

12 **SECTION 3436.** 349.19 of the statutes is amended to read:

13 **349.19 Authority to require accident reports.** Any city, village, town or  
14 county may by ordinance require the operator of a vehicle involved in an accident to  
15 file with a designated municipal department or officer a report of such accident or  
16 a copy of any report required to be filed with the department. All such reports are  
17 for the confidential use of such department or officer and are otherwise subject to s.  
18 346.73, except that this section does not prohibit the disclosure of a person's name  
19 or address, of the name or address of a person's employer or of financial information  
20 that relates to a person when requested under s. 49.22 (2m) to the department of  
21 ~~workforce development~~ children and families or a county child support agency under  
22 under s. 59.53 (5).

23 **SECTION 3437.** 350.055 of the statutes is renumbered 350.055 (1) and amended  
24 to read:

1           350.055 (1) The department shall establish a program of instruction on  
2 snowmobile laws, including the intoxicated snowmobiling law, regulations, safety  
3 and related subjects. The program shall be conducted by instructors certified by the  
4 department. The department may procure liability insurance coverage for certified  
5 instructors for work within the scope of their duties under this section. For each  
6 person who is under the age of 16 years, the program shall include 6 hours of  
7 classroom instruction, and the instructor may provide to the person up to 2  
8 additional hours of instruction on a snowmobile as to how it is actually operated.  
9 Each person satisfactorily completing this program shall receive a snowmobile  
10 safety certificate from the department. The department shall establish by rule an  
11 instruction fee for this program. An instructor conducting a program of instruction  
12 under this section shall collect the instruction fee from each person who receives  
13 instruction. The department may determine the portion of this fee, which may not  
14 exceed 50%, that the instructor may retain to defray expenses incurred by the  
15 instructor in conducting the program. The instructor shall remit the remainder of  
16 the fee or, if nothing is retained, the entire fee to the department. The department  
17 shall issue a duplicate certificate of accomplishment to a person who is entitled to a  
18 duplicate certificate of accomplishment and who pays a fee of \$2.75.

19           (2) A person who is required to hold a valid snowmobile safety certificate may  
20 operate a snowmobile in this state if the person holds a valid snowmobile safety  
21 certificate issued by another state or province of the Dominion of Canada and if the  
22 course content of the program in such other state or province substantially meets  
23 that established by the department under this section.

24           **SECTION 3449.** 440.03 (9) (intro.) of the statutes is renumbered 440.03 (9) (a)  
25 (intro.) and amended to read:

1           440.03 (9) (a) (intro.) The Subject to pars. (b) and (c), the department shall  
2 include all of the following with each biennial budget request that it makes under s.  
3 16.42, biennially, determine each fee for an initial credential for which no  
4 examination is required, for a reciprocal credential, and for a credential renewal by  
5 doing all of the following:

6           **SECTION 3450.** 440.03 (9) (a) of the statutes is renumbered 440.03 (9) (a) 1. and  
7 amended to read:

8           440.03 (9) (a) 1. ~~A recalculation of~~ Recalculating the administrative and  
9 enforcement costs of the department that are attributable to the regulation of each  
10 occupation or business under chs. 440 to 480 ~~and that are included in the budget~~  
11 ~~request.~~

12           **SECTION 3451.** 440.03 (9) (b) of the statutes is renumbered 440.03 (9) (a) 2. and  
13 amended to read:

14           440.03 (9) (a) 2. ~~A recommended change to~~ Not later than January 31 of each  
15 odd-numbered year, adjusting for the succeeding fiscal biennium each fee specified  
16 under s. 440.05 (1) for an initial credential for which an examination is not required,  
17 under s. 440.05 (2) for a reciprocal credential, and under, subject to s. 440.08 (2) (a),  
18 for a credential renewal, if the change an adjustment is necessary to reflect the  
19 approximate administrative and enforcement costs of the department that are  
20 attributable to the regulation of the particular occupation or business during the  
21 period in which the initial or reciprocal credential or credential renewal is in effect  
22 and, for purposes of the recommended change to each fee specified under s. 440.08  
23 (2) (a) for a credential renewal, to reflect an estimate of any additional moneys  
24 available for the department's general program operations, during the budget period  
25 to which the biennial budget request applies, as a result of appropriation transfers

1 that have been or are estimated to be made under s. 20.165 (1) (i) ~~prior to and during~~  
2 ~~that budget period~~ during the fiscal biennium in progress at the time of the deadline  
3 for an adjustment under this subdivision or during the fiscal biennium beginning on  
4 the July 1 immediately following the deadline for an adjustment under this  
5 subdivision.

6 (b) The department may not recommend an initial credential fee that exceeds  
7 the amount of the fee that the department recommends for a renewal of the same  
8 credential, if no examination is required for the initial credential.

9 **SECTION 3452.** 440.03 (9) (c) of the statutes is created to read:

10 440.03 (9) (c) The cemetery board may by rule impose a fee in addition to the  
11 renewal fee determined by the department under this subsection for renewal of a  
12 license granted under s. 440.91 (1).

13 **SECTION 3453.** 440.03 (9) (d) of the statutes is created to read:

14 440.03 (9) (d) Not later than 14 days after completing proposed fee adjustments  
15 under par. (a), the department shall send a report detailing the proposed fee  
16 adjustments to the cochairpersons of the joint committee on finance. If, within 14  
17 working days after the date that the department submits the report, the  
18 cochairpersons of the committee notify the secretary that the committee has  
19 scheduled a meeting for the purpose of reviewing the proposed adjustments, the  
20 department may not impose the fee adjustments until the committee approves the  
21 report. If the cochairpersons of the committee do not notify the secretary, the  
22 department shall notify credential holders of the fee adjustments by posting the fee  
23 adjustments on the department's Internet Web site and in credential renewal notices  
24 sent to affected credential holders under s. 440.08 (1).

25 **SECTION 3454.** 440.03 (11m) (am) of the statutes is amended to read:

1           440.03 **(11m)** (am) If an applicant specified in par. (a) 1. or 2. is an individual  
2 who does not have a social security number, the applicant shall submit a statement  
3 made or subscribed under oath that the applicant does not have a social security  
4 number. The form of the statement shall be prescribed by the department of  
5 ~~workforce development~~ children and families. A credential or license issued in  
6 reliance upon a false statement submitted under this paragraph is invalid.

7           **SECTION 3455.** 440.03 (11m) (c) of the statutes is amended to read:

8           440.03 **(11m)** (c) The department of regulation and licensing may not disclose  
9 a social security number obtained under par. (a) to any person except the coordinated  
10 licensure information system under s. 441.50 (7); the department of ~~workforce~~  
11 ~~development~~ children and families for purposes of administering s. 49.22; and, for  
12 a social security number obtained under par. (a) 1., the department of revenue for the  
13 purpose of requesting certifications under s. 73.0301 and administering state taxes.

14           **SECTION 3456.** 440.03 (12m) of the statutes is amended to read:

15           440.03 **(12m)** The department of regulation and licensing shall cooperate with  
16 the departments of justice, children and families, and health and family services in  
17 developing and maintaining a computer linkup to provide access to information  
18 regarding the current status of a credential issued to any person by the department  
19 of regulation and licensing, including whether that credential has been restricted in  
20 any way.

21           **SECTION 3458.** 440.03 (14) (a) 1. c. of the statutes is amended to read:

22           440.03 **(14)** (a) 1. c. The person pays the initial credential fee ~~specified in s.~~  
23 ~~440.05 (1)~~ determined by the department under s. 440.03 (9) (a) and files with the  
24 department evidence satisfactory to the department that he or she is certified,  
25 registered or accredited as required under subd. 1. a.

1           **SECTION 3459.** 440.03 (14) (a) 2. c. of the statutes is amended to read:

2           440.03 (14) (a) 2. c. The person pays the initial credential fee ~~specified in s.~~  
3           440.05 (1) determined by the department under s. 440.03 (9) (a) and files with the  
4           department evidence satisfactory to the department that he or she is certified,  
5           registered or accredited as required under subd. 2. a.

6           **SECTION 3460.** 440.03 (14) (a) 3. c. of the statutes is amended to read:

7           440.03 (14) (a) 3. c. The person pays the initial credential fee ~~specified in s.~~  
8           440.05 (1) determined by the department under s. 440.03 (9) (a) and files with the  
9           department evidence satisfactory to the department that he or she is certified,  
10          registered or accredited as required under subd. 3. a.

11          **SECTION 3461.** 440.03 (14) (am) of the statutes is amended to read:

12          440.03 (14) (am) The department may promulgate rules that establish  
13          requirements for granting a license to practice psychotherapy to a person who is  
14          registered under par. (a). Rules promulgated under this paragraph shall establish  
15          requirements for obtaining such a license that are comparable to the requirements  
16          for obtaining a clinical social worker, marriage and family therapist, or professional  
17          counselor license under ch. 457. If the department promulgates rules under this  
18          paragraph, the department shall grant a license under this paragraph to a person  
19          registered under par. (a) who pays the initial credential fee ~~specified in s. 440.05 (1)~~  
20          determined by the department under s. 440.03 (9) (a) and provides evidence  
21          satisfactory to the department that he or she satisfies the requirements established  
22          in the rules.

23          **SECTION 3462.** 440.03 (14) (c) of the statutes is amended to read:

24          440.03 (14) (c) The renewal dates for certificates granted under par. (a) and  
25          licenses granted under par. (am) are specified in s. 440.08 (2) (a). Renewal

1 applications shall be submitted to the department on a form provided by the  
2 department and shall include the renewal fee ~~specified in s. 440.08 (2) (a) determined~~  
3 by the department under s. 440.03 (9) (a) and evidence satisfactory to the department  
4 that the person's certification, registration, or accreditation specified in par. (a) 1. a.,  
5 2. a., or 3. a. has not been revoked.

6 **SECTION 3462q.** 440.05 (intro.) of the statutes is amended to read:

7 **440.05 Standard fees.** (intro.) The following standard fees apply to all initial  
8 credentials, except as provided in ss. 440.42, 440.43, 440.44, 440.51, 444.03, 444.11,  
9 446.02 (2) (c), 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), and 450.071 (3):

10 **SECTION 3463.** 440.05 (1) (a) of the statutes is amended to read:

11 440.05 (1) (a) Initial credential: \$53 An amount determined by the department  
12 under s. 440.03 (9) (a). Each applicant for an initial credential shall pay the initial  
13 credential fee to the department when the application materials for the initial  
14 credential are submitted to the department.

15 **SECTION 3464.** 440.05 (2) of the statutes is amended to read:

16 440.05 (2) Reciprocal credential, including any credential described in s.  
17 440.01 (2) (d) and any credential that permits temporary practice in this state in  
18 whole or in part because the person holds a credential in another jurisdiction: The  
19 applicable credential renewal fee ~~under s. 440.08 (2) (a) determined by the~~  
20 department under s. 440.03 (9) (a) and, if an examination is required, an  
21 examination fee under sub. (1).

22 **SECTION 3465L.** 440.08 (2) (a) (intro.) and 1. to 27m. of the statutes are  
23 amended to read:

1           440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04,  
2           444.03, 444.11, 448.065, 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), the  
3           renewal dates and renewal fees for credentials are as follows:

4           1. Accountant, certified public: December 15 of each odd-numbered year; ~~\$59.~~

5           3. Accounting corporation or partnership: December 15 of each odd-numbered  
6           year; ~~\$56.~~

7           4. Acupuncturist: July 1 of each odd-numbered year; ~~\$70.~~

8           4m. Advanced practice nurse prescriber: October 1 of each even-numbered  
9           year; ~~\$73.~~

10          5. Aesthetics: April 1 of each odd-numbered year; ~~\$87.~~

11          6. Aesthetics establishment: April 1 of each odd-numbered year; ~~\$70.~~

12          7. Aesthetics instructor: April 1 of each odd-numbered year; ~~\$70.~~

13          8. Aesthetics school: April 1 of each odd-numbered year; ~~\$115.~~

14          9. Aesthetics specialty school: April 1 of each odd-numbered year; ~~\$53.~~

15          9m. Substance abuse counselor, clinical supervisor, or prevention specialist:  
16          except as limited in s. 440.88 (4), March 1 of each odd-numbered year; ~~\$70.~~

17          11. Appraiser, real estate, certified general: December 15 of each  
18          odd-numbered year; ~~\$162.~~

19          11m. Appraiser, real estate, certified residential: December 15 of each  
20          odd-numbered year; ~~\$167.~~

21          12. Appraiser, real estate, licensed: December 15 of each odd-numbered year;  
22          ~~\$185.~~

23          13. Architect: August 1 of each even-numbered year; ~~\$60.~~

24          14. Architectural or engineering firm, partnership or corporation: February 1  
25          of each even-numbered year; ~~\$70.~~



- 1           14d. Athlete agent: July 1 of each even-numbered year; ~~\$53.~~
- 2           14f. Athletic trainer: July 1 of each even-numbered year; ~~\$53.~~
- 3           14g. Auction company: December 15 of each even-numbered year; ~~\$56.~~
- 4           14r. Auctioneer: December 15 of each even-numbered year; ~~\$174.~~
- 5           15. Audiologist: February 1 of each odd-numbered year; ~~\$106.~~
- 6           16. Barbering or cosmetology establishment: April 1 of each odd-numbered
- 7           year; ~~\$56.~~
- 8           17. Barbering or cosmetology instructor: April 1 of each odd-numbered year;
- 9           ~~\$91.~~
- 10          18. Barbering or cosmetology manager: April 1 of each odd-numbered year;
- 11          ~~\$71.~~
- 12          19. Barbering or cosmetology school: April 1 of each odd-numbered year; ~~\$138.~~
- 13          20. Barber or cosmetologist: April 1 of each odd-numbered year; ~~\$63.~~
- 14          21. Cemetery authority, licensed: December 15 of each even-numbered year;
- 15          ~~\$343, plus an amount to be determined by rule by the cemetery board.~~
- 16          22. Cemetery preneed seller: December 15 of each even-numbered year; ~~\$61.~~
- 17          23. Cemetery salesperson: December 15 of each even-numbered year; ~~\$90.~~
- 18          23m. Charitable organization: August 1 of each year; ~~\$15.~~
- 19          24. Chiropractor: December 15 of each even-numbered year; ~~\$168.~~
- 20          24m. Crematory authority: January 1 of each even-numbered year; ~~\$53.~~
- 21          25. Dental hygienist: October 1 of each odd-numbered year; ~~\$57.~~
- 22          26. Dentist: October 1 of each odd-numbered year; ~~\$131.~~
- 23          26m. Dentist, faculty member: October 1 of each odd-numbered year; ~~\$131.~~
- 24          27. Designer of engineering systems: February 1 of each even-numbered year;
- 25          ~~\$58.~~

1           27m. Dietitian: November 1 of each even-numbered year; ~~\$56.~~

2           **SECTION 3465p.** 440.08 (2) (a) 28. of the statutes is repealed.

3           **SECTION 3465pr.** 440.08 (2) (a) 29. to 71. of the statutes are amended to read:

4           440.08 (2) (a) 29. Drug manufacturer: June 1 of each even-numbered year;

5           ~~\$70.~~

6           30. Electrologist: April 1 of each odd-numbered year; ~~\$76.~~

7           31. Electrology establishment: April 1 of each odd-numbered year; ~~\$56.~~

8           32. Electrology instructor: April 1 of each odd-numbered year; ~~\$86.~~

9           33. Electrology school: April 1 of each odd-numbered year; ~~\$71.~~

10          34. Electrology specialty school: April 1 of each odd-numbered year; ~~\$53.~~

11          35. Engineer, professional: August 1 of each even-numbered year; ~~\$58.~~

12          35m. Fund-raising counsel: September 1 of each even-numbered year; ~~\$53.~~

13          36. Funeral director: December 15 of each odd-numbered year; ~~\$135.~~

14          37. Funeral establishment: June 1 of each odd-numbered year; ~~\$56.~~

15          38. Hearing instrument specialist: February 1 of each odd-numbered year;

16          ~~\$106.~~

17          38g. Home inspector: December 15 of each even-numbered year; ~~\$53.~~

18          38m. Landscape architect: August 1 of each even-numbered year; ~~\$56.~~

19          39. Land surveyor: February 1 of each even-numbered year; ~~\$77.~~

20          42. Manicuring establishment: April 1 of each odd-numbered year; ~~\$53.~~

21          43. Manicuring instructor: April 1 of each odd-numbered year; ~~\$53.~~

22          44. Manicuring school: April 1 of each odd-numbered year; ~~\$118.~~

23          45. Manicuring specialty school: April 1 of each odd-numbered year; ~~\$53.~~

24          46. Manicurist: April 1 of each odd-numbered year; ~~\$133.~~

25          46m. Marriage and family therapist: March 1 of each odd-numbered year; ~~\$84.~~

- 1           46r. Massage therapist or bodyworker: March 1 of each odd–numbered year;  
2       \$53.
- 3           46w. Midwife, licensed: July 1 of each even–numbered year; ~~\$56.~~
- 4           48. Nurse, licensed practical: May 1 of each odd–numbered year; ~~\$69.~~
- 5           49. Nurse, registered: March 1 of each even–numbered year; ~~\$66.~~
- 6           50. Nurse–midwife: March 1 of each even–numbered year; ~~\$70.~~
- 7           51. Nursing home administrator: July 1 of each even–numbered year; ~~\$120.~~
- 8           52. Occupational therapist: November 1 of each odd–numbered year; ~~\$59.~~
- 9           53. Occupational therapy assistant: November 1 of each odd–numbered year;  
10       ~~\$62.~~
- 11          54. Optometrist: December 15 of each odd–numbered year; ~~\$65.~~
- 12          54m. Perfusionist: November 1 of each odd–numbered year; ~~\$56.~~
- 13          55. Pharmacist: June 1 of each even–numbered year; ~~\$97.~~
- 14          56. Pharmacy, in–state and out–of–state: June 1 of each even–numbered year;  
15       ~~\$56.~~
- 16          57. Physical therapist: November 1 of each odd–numbered year; ~~\$62.~~
- 17          57m. Physical therapist assistant: November 1 of each odd–numbered year;  
18       ~~\$44.~~
- 19          58. Physician: November 1 of each odd–numbered year; ~~\$106.~~
- 20          59. Physician assistant: November 1 of each odd–numbered year; ~~\$72.~~
- 21          60. Podiatrist: November 1 of each odd–numbered year; ~~\$150.~~
- 22          61. Private detective: September 1 of each even–numbered year; ~~\$101.~~
- 23          62. Private detective agency: September 1 of each odd–numbered year; ~~\$53.~~
- 24          63. Private practice school psychologist: October 1 of each odd–numbered year;  
25       ~~\$103.~~

- 1           63g. Private security person: September 1 of each even-numbered year; ~~\$53.~~
- 2           63m. Professional counselor: March 1 of each odd-numbered year; ~~\$76.~~
- 3           63t. Professional fund-raiser: September 1 of each even-numbered year; ~~\$93.~~
- 4           63u. Professional geologist: August 1 of each even-numbered year; ~~\$59.~~
- 5           63v. Professional geology, hydrology or soil science firm, partnership or  
6 corporation: August 1 of each even-numbered year; ~~\$53.~~
- 7           63w. Professional hydrologist: August 1 of each even-numbered year; ~~\$53.~~
- 8           63x. Professional soil scientist: August 1 of each even-numbered year; ~~\$53.~~
- 9           64. Psychologist: October 1 of each odd-numbered year; ~~\$157.~~
- 10          65. Real estate broker: December 15 of each even-numbered year; ~~\$128.~~
- 11          66. Real estate business entity: December 15 of each even-numbered year;  
12 ~~\$56.~~
- 13          67. Real estate salesperson: December 15 of each even-numbered year; ~~\$83.~~
- 14          67m. Registered interior designer: August 1 of each even-numbered year; ~~\$56.~~
- 15          67v. Registered music, art or dance therapist: October 1 of each odd-numbered  
16 year; ~~\$53.~~
- 17          67x. Registered music, art, or dance therapist with psychotherapy license:  
18 October 1 of each odd-numbered year; ~~\$53.~~
- 19          68. Respiratory care practitioner: November 1 of each odd-numbered year;  
20 ~~\$65.~~
- 21          68b. Sanitarian: January 1 of each even-numbered year; ~~\$53.~~
- 22          68d. Social worker: March 1 of each odd-numbered year; ~~\$63.~~
- 23          68h. Social worker, advanced practice: March 1 of each odd-numbered year;  
24 ~~\$70.~~
- 25          68p. Social worker, independent: March 1 of each odd-numbered year; ~~\$58.~~

1           68t. Social worker, independent clinical: March 1 of each odd-numbered year;  
2       \$73.

3           68v. Speech-language pathologist: February 1 of each odd-numbered year;  
4       \$63.

5           69. Time-share salesperson: December 15 of each even-numbered year; \$119.

6           70. Veterinarian: December 15 of each odd-numbered year; \$105.

7           71. Veterinary technician: December 15 of each odd-numbered year; \$58.

8           **SECTION 3465q.** 440.08 (2) (a) 72. of the statutes is created to read:

9           440.08 (2) (a) 72. Wholesale distributor of prescription drugs: June 1 of each  
10       even-numbered year; \$300, except that before June 1, 2010, the amount of the  
11       renewal fee is \$350.

12           **SECTION 3465s.** 440.08 (2) (a) 72. of the statutes, as created by 2007 Wisconsin  
13       Act .... (this act), is amended to read:

14           440.08 (2) (a) 72. Wholesale distributor of prescription drugs: June 1 of each  
15       even-numbered year; ~~\$300, except that before June 1, 2010, the amount of the~~  
16       ~~renewal fee is \$350.~~

17           **SECTION 3466.** 440.08 (2) (c) of the statutes is amended to read:

18           440.08 (2) (c) Except as provided in sub. (3), renewal applications shall include  
19       the applicable renewal fee ~~specified in pars. (a) and (b)~~ as determined by the  
20       department under s. 440.03 (9) (a) or as specified in par. (b).

21           **SECTION 3467.** 440.08 (3) (a) of the statutes is amended to read:

22           440.08 (3) (a) Except as provided in rules promulgated under par. (b), if the  
23       department does not receive an application to renew a credential before its renewal  
24       date, the holder of the credential may restore the credential by payment of the

1 applicable renewal fee ~~specified in sub. (2) (a)~~ determined by the department under  
2 s. 440.03 (9) (a) and by payment of a late renewal fee of \$25.

3 **SECTION 3468.** 440.13 (1) (b) of the statutes is amended to read:

4 440.13 (1) (b) “Memorandum of understanding” means a memorandum of  
5 understanding entered into by the department of regulation and licensing and the  
6 department of ~~workforce development~~ children and families under s. 49.857.

7 **SECTION 3469.** 440.13 (2) (a) of the statutes is amended to read:

8 440.13 (2) (a) With respect to a credential granted by the department, the  
9 department shall restrict, limit or suspend a credential or deny an application for an  
10 initial credential or for reinstatement of an inactive license under s. 452.12 (6) (e) if  
11 the credential holder or applicant is delinquent in paying support or fails to comply,  
12 after appropriate notice, with a subpoena or warrant issued by the department of  
13 ~~workforce development~~ children and families or a county child support agency under  
14 s. 59.53 (5) and related to support or paternity proceedings.

15 **SECTION 3470.** 440.13 (2) (b) of the statutes is amended to read:

16 440.13 (2) (b) With respect to credential renewal, the department shall deny  
17 an application for renewal if the applicant is delinquent in paying support or fails to  
18 comply, after appropriate notice, with a subpoena or warrant issued by the  
19 department of ~~workforce development~~ children and families or a county child  
20 support agency under s. 59.53 (5) and related to support or paternity proceedings.

21 **SECTION 3471.** 440.26 (3) of the statutes is amended to read:

22 440.26 (3) ISSUANCE OF LICENSES; FEES. Upon receipt and examination of an  
23 application executed under sub. (2), and after any investigation that it considers  
24 necessary, the department shall, if it determines that the applicant is qualified, grant  
25 the proper license upon payment of the initial credential fee ~~specified in s. 440.05 (1)~~

1 determined by the department under s. 440.03 (9) (a). No license shall be issued for  
2 a longer period than 2 years, and the license of a private detective shall expire on the  
3 renewal date of the license of the private detective agency, even if the license of the  
4 private detective has not been in effect for a full 2 years. Renewals of the original  
5 licenses issued under this section shall be issued in accordance with renewal forms  
6 prescribed by the department and shall be accompanied by the applicable fees  
7 specified in s. 440.08 or determined by the department under s. 440.03 (9) (a). The  
8 department may not renew a license unless the applicant provides evidence that the  
9 applicant has in force at the time of renewal the bond or liability policy specified in  
10 this section.

11 **SECTION 3473.** 440.26 (5m) (a) 4. of the statutes is amended to read:

12 440.26 (5m) (a) 4. The individual pays to the department the initial credential  
13 fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

14 **SECTION 3474.** 440.26 (5m) (b) of the statutes is amended to read:

15 440.26 (5m) (b) The renewal dates for permits issued under this subsection are  
16 specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the  
17 department on a form provided by the department and shall include the renewal fee  
18 specified in s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).

19 **SECTION 3476.** 440.42 (1) (c) of the statutes is amended to read:

20 440.42 (1) (c) The department shall issue a certificate of registration to each  
21 charitable organization that is registered under this subsection. Renewal  
22 applications shall be submitted to the department, on a form provided by the  
23 department, on or before the expiration date specified in s. 440.08 (2) (a) and shall  
24 include a registration statement that complies with sub. (2) and the renewal fee  
25 specified in s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).

1           **SECTION 3477.** 440.43 (1) (c) of the statutes is amended to read:

2           440.43 (1) (c) The department shall issue a certificate of registration to each  
3 fund-raising counsel that is registered under this subsection. Renewal applications  
4 shall be submitted to the department, on a form provided by the department, on or  
5 before the date specified in s. 440.08 (2) (a) and shall include the renewal fee ~~specified~~  
6 ~~in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and evidence  
7 satisfactory to the department that the fund-raising counsel maintains a bond that  
8 is approved under sub. (2).

9           **SECTION 3478.** 440.43 (5) of the statutes is amended to read:

10          440.43 (5) DEPARTMENT DISCLOSURE. The department shall not disclose  
11 information under sub. (4) (c) 1. except to the extent necessary for investigative or  
12 law enforcement purposes and except that the department may, if requested under  
13 s. 49.22 (2m), disclose information regarding the name, address or employer of or  
14 financial information related to an individual to the department of workforce  
15 development children and families or a county child support agency under s. 59.53  
16 (5).

17          **SECTION 3479.** 440.44 (1) (c) of the statutes is amended to read:

18          440.44 (1) (c) The department shall issue a certificate of registration to each  
19 professional fund-raiser that is registered under this subsection. Renewal  
20 applications shall be submitted to the department, on a form provided by the  
21 department, on or before the date specified in s. 440.08 (2) (a) and shall include the  
22 renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s.  
23 440.03 (9) (a) and evidence satisfactory to the department that the professional  
24 fund-raiser maintains a bond that is approved under sub. (2).

25          **SECTION 3480.** 440.44 (10) of the statutes is amended to read:



1           440.44 **(10)** NONDISCLOSURE. The department may not disclose information  
2 under sub. (9) (a) 1. to any person except to the extent necessary for investigative or  
3 law enforcement purposes and except that the department may, if requested under  
4 s. 49.22 (2m), disclose information regarding the name, address or employer of or  
5 financial information related to an individual to the department of workforce  
6 development children and families or a county child support agency under s. 59.53  
7 (5).

8           **SECTION 3481.** 440.62 (2) (a) of the statutes is amended to read:

9           440.62 **(2)** (a) An application for initial licensure or renewal or reinstatement  
10 of a license under this section shall be submitted to the department on a form  
11 provided by the department and shall be accompanied by the applicable fee ~~specified~~  
12 ~~in s. 440.05 (1) or 440.08~~ determined by the department under s. 440.03 (9) (a). Each  
13 application shall be accompanied by a surety bond acceptable to the department in  
14 the minimum sum of \$25,000 for each location.

15           **SECTION 3482.** 440.63 (2) of the statutes is amended to read:

16           440.63 **(2)** APPLICATIONS; CERTIFICATION PERIOD. An application for initial  
17 certification or renewal or reinstatement of a certificate under this section shall be  
18 submitted to the department on a form provided by the department. An application  
19 for initial certification shall include the initial credential fee ~~specified in s. 440.05 (1)~~  
20 ~~determined by the department under s. 440.03 (9) (a)~~. Renewal applications shall  
21 be submitted to the department on a form provided by the department on or before  
22 the applicable renewal date specified under s. 440.08 (2) (a) and shall include the  
23 applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department  
24 under s. 440.03 (9) (a), and the applicable penalty for late renewal under s. 440.08  
25 (3) if the application is submitted late.

1           **SECTION 3483.** 440.71 (2) (a) of the statutes is amended to read:

2           440.71 (2) (a) Pays the initial credential fee ~~specified in s. 440.05 (1) determined~~  
3 by the department under s. 440.03 (9) (a).

4           **SECTION 3484.** 440.71 (3) of the statutes is amended to read:

5           440.71 (3) RENEWAL. Renewal applications shall be submitted to the  
6 department on a form provided by the department on or before the applicable  
7 renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
8 renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s.~~  
9 440.03 (9) (a).

10          **SECTION 3485.** 440.88 (4) of the statutes is amended to read:

11          440.88 (4) APPLICATIONS; CERTIFICATION PERIOD. An application for certification  
12 as a substance abuse counselor, clinical supervisor, or prevention specialist under  
13 this section shall be made on a form provided by the department and filed with the  
14 department and shall be accompanied by the initial credential fee ~~specified in s.~~  
15 440.05 (1) determined by the department under s. 440.03 (9) (a). The renewal date  
16 ~~and renewal fee~~ for certification as a substance abuse counselor, clinical supervisor,  
17 or prevention specialist ~~are~~ is specified under s. 440.08 (2) (a) ~~and the renewal fee for~~  
18 such certifications is determined by the department under s. 440.03 (9) (a). Renewal  
19 of certification as a substance abuse counselor–in–training, a clinical  
20 supervisor–in–training, or a prevention specialist–in–training may be made only  
21 twice.

22          **SECTION 3486.** 440.91 (1) (b) 2. of the statutes is amended to read:

23          440.91 (1) (b) 2. The cemetery authority pays the initial credential fee ~~specified~~  
24 in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

25          **SECTION 3487.** 440.91 (1) (c) 1. of the statutes is amended to read:

1           440.91 (1) (c) 1. The renewal dates ~~and renewal fees~~ for licenses granted under  
2 par. (b) are specified in s. 440.08 (2) (a) and the renewal fees for such licenses are  
3 determined by the department under s. 440.03 (9) (a), except that a licensed cemetery  
4 authority is not required to renew its license if the cemetery authority sells less than  
5 20 cemetery lots or mausoleum spaces at a cemetery during a calendar year, or that  
6 has less than \$100,000 in preneed trust fund accounts for a cemetery.

7           **SECTION 3488.** 440.91 (2) (intro.) of the statutes is amended to read:

8           440.91 (2) (intro.) Except as provided in sub. (10), every person that sells or  
9 solicits the sale of, or that expects to sell or solicit the sale of, 20 or more cemetery  
10 lots or mausoleum spaces per year during 2 consecutive calendar years shall be  
11 licensed by the board. A person may not be licensed as a cemetery salesperson except  
12 upon the written request of a cemetery authority and the payment of the initial  
13 credential fee specified in s. 440.05 (1) determined by the department under s. 440.03  
14 (9) (a). The cemetery authority shall certify in writing to the board that the person  
15 is competent to act as a cemetery salesperson. An applicant for licensure as a  
16 cemetery salesperson shall furnish to the board, in such form as the board prescribes,  
17 all of the following information:

18           **SECTION 3489.** 440.91 (4) of the statutes is amended to read:

19           440.91 (4) Renewal applications shall be submitted to the department on a  
20 form provided by the department on or before the applicable renewal date specified  
21 under s. 440.08 (2) (a) and shall include the applicable renewal fee ~~specified under~~  
22 ~~s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

23           **SECTION 3490.** 440.92 (1) (b) 2. of the statutes is amended to read:

24           440.92 (1) (b) 2. Pays the initial credential fee ~~under s. 440.05 (1) determined~~  
25 by the department under s. 440.03 (9) (a).

1           **SECTION 3491.** 440.92 (1) (c) of the statutes is amended to read:

2           440.92 (1) (c) Renewal applications shall be submitted to the department on  
3 a form provided by the department on or before the applicable renewal date specified  
4 under s. 440.08 (2) (a) and shall include the applicable renewal fee ~~specified under~~  
5 ~~s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

6           **SECTION 3492.** 440.92 (6) (d) of the statutes is amended to read:

7           440.92 (6) (d) All records described under pars. (b) 2. and (c) and maintained  
8 by the board are confidential and are not available for inspection or copying under  
9 s. 19.35 (1). This paragraph does not apply to any information regarding the name,  
10 address or employer of or financial information related to an individual that is  
11 requested under s. 49.22 (2m) by the department of ~~workforce development~~ children  
12 and families or a county child support agency under s. 59.53 (5).

13           **SECTION 3493.** 440.966 (1) of the statutes is amended to read:

14           440.966 (1) The renewal date ~~and fees~~ for a certificate of registration issued  
15 under this subchapter are is specified in s. 440.08 (2) (a), ~~and the renewal fee for such~~  
16 ~~certificate of registration is determined by the department under s. 440.03 (9) (a).~~

17           **SECTION 3494.** 440.972 (2) of the statutes is amended to read:

18           440.972 (2) The renewal date ~~and renewal fee~~ for certificates granted under  
19 this section are is specified under s. 440.08 (2) (a) 38g., ~~and the renewal fee for such~~  
20 ~~certificates is determined by the department under s. 440.03 (9) (a).~~

21           **SECTION 3495.** 440.98 (6) of the statutes is amended to read:

22           440.98 (6) APPLICATIONS. An application for a sanitarian registration under this  
23 section shall be made on a form provided by the department and filed with the  
24 department and shall be accompanied by the initial credential fee ~~specified in s.~~  
25 ~~440.05 (1)~~ determined by the department under s. 440.03 (9) (a). The renewal date

1 and renewal fee for a sanitarian registration are is specified under s. 440.08 (2) (a),  
2 and the renewal fee for such registration is determined by the department under s.  
3 440.03 (9) (a).

4 **SECTION 3496.** 440.982 (1m) (b) of the statutes is amended to read:

5 440.982 (1m) (b) The person pays the initial credential fee ~~specified in s. 440.05~~  
6 ~~(1)~~ determined by the department under s. 440.03 (9) (a).

7 **SECTION 3497.** 440.983 (1) of the statutes is amended to read:

8 440.983 (1) The renewal date for licenses granted under this subchapter is  
9 specified in s. 440.08 (2) (a). Renewal applications shall be submitted to the  
10 department on a form provided by the department and shall include the renewal fee  
11 ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

12 **SECTION 3498.** 440.992 (1) of the statutes is amended to read:

13 440.992 (1) Except as otherwise provided in sub. (2), the department shall issue  
14 a certificate of registration to an individual who complies with s. 440.9915 (1) or  
15 whose application has been accepted under s. 440.9915 (2), if the individual has paid  
16 the initial credential fee ~~specified in s. 440.05 (1) (a)~~ determined by the department  
17 under s. 440.03 (9) (a).

18 **SECTION 3499.** 440.9935 of the statutes is amended to read:

19 **440.9935 Renewal.** The renewal date ~~and fee~~ for certificates of registration  
20 issued under this subchapter are is specified in s. 440.08 (2) (a), and the renewal fee  
21 for such certificates is determined by the department under s. 440.03 (9) (a).  
22 Renewal applications shall be submitted to the department on a form provided by the  
23 department.

24 **SECTION 3500.** 441.06 (3) of the statutes is amended to read:

1           441.06 (3) A registered nurse practicing for compensation shall, on or before  
2 the applicable renewal date specified under s. 440.08 (2) (a), submit to the board on  
3 furnished forms a statement giving name, residence, and other facts that the board  
4 requires, with the applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined  
5 by the department under s. 440.03 (9) (a).

6           **SECTION 3501.** 441.10 (3) (b) of the statutes is amended to read:

7           441.10 (3) (b) On or before the applicable renewal date specified under s. 440.08  
8 (2) (a), a licensed practical nurse practicing for compensation shall submit to the  
9 board, on forms furnished by the department, an application for license renewal,  
10 together with a statement giving name, residence, nature and extent of practice as  
11 a licensed practical nurse during the prior year and prior unreported years, and  
12 other facts bearing upon current competency that the board requires, accompanied  
13 by the applicable license renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by  
14 the department under s. 440.03 (9) (a).

15           **SECTION 3502.** 441.15 (3) (a) 2. of the statutes is amended to read:

16           441.15 (3) (a) 2. Pays the initial credential fee ~~specified under s. 440.05 (1)~~  
17 determined by the department under s. 440.03 (9) (a).

18           **SECTION 3503.** 441.15 (3) (b) of the statutes is amended to read:

19           441.15 (3) (b) On or before the applicable renewal date specified under s. 440.08  
20 (2) (a), a person issued a license under par. (a) and practicing nurse–midwifery shall  
21 submit to the board on furnished forms a statement giving his or her name,  
22 residence, and other information that the board requires by rule, with the applicable  
23 renewal fee specified under s. 440.08 (2) (a). If applicable, the person shall also  
24 submit evidence satisfactory to the board that he or she has in effect the malpractice  
25 liability insurance required under the rules promulgated under sub. (5) (bm). The

1 board shall grant to a person who pays the fee specified under s. 440.08 (2) (a) for  
2 renewal of a license to practice nurse–midwifery and who satisfies the requirements  
3 of this paragraph the renewal of his or her license to practice nurse–midwifery and  
4 the renewal of his or her license to practice as a registered nurse.

5 **SECTION 3503b.** 441.15 (3) (b) of the statutes, as affected by 2007 Wisconsin Act  
6 .... (this act), is amended to read:

7 441.15 (3) (b) On or before the applicable renewal date specified under s. 440.08  
8 (2) (a), a person issued a license under par. (a) and practicing nurse–midwifery shall  
9 submit to the board on furnished forms a statement giving his or her name,  
10 residence, and other information that the board requires by rule, with the applicable  
11 renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
12 440.03 (9) (a). If applicable, the person shall also submit evidence satisfactory to the  
13 board that he or she has in effect the malpractice liability insurance required under  
14 the rules promulgated under sub. (5) (bm). The board shall grant to a person who  
15 pays the fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
16 440.03 (9) (a) for renewal of a license to practice nurse–midwifery and who satisfies  
17 the requirements of this paragraph the renewal of his or her license to practice  
18 nurse–midwifery and the renewal of his or her license to practice as a registered  
19 nurse.

20 **SECTION 3504.** 442.08 (1) of the statutes is amended to read:

21 442.08 (1) The department shall issue a license to an individual who holds an  
22 unrevoked certificate as a certified public accountant, submits an application for the  
23 license on a form provided by the department, and pays the initial credential fee  
24 specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

25 **SECTION 3505.** 442.08 (2) (intro.) of the statutes is amended to read:

1           442.08 (2) (intro.) The department shall issue a license to a firm that submits  
2 an application for the license on a form provided by the department, pays the initial  
3 credential fee specified in s. 440.05 (1) determined by the department under s. 440.03  
4 (9) (a), and does each of the following:

5           **SECTION 3506.** 442.083 of the statutes is amended to read:

6           **442.083 Renewal.** The renewal dates ~~and renewal fees~~ for licenses issued  
7 under this chapter are specified under s. 440.08 (2) (a), and the renewal fees for such  
8 licenses are determined by the department under s. 440.03 (9) (a). The department  
9 may not renew a license issued to a firm unless, at the time of renewal, the firm  
10 satisfies the requirements under s. 442.08 (2) and demonstrates, to the satisfaction  
11 of the department, that the firm has complied with the requirements under s.  
12 442.087.

13           **SECTION 3507.** 442.09 of the statutes is amended to read:

14           **442.09 Fees.** The fees for examination and licenses granted ~~or renewed~~ under  
15 this chapter are specified in ~~ss. s. 440.05 and 440.08~~. The fee for renewal of such  
16 licenses is determined by the department under s. 440.03 (9) (a).

17           **SECTION 3508.** 443.07 (6) of the statutes is amended to read:

18           443.07 (6) The renewal date ~~and renewal fee~~ for permits under this section are  
19 is specified under s. 440.08 (2) (a), and the fee for renewal of such permits is  
20 determined by the department under s. 440.03 (9) (a).

21           **SECTION 3509.** 443.08 (3) (a) of the statutes is amended to read:

22           443.08 (3) (a) A firm, partnership or corporation desiring a certificate of  
23 authorization shall submit an application to the department on forms provided by  
24 the department, listing the names and addresses of all officers and directors, and all  
25 individuals in its employment registered or granted a permit to practice



1 architecture, professional engineering or designing in this state who will be in  
2 responsible charge of architecture, professional engineering or designing being  
3 practiced in this state through the firm, partnership or corporation and other  
4 relevant information required by the examining board. A similar type of form shall  
5 also accompany the renewal fee. If there is a change in any of these persons, the  
6 change shall be reported on the same type of form, and filed with the department  
7 within 30 days after the effective date of the change. The examining board shall  
8 grant a certificate of authorization to a firm, partnership or corporation complying  
9 with this subsection upon payment of the initial credential fee specified in s. 440.05  
10 (1) determined by the department under s. 440.03 (9) (a). This subsection does not  
11 apply to firms, partnerships or corporations exempt under s. 443.14 (3) or (5).

12 **SECTION 3510.** 443.08 (3) (b) of the statutes is amended to read:

13 443.08 (3) (b) The renewal date ~~and renewal fee~~ for certificates of authorization  
14 under this section ~~are~~ is specified under s. 440.08 (2) (a), and the fee for renewal of  
15 such certificates is determined by the department under s. 440.03 (9) (a).

16 **SECTION 3511.** 443.10 (2) (b) of the statutes is amended to read:

17 443.10 (2) (b) The fees for examinations and licenses granted ~~or renewed~~ under  
18 this chapter are specified in ~~ss. s. 440.05 and 440.08,~~ and the fee for renewal of such  
19 licenses is determined by the department under s. 440.03 (9) (a).

20 **SECTION 3512.** 443.10 (2) (e) of the statutes is amended to read:

21 443.10 (2) (e) The renewal date ~~and renewal fee~~ for certificates of registration  
22 for architects, landscape architects, and professional engineers ~~are~~ is specified under  
23 s. 440.08 (2) (a), and the fee for renewal of such certificates is determined by the  
24 department under s. 440.03 (9) (a).

25 **SECTION 3513.** 443.10 (5) of the statutes is amended to read:

1           443.10 (5) FEES; RENEWALS. The land surveyor's section shall grant a certificate  
2 of registration as a land surveyor to any applicant who has met the applicable  
3 requirements of this chapter. The renewal date ~~and renewal fee~~ for the certificate  
4 are is specified under s. 440.08 (2) (a), and the renewal fee for the certificate is  
5 determined by the department under s. 440.03 (9) (a).

6           **SECTION 3514.** 445.04 (2) of the statutes is amended to read:

7           445.04 (2) No person may engage in the business of a funeral director, or make  
8 a representation as engaged in such business, in whole or in part, unless first  
9 licensed as a funeral director by the examining board. Application for a license, other  
10 than a renewal, shall be in writing and verified on a form to be furnished by the  
11 department. The application must specify the address at which the applicant  
12 proposes to conduct the business of a funeral director and shall contain such other  
13 information as the examining board requires to determine compliance with the  
14 requirements of this chapter. Accompanying the application shall be the initial  
15 credential fee specified in s. 440.05 (1) determined by the department under s. 440.03  
16 (9) (a), together with affidavits of recommendation from at least 2 persons of the  
17 county in which the applicant resides or proposes to conduct the business of a funeral  
18 director.

19           **SECTION 3515.** 445.06 of the statutes is amended to read:

20           **445.06 Renewal of licenses.** The renewal date ~~and renewal fee~~ for a funeral  
21 directors' license are is specified under s. 440.08 (2) (a), and the renewal fee for such  
22 license is determined by the department under s. 440.03 (9) (a). Before any renewal  
23 license is delivered to any licensed funeral director, proof must be furnished by the  
24 applicant, to the satisfaction of the examining board, that the applicant is doing  
25 business at a recognized funeral establishment, except that if such applicant is not

1 doing business at a recognized funeral establishment at the time of application for  
2 a license, the applicant shall be given a certificate, without additional cost, to the  
3 effect that the applicant is in good standing as a funeral director, and shall be entitled  
4 to a renewal license at any time during that license period, when located at a  
5 recognized funeral establishment, without payment of any additional renewal fee.  
6 The applicant must also furnish proof of completion of at least 15 hours of continuing  
7 education during the previous 2–year licensure period, except that new licensees are  
8 exempt from this requirement during the time between initial licensure and  
9 commencement of a full 2–year licensure period.

10 **SECTION 3516.** 445.105 (3) of the statutes is amended to read:

11 445.105 (3) Applications for funeral establishment permits shall be made on  
12 forms provided by the department and filed with the department and shall be  
13 accompanied by the initial credential fee specified under s. 440.05 (1) determined by  
14 the department under s. 440.03 (9) (a). The renewal date and renewal fee for a  
15 funeral establishment permit are is specified under s. 440.08 (2) (a), and the renewal  
16 fee for such permit is determined by the department under s. 440.03 (9) (a).

17 **SECTION 3517.** 446.02 (4) of the statutes is amended to read:

18 446.02 (4) The renewal date and renewal fee for all licenses granted by the  
19 examining board are is specified under s. 440.08 (2) (a), and the renewal fee for such  
20 licenses is determined by the department under s. 440.03 (9) (a).

21 **SECTION 3518.** 447.05 of the statutes is amended to read:

22 **447.05 Expiration and renewal.** Renewal applications shall be submitted  
23 to the department on a form provided by the department on or before the applicable  
24 renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
25 renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.

1 440.03 (9) (a). The examining board may not renew a license to practice dental  
2 hygiene unless the applicant for renewal attests that he or she has complied with s.  
3 447.055 and any rules promulgated by the department under s. 447.055 and that he  
4 or she has a current certification in cardiopulmonary resuscitation.

5 **SECTION 3519.** 448.07 (2) of the statutes is amended to read:

6 448.07 (2) FEES. The fees for examination and licenses granted ~~or renewed~~  
7 under this subchapter are specified in ~~ss. s. 440.05,~~ and ~~440.08~~ the renewal fee for  
8 such licenses is determined by the department under s. 440.03 (9) (a).

9 **SECTION 3520.** 448.55 (2) of the statutes is amended to read:

10 448.55 (2) The renewal dates for licenses granted under this subchapter, other  
11 than temporary licenses granted under rules promulgated under s. 448.53 (2), are  
12 specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the  
13 department on a form provided by the department and shall include the renewal fee  
14 ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and  
15 proof of compliance with the requirements established in any rules promulgated  
16 under sub. (3).

17 **SECTION 3521.** 448.65 (2) (a) of the statutes is amended to read:

18 448.65 (2) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the  
19 department under 440.03 (9) (a).

20 **SECTION 3522.** 448.86 (2) of the statutes is amended to read:

21 448.86 (2) The renewal dates for certificates granted under this subchapter,  
22 other than temporary certificates granted under s. 448.80, are specified under s.  
23 440.08 (2) (a). Renewal applications shall be submitted to the department on a form  
24 provided by the department and shall include the renewal fee ~~specified in s. 440.08~~  
25 ~~(2) (a)~~ determined by the department under s. 440.03 (9) (a).

1           **SECTION 3523.** 448.955 (2) (intro.) of the statutes is amended to read:

2           448.955 **(2)** (intro.) Renewal applications shall be submitted to the department  
3 on a form provided, subject to sub. (3), by the department and shall include the  
4 renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s.  
5 440.03 (9) (a) and evidence satisfactory to the affiliated credentialing board that the  
6 licensee has all of the following:

7           **SECTION 3524.** 448.967 (2) of the statutes is amended to read:

8           448.967 **(2)** The renewal dates for licenses granted under this subchapter are  
9 specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the  
10 department on a form provided by the department and shall include the renewal fee  
11 ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and  
12 a statement attesting compliance with the continuing education requirements  
13 established in rules promulgated under s. 448.965 (1) (b).

14           **SECTION 3525.** 449.06 (1) of the statutes is amended to read:

15           449.06 **(1)** Persons practicing optometry shall, on or before the applicable  
16 renewal date specified under s. 440.08 (2) (a), register with the department, pay the  
17 applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department  
18 under s. 440.03 (9) (a), and provide evidence satisfactory to the examining board that  
19 he or she has complied with the rules promulgated under sub. (2m).

20           **SECTION 3526.** 449.17 (8) of the statutes is amended to read:

21           449.17 **(8)** REIMBURSEMENT PROHIBITED. No optometrist may be reimbursed  
22 under s. 49.46 (2) (a) 3. or 49.471 (11) for any increase in charges or separate charge  
23 which is attributable to the use of topical ocular diagnostic pharmaceutical agents.

24           **SECTION 3526a.** 450.01 (1p) of the statutes is created to read:

1           450.01 **(1p)** “Affiliated group” has the meaning given in section 1504 of the  
2 Internal Revenue Code.

3           **SECTION 3526b.** 450.01 (1t) of the statutes is created to read:

4           450.01 **(1t)** “Authenticate” means to affirmatively verify, before wholesale  
5 distribution of a prescription drug occurs, that each transaction listed on a pedigree  
6 has occurred.

7           **SECTION 3526c.** 450.01 (1x) of the statutes is created to read:

8           450.01 **(1x)** “Authorized distributor of record” means a wholesale distributor  
9 with whom a manufacturer has established an ongoing relationship to distribute the  
10 manufacturer’s prescription drug. For purposes of this subsection, an ongoing  
11 relationship exists between a wholesale distributor and a manufacturer if all of the  
12 following apply:

13           (a) The wholesale distributor, including any affiliated group of the wholesale  
14 distributor, has in effect a written agreement with the manufacturer evidencing the  
15 ongoing relationship.

16           (b) The wholesale distributor, including any affiliated group of the wholesale  
17 distributor, is included in the manufacturer’s current list of authorized distributors  
18 of record.

19           **SECTION 3526d.** 450.01 (2m) of the statutes is created to read:

20           450.01 **(2m)** “Colicensed” means, with respect to a partner or product, that 2  
21 or more parties have the right to engage in marketing or manufacturing of a product  
22 consistent with the federal food and drug administration’s implementation of the  
23 federal prescription drug marketing act.

24           **SECTION 3526e.** 450.01 (9m) of the statutes is created to read:

1           450.01 **(9m)** “Drop shipment” means a sale of a prescription drug to a wholesale  
2 distributor by the manufacturer of the drug, by the manufacturer’s colicensed  
3 product partner, by the manufacturer’s 3rd party logistics provider, or by the  
4 manufacturer’s exclusive distributor, to which all of the following apply:

5           (a) The wholesale distributor or chain pharmacy warehouse takes title to, but  
6 not physical possession of, the drug.

7           (b) The wholesale distributor invoices a pharmacy, a chain pharmacy  
8 warehouse, or a person authorized to dispense or administer the drug to a patient.

9           (c) The pharmacy, chain pharmacy warehouse, or person authorized to  
10 dispense or administer the drug receives delivery of the drug directly from the  
11 manufacturer, the manufacturer’s 3rd party logistics provider, or the manufacturer’s  
12 exclusive distributor.

13           **SECTION 3526f.** 450.01 (11m) of the statutes is created to read:

14           450.01 **(11m)** “Facility” means a location where a wholesale distributor stores,  
15 handles, repackages, or offers for sale prescription drugs.

16           **SECTION 3526g.** 450.01 (11r) of the statutes is created to read:

17           450.01 **(11r)** “Intracompany sales” means any transaction or transfer between  
18 any division, subsidiary, parent, or affiliated or related company under common  
19 ownership and control of a corporate entity or any transaction or transfer between  
20 colicensees of a colicensed product.

21           **SECTION 3526h.** 450.01 (12) of the statutes is amended to read:

22           450.01 **(12)** “Manufacturer” means a person licensed by the board under s.  
23 450.07 (1) or approved by the federal food and drug administration to engage in the  
24 manufacture of drugs or devices, consistent with the definition of “manufacturer”

1 under the federal food and drug administration's regulations and interpreted  
2 guidances implementing the federal prescription drug marketing act.

3 **SECTION 3526i.** 450.01 (12m) of the statutes is created to read:

4 450.01 **(12m)** “Manufacturer’s exclusive distributor” means a person that  
5 contracts with a manufacturer to provide or coordinate warehousing, distribution,  
6 or other services on behalf of the manufacturer and who takes title to the  
7 manufacturer’s prescription drug but who does not have general responsibility to  
8 direct the sale or disposition of the drug.

9 **SECTION 3526j.** 450.01 (13r) of the statutes is created to read:

10 450.01 **(13r)** (a) “Normal distribution channel” means a chain of custody for a  
11 prescription drug that runs, directly or by drop shipment, from the manufacturer of  
12 a drug, from the manufacturer to the manufacturer’s colicensed partner, from the  
13 manufacturer to the manufacturer’s 3rd-party logistics provider, or from the  
14 manufacturer to the manufacturer’s exclusive distributor, and continues as  
15 described in any of the following:

16 1. To a pharmacy or to a person authorized to dispense or administer a drug to  
17 a patient.

18 2. To an authorized distributor of record, and then to a pharmacy or to a person  
19 authorized to dispense or administer a drug to a patient.

20 3. To an authorized distributor of record, then to one other authorized  
21 distributor of record, then to an office-based practitioner.

22 4. To a pharmacy warehouse to the pharmacy warehouse’s intracompany  
23 pharmacy, then to a patient or to a person authorized to dispense or administer a  
24 drug to a patient.



1           5. To an authorized distributor of record, then to a pharmacy warehouse, then  
2 to the pharmacy warehouse's intracompany pharmacy, then to a patient or to a  
3 person authorized to dispense or administer a drug to a patient.

4           (b) For purposes of this subsection, a distribution of a prescription drug to a  
5 warehouse or to another entity that redistributes the drug by intracompany sale to  
6 a pharmacy or to another person authorized to dispense or administer the drug  
7 constitutes a distribution to the pharmacy or to the person authorized to dispense or  
8 administer the drug.

9           **SECTION 3526k.** 450.01 (14m) of the statutes is created to read:

10           450.01 **(14m)** "Pedigree" means a document or electronic file containing  
11 information that records each distribution of a prescription drug.

12           **SECTION 3526km.** 450.01 (15m) of the statutes is created to read:

13           450.01 **(15m)** "Pharmacy warehouse" means a physical location for  
14 prescription drugs that acts as a central warehouse and performs intracompany  
15 sales.

16           **SECTION 3526kr.** 450.01 (20) of the statutes is amended to read:

17           450.01 **(20)** "Prescription drug" means all of the following, but does not include  
18 blood, blood components intended for transfusion, or biological products that are also  
19 medical devices:

20           (a) ~~Any~~ A drug, drug product, or drug-containing preparation which that is  
21 subject to 21 USC 353 (b) or 21 CFR 201.105.

22           (b) ~~Any~~ A controlled substance included in schedules II to V of ch. 961, whether  
23 by statute or rule, except ~~substances which~~ a substance that by law may be dispensed  
24 without the prescription order of a practitioner. Controlled substances are included

1 within this definition for purposes of s. 450.11 (3), (4) (a), and (8) only and for  
2 violations thereof punishable under s. 450.11 (9).

3 **SECTION 3526L.** 450.01 (21e) of the statutes is created to read:

4 450.01 (21e) “Repackage” means to repack or otherwise change the container,  
5 wrapper, or label of a prescription drug, except that “repackage” does not include any  
6 of the following:

7 (a) An action by a pharmacist with respect to a prescription drug that the  
8 pharmacist is dispensing.

9 (b) An action by a pharmacist who receives a prescription drug or device that  
10 the pharmacist dispensed to a patient, if, after altering the packaging or labeling of  
11 the prescription drug or device, the pharmacist returns the prescription drug or  
12 device to the patient.

13 **SECTION 3526m.** 450.01 (21m) of the statutes is created to read:

14 450.01 (21m) “Repackager” means a person that repackages.

15 **SECTION 3526n.** 450.01 (21s) of the statutes is created to read:

16 450.01 (21s) “Third party logistics provider” means a person that contracts  
17 with a prescription drug manufacturer to provide or coordinate warehousing,  
18 distribution, or other services on behalf of the manufacturer but that does not take  
19 title to the manufacturer’s prescription drug or have general responsibility to direct  
20 the prescription drug’s sale or disposition.

21 **SECTION 3526o.** 450.01 (23) of the statutes is created to read:

22 450.01 (23) “Wholesale distribution” means distribution of a prescription drug  
23 to a person other than a consumer or patient, but does not include any of the  
24 following:

25 (a) Intracompany sales of prescription drugs.

1 (b) The sale, purchase, distribution, trade, or transfer of a prescription drug or  
2 offer to sell, purchase, distribute, trade, or transfer a prescription drug for emergency  
3 medical reasons.

4 (c) The distribution of prescription drug samples, if the distribution is  
5 permitted under 21 CFR 353 (d).

6 (d) Drug returns, when conducted by a hospital, health care entity, or  
7 charitable institution as provided in 21 CFR 203.23.

8 (e) The sale of minimal quantities, as defined by the board in an administrative  
9 rule, of prescription drugs by retail pharmacies to licensed practitioners for office  
10 use.

11 (f) The sale, purchase, or trade of a drug, an offer to sell, purchase, or trade a  
12 drug, or the dispensing of a drug pursuant to a prescription.

13 (g) The sale, transfer, merger, or consolidation of all or part of the business of  
14 a pharmacy from or with another pharmacy, whether accomplished as a purchase  
15 and sale of stock or business assets.

16 (h) The sale, purchase, distribution, trade, or transfer of a prescription drug  
17 from one authorized distributor of record to one additional authorized distributor of  
18 record, if the manufacturer states in writing to the receiving authorized distributor  
19 of record that the manufacturer is unable to supply the drug and the supplying  
20 authorized distributor of record states in writing that the drug has previously been  
21 exclusively in the normal distribution channel.

22 (i) The delivery of, or offer to deliver, a prescription drug by a common carrier  
23 solely in the common carrier's usual course of business of transporting prescription  
24 drugs, if the common carrier does not store, warehouse, or take legal ownership of  
25 the drug.

1 (j) A transaction excluded from the definition of “wholesale distribution” under  
2 21 CFR 203.3 (cc).

3 (k) The donation or distribution of a prescription drug under s. 255.056.

4 (L) The transfer from a retail pharmacy or pharmacy warehouse of an expired,  
5 damaged, returned, or recalled prescription drug to the original manufacturer or  
6 original wholesale distributor or to a 3rd-party returns processor or reverse  
7 distributor.

8 (m) The return of a prescription drug, if the return is authorized by the law of  
9 this state.

10 **SECTION 3526p.** 450.01 (24) of the statutes is created to read:

11 450.01 (24) “Wholesale distributor” means a person engaged in the wholesale  
12 distribution of prescription drugs, including manufacturers, repackagers, own-label  
13 distributors, private label distributors, jobbers, brokers, warehouses, including  
14 manufacturers’ and distributors’ warehouses, manufacturers’ exclusive  
15 distributors, manufacturers’ authorized distributors of record, prescription drug  
16 wholesalers and distributors, independent wholesale prescription drug traders, 3rd  
17 party logistics providers, retail pharmacies that conduct wholesale distribution, and  
18 chain pharmacy warehouses that conduct wholesale distribution.

19 **SECTION 3527.** 450.06 (2) (c) of the statutes is amended to read:

20 450.06 (2) (c) The initial credential fee under s. 440.05 (1) determined by the  
21 department under s. 440.03 (9) (a) is paid.

22 **SECTION 3528.** 450.065 (2) (d) of the statutes is amended to read:

23 450.065 (2) (d) Pays the initial credential fee under s. 440.05 (1) determined  
24 by the department under s. 440.03 (9) (a).

25 **SECTION 3530a.** 450.07 (title) of the statutes is amended to read:

1           **450.07 (title) Manufacturers and distributors; licensure.**

2           **SECTION 3530at.** 450.07 (1) of the statutes is amended to read:

3           450.07 **(1)** No person may engage in manufacturing in this state unless the  
4 person obtains a manufacturer's license from the board. For the issuance of a license  
5 under this subsection, the applicant shall pay the initial credential fee specified in  
6 ~~s. 440.05 (1)~~ determined by the department under s. 440.03 (9) (a).

7           **SECTION 3530b.** 450.07 (2) of the statutes is repealed.

8           **SECTION 3530c.** 450.07 (3) of the statutes is repealed.

9           **SECTION 3530d.** 450.07 (4) (c) of the statutes is created to read:

10          450.07 **(4)** (c) The rules adopted by the board under par. (b) shall require a  
11 manufacturer to maintain and to update at least once per month a list of the  
12 manufacturer's authorized distributors of record.

13          **SECTION 3530e.** 450.071 of the statutes is created to read:

14          **450.071 Wholesale distributors; licensure. (1)** No person may engage in  
15 the wholesale distribution of a prescription drug in this state without obtaining a  
16 license from the board for each facility from which the person distributes  
17 prescription drugs. The board shall exempt a manufacturer that distributes  
18 prescription drugs or devices manufactured by the manufacturer from licensing and  
19 other requirements under this section to the extent the license or requirement is not  
20 required under federal law or regulation, unless the board determines that it is  
21 necessary to apply a requirement to a manufacturer.

22          **(2)** An applicant shall submit a form provided by the board showing all of the  
23 following and swear or affirm the truthfulness of each item in the application:

24           (a) The name, business address, and telephone number of the applicant.

25           (b) All trade or business names used by the applicant.

1 (c) Names, addresses, and telephone numbers of contact persons for all  
2 facilities used by the applicant for the storage, handling, and distribution of  
3 prescription drugs.

4 (d) The type of ownership or operation for the applicant's business.

5 (e) If the applicant's wholesale distribution business is a partnership, the name  
6 of each partner and the name of the partnership.

7 (f) If the applicant's wholesale distribution business is a corporation, the name  
8 of each corporate officer and director, the name of the corporation, and the state of  
9 incorporation.

10 (g) If the applicant's wholesale distribution business is a sole proprietorship,  
11 the name of the sole proprietor and the name of the business entity.

12 (h) A list of all licenses and permits issued to the applicant by any other state  
13 that authorizes the applicant to purchase or possess prescription drugs.

14 (i) The name, address, and telephone number of a designated representative.

15 (j) For the person listed in par. (i), a personal information statement that  
16 contains all of the following:

17 1. The person's date and place of birth.

18 2. The person's places of residence for the 7-year period immediately preceding  
19 the date of the application.

20 3. The person's occupations, positions of employment, and offices held during  
21 the 7-year period immediately preceding the date of the application.

22 4. The name and addresses for each business, corporation, or other entity listed  
23 in subd. 3.

24 5. A statement indicating whether the person has been, during the 7-year  
25 period immediately preceding the date of the application, the subject of any

1 proceeding for the revocation of any business or professional license and the  
2 disposition of the proceeding.

3 6. A statement indicating whether the person has been, during the 7–year  
4 period immediately preceding the date of the application, enjoined by a court, either  
5 temporarily or permanently, from possessing, controlling, or distributing any  
6 prescription drug, and a description of the circumstances surrounding the  
7 injunction.

8 7. A description of any involvement by the person during the past 7 years with  
9 any business, including investments other than the ownership of stock in a publicly  
10 traded company or mutual fund, that manufactured, administered, prescribed,  
11 distributed, or stored pharmaceutical products or drugs, and a list of any lawsuits  
12 in which such a business was named as a party.

13 8. A description of any misdemeanor or felony criminal offense of which the  
14 person was, as an adult, found guilty, whether adjudication of guilt was withheld or  
15 the person pleaded guilty or no contest. If the person is appealing a criminal  
16 conviction, the application shall include a copy of the notice of appeal, and the  
17 applicant shall submit a copy of the final disposition of the appeal not more than 15  
18 days after a final disposition is reached.

19 9. A photograph of the person taken within the 12–month period immediately  
20 preceding the date of the application.

21 (k) A statement that each facility used by the applicant for the wholesale  
22 distribution of prescription drugs has been inspected in the 3–year period  
23 immediately preceding the date of the application by the board, a pharmacy  
24 examining board of another state, the National Association of Boards of Pharmacy,

1 or another accrediting body recognized by the board, with the date of each such  
2 inspection.

3 **(3)** The board shall grant a license to the applicant to engage in the wholesale  
4 distribution of prescription drugs if all of the following apply:

5 (a) The applicant pays the fee under s. 440.05 (1) (a), except that before June  
6 1, 2010, the amount of the initial fee is \$350.

7 (b) The inspections conducted pursuant to sub. (2) (k) satisfy requirements  
8 adopted by the board for wholesale distribution facilities.

9 (c) All of the following apply to each person identified by the applicant as a  
10 designated representative:

11 1. The person is at least 21 years old.

12 2. The person has been employed full time for at least 3 years in a pharmacy  
13 or with a wholesale prescription drug distributor in a capacity related to the  
14 dispensing and distribution of, and record keeping related to, prescription drugs.

15 3. The person is employed by the applicant full time in a managerial level  
16 position.

17 4. The person is physically present at the wholesale prescription drug  
18 distributor's facility during regular business hours and is involved in and aware of  
19 the daily operation of the wholesale prescription drug distributor. This subdivision  
20 does not preclude the designated representative from taking authorized sick leave  
21 and vacation time or from being absent from the facility for other authorized  
22 business or personal purposes.

23 5. The person is actively involved in and aware of the daily operations of the  
24 wholesale distributor.



1           6. The person is a designated representative for only one applicant at any given  
2 time. This subdivision does not apply if more than one wholesale distributor is  
3 located at the facility and the wholesale distributors located at the facility are  
4 members of an affiliated group.

5           7. The person has not been convicted of violating any federal, state, or local law  
6 relating to wholesale or retail prescription drug distribution or distribution of a  
7 controlled substance.

8           8. The person has not been convicted of a felony.

9           9. The person submits to the department 2 fingerprint cards, each bearing a  
10 complete set of the applicant's fingerprints. The department of justice shall provide  
11 for the submission of the fingerprint cards to the federal bureau of investigation for  
12 the purposes of verifying the identity of the applicant and obtaining the applicant's  
13 criminal arrest and conviction record. This subdivision does not apply to a person  
14 accredited by the national association of boards of pharmacy's verified-accredited  
15 wholesale distributor program.

16           **(3m)** Notwithstanding subs. (2) and (3), the board may grant a license to  
17 engage in the wholesale distribution of prescription drugs to a person who is  
18 domiciled in another state and is licensed to engage in the wholesale distribution of  
19 prescription drugs in another state, if the board determines that the standards for  
20 licensure in the state in which the person is licensed are at least as stringent as the  
21 standards for licensure under this section.

22           **(4)** The board may set, by rule, continuing education requirements for  
23 designated representatives under this section.

24           **(5)** (a) The board shall require every wholesale distributor to submit a surety  
25 bond acceptable to the board in an amount not to exceed \$100,000 or other equivalent

1 means of security acceptable to the board, except that the board shall not require  
2 submission of a bond or other security under this subsection by a chain pharmacy  
3 warehouse that is engaged only in intracompany transfers. A wholesale distributor  
4 that operates more than one facility is not required to submit a bond or other security  
5 under this paragraph for each facility.

6 (b) The bond or other security under this subsection shall be used to secure  
7 payment of fees or costs that relate to the issuance of a license under this section and  
8 that have not been paid within 30 days after the fees or costs have become final. No  
9 claim may be made against a wholesale distributor's bond or other security under  
10 this subsection more than one year after the date on which the wholesale  
11 distributor's license expires.

12 (6) Applications for licensure under this section are not subject to inspection  
13 or copying under s. 19.35, and may not be disclosed to any person except as necessary  
14 for compliance with and enforcement of the provisions of this chapter.

15 **SECTION 3530eg.** 450.071 (3) (a) of the statutes, as created by 2007 Wisconsin  
16 Act .... (this act), is amended to read:

17 450.071 (3) (a) The applicant pays the fee under s. 440.05 (1) (a), ~~except that~~  
18 ~~before June 1, 2010, the amount of the initial fee is \$350.~~

19 **SECTION 3530g.** 450.072 of the statutes is created to read:

20 **450.072 Wholesale distributors; restrictions on transactions.** (1) A  
21 wholesale distributor shall receive prescription drug returns or exchanges from a  
22 pharmacy, a person authorized to administer or dispense drugs, or a pharmacy's  
23 intracompany warehouse pursuant to the terms and conditions of the agreement  
24 between the wholesale distributor and the pharmacy or chain pharmacy warehouse.  
25 A wholesale distributor that receives returns of expired, damaged, recalled, or

1 otherwise nonsaleable prescription drugs may distribute the prescription drugs only  
2 to the original manufacturer of the products or to a 3rd party returns processor.  
3 Notwithstanding s. 450.073, returns or exchanges of saleable or nonsaleable  
4 prescription drugs, including any redistribution by a receiving wholesaler, are not  
5 subject to pedigree requirements under s. 450.073 if the returns or exchanges are  
6 exempt from the pedigree requirement under the federal food and drug  
7 administration's current guidance on the federal prescription drug marketing act.  
8 A person licensed under s. 450.071 or a pharmacy or other person authorized to  
9 administer or dispense drugs shall ensure that the person or pharmacy's return  
10 process is secure and does not permit the entry of adulterated and counterfeit  
11 products.

12 **(2)** (a) A manufacturer or wholesale distributor may not deliver prescription  
13 drugs to a person unless the person is licensed under s. 450.071 or 450.06 or by the  
14 appropriate licensing authority of another state. A manufacturer or wholesale  
15 distributor may not deliver prescription drugs to a person that is not known to the  
16 manufacturer or wholesale distributor unless the manufacturer or wholesale  
17 distributor has verified with the board or with the licensing authority of the state in  
18 which the person is located that the person is licensed to receive prescription drugs.

19 (b) A manufacturer or wholesale distributor may distribute a prescription drug  
20 only to the premises listed on the person's license or authorization, except that a  
21 manufacturer or wholesale distributor may distribute the prescription drugs to an  
22 authorized agent of the person at the premises of the manufacturer or wholesale  
23 distributor if all of the following are true:

24 1. The manufacturer or wholesale distributor documents the authorized  
25 agent's name and address.

1           2. Distribution to an authorized agent is necessary to promote or protect the  
2 immediate health or safety of the authorized agent's patient.

3           (c) A manufacturer or wholesale distributor may distribute a prescription drug  
4 to a hospital pharmacy receiving area if a licensed pharmacist or another authorized  
5 recipient signs, at the time of the distribution, a receipt that shows the type and  
6 quantity of prescription drugs distributed. If there is a discrepancy between the type  
7 and quantity of prescription drugs indicated on the receipt and the type and quantity  
8 of prescription drugs received at the hospital pharmacy receiving area, the  
9 discrepancy shall be reported to the manufacturer or wholesale distributor that  
10 distributed the prescription drugs no later than the day immediately following the  
11 date on which the prescription drugs were distributed to the hospital pharmacy  
12 receiving area.

13           (d) No manufacturer or wholesale distributor may accept payment for, or allow  
14 the use of, a person's credit to establish an account for the purchase of a prescription  
15 drug from any person other than the owner of record, the chief executive officer, or  
16 the chief financial officer identified on the license or authorization of a person who  
17 may receive prescription drugs. Any account established for the purchase of  
18 prescription drugs shall bear the name of the licensed or authorized person.

19           **SECTION 3530h.** 450.073 of the statutes is created to read:

20           **450.073 Wholesale distributors; pedigree. (1)** A wholesale distributor  
21 shall establish and maintain a pedigree for each prescription drug that leaves, or has  
22 ever left, the normal distribution channel. Before a wholesale distribution of a  
23 prescription drug leaves the normal distribution channel, a wholesale distributor  
24 shall provide a copy of the pedigree to the person receiving the drug. This section  
25 does not apply to a retail pharmacy or pharmacy intracompany warehouse unless the

1 pharmacy or pharmacy intracompany warehouse engages in the wholesale  
2 distribution of prescription drugs.

3 **(2)** A pedigree shall contain all necessary identifying information concerning  
4 each sale in the chain of the distribution of the prescription drug from the  
5 manufacturer of the prescription drug or the manufacturers 3rd-party logistics  
6 provider, colicensed product partner, or exclusive distributor until final sale or  
7 distribution to a pharmacy or a person dispensing or distributing the prescription  
8 drug. The pedigree shall include all of the following:

9 (a) The name, address, telephone number, and, if available, electronic mail  
10 address of each recipient or distributor of the prescription drug in the chain of  
11 distribution, until the final sale or distribution described in sub. (2) (intro.).

12 (b) The name and address of each facility from which the prescription drug was  
13 distributed, if different from the address provided in par. (a).

14 (c) The date of each distribution.

15 (d) A certification that every recipient has authenticated the pedigree before  
16 distribution of the prescription drug to the next point in the chain of distribution.

17 (e) The name, dosage strength, size and number of containers, lot number, and  
18 name of the manufacturer for each prescription drug.

19 **(3)** The board shall promulgate rules implementing an electronic track and  
20 trace pedigree system. Not later than July 1, 2010, the board shall determine the  
21 date on which the system will be implemented. The system may not be implemented  
22 before July 1, 2011, and the board may delay the implementation date in increments  
23 if the board determines that the technology to implement the system is not yet  
24 universally available across the prescription drug supply chain or is not capable of  
25 adequately protecting patient safety.

1           **(4)** A person who is engaged in the wholesale distribution of a prescription  
2 drug, including a repackager but not including the original manufacturer of the  
3 prescription drug, who possesses a pedigree for the prescription drug, and who  
4 intends to further distribute the prescription drug, shall verify that each transaction  
5 recorded on the pedigree has occurred before the person may distribute the  
6 prescription drug.

7           **(5)** (a) A pedigree shall be maintained by a person who purchases prescription  
8 drugs identified in the pedigree and by a wholesale distributor who distributes  
9 prescription drugs identified in the pedigree for not less than 3 years from the date  
10 of sale or distribution.

11           (b) A person maintaining a pedigree under par. (a) shall make the pedigree  
12 available for inspection or use by a law enforcement officer within 7 days after the  
13 law enforcement officer's request.

14           **SECTION 3530i.** 450.074 of the statutes is created to read:

15           **450.074 Wholesale distributors; prohibited actions, enforcement,**  
16 **penalties. (1)** If the board finds that there is a reasonable probability that a  
17 wholesale distributor, other than a manufacturer, has done any of the following, that  
18 continued distribution of a prescription drug involved in the occurrence could cause  
19 death or serious adverse health consequences, and that additional procedures would  
20 result in an unreasonable delay, the board shall issue an order requiring that  
21 distribution of a prescription drug in this state cease immediately:

22           (a) Violated a provision of ss. 450.071 to 450.073.

23           (b) Falsified a pedigree or sold, distributed, transferred, manufactured,  
24 repackaged, handled, or held a counterfeit prescription drug intended for human  
25 use.

1           **(2)** If the board issues an order under sub. (1), the board shall provide the  
2 person who is the subject of the order an opportunity for an informal hearing not  
3 more than 10 days after the date on which the order is issued. If, after a hearing, the  
4 board determines that the order was issued without sufficient grounds, the board  
5 shall vacate the order.

6           **(3)** Any person who knowingly does any of the following is guilty of a Class H  
7 felony:

8           (a) Fails to obtain a license required under s. 450.071.

9           (b) Purchases or otherwise receives a prescription drug from a pharmacy in  
10 violation of s. 450.072 (1).

11           (c) Violates s. 450.072 (2) (a), if the person is required to obtain a license under  
12 s. 450.071.

13           (d) Violates s. 450.072 (2) (b).

14           (e) Violates s. 450.072 (2) (d).

15           (f) Violates s. 450.073.

16           (g) Provides false or fraudulent records to, or makes a false or fraudulent  
17 statement to, the board, a representative of the board, or a federal official.

18           (h) Obtains or attempts to obtain a prescription drug by fraud, deceit, or  
19 misrepresentation, or engages in misrepresentation or fraud in the distribution of  
20 a prescription drug.

21           (i) Manufactures, repackages, sells, transfers, delivers, holds, or offers for sale  
22 a prescription drug that is adulterated, misbranded, counterfeit, suspected of being  
23 counterfeit, or otherwise unfit for distribution, except for wholesale distribution by  
24 a manufacturer of a prescription drug that has been delivered into commerce  
25 pursuant to an application approved by the federal food and drug administration.

1 (j) Adulterates, misbrands, or counterfeits a prescription drug, except for  
2 wholesale distribution by a manufacturer of a prescription drug that has been  
3 delivered into commerce pursuant to an application approved by the federal food and  
4 drug administration.

5 (k) Receives a prescription drug that has been adulterated, misbranded, stolen,  
6 obtained by fraud or deceit, counterfeited, or suspected of being counterfeited, and  
7 delivers or proffers such a drug.

8 (L) Alters, mutilates, destroys, obliterates, or removes any part of the labeling  
9 of a prescription drug or commits another act that results in the misbranding of a  
10 prescription drug.

11 **(4)** Subsection (3) does not apply to a prescription drug manufacturer or an  
12 agent of a prescription drug manufacturer, if the manufacturer or agent is obtaining  
13 or attempting to obtain a prescription drug for the sole purpose of testing the  
14 authenticity of the prescription drug.

15 **SECTION 3531.** 450.08 (2) (a) of the statutes is amended to read:

16 450.08 **(2)** (a) A pharmacist's license may be renewed by complying with  
17 continuing education requirements under s. 450.085 and paying the applicable fee  
18 ~~specified under s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a)  
19 on or before the applicable renewal date specified under s. 440.08 (2) (a). Failure to  
20 obtain renewal within the time period specified under this paragraph terminates the  
21 right of the person to be licensed as a pharmacist, and such right can only be acquired  
22 by passing an examination to the satisfaction of the board.

23 **SECTION 3532.** 450.08 (2) (b) of the statutes is amended to read:

24 450.08 **(2)** (b) A pharmacy, manufacturer's or distributor's license may be  
25 renewed by paying the applicable fee ~~specified under s. 440.08 (2) (a)~~ determined by



1 the department under s. 440.03 (9) (a) on or before the applicable renewal date  
2 specified under s. 440.08 (2) (a).

3 **SECTION 3533.** 451.04 (4) of the statutes is amended to read:

4 451.04 (4) EXPIRATION AND RENEWAL. Renewal applications shall be submitted  
5 to the department on a form provided by the department on or before the applicable  
6 renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
7 renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
8 440.03 (9) (a).

9 **SECTION 3534.** 452.025 (1) (c) of the statutes is amended to read:

10 452.025 (1) (c) Each application for registration as a time-share salesperson  
11 shall be accompanied by an initial credential fee ~~specified in s. 440.05 (1)~~ determined  
12 by the department under s. 440.03 (9) (a) or the applicable renewal fee specified  
13 under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a),  
14 whichever is appropriate.

15 **SECTION 3535.** 452.025 (5) (b) of the statutes is amended to read:

16 452.025 (5) (b) An application to renew a certificate of registration granted  
17 under this section shall be submitted with the applicable renewal fee ~~specified under~~  
18 ~~s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) on or before the  
19 applicable renewal date specified under s. 440.08 (2) (a).

20 **SECTION 3536.** 452.10 (3) of the statutes is amended to read:

21 452.10 (3) The fees for examinations and licenses granted ~~or renewed~~ under  
22 this chapter are specified under ~~ss. s. 440.05, and 440.08~~ the renewal fee for such  
23 licenses is determined by the department under s. 440.03 (9) (a).

24 **SECTION 3537.** 452.12 (2) (c) of the statutes is amended to read:

1           452.12 (2) (c) Application for a business entity license shall be made on forms  
2 prescribed by the department, listing the names and addresses of all business  
3 representatives, and shall be accompanied by the initial credential fee specified in  
4 ~~s. 440.05 (1)~~ determined by the department under s. 440.03 (9) (a). If there is a  
5 change in any of the business representatives, the change shall be reported to the  
6 department, on the same form, within 30 days after the effective date of the change.

7           **SECTION 3538.** 452.12 (5) (a) of the statutes is amended to read:

8           452.12 (5) (a) Renewal applications for all licenses shall be submitted with the  
9 applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department  
10 under s. 440.03 (9) (a) on or before the applicable renewal date specified under s.  
11 440.08 (2) (a).

12           **SECTION 3539.** 452.12 (6) (e) 1. of the statutes is amended to read:

13           452.12 (6) (e) 1. If a person has registered as an inactive licensee before  
14 November 1, 1990, the department shall reinstate the person's original license if that  
15 person applies to the department for reinstatement of his or her original license, pays  
16 the fees fee specified under s. 440.05 (1) ~~(a) and (b)~~, passes an examination under s.  
17 452.09 (3) and completes the education requirements established by the department  
18 under par. (f).

19           **SECTION 3540.** 452.12 (6) (e) 2. of the statutes is amended to read:

20           452.12 (6) (e) 2. If a person has registered as an inactive licensee on or after  
21 November 1, 1990, the department shall reinstate the person's original license if that  
22 person applies to the department for reinstatement of his or her original license, pays  
23 the renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under  
24 s. 440.03 (9) (a) for the original license and completes 12 hours of continuing  
25 education as established by the department under par. (f). A person who is eligible

1 for reinstatement of his or her original license under this subdivision shall complete  
2 the requirements for reinstatement under this subdivision before January 1, 1996,  
3 or within 5 years after the date on which the person registered as an inactive licensee,  
4 whichever is later.

5 **SECTION 3541.** 453.062 (1) of the statutes is amended to read:

6 453.062 (1) RENEWAL. The renewal dates ~~and renewal fees~~ for veterinary  
7 licenses and veterinary technician certifications are specified under s. 440.08 (2) (a),  
8 and the renewal fees for such licenses and certifications are determined by the  
9 department under s. 440.03 (9) (a).

10 **SECTION 3542.** 454.06 (1) (a) of the statutes is amended to read:

11 454.06 (1) (a) The applicant pays the initial credential fee ~~specified in s. 440.05~~  
12 ~~(1) determined by the department under s. 440.03 (9) (a),~~ except as provided in s.  
13 454.13 (1).

14 **SECTION 3543.** 454.06 (8) of the statutes is amended to read:

15 454.06 (8) EXPIRATION AND RENEWAL. The renewal date ~~and renewal fee~~ for  
16 licenses issued under subs. (2) to (6) ~~are~~ is specified under s. 440.08 (2) (a), and the  
17 renewal fees for such licenses are determined by the department under s. 440.03 (9)  
18 (a).

19 **SECTION 3544.** 454.08 (3) of the statutes is amended to read:

20 454.08 (3) The examining board shall issue an establishment license to any  
21 person who pays the initial credential fee ~~specified in s. 440.05 (1) determined by the~~  
22 department under s. 440.03 (9) (a) and who satisfies the requirements established  
23 by the examining board by rule, including proof of ownership of the business. Any  
24 change of ownership shall be reported to the examining board by the new owner  
25 within 5 days after the change of ownership.

1           **SECTION 3545.** 454.08 (9) of the statutes is amended to read:

2           454.08 (9) The renewal date ~~and renewal fee~~ for licenses issued under this  
3 section ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for such licenses  
4 is determined by the department under s. 440.03 (9) (a).

5           **SECTION 3546.** 455.06 of the statutes is amended to read:

6           **455.06 Renewals.** The renewal date ~~and renewal fee~~ for licenses issued under  
7 s. 455.04 (1) and (4) ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for  
8 such licenses is determined by the department under s. 440.03 (9) (a). An applicant  
9 for renewal of a license shall include with his or her application proof of completion  
10 of continuing education programs or courses approved under s. 455.065 (4) for the  
11 minimum number of hours required in the rules promulgated under s. 455.065 (1).

12           **SECTION 3547.** 455.07 (2) of the statutes is amended to read:

13           455.07 (2) The fee for renewal of a license under this chapter is ~~specified under~~  
14 ~~s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

15           **SECTION 3548.** 456.07 (2) of the statutes is amended to read:

16           456.07 (2) The application for a new certificate of registration shall include the  
17 applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department  
18 under s. 440.03 (9) (a) and evidence satisfactory to the examining board that during  
19 the biennial period immediately preceding application for registration the applicant  
20 has attended a continuation education program or course of study. During the time  
21 between initial licensure and commencement of a full 2-year licensure period new  
22 licensees shall not be required to meet continuing education requirements. All  
23 registration fees are payable on or before the applicable renewal date specified under  
24 s. 440.08 (2) (a).

25           **SECTION 3549.** 457.20 (3) (a) of the statutes is amended to read:

1           457.20 (3) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the  
2 department under s. 440.03 (9) (a).

3           **SECTION 3550.** 458.11 of the statutes is amended to read:

4           **458.11 Expiration and renewal.** Renewal applications shall be submitted  
5 to the department on a form provided by the department on or before the applicable  
6 renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
7 renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
8 440.03 (9) (a). Renewal of an appraiser certificate automatically renews the  
9 individual's appraiser license without payment of the renewal fee for the appraiser  
10 license or completion of any additional continuing education requirements that  
11 would otherwise be required for renewal of the appraiser license. Renewal  
12 applications shall be accompanied by proof of completion of the continuing education  
13 requirements in s. 458.13. Notwithstanding s. 458.06 (3) (b) 2. and (4) (b) 2., 1989  
14 stats., and s. 458.08 (3) (b) 2. and (c) 2., 1991 stats., the department may not renew  
15 a certificate that was granted under s. 458.06 (3) or (4) before May 29, 1993, unless  
16 the holder of the certificate submits evidence satisfactory to the department that he  
17 or she has successfully completed the applicable educational requirements specified  
18 in rules promulgated under s. 458.085 (1) and the department may not renew a  
19 certificate that was granted under s. 458.08 (3) before May 29, 1993, unless the  
20 holder of the certificate submits evidence satisfactory to the department that he or  
21 she has successfully completed the applicable education and experience  
22 requirements specified in rules promulgated under s. 458.085 (1) and (2).

23           **SECTION 3551.** 459.09 (1) (a) of the statutes is amended to read:

24           459.09 (1) (a) Pay to the department the applicable renewal fee ~~specified under~~  
25 ~~s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

1           **SECTION 3552.** 459.24 (5) (a) of the statutes is amended to read:

2           459.24 **(5)** (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the  
3 department under s. 440.03 (9) (a).

4           **SECTION 3553.** 460.07 (2) (a) of the statutes is amended to read:

5           460.07 **(2)** (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the  
6 department under s. 440.03 (9) (a).

7           **SECTION 3554.** 470.045 (3) (a) of the statutes is amended to read:

8           470.045 **(3)** (a) A firm, partnership or corporation desiring a certificate of  
9 authorization shall submit an application to the department on forms provided by  
10 the department, listing the names and addresses of all officers and directors, and all  
11 individuals in its employment licensed to practice professional geology, hydrology or  
12 soil science in this state who will be in responsible charge of professional geology,  
13 hydrology or soil science being practiced in this state through the firm, partnership  
14 or corporation and other relevant information required by the appropriate section of  
15 the examining board. A similar type of form shall also accompany the renewal fee.  
16 If there is a change in any of these persons, the change shall be reported on the same  
17 type of form, and filed with the department within 30 days after the effective date  
18 of the change. The appropriate section of the examining board shall grant a  
19 certificate of authorization to a firm, partnership or corporation complying with this  
20 subsection upon payment of the initial credential fee ~~specified in s. 440.05 (1)~~  
21 determined by the department under s. 440.03 (9) (a). This subsection does not apply  
22 to firms, partnerships or corporations exempt under s. 470.025 (3).

23           **SECTION 3555.** 470.045 (3) (b) of the statutes is amended to read:

24           470.045 **(3)** (b) The renewal date ~~and renewal fee~~ for certificates of  
25 authorization under this section ~~are~~ is specified under s. 440.08 (2) (a), and the

1 renewal fee for such certificates is determined by the department under s. 440.03 (9)  
2 (a).

3 **SECTION 3556.** 470.07 of the statutes is amended to read:

4 **470.07 Renewal of licenses.** The renewal dates for licenses granted under  
5 this chapter are specified under s. 440.08 (2) (a). Renewal applications shall be  
6 submitted to the department on a form provided by the department and shall include  
7 the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s.  
8 440.03 (9) (a) and evidence satisfactory to the appropriate section of the examining  
9 board that the applicant has completed any continuing education requirements  
10 specified in rules promulgated under s. 470.03 (2).

11 **SECTION 3557.** 480.08 (3) (b) of the statutes is amended to read:

12 480.08 (3) (b) Pays the initial credential fee ~~specified in s. 440.05 (1)~~ determined  
13 by the department under s. 440.03 (9) (a).

14 **SECTION 3558.** 480.08 (5) of the statutes is amended to read:

15 480.08 (5) EXPIRATION AND RENEWAL. The renewal date ~~and renewal fee~~ for  
16 certificates granted under this chapter, other than temporary certificates granted  
17 under sub. (7), ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for  
18 certificates granted under this chapter, other than temporary certificates granted  
19 under sub. (7), is determined by the department under s. 440.03 (9) (a). Renewal  
20 applications shall include evidence satisfactory to the department that the applicant  
21 holds a current permit issued under s. 77.52 (9). A renewal application for an  
22 auctioneer certificate shall be accompanied by proof of completion of continuing  
23 education requirements under sub. (6).

24 **SECTION 3559.** 551.32 (1) (bm) 2. b. of the statutes is amended to read:

1           551.32 (1) (bm) 2. b. The division may disclose information under subd. 1. a.  
2 to the department of ~~workforce development~~ children and families in accordance  
3 with a memorandum of understanding under s. 49.857.

4           **SECTION 3560.** 551.32 (1) (bs) 1. of the statutes is amended to read:

5           551.32 (1) (bs) 1. If an applicant for the issuance or renewal of a license under  
6 this section is an individual who does not have a social security number, the  
7 applicant, as a condition of applying for or applying to renew the license, shall submit  
8 a statement made or subscribed under oath or affirmation to the division that the  
9 applicant does not have a social security number. The form of the statement shall  
10 be prescribed by the department of ~~workforce development~~ children and families.

11           **SECTION 3561.** 551.34 (1m) (a) 3. of the statutes is amended to read:

12           551.34 (1m) (a) 3. The applicant is an individual who fails to comply, after  
13 appropriate notice, with a subpoena or warrant issued by the department of  
14 ~~workforce development~~ children and families or a county child support agency under  
15 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
16 in making court-ordered payments of child or family support, maintenance, birth  
17 expenses, medical expenses or other expenses related to the support of a child or  
18 former spouse, as provided in a memorandum of understanding entered into under  
19 s. 49.857. An applicant whose application is denied under this subdivision for  
20 delinquent payments is entitled to a notice and hearing under s. 49.857 but is not  
21 entitled to any other notice or hearing under this section.

22           **SECTION 3562.** 551.34 (1m) (b) of the statutes is amended to read:

23           551.34 (1m) (b) Unless s. 551.32 (1) (bs) 1. applies to the licensee, the division  
24 shall restrict or suspend a license under this subchapter if the licensee is an  
25 individual who fails to provide his or her social security number. The division shall



1 restrict or suspend a license under this subchapter if the licensee is an individual  
2 who fails to comply, after appropriate notice, with a subpoena or warrant issued by  
3 the department of ~~workforce development~~ children and families or a county child  
4 support agency under s. 59.53 (5) and related to paternity or child support  
5 proceedings or who is delinquent in making court-ordered payments of child or  
6 family support, maintenance, birth expenses, medical expenses or other expenses  
7 related to the support of a child or former spouse, as provided in a memorandum of  
8 understanding entered into under s. 49.857. A licensee whose license is restricted  
9 or suspended under this paragraph is entitled to a notice and hearing under s. 49.857  
10 but is not entitled to any other notice or hearing under this section.

11 **SECTION 3563s.** 560.031 of the statutes is amended to read:

12 **560.031 Grants for ethanol production facilities.** Notwithstanding ss.  
13 ~~560.135 (2), 560.138 (2) (a), and 560.17 (3)~~, the department may not make a grant for  
14 an ethanol production facility on which construction begins after July 27, 2005,  
15 unless a competitive bidding process is used for the construction of the ethanol  
16 production facility.

17 **SECTION 3564.** 560.045 (1) of the statutes is amended to read:

18 560.045 (1) To the extent allowed under federal law or regulation, the  
19 department shall give priority in the awarding of grants under housing programs to  
20 grants for projects related to the redevelopment of brownfields, as defined in s.  
21 ~~560.60 (1v)~~ 560.13 (1) (a).

22 **SECTION 3564m.** 560.12 of the statutes is repealed.

23 **SECTION 3564p.** 560.125 (3) (c) of the statutes is amended to read:

24 560.125 (3) (c) The applicant pays ~~30~~ 50 percent of the eligible costs for each  
25 idling reduction unit covered by a grant under this section without the use of grants,

1 loans, or other financial assistance from this state or from a local governmental unit  
2 in this state.

3 **SECTION 3564q.** 560.125 (4) (c) (intro.) of the statutes is amended to read:

4 560.125 (4) (c) (intro.) Subject to par. (d), the department may make ~~a grant~~  
5 grants under this section from July 1, 2007, to June 30, 2011, of 70 50 percent of the  
6 eligible costs for a total of not more than the following number of idling reduction  
7 units per applicant:

8 **SECTION 3564r.** 560.125 (4) (c) 6. a. of the statutes is repealed and recreated  
9 to read:

10 560.125 (4) (c) 6. a. Thirty.

11 **SECTION 3564s.** 560.125 (4) (c) 7. of the statutes is renumbered 560.125 (4) (c)  
12 7. (intro.) and amended to read:

13 560.125 (4) (c) 7. (intro.) If the applicant owns and operates more than 2,500  
14 truck tractors with post–1998 diesel truck engines, ~~3~~ the greater of the following:

15 b. Three percent of the number of truck tractors with post–1998 diesel truck  
16 engines that the applicant owns and operates.

17 **SECTION 3564t.** 560.125 (4) (c) 7. a. of the statutes is created to read:

18 560.125 (4) (c) 7. a. One–hundred twenty–five.

19 **SECTION 3564x.** 560.126 of the statutes is created to read:

20 **560.126 Renewable energy grants and loans. (1)** The department may  
21 award a grant or make a loan from the appropriations under s. 20.143 (1) (ie) or (tm)  
22 to a business or researcher to fund any of the following projects:

23 (a) Research and development, including demonstration projects, into  
24 renewable energy technologies.

1           (b) Development of renewable energy sources and infrastructure in Wisconsin,  
2 including the conversion of nonrenewable energy sources to renewable energy  
3 sources.

4           (c) The commercial application of renewable energy technologies.

5           (d) The construction of one or more cellulosic ethanol production plants.

6           **(2)** (a) The department shall consider all of the following criteria to evaluate  
7 applications for a grant or loan under this section:

8           1. The extent to which the project will aid in the research, development, or use  
9 of renewable energy sources in Wisconsin.

10          2. The extent to which the project will improve the competitive position or  
11 enhance the capabilities of Wisconsin’s renewable energy industries.

12          3. Whether the project is one in which Wisconsin holds a competitive advantage  
13 over other states.

14          4. The likelihood that the project will lead to the commercial application of new  
15 practices or technologies that involve the development, production, processing, or  
16 distribution of renewable energy.

17          5. The extent to which the project will use existing, surplus, or by-products of  
18 natural resources in this state.

19          6. The extent to which the project will strengthen Wisconsin’s existing  
20 industries by converting wastes or by-products generated by existing industries into  
21 renewable energy.

22          7. The extent to which the project will develop technologies to increase the  
23 capacity of Wisconsin’s manufacturing industries to utilize renewable energy  
24 sources.

1 (b) The department may also consider the following criteria to evaluate  
2 applications for a grant or loan under this section:

3 1. The criteria under ss. 560.602 and 560.605.

4 2. Whether the applicant is a small business, a minority owned business under  
5 s. 560.80 (8), a locally owned business, or a farm.

6 3. The geographical distribution of grants awarded and loans made under this  
7 section.

8 (3) A grant under this section may not exceed 50 percent of the costs of an  
9 eligible project.

10 (4) In consultation with the department of agriculture, trade and consumer  
11 protection, the department of natural resources, and the public service commission,  
12 the department may promulgate rules necessary to administer this section.

13 **SECTION 3565g.** 560.13 (2) (a) (intro.) of the statutes is amended to read:

14 560.13 (2) (a) (intro.) Subject to subs. (4) and (5), from the appropriations  
15 appropriation under s. 20.143 (1) ~~(br)~~ and (qm) the department may make a grant  
16 to a person if all of the following apply:

17 **SECTION 3566m.** 560.135 of the statutes is repealed.

18 **SECTION 3568.** 560.14 (1) (ar) of the statutes is amended to read:

19 560.14 (1) (ar) “Brownfields” has the meaning given in s. ~~560.60 (1v)~~ 560.13 (1)  
20 (a).

21 **SECTION 3569.** 560.145 of the statutes is repealed.

22 **SECTION 3570.** 560.147 of the statutes is repealed.

23 **SECTION 3571.** 560.15 (2) (d) of the statutes is repealed.

24 **SECTION 3572.** 560.16 of the statutes is repealed.

25 **SECTION 3573.** 560.17 (1) (am) of the statutes is amended to read:

1           560.17 (1) (am) “Brownfields” has the meaning given in s. ~~560.60 (1v)~~ 560.13  
2 (1) (a).

3           **SECTION 3574.** 560.17 (1) (bm) of the statutes is amended to read:

4           560.17 (1) (bm) “Job” ~~has the meaning given in s. 560.60 (10)~~ means a position  
5 providing full-time equivalent employment. “Job” does not include initial training  
6 before an employment position begins.

7           **SECTION 3575.** 560.175 of the statutes is repealed.

8           **SECTION 3577.** 560.204 of the statutes is created to read:

9           **560.204 Hardware and software used to maintain medical records. (1)**

10          The department shall implement a program to certify health care providers as  
11 eligible for the electronic medical records credit under ss. 71.07 (5i), 71.28 (5i), and  
12 71.47 (5i).

13          **(2)** If the department certifies a health care provider under sub. (1), the  
14 department shall determine the amount of credits to allocate to the health care  
15 provider. The total amount of electronic medical records credits allocated to health  
16 care providers in any year may not exceed \$10,000,000.

17          **(3)** The department shall inform the department of revenue of every health  
18 care provider certified under sub. (1) and the amount of credits allocated to the health  
19 care provider.

20          **(4)** The department, in consultation with the department of revenue, shall  
21 promulgate rules to administer this section.

22          **SECTION 3577k.** 560.205 (1) (g) of the statutes is amended to read:

23          560.205 (1) (g) It is not engaged in real estate development, insurance,  
24 banking, lending, lobbying, political consulting, professional services provided by  
25 attorneys, accountants, business consultants, physicians, or health care

1 consultants, wholesale or retail trade, leisure, hospitality, transportation, or  
2 construction, except construction of power production plants that derive energy from  
3 a renewable resource, as defined in s. 196.378 (1) (h).

4 **SECTION 3578.** 560.205 (3) (d) of the statutes is amended to read:

5 560.205 (3) (d) *Rules.* The department of commerce, in consultation with the  
6 department of revenue, shall promulgate rules to administer this section. The rules  
7 shall further define “bona fide angel investment” for purposes of s. 71.07 (5d) (a) 1.  
8 The rules shall limit the aggregate amount of tax credits under s. 71.07 (5d) that may  
9 be claimed for investments in businesses certified under sub. (1) at \$3,000,000 per  
10 calendar year for calendar years beginning after December 31, 2004. ~~The, and~~  
11 \$5,500,000 per calendar year for calendar years beginning after December 31, 2007.  
12 The rules shall also limit the aggregate amount of the tax credits under ss. 71.07 (5b),  
13 71.28 (5b), and 71.47 (5b) that may be claimed for investments paid to fund managers  
14 certified under sub. (2) at \$3,500,000 per calendar year for calendar years beginning  
15 after December 31, 2004, and \$6,000,000 per calendar year for calendar years  
16 beginning after December 31, 2007. The rules shall also provide that, for calendar  
17 years beginning after December 31, 2007, no person may receive a credit under ss.  
18 71.07 (5b) and (5d), 71.28 (5b), or 71.47 (5b) unless the person’s investment is kept  
19 in a certified business, or with a certified fund manager, for no less than 3 years.

20 **SECTION 3578h.** 560.207 of the statutes is created to read:

21 **560.207 Dairy manufacturing facility investment credit. (1)** The  
22 department of commerce shall implement a program to certify taxpayers as eligible  
23 for the dairy manufacturing facility investment credit under ss. 71.07 (3p), 71.28  
24 (3p), and 71.47 (3p).

1           **(2)** If the department of commerce certifies a taxpayer under sub. (1), the  
2 department of commerce shall determine the amount of credits to allocate to that  
3 taxpayer. The total amount of dairy manufacturing facility investment credits  
4 allocated to taxpayers in fiscal year 2007–08 may not exceed \$600,000 and the total  
5 amount of dairy manufacturing facility investment credits allocated to taxpayers in  
6 fiscal year 2008–09, and in each fiscal year thereafter, may not exceed \$700,000.

7           **(3)** The department of commerce shall inform the department of revenue of  
8 every taxpayer certified under sub. (1) and the amount of credits allocated to the  
9 taxpayer.

10           **(4)** The department of commerce, in consultation with the department of  
11 revenue, shall promulgate rules to administer this section.

12           **SECTION 3580.** 560.26 of the statutes is repealed.

13           **SECTION 3581.** 560.275 (4) (e) of the statutes is amended to read:

14           560.275 **(4)** (e) *Entrepreneurial and technology transfer grants.* The total  
15 amount of grants under sub. (2) (e) may not exceed \$500,000 \$600,000 in any fiscal  
16 year.

17           **SECTION 3581a.** Subchapter II (title) of chapter 560 [precedes 560.30] of the  
18 statutes is renumbered 560.29 (title).

19           **SECTION 3581b.** 560.30 (intro.) of the statutes is renumbered 560.29 (1) (intro.)  
20 and amended to read:

21           **560.29 Certified capital companies. (1) DEFINITIONS.** (intro.) In this  
22 subchapter section:

23           **SECTION 3581c.** 560.30 (1) of the statutes is repealed.

24           **SECTION 3581d.** 560.30 (2) of the statutes is renumbered 560.29 (1) (a) and  
25 amended to read:

1           560.29 (1) (a) “Certified capital company” means a person that has been  
2 certified by the department under s. 560.31, 2005 stats., and that has not been  
3 decertified under s. 560.37 (3) or (3m), 2005 stats.

4           **SECTION 3581e.** 560.30 (3) of the statutes is repealed.

5           **SECTION 3581f.** 560.30 (4) of the statutes is renumbered 560.29 (1) (b) and  
6 amended to read:

7           560.29 (1) (b) “Certified capital investment” means an investment in a certified  
8 capital company that is certified under s. 560.32 (2), 2005 stats., and that fully funds  
9 either the investor’s equity interest in a certified capital company, a qualified debt  
10 instrument that a certified capital company issues, or both.

11           **SECTION 3581g.** 560.30 (5) of the statutes is renumbered 560.29 (1) (c).

12           **SECTION 3581h.** 560.30 (6) of the statutes is renumbered 560.29 (1) (d).

13           **SECTION 3581i.** 560.30 (7) of the statutes is renumbered 560.29 (1) (e).

14           **SECTION 3581j.** 560.30 (8) of the statutes is renumbered 560.29 (1) (f) and  
15 amended to read:

16           560.29 (1) (f) “Qualified business” means a business which is a qualified  
17 business under s. 560.33, 2005 stats.

18           **SECTION 3581k.** 560.30 (9) of the statutes is repealed.

19           **SECTION 3581L.** 560.30 (10) of the statutes is repealed.

20           **SECTION 3581m.** 560.30 (11) of the statutes is renumbered 560.29 (1) (g) and  
21 amended to read:

22           560.29 (1) (g) “Qualified investment” means an investment in a qualified  
23 business by a certified capital company that meets the requirements under s. 560.34  
24 (1), 2005 stats.

25           **SECTION 3581n.** 560.31 of the statutes is repealed.



1           **SECTION 3581o.** 560.32 of the statutes is repealed.

2           **SECTION 3581p.** 560.33 of the statutes is repealed.

3           **SECTION 3581q.** 560.34 of the statutes is repealed.

4           **SECTION 3581r.** 560.35 (title) of the statutes is renumbered 560.29 (2) (title).

5           **SECTION 3581s.** 560.35 (1) (intro.) of the statutes is renumbered 560.29 (2) (a)  
6 (intro.).

7           **SECTION 3581t.** 560.35 (1m) of the statutes is renumbered 560.29 (2) (b) and  
8 amended to read:

9           560.29 (2) (b) *Violation of agreements by qualified businesses.* As soon as  
10 practicable after the receipt of information by the certified capital company that a  
11 qualified business has violated an agreement made under s. 560.34 (1) (b) to (e), 2005  
12 stats., the certified capital company shall notify the department of the violation and  
13 the facts giving rise to the violation.

14           **SECTION 3581u.** 560.35 (2) of the statutes is renumbered 560.29 (2) (c).

15           **SECTION 3581v.** 560.35 (3) of the statutes is renumbered 560.29 (2) (d) and  
16 amended to read:

17           560.29 (2) (d) *Financial statements.* Within 90 days of the end of the certified  
18 capital company's fiscal year, the certified capital company shall provide to the  
19 department a copy of its annual audited financial statements, including the opinion  
20 of an independent certified public accountant. The audit shall address the methods  
21 of operation and conduct of the business of the certified capital company to determine  
22 whether the certified capital company is complying with this subchapter section and  
23 the rules promulgated under this subchapter subchapter II of ch. 560, 2005 stats.,  
24 including whether certified capital has been invested in the manner required under  
25 s. 560.34, 2005 stats. The financial statements provided under this subsection shall

1 be segregated by investment pool and shall be separately audited on that basis to  
2 allow the department to determine whether the certified capital company is in  
3 compliance with s. 560.34 (1m), 2005 stats.

4 **SECTION 3581w.** 560.35 (4) of the statutes is renumbered 560.29 (2) (e) and  
5 amended to read:

6 560.29 (2) (e) *Fees.* On or before January 31 annually, a certified capital  
7 company shall pay a nonrefundable certification fee of \$5,000 to the department,  
8 unless January 31 falls within 6 months of the date on which the certified capital  
9 company was certified under s. 560.31, 2005 stats.

10 **SECTION 3581x.** 560.35 (5) of the statutes is renumbered 560.29 (2) (f).

11 **SECTION 3581y.** 560.36 of the statutes is repealed.

12 **SECTION 3581z.** 560.37 of the statutes is repealed.

13 **SECTION 3581za.** 560.38 of the statutes is repealed.

14 **SECTION 3582.** 560.60 (1m) of the statutes is repealed.

15 **SECTION 3583.** 560.60 (1v) of the statutes is repealed.

16 **SECTION 3584.** 560.60 (3) of the statutes is repealed.

17 **SECTION 3585.** 560.60 (3m) of the statutes is created to read:

18 560.60 (3m) “Eligible activities” means any of the following:

19 (a) Capital financing.

20 (b) Worker training.

21 (c) Entrepreneurial development.

22 (d) Providing assistance to technology-based businesses or to businesses at a  
23 foreign trade show or event.

24 (e) Promoting urban or regional economic development.

25 (f) Establishing revolving loan funds.

1 (g) Providing working capital.

2 (h) Promoting employee ownership through all of the following:

3 1. Conducting feasibility studies to investigate the reorganization or new  
4 incorporation of existing businesses as employee–owned businesses.

5 2. Implementing feasibility studies under subd. 1.

6 **SECTION 3586.** 560.60 (4) of the statutes is amended to read:

7 560.60 (4) “Eligible recipient” means a governing body or a person who is  
8 eligible to receive a grant or loan under s. 560.62, ~~a grant or loan under s. 560.63 or~~  
9 ~~a grant or loan under s. 560.65~~ 560.61.

10 **SECTION 3587.** 560.60 (8) of the statutes is repealed.

11 **SECTION 3588.** 560.60 (10) of the statutes is repealed.

12 **SECTION 3589.** 560.60 (11) of the statutes is repealed.

13 **SECTION 3590.** 560.60 (13) of the statutes is repealed.

14 **SECTION 3591.** 560.60 (15) of the statutes is amended to read:

15 560.60 (15) “Small business” means a business ~~operating for profit, with 250~~  
16 ~~or fewer~~ than 100 employees, including employees of any subsidiary or affiliated  
17 organization.

18 **SECTION 3592.** 560.60 (17) of the statutes is repealed.

19 **SECTION 3593.** 560.60 (18m) of the statutes is repealed.

20 **SECTION 3594.** 560.605 (1) (intro.) of the statutes is amended to read:

21 560.605 (1) (intro.) The Upon receipt of an application by an eligible recipient,  
22 the board may consider any of the following in determining whether to award a grant  
23 or loan under s. 560.61 upon the receipt and consideration of an application by an  
24 eligible recipient for a project under ss. 560.62 to 560.66, if the board determines all  
25 of the following:

1           **SECTION 3595.** 560.605 (1) (a) of the statutes is amended to read:

2           560.605 (1) (a) The Whether the project serves a public purpose.

3           **SECTION 3596.** 560.605 (1) (b) of the statutes is amended to read:

4           560.605 (1) (b) The Whether the project will retain or increase employment in  
5 this state.

6           **SECTION 3597.** 560.605 (1) (c) of the statutes is amended to read:

7           560.605 (1) (c) The Whether the project is ~~not likely to~~ might not occur without  
8 the grant or loan.

9           **SECTION 3598.** 560.605 (1) (d) of the statutes is amended to read:

10          560.605 (1) (d) ~~Financing~~ Whether financing is ~~unavailable~~ available from any  
11 ~~other~~ another source on reasonably equivalent terms.

12          **SECTION 3599.** 560.605 (1) (e) of the statutes is amended to read:

13          560.605 (1) (e) ~~Except as provided in s. 560.68 (6), the eligible recipient~~  
14 ~~receiving the grant or loan will contribute, from~~ The extent to which the project will  
15 be financed with funds not provided by this state, ~~not less than 25% of the cost of the~~  
16 ~~project.~~

17          **SECTION 3600.** 560.605 (1) (f) of the statutes is repealed.

18          **SECTION 3601.** 560.605 (1) (g) of the statutes is amended to read:

19          560.605 (1) (g) ~~Funds~~ Whether funds from the grant or loan ~~under s. 560.62,~~  
20 ~~560.63, 560.65 or 560.66 will not be used to pay overhead costs, except as provided~~  
21 ~~in s. 560.65 (1m) (b), or to replace funds from any other~~ another source.

22          **SECTION 3602.** 560.605 (1) (h) of the statutes is amended to read:

23          560.605 (1) (h) The Whether the project will ~~not~~ displace any workers in this  
24 state.

25          **SECTION 3603.** 560.605 (1) (i) of the statutes is repealed.

1           **SECTION 3604.** 560.605 (1) (p) of the statutes is amended to read:

2           560.605 (1) (p) For an ethanol production facility on which construction begins  
3 after July 27, 2005, whether a competitive bidding process is used for the  
4 construction of the ethanol production facility.

5           **SECTION 3605.** 560.605 (2) (intro.) of the statutes is repealed.

6           **SECTION 3606.** 560.605 (2) (a) of the statutes is renumbered 560.605 (1) (j).

7           **SECTION 3607.** 560.605 (2) (b) of the statutes is renumbered 560.605 (1) (k).

8           **SECTION 3608.** 560.605 (2) (c) of the statutes is renumbered 560.605 (1) (L).

9           **SECTION 3609.** 560.605 (2) (d) of the statutes is renumbered 560.605 (1) (m) and  
10 amended to read:

11           560.605 (1) (m) The financial soundness of the ~~business~~ eligible recipient.

12           **SECTION 3610.** 560.605 (2) (e) of the statutes is renumbered 560.605 (1) (n).

13           **SECTION 3611.** 560.605 (2) (f) of the statutes is renumbered 560.605 (1) (o).

14           **SECTION 3612.** 560.605 (2m) (intro.) of the statutes is amended to read:

15           560.605 (2m) (intro.) When considering whether a project under ~~s. 560.62,~~  
16 ~~560.63 or 560.66~~ will be located in a targeted area, the board ~~shall~~ may consider ~~all~~  
17 any of the following:

18           **SECTION 3613.** 560.605 (2m) (c) of the statutes is repealed.

19           **SECTION 3614.** 560.605 (2m) (d) of the statutes is repealed.

20           **SECTION 3615.** 560.605 (2m) (e) of the statutes is repealed.

21           **SECTION 3616.** 560.605 (4) of the statutes is repealed.

22           **SECTION 3617.** 560.605 (5) of the statutes is repealed.

23           **SECTION 3618.** 560.605 (5m) of the statutes is repealed.

24           **SECTION 3619.** 560.605 (6) of the statutes is repealed.

25           **SECTION 3621.** 560.607 (1) of the statutes is amended to read:

1           560.607 (1) Evaluations of proposed technical research projects ~~under s.~~  
2           560.62.

3           **SECTION 3622.** 560.61 (intro.) and (1) of the statutes are consolidated,  
4           renumbered 560.61 and amended to read:

5           **560.61 Wisconsin development fund.** At the request of the board, the  
6           department shall ~~do all of the following:~~ ~~(1) Make~~ may make a grant or loan to an  
7           eligible recipient ~~for a project that meets the criteria for funding under s. 560.605 (1)~~  
8           ~~and (2) and under s. 560.62, 560.63, 560.65 or 560.66, whichever is appropriate, from~~  
9           the appropriations under s. 20.143 (1) (c) and (ie).

10          **SECTION 3623.** 560.61 (3) of the statutes is repealed.

11          **SECTION 3624.** 560.62 of the statutes is repealed.

12          **SECTION 3625.** 560.63 of the statutes is repealed.

13          **SECTION 3626.** 560.65 of the statutes is repealed.

14          **SECTION 3627.** 560.66 of the statutes is repealed.

15          **SECTION 3628.** 560.68 (1m) of the statutes is created to read:

16          560.68 (1m) The department shall establish criteria for the award of grants  
17          and loans under s. 560.61, including the types of projects that are eligible for funding  
18          and the types of eligible projects that will receive priority.

19          **SECTION 3629.** 560.68 (2m) of the statutes is created to read:

20          560.68 (2m) The department shall determine conditions applicable to a grant  
21          or loan under s. 560.61.

22          **SECTION 3630.** 560.68 (3) of the statutes is amended to read:

23          560.68 (3) The department may charge a grant or loan recipient an origination  
24          fee of ~~up to~~ not more than 2% of the grant or loan amount if the grant or loan equals  
25          or exceeds \$200,000 ~~and is awarded under s. 560.63 or 560.66.~~ The department shall

1 deposit all origination fees collected under this subsection in the appropriation  
2 account under s. 20.143 (1) (gm).

3 **SECTION 3631.** 560.68 (5) of the statutes is renumbered 560.68 (5) (intro.) and  
4 amended to read:

5 560.68 (5) (intro.) The department, with the approval of the board, shall  
6 develop procedures ~~to evaluate~~ related to grants and loans under s. 560.61 for all of  
7 the following:

8 (b) Evaluating applications, monitor,

9 (c) Monitoring project performance and audit,

10 (d) Auditing the grants and loans awarded under this subchapter.

11 **SECTION 3632.** 560.68 (5) (a) of the statutes is created to read:

12 560.68 (5) (a) Submitting applications for grants and loans.

13 **SECTION 3633.** 560.68 (6) of the statutes is amended to read:

14 560.68 (6) ~~If appropriate, the~~ The board may shall require that more, as a  
15 condition of a grant or loan, that a recipient contribute to a project an amount that  
16 is not less than 25% of the cost of any project or category of projects be paid from funds  
17 not provided by this state amount of the grant or loan.

18 **SECTION 3634.** 560.68 (7) (a) of the statutes is amended to read:

19 560.68 (7) (a) Publish and disseminate information about the projects under  
20 ~~ss. 560.62 to 560.66~~ that may be funded by a grant or loan under s. 560.61 and the  
21 about procedures for applying for grants and loans under s. 560.61.

22 **SECTION 3635.** 560.795 (2) (a) of the statutes is amended to read:

23 560.795 (2) (a) Except as provided in par. (d), the designation of each area under  
24 sub. (1) (a), (b), and (c) as a development opportunity zone shall be effective for 36  
25 months, with the designation of the areas under sub. (1) (a) and (b) beginning on

1 April 23, 1994, and the designation of the area under sub. (1) (c) beginning on  
2 April 28, 1995. Except as provided in par. (d), the designation of each area under sub.  
3 (1) (d), and (e), and (f) as a development opportunity zone shall be effective for 84  
4 months, with the designation of the area under sub. (1) (d) beginning on  
5 January 1, 2000, and the ~~designations~~ designation of the ~~areas~~ area under sub. (1)  
6 (e) ~~and (f)~~ beginning on September 1, 2001. Except as provided in par. (d), the  
7 designation of the area under sub. (1) (f) as a development opportunity zone shall be  
8 effective for 108 months, with the designation of the area under sub. (1) (f) beginning  
9 on September 1, 2001.

10 **SECTION 3636.** 560.795 (2) (b) 6. of the statutes is amended to read:

11 560.795 **(2)** (b) 6. The limit for tax benefits for the development opportunity  
12 zone under sub. (1) (f) is \$4,700,000 \$6,700,000.

13 **SECTION 3637.** 560.799 (6) (e) of the statutes is created to read:

14 560.799 **(6)** (e) The department shall determine the maximum amount of the  
15 tax credits under ss. 71.07 (3w), 71.28 (3w), and 71.47 (3w) that a certified business  
16 may claim and shall notify the department of revenue of this amount.

17 **SECTION 3638.** 560.799 (6) (f) of the statutes is created to read:

18 560.799 **(6)** (f) The department shall annually verify the information submitted  
19 to the department under ss. 71.07 (3w), 71.28 (3w), or 71.47 (3w).

20 **SECTION 3639.** 560.9806 (1) (a) 3. of the statutes is amended to read:

21 560.9806 **(1)** (a) 3. A community action agency under s. ~~46.30~~ 49.265.

22 **SECTION 3640.** 562.05 (1e) of the statutes is amended to read:

23 562.05 **(1e)** If an applicant for a license under this section is an individual who  
24 does not have a social security number, the applicant shall submit to the department  
25 with his or her application a statement made or subscribed under oath or affirmation



1 that the applicant does not have a social security number. The form of the statement  
2 shall be prescribed by the department of ~~workforce development~~ children and  
3 families. A license issued in reliance upon a false statement submitted under this  
4 subsection is invalid.

5 **SECTION 3641.** 562.05 (5) (a) 9. of the statutes is amended to read:

6 562.05 (5) (a) 9. The person is delinquent in making court–ordered payments  
7 of child or family support, maintenance, birth expenses, medical expenses or other  
8 expenses related to the support of a child or former spouse, or fails to comply, after  
9 appropriate notice, with a subpoena or warrant issued by the department of  
10 ~~workforce development~~ children and families or a county child support agency under  
11 s. 59.53 (5) and relating to paternity or child support proceedings, as provided in a  
12 memorandum of understanding entered into under s. 49.857.

13 **SECTION 3642.** 562.05 (8) (d) of the statutes is amended to read:

14 562.05 (8) (d) If required in a memorandum of understanding entered into  
15 under s. 49.857, the department shall suspend or restrict or not renew the license of  
16 any person who is delinquent in making court–ordered payments of child or family  
17 support, maintenance, birth expenses, medical expenses or other expenses related  
18 to the support of a child or former spouse or who has failed to comply, after  
19 appropriate notice, with a subpoena or warrant issued by the department of  
20 ~~workforce development~~ children and families or a county child support agency under  
21 s. 59.53 (5) and relating to paternity or child support proceedings.

22 **SECTION 3643.** 562.05 (8m) (a) of the statutes is amended to read:

23 562.05 (8m) (a) If the applicant for any license is an individual, the department  
24 shall disclose his or her social security number to the department of ~~workforce~~  
25 ~~development~~ children and families for the purpose of administering s. 49.22 and to

1 the department of revenue for the purpose of requesting certifications under s.  
2 73.0301.

3 **SECTION 3644.** 562.06 (3) of the statutes is amended to read:

4 562.06 (3) DAY CARE. Nothing in this section prohibits a licensee from operating  
5 a day care area at a track if the day care area is licensed by the department of health  
6 and family services children and families under s. 48.65.

7 **SECTION 3645.** 563.28 (1) of the statutes is amended to read:

8 563.28 (1) If required in a memorandum of understanding entered into under  
9 s. 49.857, the department shall suspend or restrict the supplier's license of any  
10 person who is delinquent in making court-ordered payments of child or family  
11 support, maintenance, birth expenses, medical expenses or other expenses related  
12 to the support of a child or former spouse or who has failed to comply, after  
13 appropriate notice, with a subpoena or warrant issued by the department of  
14 ~~workforce development~~ children and families or a county child support agency under  
15 s. 59.53 (5) and relating to paternity or child support proceedings.

16 **SECTION 3646.** 563.28 (2) of the statutes is amended to read:

17 563.28 (2) The department shall disclose the social security number of any  
18 applicant for a supplier's license to the department of ~~workforce development~~  
19 children and families for the purpose of administering s. 49.22.

20 **SECTION 3649.** 565.30 (5) of the statutes is amended to read:

21 565.30 (5) WITHHOLDING OF DELINQUENT STATE TAXES, CHILD SUPPORT OR DEBTS  
22 OWED THE STATE. The administrator shall report the name, address and social security  
23 number or federal income tax number of each winner of a lottery prize equal to or  
24 greater than \$1,000 and the name, address and social security number or federal  
25 income tax number of each person to whom a lottery prize equal to or greater than

1 \$1,000 has been assigned to the department of revenue to determine whether the  
2 payee or assignee of the prize is delinquent in the payment of state taxes under ch.  
3 71, 72, 76, 77, 78 or 139 or, if applicable, in the court–ordered payment of child  
4 support or has a debt owing to the state. Upon receipt of a report under this  
5 subsection, the department of revenue shall first ascertain based on certifications by  
6 the department of workforce development or its designee under s. 49.855 (1) whether  
7 any person named in the report is currently delinquent in court–ordered payment  
8 of child support and shall next certify to the administrator whether any person  
9 named in the report is delinquent in court–ordered payment of child support or  
10 payment of state taxes under ch. 71, 72, 76, 77, 78 or 139. Upon this certification by  
11 the department of revenue or upon court order the administrator shall withhold the  
12 certified amount and send it to the department of revenue for remittance to the  
13 appropriate agency or person. ~~At the time of remittance, the~~ The department of  
14 revenue shall charge its the winner or assignee of the lottery prize for the department  
15 of revenue's administrative expenses associated with withholding and remitting to  
16 the debt owed to a state agency that has received the remittance and may withhold  
17 the amount of the administrative expenses from the prize payment. The  
18 administrative expenses received or withheld by the department of revenue shall be  
19 credited to the appropriation under s. 20.566 (1) (h). In instances in which the payee  
20 or assignee of the prize is delinquent both in payments for state taxes and in  
21 court–ordered payments of child support, or is delinquent in one or both of these  
22 payments and has a debt owing to the state, the amount remitted to the appropriate  
23 agency or person shall be in proportion to the prize amount as is the delinquency or  
24 debt owed by the payee or assignee.

1           **SECTION 3650.** 565.30 (5) of the statutes, as affected by 2007 Wisconsin Act ...  
2 (this act), is amended to read:

3           **565.30 (5) WITHHOLDING OF DELINQUENT STATE TAXES, CHILD SUPPORT OR DEBTS**  
4 **OWED THE STATE.** The administrator shall report the name, address and social security  
5 number or federal income tax number of each winner of a lottery prize equal to or  
6 greater than \$1,000 and the name, address and social security number or federal  
7 income tax number of each person to whom a lottery prize equal to or greater than  
8 \$1,000 has been assigned to the department of revenue to determine whether the  
9 payee or assignee of the prize is delinquent in the payment of state taxes under ch.  
10 71, 72, 76, 77, 78 or 139 or, if applicable, in the court–ordered payment of child  
11 support or has a debt owing to the state. Upon receipt of a report under this  
12 subsection, the department of revenue shall first ascertain based on certifications by  
13 the department of ~~workforce development~~ children and families or its designee under  
14 s. 49.855 (1) whether any person named in the report is currently delinquent in  
15 court–ordered payment of child support and shall next certify to the administrator  
16 whether any person named in the report is delinquent in court–ordered payment of  
17 child support or payment of state taxes under ch. 71, 72, 76, 77, 78 or 139. Upon this  
18 certification by the department of revenue or upon court order the administrator  
19 shall withhold the certified amount and send it to the department of revenue for  
20 remittance to the appropriate agency or person. The department of revenue shall  
21 charge the winner or assignee of the lottery prize for the department of revenue’s  
22 administrative expenses associated with withholding and remitting debt owed to a  
23 state agency and may withhold the amount of the administrative expenses from the  
24 prize payment. The administrative expenses received or withheld by the department  
25 of revenue shall be credited to the appropriation under s. 20.566 (1) (h). In instances

1 in which the payee or assignee of the prize is delinquent both in payments for state  
2 taxes and in court-ordered payments of child support, or is delinquent in one or both  
3 of these payments and has a debt owing to the state, the amount remitted to the  
4 appropriate agency or person shall be in proportion to the prize amount as is the  
5 delinquency or debt owed by the payee or assignee.

6 **SECTION 3651.** 565.30 (5m) (a) of the statutes is amended to read:

7 565.30 **(5m)** (a) The administrator shall report to the department of workforce  
8 ~~development~~ children and families the name, address and social security number of  
9 each winner of a lottery prize that is payable in installments and the name, address  
10 and social security number or federal income tax number of the person who has been  
11 assigned a lottery prize that is payable in installments. Upon receipt of the report,  
12 the department of ~~workforce development~~ children and families shall certify to the  
13 administrator whether any payee or assignee named in the report is obligated to  
14 provide child support, spousal support, maintenance or family support under s.  
15 767.001 (1) (f) or (g), 767.225, 767.34, 767.511, 767.531, 767.56, 767.805 (4), 767.85,  
16 767.863 (3), 767.89 (3), 767.893 (2m) or 948.22 (7) or ch. 769 and the amount required  
17 to be withheld from the lottery prize under s. 767.75. Subject to par. (b), the  
18 administrator shall withhold the certified amount from each payment made to the  
19 winner or assignee and remit the certified amount to the department of ~~workforce~~  
20 ~~development~~ children and families.

21 **SECTION 3652.** 601.32 (1) of the statutes is amended to read:

22 601.32 **(1)** If the moneys credited to s. 20.145 (1) (g) 1. under other sections of  
23 the statutes prove inadequate for the office's supervision of insurance industry  
24 program, the commissioner may increase any or all of the fees imposed by s. 601.31,

1 or may in any year levy a special assessment on all domestic insurers, or both, for the  
2 general operation of that program.

3 **SECTION 3652m.** 601.415 (8) of the statutes is created to read:

4 601.415 (8) LONG-TERM CARE PARTNERSHIP PROGRAM. The commissioner shall  
5 provide the certifications required under s. 49.45 (31) (b) 5. and shall cooperate with  
6 the department of health and family services in approving the training program  
7 under s. 49.45 (31) (c) for agents who sell long-term care insurance policies.

8 **SECTION 3653.** 601.45 (3) of the statutes is amended to read:

9 601.45 (3) DEPOSIT. The commissioner may require any examinee, before or  
10 from time to time during an examination, to deposit with the secretary of  
11 administration such deposits as the commissioner deems necessary to pay the costs  
12 of the examination. Any deposit and any payment made under subs. (1) and (2) shall  
13 be credited to the appropriation account under s. 20.145 (1) (g) 1. in the percentage  
14 specified in that paragraph subdivision.

15 **SECTION 3654.** 601.45 (4) of the statutes is amended to read:

16 601.45 (4) EXEMPTIONS. On the examinee's request or on the commissioner's  
17 own motion, the commissioner may pay all or part of the costs of an examination from  
18 the appropriation under s. 20.145 (1) (g) 1., whenever the commissioner finds that  
19 because of the frequency of examinations or other factors, imposition of the costs  
20 would place an unreasonable burden on the examinee. The commissioner shall  
21 include in his or her annual report information about any instance in which the  
22 commissioner applied this subsection.

23 **SECTION 3655.** 601.47 (1) of the statutes is amended to read:

24 601.47 (1) GENERAL. The commissioner may prepare books, pamphlets, and  
25 other publications relating to insurance and sell them in the manner and at the

1 prices the commissioner determines. The cost of publication and distribution may  
2 be paid from the appropriation under s. 20.145 (1) (g) 1.

3 **SECTION 3656.** 601.47 (3) of the statutes is amended to read:

4 601.47 (3) FREE DISTRIBUTION. The commissioner may furnish free copies of the  
5 publications prepared under subs. (1) and (2) to public officers and libraries in this  
6 state and elsewhere. The cost of free distribution shall be charged to the  
7 appropriation under s. 20.145 (1) (g) 1.

8 **SECTION 3657.** 601.48 (1) of the statutes is amended to read:

9 601.48 (1) NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS. The  
10 commissioner and the office of the commissioner shall maintain close relations with  
11 the commissioners of other states and shall participate in the activities and affairs  
12 of the National Association of Insurance Commissioners and other organizations so  
13 far as it will, in the judgment of the commissioner, enhance the purposes of chs. 600  
14 to 655. The actual and necessary expenses incurred thereby shall be reimbursed out  
15 of the appropriation under s. 20.145 (1) (g) 1.

16 **SECTION 3658.** 601.62 (4) of the statutes is amended to read:

17 601.62 (4) FEES IN INVESTIGATIONS AND HEARINGS. The fees for stenographic  
18 services in investigations, examinations, and hearings may not exceed the sum  
19 provided for like services in the circuit court. The fees of officers, witnesses,  
20 interpreters, and stenographers on behalf of the commissioner or the state shall be  
21 paid by the secretary of administration, authorized by the certificate of the  
22 commissioner, and shall be charged to the appropriation under s. 20.145 (1) (g) 1.

23 **SECTION 3659.** 604.04 (3) of the statutes is amended to read:

24 604.04 (3) EXPENSES. No full-time state officer or employee may receive  
25 additional compensation for services under chs. 604 to 607. Appropriate portions of

1 the salaries of such persons who do work for the funds or supervise them, and other  
2 expenses including reasonable charges for state–owned or state–rented office space  
3 and the use of state–owned or state–rented office equipment shall be charged against  
4 each fund. Each fund shall pay to the commissioner amounts charged for  
5 organizational support services, which shall be credited to the appropriation account  
6 under s. 20.145 (1) (g) 2. Each fund shall also be charged a sum equivalent to the state  
7 premium tax that would be paid by a domestic mutual insurer organized or operating  
8 under ch. 611 and doing the same kind of insurance business, except that no such  
9 charge shall be made for the insurance of governmental units.

10 **SECTION 3660g.** 616.10 of the statutes is amended to read:

11 **616.10 Exemption from taxation.** Every mutual designated a school benefit  
12 insurer under s. 616.03, every plan authorized under s. 616.06, and every corporation  
13 organized under s. 616.08 is declared to be a charitable and benevolent corporation,  
14 and its property, real, personal and mixed, and its income and property transferred  
15 to it, are exempt from taxation as provided in ss. 70.11, 71.26 (1) (a) and 71.45 (1) (a).

16 **SECTION 3661.** 628.095 (4) (a) of the statutes is amended to read:

17 628.095 (4) (a) The commissioner shall disclose a social security number  
18 obtained under sub. (1) or (3) to the department of ~~workforce development~~ children  
19 and families in the administration of s. 49.22, as provided in a memorandum of  
20 understanding entered into under s. 49.857.

21 **SECTION 3662.** 628.095 (5) of the statutes is amended to read:

22 628.095 (5) IF APPLICANT OR INTERMEDIARY HAS NO SOCIAL SECURITY NUMBER. If an  
23 applicant who is a natural person does not have a social security number, the  
24 applicant shall provide to the commissioner, along with the application for a license  
25 and on a form prescribed by the department of ~~workforce development~~ children and



1 families, a statement made or subscribed under oath or affirmation that the  
2 applicant does not have a social security number. If an intermediary who is a natural  
3 person does not have a social security number, the intermediary shall provide to the  
4 commissioner, each time that the annual fee is paid under s. 601.31 (1) (m) and on  
5 a form prescribed by the department of ~~workforce development~~ children and  
6 families, a statement made or subscribed under oath or affirmation that the  
7 applicant does not have a social security number.

8 **SECTION 3663.** 628.097 (1m) of the statutes is amended to read:

9 **628.097 (1m)** FOR FAILURE TO PAY SUPPORT OR TO COMPLY WITH SUBPOENA OR  
10 WARRANT. The commissioner shall refuse to issue to a natural person a license,  
11 including a temporary license, under this subchapter if the natural person is  
12 delinquent in court–ordered payments of child or family support, maintenance, birth  
13 expenses, medical expenses or other expenses related to the support of a child or  
14 former spouse, or if the natural person fails to comply, after appropriate notice, with  
15 a subpoena or warrant issued by the department of ~~workforce development~~ children  
16 and families or a county child support agency under s. 59.53 (5) and related to  
17 paternity or child support proceedings, as provided in a memorandum of  
18 understanding entered into under s. 49.857.

19 **SECTION 3664.** 628.10 (2) (c) of the statutes is amended to read:

20 **628.10 (2) (c)** *For failure to pay support or to comply with subpoena or warrant.*  
21 The commissioner shall suspend or limit the license of an intermediary who is a  
22 natural person, or a temporary license of a natural person under s. 628.09, if the  
23 natural person is delinquent in court–ordered payments of child or family support,  
24 maintenance, birth expenses, medical expenses or other expenses related to the  
25 support of a child or former spouse, or if the natural person fails to comply, after

1 appropriate notice, with a subpoena or warrant issued by the department of  
2 ~~workforce development~~ children and families or a county child support agency under  
3 s. 59.53 (5) and related to paternity or child support proceedings, as provided in a  
4 memorandum of understanding entered into under s. 49.857.

5 **SECTION 3664c.** 628.348 of the statutes is created to read:

6 **628.348 Sale of long-term care insurance. (1) TRAINING REQUIREMENT.** No  
7 person may solicit, negotiate, or sell long-term care insurance unless the person is  
8 a licensed intermediary and he or she completes the initial training portion of the  
9 training program under s. 49.45 (31) (c) by January 1, 2009, and completes the  
10 ongoing training under s. 49.45 (31) (c) every 24 months after completing the initial  
11 training.

12 **(2) INSURER VERIFICATION.** Insurers providing long-term care insurance shall  
13 do all of the following:

14 (a) Obtain from intermediaries selling long-term care insurance on behalf of  
15 the insurer verification that the intermediary is in compliance with the training  
16 requirements under sub. (1).

17 (b) Maintain records related to the verifications obtained under par. (a).

18 (c) Make the records under par. (b) available to the commissioner upon request.

19 **SECTION 3666.** 632.48 (3) of the statutes is created to read:

20 **632.48 (3) NOTICE OF CHANGES.** An insurer that receives a request from the  
21 department of health and family services under s. 49.47 (4) (cr) 2. for notification  
22 shall comply with the request and notify the department of any changes to or  
23 payments made under the annuity contract to which the request for notification  
24 relates.

25 **SECTION 3667.** 632.68 (2) (b) 3m. of the statutes is amended to read:

1           632.68 (2) (b) 3m. If a natural person who does not have a social security  
2 number, provides on a form prescribed by the department of ~~workforce development~~  
3 children and families a statement made or subscribed under oath or affirmation that  
4 the applicant does not have a social security number.

5           **SECTION 3668.** 632.68 (2) (bc) 1. of the statutes is amended to read:

6           632.68 (2) (bc) 1. The commissioner shall disclose a social security number  
7 obtained under par. (b) to the department of ~~workforce development~~ children and  
8 families in the administration of s. 49.22, as provided in a memorandum of  
9 understanding entered into under s. 49.857.

10          **SECTION 3669.** 632.68 (2) (bm) 1. of the statutes is amended to read:

11          632.68 (2) (bm) 1. Notwithstanding par. (b), the commissioner may not issue  
12 a license under this subsection to a natural person who is delinquent in  
13 court-ordered payments of child or family support, maintenance, birth expenses,  
14 medical expenses or other expenses related to the support of a child or former spouse,  
15 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
16 by the department of ~~workforce development~~ children and families or a county child  
17 support agency under s. 59.53 (5) and related to paternity or child support  
18 proceedings, as provided in a memorandum of understanding entered into under s.  
19 49.857.

20          **SECTION 3670.** 632.68 (2) (e) of the statutes is amended to read:

21          632.68 (2) (e) Except as provided in sub. (3), a license issued under this  
22 subsection shall be renewed annually on July 1 upon payment of the fee specified in  
23 s. 601.31 (1) (mp) and upon providing the licensee's social security number, unless  
24 the licensee does not have a social security number, or federal employer  
25 identification number, as applicable, if not previously provided on the application for

1 the license or at a previous renewal of the license. If the licensee is a natural person  
2 who does not have a social security number, the license shall be renewed annually  
3 on July 1 upon payment of the fee specified in s. 601.31 (1) (mp) and upon providing  
4 to the commissioner a statement made or subscribed under oath or affirmation, on  
5 a form prescribed by the department of ~~workforce development~~ children and  
6 families, that the licensee does not have a social security number.

7 **SECTION 3671.** 632.68 (3) (b) 1. of the statutes is amended to read:

8 632.68 (3) (b) 1. The commissioner shall suspend, limit or refuse to renew a  
9 viatical settlement provider license issued to a natural person if the natural person  
10 is delinquent in court-ordered payments of child or family support, maintenance,  
11 birth expenses, medical expenses or other expenses related to the support of a child  
12 or former spouse, or if the natural person fails to comply, after appropriate notice,  
13 with a subpoena or warrant issued by the department of ~~workforce development~~  
14 children and families or a county child support agency under s. 59.53 (5) and related  
15 to paternity or child support proceedings, as provided in a memorandum of  
16 understanding entered into under s. 49.857.

17 **SECTION 3672.** 632.68 (4) (b) of the statutes is amended to read:

18 632.68 (4) (b) A person may apply to the commissioner for a viatical settlement  
19 broker license on a form prescribed by the commissioner for that purpose. The  
20 application form shall require the applicant to provide the applicant's social security  
21 number, if the applicant is a natural person unless the applicant does not have a  
22 social security number, or the applicant's federal employer identification number, if  
23 the applicant is not a natural person. The fee specified in s. 601.31 (1) (mr) shall  
24 accompany the application. The commissioner may not issue a license under this  
25 subsection unless the applicant provides his or her social security number, unless the

1 applicant does not have a social security number, or its federal employer  
2 identification number, whichever is applicable. If the applicant is a natural person  
3 who does not have a social security number, the commissioner may not issue a license  
4 under this subsection unless the applicant provides, on a form prescribed by the  
5 department of ~~workforce development~~ children and families, a statement made or  
6 subscribed under oath or affirmation that the applicant does not have a social  
7 security number.

8 **SECTION 3673.** 632.68 (4) (bc) 1. of the statutes is amended to read:

9 632.68 (4) (bc) 1. The commissioner shall disclose a social security number  
10 obtained under par. (b) to the department of ~~workforce development~~ children and  
11 families in the administration of s. 49.22, as provided in a memorandum of  
12 understanding entered into under s. 49.857.

13 **SECTION 3674.** 632.68 (4) (bm) 1. of the statutes is amended to read:

14 632.68 (4) (bm) 1. The commissioner may not issue a license under this  
15 subsection to a natural person who is delinquent in court-ordered payments of child  
16 or family support, maintenance, birth expenses, medical expenses or other expenses  
17 related to the support of a child or former spouse, or who fails to comply, after  
18 appropriate notice, with a subpoena or warrant issued by the department of  
19 ~~workforce development~~ children and families or a county child support agency under  
20 s. 59.53 (5) and related to paternity or child support proceedings, as provided in a  
21 memorandum of understanding entered into under s. 49.857.

22 **SECTION 3675.** 632.68 (4) (c) of the statutes is amended to read:

23 632.68 (4) (c) Except as provided in sub. (5), a license issued under this  
24 subsection shall be renewed annually on July 1 upon payment of the fee specified in  
25 s. 601.31 (1) (ms) and upon providing the licensee's social security number, unless the

1 licensee does not have a social security number, or federal employer identification  
2 number, as applicable, if not previously provided on the application for the license  
3 or at a previous renewal of the license. If the licensee is a natural person who does  
4 not have a social security number, the license shall be renewed annually, except as  
5 provided in sub. (5), on July 1 upon payment of the fee specified in s. 601.31 (1) (ms)  
6 and upon providing to the commissioner a statement made or subscribed under oath  
7 or affirmation, on a form prescribed by the department of ~~workforce development~~  
8 children and families, that the licensee does not have a social security number.

9 **SECTION 3676.** 632.68 (5) (b) 1. of the statutes is amended to read:

10 632.68 (5) (b) 1. The commissioner shall suspend, limit or refuse to renew a  
11 viatical settlement broker license issued to a natural person if the natural person is  
12 delinquent in court-ordered payments of child or family support, maintenance, birth  
13 expenses, medical expenses or other expenses related to the support of a child or  
14 former spouse, or if the natural person fails to comply, after appropriate notice, with  
15 a subpoena or warrant issued by the department of ~~workforce development~~ children  
16 and families or a county child support agency under s. 59.53 (5) and related to  
17 paternity or child support proceedings, as provided in a memorandum of  
18 understanding entered into under s. 49.857.

19 **SECTION 3677c.** 632.726 of the statutes is created to read:

20 **632.726 Current procedural terminology code changes.** (1) In this  
21 section, “current procedural terminology code” means a number established by the  
22 American Medical Association that a health care provider puts on a health insurance  
23 claim form to describe the services that he or she performed.

24 (2) If an insurer changes a current procedural terminology code that was  
25 submitted by a health care provider on a health insurance claim form, the insurer

1 shall include on the explanation of benefits form the reason for the change to the  
2 current procedural terminology code and shall cite on the explanation of benefits  
3 form the source for the change.

4 **SECTION 3678.** 632.745 (6) (a) 2m. of the statutes is amended to read:

5 632.745 **(6)** (a) 2m. A family long-term care district under s. 46.2895.

6 **SECTION 3679.** 632.746 (7m) (b) 1. of the statutes is amended to read:

7 632.746 **(7m)** (b) 1. The employee or dependent is eligible for benefits under the  
8 Medical Assistance program under s. 49.471 or 49.472 or for coverage under the  
9 Badger Care health care program under s. 49.665.

10 **SECTION 3685f.** 632.857 of the statutes is created to read:

11 **632.857 Explanation required for restriction or termination of**  
12 **coverage.** If an insurer restricts or terminates an insured's coverage for the  
13 treatment of a condition or complaint and, as a result, the insured becomes liable for  
14 payment for all of his or her treatment for the condition or complaint, the insurer  
15 shall provide on the explanation of benefits form a detailed explanation of the clinical  
16 rationale and of the basis in the policy, plan, or contract or in applicable law for the  
17 insurer's restriction or termination of coverage.

18 **SECTION 3686w.** 632.875 (2) (g) of the statutes is amended to read:

19 632.875 **(2)** (g) A reasonable detailed explanation of the ~~factual basis~~ clinical  
20 rationale and of the basis in the policy, plan, or contract or in applicable law for the  
21 insurer's restriction or termination of coverage.

22 **SECTION 3689.** 632.897 (10) (am) 2. of the statutes is amended to read:

23 632.897 **(10)** (am) 2. Provide family coverage under the group policy or  
24 individual policy for the individual's child, if eligible for coverage, upon application

1 by the individual, the child's other parent, the department of ~~workforce development~~  
2 children and families or the county child support agency under s. 59.53 (5).

3 **SECTION 3690.** 633.14 (1) (e) of the statutes is amended to read:

4 633.14 (1) (e) If an individual who does not have a social security number,  
5 provides on a form prescribed by the department of ~~workforce development~~ children  
6 and families a statement made or subscribed under oath or affirmation that he or she  
7 does not have a social security number.

8 **SECTION 3691.** 633.14 (2c) (a) of the statutes is amended to read:

9 633.14 (2c) (a) The commissioner shall disclose a social security number  
10 obtained under sub. (1) (d) to the department of ~~workforce development~~ children and  
11 families in the administration of s. 49.22, as provided in a memorandum of  
12 understanding entered into under s. 49.857.

13 **SECTION 3692.** 633.14 (2m) (a) of the statutes is amended to read:

14 633.14 (2m) (a) Notwithstanding sub. (1), the commissioner may not issue a  
15 license under this section if the individual applying for the license is delinquent in  
16 court-ordered payments of child or family support, maintenance, birth expenses,  
17 medical expenses or other expenses related to the support of a child or former spouse,  
18 or if the individual fails to comply, after appropriate notice, with a subpoena or  
19 warrant issued by the department of ~~workforce development~~ children and families  
20 or a county child support agency under s. 59.53 (5) and related to paternity or child  
21 support proceedings, as provided in a memorandum of understanding entered into  
22 under s. 49.857.

23 **SECTION 3693.** 633.15 (1m) of the statutes is amended to read:

24 633.15 (1m) SOCIAL SECURITY NUMBER, FEDERAL EMPLOYER IDENTIFICATION  
25 NUMBER OR STATEMENT. At an annual renewal, an administrator shall provide his or



1 her social security number, if the administrator is an individual unless he or she does  
2 not have a social security number, or its federal employer identification number, if  
3 the administrator is a corporation, limited liability company or partnership, if the  
4 social security number or federal employer identification number was not previously  
5 provided on the application for the license or at a previous renewal of the license. If  
6 an administrator who is an individual does not have a social security number, the  
7 individual shall provide to the commissioner, at each annual renewal and on a form  
8 prescribed by the department of ~~workforce development~~ children and families, a  
9 statement made or subscribed under oath or affirmation that the administrator does  
10 not have a social security number.

11 **SECTION 3694.** 633.15 (2) (c) of the statutes is amended to read:

12 633.15 (2) (c) *Failure to pay support or to comply with subpoena or warrant.*

13 The commissioner shall suspend, limit or refuse to renew a license issued under this  
14 section to an individual if the individual is delinquent in court-ordered payments of  
15 child or family support, maintenance, birth expenses, medical expenses or other  
16 expenses related to the support of a child or former spouse, or if the individual fails  
17 to comply, after appropriate notice, with a subpoena or warrant issued by the  
18 department of ~~workforce development~~ children and families or a county child  
19 support agency under s. 59.53 (5) and related to paternity or child support  
20 proceedings, as provided in a memorandum of understanding entered into under s.  
21 49.857.

22 **SECTION 3695.** 645.09 (2) (a) of the statutes is amended to read:

23 645.09 (2) (a) *Causes of delinquency.* The commissioner may include in his or  
24 her annual report, not later than the 2nd annual report following the initiation of any  
25 formal proceedings under this chapter, a detailed analysis of the basic causes and the

1 contributing factors making the initiation of formal proceedings necessary, and may  
2 make recommendations for remedial legislation. For this purpose the commissioner  
3 may appoint a special assistant qualified in insurance, finance, and accounting to  
4 conduct the study and prepare the analysis, and may determine the special  
5 assistant's compensation, which shall be paid from the appropriation under s. 20.145  
6 (1) (g) 1.

7 **SECTION 3696.** 645.09 (2) (b) of the statutes is amended to read:

8 645.09 (2) (b) *Final study.* The commissioner may include in his or her annual  
9 report, not later than the 2nd annual report following discharge of the receiver, a  
10 detailed study of the delinquency proceeding for each insurer subjected to a formal  
11 proceeding, with an analysis of the problems faced and their solutions. The  
12 commissioner may also suggest alternative solutions, as well as other material of  
13 interest, for the purpose of assisting and guiding liquidators or rehabilitators in the  
14 future. For this purpose the commissioner may appoint a special assistant qualified  
15 to conduct the study and prepare the analysis, and may determine his or her  
16 compensation, which shall be paid from the appropriation under s. 20.145 (1) (g) 1.

17 **SECTION 3697.** 645.46 (4) of the statutes is amended to read:

18 645.46 (4) Defray all expenses of taking possession of, conserving, conducting,  
19 liquidating, disposing of, or otherwise dealing with the business and property of the  
20 insurer. If the property of the insurer does not contain sufficient cash or liquid assets  
21 to defray the costs incurred, the liquidator may advance the costs so incurred out of  
22 the appropriation under s. 20.145 (1) (g) 1. Any amounts so paid shall be deemed  
23 expense of administration and shall be repaid for the credit of the office of the  
24 commissioner of insurance out of the first available moneys of the insurer.

25 **SECTION 3698.** 647.02 (2) (g) of the statutes is amended to read:

1           647.02 **(2)** (g) The figure to be used by the provider as the actual or projected  
2 length of a resident’s stay in the facility in the formula in the contract provision  
3 required under s. 647.05 ~~(9)~~ (1m) (i) and supporting information showing how the  
4 figure was determined.

5           **SECTION 3699.** 647.04 (5) of the statutes is amended to read:

6           647.04 **(5)** Inform the commissioner of any change in the figure used by the  
7 provider as the actual or projected length of a resident’s stay in the facility in the  
8 formula in the contract provision required under s. 647.05 ~~(9)~~ (1m) (i) within 30 days  
9 after the change is made and submit supporting information showing how the  
10 change was determined.

11           **SECTION 3700.** 647.05 of the statutes is renumbered 647.05 (1m), and 647.05  
12 (1m) (g), as renumbered, is amended to read:

13           647.05 **(1m)** (g) Provides that if a resident dies or the continuing care contract  
14 is terminated after the first 30 days of occupancy, but within the first 90 days of  
15 occupancy, the provider will refund at least 90% of the amount computed under sub.  
16 ~~(6)~~ par. (f).

17           **SECTION 3701.** 647.05 (2m) of the statutes is created to read:

18           647.05 **(2m)** Subject to s. 49.455, a continuing care contract may require that,  
19 before a resident applies for medical assistance, the resident must spend on his or  
20 her care the resources declared for purposes of admission to the facility.

21           **SECTION 3701c.** 655.26 (2) of the statutes is amended to read:

22           655.26 **(2)** By the 15th day of each month, the board of governors shall report  
23 the information specified in sub. (1) to the medical examining board for each claim  
24 paid by the fund or from the appropriation under s. 20.145 (2) (a) during the previous

1 month for damages arising out of the rendering of health care services by a health  
2 care provider or an employee of a health care provider.

3 **SECTION 3702.** 655.27 (2) of the statutes is amended to read:

4 655.27 (2) FUND ADMINISTRATION AND OPERATION. Management of the fund shall  
5 be vested with the board of governors. The commissioner shall either provide staff  
6 services necessary for the operation of the fund or, with the approval of the board of  
7 governors, contract for all or part of these services. Such a contract is subject to ss.  
8 16.753 and 16.765, but is otherwise exempt from subch. IV of ch. 16. The  
9 commissioner shall adopt rules governing the procedures for creating and  
10 implementing these contracts before entering into the contracts. At least annually,  
11 the contractor shall report to the commissioner and to the board of governors  
12 regarding all expenses incurred and subcontracting arrangements. If the board of  
13 governors approves, the contractor may hire legal counsel as needed to provide staff  
14 services. The cost of contracting for staff services shall be funded from the  
15 appropriation under s. 20.145 (2) (u). The fund shall pay to the commissioner  
16 amounts charged for organizational support services, which shall be credited to the  
17 appropriation account under s. 20.145 (1) (g) 2.

18 **SECTION 3702d.** 655.27 (3) (a) 5. of the statutes is created to read:

19 655.27 (3) (a) 5. The supplemental appropriation under s. 20.145 (2) (a) for  
20 payment of claims.

21 **SECTION 3702f.** 655.27 (3) (am) of the statutes is amended to read:

22 655.27 (3) (am) *Assessments for peer review council.* The fund, a mandatory  
23 health care liability risk-sharing plan established under s. 619.04, and a private  
24 health care liability insurer shall be assessed, as appropriate, fees sufficient to cover  
25 the costs of the injured patients and families compensation fund peer review council,

1 including costs of administration, for reviewing claims paid by the fund, or from the  
2 appropriation under s. 20.145 (2) (a), by the plan, and by the insurer, respectively,  
3 under s. 655.275 (5). The fees shall be set by the commissioner by rule, after approval  
4 by the board of governors, and shall be collected by the commissioner for deposit in  
5 the fund. The costs of the injured patients and families compensation fund peer  
6 review council shall be funded from the appropriation under s. 20.145 (2) (um).

7 **SECTION 3702h.** 655.27 (4) (a) of the statutes is amended to read:

8 655.27 (4) (a) Moneys shall be withdrawn from the fund, or paid from the  
9 appropriation under s. 20.145 (2) (a), by the commissioner only upon vouchers  
10 approved and authorized by the board of governors.

11 **SECTION 3702j.** 655.27 (5) (e) of the statutes is amended to read:

12 655.27 (5) (e) Claims filed against the fund shall be paid in the order received  
13 within 90 days after filing unless appealed by the fund. If the amounts in the fund  
14 are not sufficient to pay all of the claims, claims received after the funds are  
15 exhausted shall be ~~immediately payable the following year in the order in which they~~  
16 ~~were received~~ paid from the appropriation under s. 20.145 (2) (a).

17 **SECTION 3702L.** 655.275 (5) (a) (intro.) of the statutes is amended to read:

18 655.275 (5) (a) (intro.) The council shall review, within one year of the date of  
19 first payment on the claim, each claim that is paid by the fund, or from the  
20 appropriation under s. 20.145 (2) (a), by a mandatory health care liability  
21 risk-sharing plan established under s. 619.04, by a private health care liability  
22 insurer, or by a self-insurer for damages arising out of the rendering of medical care  
23 by a health care provider or an employee of the health care provider and shall make  
24 recommendations to all of the following:

25 **SECTION 3703.** 701.06 (5) (intro.) of the statutes is amended to read:

1           701.06 (5) CLAIMS FOR PUBLIC SUPPORT. (intro.) Notwithstanding any provision  
2 in the creating instrument or subs. (1) and (2), if the settlor is legally obligated to pay  
3 for the public support of a beneficiary under s. 46.10, 49.345, or 301.12 or the  
4 beneficiary is legally obligated to pay for the beneficiary's public support or that  
5 furnished the beneficiary's spouse or minor child under s. 46.10, 49.345, or 301.12,  
6 upon application by the appropriate state department or county official, the court  
7 may:

8           **SECTION 3703g.** 703.02 (10) of the statutes is amended to read:

9           703.02 (10) "~~Limited common elements~~" ~~mean those~~ element ~~means a common~~  
10 ~~elements~~ element identified in a declaration or on a condominium plat as reserved  
11 for the exclusive use of one or more but less than all of the unit owners.

12           **SECTION 3703r.** 703.38 (1) of the statutes is amended to read:

13           703.38 (1) Except as otherwise provided in this section and s. 30.1335, this  
14 chapter is applicable to all condominiums, whether established before or after  
15 August 1, 1978. However, with respect to condominiums existing on August 1, 1978,  
16 the declaration, bylaws or condominium plat need not be amended to comply with  
17 the requirements of this chapter.

18           **SECTION 3704.** 751.15 (1) of the statutes is amended to read:

19           751.15 (1) The supreme court is requested to enter into a memorandum of  
20 understanding with the department of ~~workforce development~~ children and families  
21 under s. 49.857.

22           **SECTION 3705.** 751.15 (2) of the statutes is amended to read:

23           751.15 (2) The supreme court is requested to promulgate rules that require  
24 each person who has a social security number, as a condition of membership in the  
25 state bar, to provide the board of bar examiners with his or her social security

1 number, that require each person who does not have a social security number, as a  
2 condition of membership in the state bar, to provide the board of bar examiners with  
3 a statement made or subscribed under oath or affirmation on a form prescribed by  
4 the department of ~~workforce development~~ children and families that the person does  
5 not have a social security number, and that prohibit the disclosure of that number  
6 to any person except the department of ~~workforce development~~ children and families  
7 for the purpose of administering s. 49.22.

8 **SECTION 3706.** 751.15 (3) of the statutes is amended to read:

9 751.15 **(3)** The supreme court is requested to promulgate rules that deny,  
10 suspend, restrict or refuse to renew a license to practice law if the applicant or  
11 licensee fails to provide the information required under rules promulgated under  
12 sub. (2) or fails to comply, after appropriate notice, with a subpoena or warrant issued  
13 by the department of ~~workforce development~~ children and families or a county child  
14 support agency under s. 59.53 (5) and related to paternity or child support  
15 proceedings or if the department of ~~workforce development~~ children and families  
16 certifies that the applicant or licensee has failed to pay court-ordered payments of  
17 child or family support, maintenance, birth expenses, medical expenses or other  
18 expenses related to the support of a child or former spouse. The supreme court is also  
19 requested to promulgate rules that invalidate a license to practice law if issued in  
20 reliance upon a statement made or subscribed under oath or affirmation under rules  
21 promulgated under sub. (2) that is false.

22 **SECTION 3706g.** 753.06 (2) (a) of the statutes is amended to read:

23 753.06 **(2)** (a) Kenosha County. The circuit has 7 branches. Commencing  
24 August 1, 2009, the circuit has 8 branches.

25 **SECTION 3707b.** 753.06 (6) (e) of the statutes is amended to read:

1           753.06 **(6)** (e) Juneau County. The circuit has one branch. Commencing August  
2 1, 2008, the circuit has 2 branches.

3           **SECTION 3707e.** 757.83 (4) of the statutes is amended to read:

4           757.83 **(4)** STAFF. The judicial commission shall hire an executive director, and  
5 may hire one staff member, in the unclassified service. The executive director shall  
6 be a member of the State Bar of Wisconsin and shall provide staff services to the  
7 judicial commission ~~and the judicial council.~~

8           **SECTION 3707p.** 758.13 (1) (a) 7. of the statutes is amended to read:

9           758.13 **(1)** (a) 7. ~~The revisor of statutes or an assistant designated by the revisor~~  
10 chief of the legislative reference bureau or his or her designee.

11           **SECTION 3707r.** 758.13 (1) (b) of the statutes is amended to read:

12           758.13 **(1)** (b) The names of the judicial council members shall be certified to  
13 the secretary of state by the ~~executive secretary of the judicial commission~~ judicial  
14 council attorney. Members shall hold office until their successors have been selected.  
15 Members shall receive no compensation, but shall be reimbursed from the  
16 appropriation made by s. ~~20.665 (1)~~ 20.670 (1) for expenses necessarily incurred by  
17 members in attending council meetings.

18           **SECTION 3707s.** 758.13 (3) (g) of the statutes is created to read:

19           758.13 **(3)** (g) 1. In this paragraph:

20           a. “Candidate” has the meaning given in s. 11.01 (1).

21           b. “Contribution” has the meaning given in s. 11.01 (6).

22           c. “Local office” has the meaning given in s. 5.02 (9).

23           d. “State office” has the meaning give in s. 5.02 (23).

24           2. The judicial council may appoint outside of the classified service an attorney,  
25 who is a member in good standing of the State Bar of Wisconsin, who shall be strictly



1 nonpartisan, and who shall not make a contribution to a candidate for state office or  
2 local office while employed by the judicial council, to provide staff services to the  
3 council.

4 **SECTION 3708.** 758.19 (4m) of the statutes is created to read:

5 758.19 (4m) The director of state courts may establish and charge fees for  
6 electronic filing of court documents under the circuit court automated information  
7 systems created under this section. The secretary of administration shall credit all  
8 moneys collected under this subsection to the appropriation account under s. 20.680  
9 (2) (j).

10 **SECTION 3709g.** 758.19 (5) (a) (intro.) of the statutes is amended to read:

11 758.19 (5) (a) (intro.) In this subsection, “circuit court costs” means one or more  
12 of the following costs:

13 **SECTION 3710n.** 758.19 (5) (a) 3. of the statutes is amended to read:

14 758.19 (5) (a) 3. Witness fees set under s. 814.67 (1) (b) 1. and (c) for witnesses  
15 called by the circuit court on its own motion or called by, or subpoenaed at the request  
16 of, a district attorney, the state public defender or a private attorney appointed under  
17 s. 977.08. Nothing in this subdivision affects the determination of who is obligated  
18 to pay for fees set under s. 814.67 (1) (b) 1. and (c) for witnesses called by, or  
19 subpoenaed at the request of the state public defender or a private attorney  
20 appointed under s. 977.08.

21 **SECTION 3711n.** 758.19 (5) (a) 4m. of the statutes is amended to read:

22 758.19 (5) (a) 4m. Fees for expert witnesses appointed under s. 907.06 by the  
23 circuit court on its own motion or by the circuit court at the request of the district  
24 attorney, the state public defender or a private attorney appointed under s. 977.08  
25 or by the circuit court upon agreement of the district attorney, the state public

1 defender or a private attorney appointed under s. 977.08. Nothing in this subdivision  
2 affects the determination of who is obligated to pay fees for an expert witness  
3 appointed under s. 907.06.

4 **SECTION 3712n.** 758.19 (5) (a) 5. of the statutes is amended to read:

5 758.19 (5) (a) 5. Fees for witnesses or expert witnesses subpoenaed by the  
6 circuit court at the request of the district attorney, coroner or medical examiner  
7 under s. 979.06 (1) and (2).

8 **SECTION 3713n.** 758.19 (5) (a) 8. of the statutes is amended to read:

9 758.19 (5) (a) 8. Any other circuit court costs, except costs related to courtroom  
10 security, including security personnel, and costs related to rent, utilities,  
11 maintenance, rehabilitation and construction of circuit court facilities.

12 **SECTION 3714.** 758.19 (5) (am) of the statutes is created to read:

13 758.19 (5) (am) The director of state courts may create a uniform chart of  
14 accounts that each county shall be required to use for the recording of all financial  
15 transactions relating to the operation of circuit courts and may audit the information  
16 submitted under par. (e). If the director of state courts decides to create a uniform  
17 chart of accounts, he or she shall consult with the department of revenue regarding  
18 the creation of that chart.

19 **SECTION 3717.** 758.19 (5) (e) of the statutes is amended to read:

20 758.19 (5) (e) ~~No later than July 1, 1994, and no later than July 1~~ May 15, 2009,  
21 and no later than May 15 of each year thereafter, each county shall submit to the  
22 director of state courts, in a format that is established by the director of state courts,  
23 and in a manner that comports with the uniform chart of accounts under par. (am).  
24 information regarding the amount of actual circuit court costs that the county  
25 incurred in the previous calendar year ~~for each of the court costs listed in par. (a) 1.~~

1 ~~to 8~~ and revenues collected or received by the circuit court in the previous calendar  
2 year.

3 **SECTION 3718.** 758.19 (5) (f) of the statutes is amended to read:

4 758.19 (5) (f) A county that fails to meet the requirements under par. (e) is not  
5 eligible for a payment under par. (b) for one fiscal year, as defined in s. 237.01 (3),  
6 after the ~~July 1~~ May 15 that the information was not provided, or until the  
7 information is provided, whichever is earlier. Except as provided in this paragraph  
8 and par. (g), the information regarding the amount of actual costs reported under par.  
9 (e) does not affect the amount paid to a county under par. (b).

10 **SECTION 3719.** 758.19 (5) (g) of the statutes is amended to read:

11 758.19 (5) (g) Beginning with the submittal of information under par. (e) on  
12 July 1, 1995, if the director of state courts determines, based on the information  
13 submitted under par. (e), that the payment made to a county under par. (b) for any  
14 calendar year exceeds the circuit court costs incurred by the county for that calendar  
15 year, the director of state courts shall deduct the difference from the next payment  
16 under par. (b) made to that county after the director's determination. The difference  
17 shall be apportioned as provided in par. (c) among the other counties for payment  
18 under par. (b) to the other counties on that payment date. For purposes of this  
19 paragraph, the director of state courts shall treat the period beginning on August 13,  
20 1993, and ending on December 31, 1994, as a calendar year and determine from the  
21 information submitted under par. (e) on July 1, 1994, and July 1, 1995, whether the  
22 payment to a county under par. (b) on January 1, 1994, exceeds the circuit court costs  
23 incurred by the county for the period beginning on August 13, 1993, and ending on  
24 December 31, 1994.

25 **SECTION 3720.** 767.001 (1d) of the statutes is amended to read:

1           767.001 **(1d)** “Department” means the department of ~~workforce development~~  
2 children and families.

3           **SECTION 3721.** 767.001 (2) (b) of the statutes is amended to read:

4           767.001 **(2)** (b) With respect to the department of ~~health and family services~~  
5 or a county agency specified in s. 48.56 (1) or a licensed child welfare agency granted  
6 legal custody of a child, the rights and responsibilities specified under s. 48.02 (12).

7           **SECTION 3722.** 767.205 (2) (a) 3. of the statutes is amended to read:

8           767.205 **(2)** (a) 3. Whenever aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,  
9 49.19<sub>1</sub> or 49.45 is provided on behalf of a dependent child or benefits are provided to  
10 the child’s custodial parent under ss. 49.141 to 49.161.

11           **SECTION 3723.** 767.205 (2) (a) 4. of the statutes is amended to read:

12           767.205 **(2)** (a) 4. Whenever aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,  
13 49.19<sub>1</sub> or 49.45 has, in the past, been provided on behalf of a dependent child, or  
14 benefits have, in the past, been provided to the child’s custodial parent under ss.  
15 49.141 to 49.161, and the child’s family is eligible for continuing child support  
16 services under 45 CFR 302.33.

17           **SECTION 3724.** 767.217 (1) of the statutes is amended to read:

18           767.217 **(1)** NOTICE OF PLEADING OR MOTION. In an action affecting the family in  
19 which either party is a recipient of benefits under ss. 49.141 to 49.161 or aid under  
20 s. ~~46.261~~, 48.645, 49.19, or 49.45, each party shall, either within 20 days after serving  
21 the opposite party with a motion or pleading requesting the court to order or to  
22 modify a previous order relating to child support, maintenance, or family support,  
23 or before filing the motion or pleading in court, serve a copy of the motion or pleading  
24 on the county child support agency under s. 59.53 (5) of the county in which the action  
25 is begun.

1           **SECTION 3725.** 767.407 (1) (c) 1. of the statutes is amended to read:

2           767.407 **(1)** (c) 1. Aid is provided under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,  
3           49.19, or 49.45 on behalf of the child, or benefits are provided to the child's custodial  
4           parent under ss. 49.141 to 49.161, but the state and its delegate under s. 49.22 (7)  
5           are barred by a statute of limitations from commencing an action under s. 767.80 on  
6           behalf of the child.

7           **SECTION 3726.** 767.41 (3) (a) of the statutes is amended to read:

8           767.41 **(3)** (a) If the interest of any child demands it, and if the court finds that  
9           neither parent is able to care for the child adequately or that neither parent is fit and  
10          proper to have the care and custody of the child, the court may declare the child to  
11          be in need of protection or services and transfer legal custody of the child to a relative  
12          of the child, as defined in s. 48.02 (15), to a county department, as defined under s.  
13          48.02 (2g), ~~or to a licensed child welfare agency, or, in a county having a population~~  
14          of 500,000 or more, the department of health and family services. If the court  
15          transfers legal custody of a child under this subsection, in its order the court shall  
16          notify the parents of any applicable grounds for termination of parental rights under  
17          s. 48.415. If the court transfers legal custody under this section to an agency, the  
18          court shall also refer the matter to the court intake worker, as defined in s. 48.02 (3),  
19          who shall conduct an inquiry under s. 48.24 to determine whether a petition should  
20          be filed under s. 48.13.

21          **SECTION 3727.** 767.41 (3) (a) of the statutes, as affected by 2007 Wisconsin Act  
22          .... (this act), is amended to read:

23          767.41 **(3)** (a) If the interest of any child demands it, and if the court finds that  
24          neither parent is able to care for the child adequately or that neither parent is fit and  
25          proper to have the care and custody of the child, the court may declare the child to

1 be in need of protection or services and transfer legal custody of the child to a relative  
2 of the child, as defined in s. 48.02 (15), to a county department, as defined under s.  
3 48.02 (2g), to a licensed child welfare agency, or, in a county having a population of  
4 500,000 or more, the department of ~~health and family services~~ children and families.  
5 If the court transfers legal custody of a child under this subsection, in its order the  
6 court shall notify the parents of any applicable grounds for termination of parental  
7 rights under s. 48.415. If the court transfers legal custody under this section to an  
8 agency, the court shall also refer the matter to the court intake worker, as defined in  
9 s. 48.02 (3), who shall conduct an inquiry under s. 48.24 to determine whether a  
10 petition should be filed under s. 48.13.

11 **SECTION 3728.** 767.41 (3) (am) of the statutes is created to read:

12 767.41 **(3)** (am) If the court transfers legal custody of a child under this  
13 subsection, the order transferring custody shall include a finding that placement of  
14 the child in his or her home would be contrary to the welfare of the child and a finding  
15 that reasonable efforts have been made to prevent the removal of the child from the  
16 home, while assuring that the health and safety of the child are the paramount  
17 concerns, unless any of the circumstances specified in s. 48.355 (2d) (b) 1. to 5.  
18 applies. If the legal custodian appointed under par. (a) is a county department, the  
19 court shall order the child into the placement and care responsibility of the county  
20 department as required under 42 USC 672 (a) (2) and shall assign the county  
21 department primary responsibility for providing services to the child. The court  
22 shall make the findings specified in this paragraph on a case-by-case basis based  
23 on circumstances specific to the child and shall document or reference the specific  
24 information on which those findings are based in the court order. A court order that  
25 merely references this paragraph without documenting or referencing that specific

1 information in the court order or an amended court order that retroactively corrects  
2 an earlier court order that does not comply with this paragraph is not sufficient to  
3 comply with this paragraph.

4 **SECTION 3729.** 767.451 (7) of the statutes is amended to read:

5 767.451 (7) TRANSFER TO DEPARTMENT. The court may order custody transferred  
6 to the department of health and family services only if that department agrees to  
7 accept custody. If the court orders custody transferred to the department of health  
8 and family services, the order transferring custody shall include the findings and  
9 order specified in s. 767.41 (3) (am).

10 **SECTION 3730.** 767.451 (7) of the statutes, as affected by 2007 Wisconsin Act  
11 .... (this act), is amended to read:

12 767.451 (7) TRANSFER TO DEPARTMENT. The court may order custody transferred  
13 to the department of health and family services only if that the department agrees  
14 to accept custody. If the court orders custody transferred to the department of health  
15 and family services, the order transferring custody shall include the findings and  
16 order specified in s. 767.41 (3) (am).

17 **SECTION 3731.** 767.521 (intro.) of the statutes is amended to read:

18 **767.521 Action by state for child support.** (intro.) The state or its delegate  
19 under s. 49.22 (7) shall bring an action for support of a minor child under s. 767.001  
20 (1) (f) or for paternity determination and child support under s. 767.80 if the child's  
21 right to support is assigned to the state under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b)  
22 2., 48.645 (3), 49.145 (2) (s), 49.19 (4) (h) 1. b., or 49.775 (2) (bm) and all of the  
23 following apply:

24 **SECTION 3732.** 767.55 (3) (a) 2. of the statutes is amended to read:

1           767.55 (3) (a) 2. The child's right to support is assigned to the state under s.  
2     ~~46.261 (3)~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), or 49.19 (4) (h) 1. b.

3           **SECTION 3733.** 767.57 (1e) (title) of the statutes is amended to read:

4           767.57 (1e) (title) RECEIVING AND DISBURSING FEE FEES.

5           **SECTION 3734.** 767.57 (1e) (a) of the statutes is amended to read:

6           767.57 (1e) (a) For receiving and disbursing maintenance, child support, or  
7     family support payments, including payments in arrears, and for maintaining the  
8     records required under ~~par. (e) sub. (1) (c)~~, the department or its designee shall collect  
9     an annual fee of ~~\$35~~ \$65 from a party ordered to make payments. The court shall  
10    order each party ordered to make payments to pay the fee in each year for which  
11    payments are ordered or in which an arrearage in any of those payments is owed.  
12    In directing the manner of payment, the court shall order that the fee be withheld  
13    from income and sent to the department or its designee, as provided under s. 767.75.  
14    Fees under this paragraph shall be deposited in the appropriation account under s.  
15    20.445 (3) (ja). At the time of ordering payment of the fee, the court shall notify each  
16    party ordered to make payments of the requirement to pay, and the amount of, the  
17    fee. If the fee under this paragraph is not paid when due, the department or its  
18    designee may not deduct the fee from any maintenance, child or family support, or  
19    arrearage payment, but may move the court for a remedial sanction under ch. 785.

20           **SECTION 3735.** 767.57 (1e) (a) of the statutes, as affected by 2007 Wisconsin Act  
21    .... (this act), is amended to read:

22           767.57 (1e) (a) For receiving and disbursing maintenance, child support, or  
23    family support payments, including payments in arrears, and for maintaining the  
24    records required under sub. (1) (c), the department or its designee shall collect an  
25    annual fee of \$65 from a party ordered to make payments. The court shall order each



1 party ordered to make payments to pay the fee in each year for which payments are  
2 ordered or in which an arrearage in any of those payments is owed. In directing the  
3 manner of payment, the court shall order that the fee be withheld from income and  
4 sent to the department or its designee, as provided under s. 767.75. Fees under this  
5 paragraph shall be deposited in the appropriation account under s. ~~20.445 (3)~~ 20.437  
6 (2) (ja). At the time of ordering payment of the fee, the court shall notify each party  
7 ordered to make payments of the requirement to pay, and the amount of, the fee. If  
8 the fee under this paragraph is not paid when due, the department or its designee  
9 may not deduct the fee from any maintenance, child or family support, or arrearage  
10 payment, but may move the court for a remedial sanction under ch. 785.

11 **SECTION 3736.** 767.57 (1e) (b) 1m. of the statutes is amended to read:

12 767.57 **(1e)** (b) 1m. The department or its designee may collect any unpaid fees  
13 under s. 814.61 (12) (b), 1997 stats., that are shown on the department’s automated  
14 payment and collection system on December 31, 1998, and shall deposit all fees  
15 collected under this subdivision in the appropriation account under s. ~~20.445 (3)~~  
16 20.437 (2) (ja). The department or its designee may collect unpaid fees under this  
17 subdivision through income withholding under s. 767.75 (2m). If the department or  
18 its designee determines that income withholding is inapplicable, ineffective, or  
19 insufficient for the collection of any unpaid fees under this subdivision, the  
20 department or its designee may move the court for a remedial sanction under ch. 785.  
21 The department or its designee may contract with or employ a collection agency or  
22 other person for the collection of any unpaid fees under this subdivision and,  
23 notwithstanding s. 20.930, may contract with or employ an attorney to appear in any  
24 action in state or federal court to enforce the payment obligation. The department

1 or its designee may not deduct the amount of unpaid fees from any maintenance,  
2 child or family support, or arrearage payment.

3 **SECTION 3737.** 767.57 (1e) (c) of the statutes is created to read:

4 767.57 (1e) (c) The department or its designee shall collect an annual fee of \$25  
5 from every individual receiving child support or family support payments. In  
6 applicable cases, the fee shall comply with all requirements under 42 USC 654 (6)  
7 (B). The department or its designee may deduct the fee from maintenance, child or  
8 family support, or arrearage payments. Fees collected under this paragraph shall  
9 be deposited in the appropriation account under s. 20.445 (3) (ja).

10 **SECTION 3737d.** 767.57 (1e) (c) of the statutes, as created by 2007 Wisconsin  
11 Act .... (this act), is amended to read:

12 767.57 (1e) (c) The department or its designee shall collect an annual fee of \$25  
13 from every individual receiving child support or family support payments. In  
14 applicable cases, the fee shall comply with all requirements under 42 USC 654 (6)  
15 (B). The department or its designee may deduct the fee from maintenance, child or  
16 family support, or arrearage payments. Fees collected under this paragraph shall  
17 be deposited in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (ja).

18 **SECTION 3738.** 767.57 (1m) (c) of the statutes is amended to read:

19 767.57 (1m) (c) The party entitled to the support or maintenance money or a  
20 minor child of the party has applied for or is receiving aid under s. ~~46.261~~ 48.645 or  
21 public assistance under ch. 49 and there is an assignment to the state under s. ~~46.261~~  
22 48.645 (3) or 49.19 (4) (h) 1. b. of the party's right to the support or maintenance  
23 money.

24 **SECTION 3739.** 767.57 (2) of the statutes is amended to read:

1           767.57 (2) PROCEDURE IF RECIPIENT ON PUBLIC ASSISTANCE. If a party entitled to  
2 maintenance or support, or both, is receiving public assistance under ch. 49, the  
3 party may assign the party’s right to support or maintenance to the county  
4 department under s. 46.215, 46.22, or 46.23 granting the assistance. The assignment  
5 shall be approved by order of the court granting the maintenance or support. The  
6 assignment may not be terminated if there is a delinquency in the amount to be paid  
7 to the assignee of maintenance and support previously ordered without the written  
8 consent of the assignee or upon notice to the assignee and a hearing. When an  
9 assignment of maintenance or support, or both, has been approved by the order, the  
10 assignee shall be deemed a real party in interest within s. 803.01 solely for the  
11 purpose of securing payment of unpaid maintenance or support ordered to be paid,  
12 by participating in proceedings to secure the payment of unpaid amounts.  
13 Notwithstanding assignment under this subsection, and without further order of the  
14 court, the department or its designee, upon receiving notice that a party or a minor  
15 child of the parties is receiving aid under s. ~~46.261~~ 48.645 or public assistance under  
16 ch. 49 or that a kinship care relative or long-term kinship care relative of the minor  
17 child is receiving kinship care payments or long-term kinship care payments for the  
18 minor child, shall forward all support assigned under s. ~~46.261(3)~~, 48.57 (3m) (b) 2.  
19 or (3n) (b) 2., 48.645 (3), 49.19 (4) (h) 1., or 49.45 (19) to the assignee under s. ~~46.261~~  
20 ~~(3)~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.19 (4) (h) 1., or 49.45 (19).

21           **SECTION 3740.** 767.57 (4) of the statutes is amended to read:

22           767.57 (4) PROCEDURE FOR CERTAIN CHILD RECIPIENTS. If an order or judgment  
23 providing for the support of one or more children not receiving aid under s. ~~46.261~~,  
24 48.57 (3m) or (3n), 48.645, or 49.19 includes support for a minor who is the  
25 beneficiary of aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645, or 49.19, any support

1 payment made under the order or judgment is assigned to the state under s. ~~46.261~~  
2 ~~(3)~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), or 49.19 (4) (h) 1. b. in the amount that  
3 is the proportionate share of the minor receiving aid under s. ~~46.261~~, 48.57 (3m) or  
4 (3n), 48.645, or 49.19, except as otherwise ordered by the court on the motion of a  
5 party.

6 **SECTION 3741.** 767.59 (1c) (a) (intro.) of the statutes is amended to read:

7 767.59 **(1c)** (a) (intro.) On the petition, motion, or order to show cause of either  
8 of the parties, the department, a county department under s. 46.215, 46.22, or 46.23,  
9 or a county child support agency under s. 59.53 (5) if an assignment has been made  
10 under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.19 (4) (h), or 49.45 (19)  
11 or if either party or their minor children receive aid under s. 48.57 (3m) or (3n) or  
12 48.645 or ch. 49, a court may, except as provided in par. (b), do any of the following:

13 **SECTION 3742.** 767.59 (1f) (b) 4. of the statutes is amended to read:

14 767.59 **(1f)** (b) 4. A difference between the amount of child support ordered by  
15 the court to be paid by the payer and the amount that the payer would have been  
16 required to pay based on the percentage standard established by the department  
17 under s. 49.22 (9) if the court did not use the percentage standard in determining the  
18 child support payments and did not provide the information required under s. 46.10  
19 (14) (d), 49.345 (14) (d), 301.12 (14) (d), or 767.511 (1n), whichever is appropriate.

20 **SECTION 3743.** 767.59 (2) (c) of the statutes is amended to read:

21 767.59 **(2)** (c) If the court revises a judgment or order providing for child support  
22 that was entered under s. 48.355 (2) (b) 4., 48.357 (5m) (a), 48.363 (2), 938.183 (4),  
23 938.355 (2) (b) 4., 938.357 (5m) (a) or 938.363 (2), the court shall determine child  
24 support in the manner provided in s. ~~46.10~~ 49.345 (14) or 301.12 (14), whichever is  
25 applicable.

1           **SECTION 3744.** 767.59 (2s) of the statutes is amended to read:

2           767.59 **(2s)** STIPULATION FOR REVISION OF SUPPORT. In an action under sub. (1c),  
3 the court may not approve a stipulation for the revision of a judgment or order with  
4 respect to an amount of child support or family support unless the stipulation  
5 provides for payment of an amount of child support or family support that is  
6 determined in the manner required under s. 46.10 (14), 49.345 (14), 301.12 (14),  
7 767.511, 767.805 (4), or 767.89, whichever is appropriate.

8           **SECTION 3745.** 767.87 (2m) of the statutes is amended to read:

9           767.87 **(2m)** ADMISSIBILITY OF CERTAIN MEDICAL AND GENETIC INFORMATION.  
10 Medical and genetic information filed with the department of ~~health and family~~  
11 ~~services~~ or the court under s. 48.425 (1) (am) or (2) is not admissible to prove the  
12 paternity of the child.

13           **SECTION 3746.** 767.87 (6) (a) of the statutes is amended to read:

14           767.87 **(6)** (a) Whenever the state brings the action to determine paternity  
15 pursuant to an assignment under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3),  
16 49.19 (4) (h) 1., or 49.45 (19), or receipt of benefits under s. 49.148, 49.155, 49.157,  
17 or 49.159, the natural mother of the child may not be compelled to testify about the  
18 paternity of the child if it has been determined that the mother has good cause for  
19 refusing to cooperate in establishing paternity as provided in 42 USC 602 (a) (26) (B)  
20 and the federal regulations promulgated pursuant to this statute, as of July 1, 1981,  
21 and pursuant to any rules promulgated by the department which define good cause  
22 in accordance with the federal regulations, as authorized by 42 USC 602 (a) (26) (B)  
23 in effect on July 1, 1981.

24           **SECTION 3746h.** 767.89 (2) of the statutes is renumbered 767.89 (2) (a).

25           **SECTION 3746i.** 767.89 (2) (b) of the statutes is created to read:

1           767.89 (2) (b) If the clerk of court or county child support agency is unable to  
2 collect any of the following fees under par. (a), the department shall pay the fee and  
3 may not require the county or county child support agency to reimburse the  
4 department for the cost:

5           1. A fee for omitting the father's name on a birth certificate under s. 69.15 (3)

6 (a) 1.

7           2. A fee for changing the father's name on a birth certificate under s. 69.15 (3)

8 (a) 2.

9           3. A fee for inserting the father's name on a birth certificate under s. 69.15 (3)

10 (a) 3.

11           **SECTION 3747.** 769.201 (7) of the statutes is amended to read:

12           769.201 (7) The individual asserted parentage in a declaration of paternal  
13 interest filed with the department of ~~health and family services~~ children and families  
14 under s. 48.025 or in a statement acknowledging paternity filed with the state  
15 registrar under s. 69.15 (3) (b) 1. or 3.

16           **SECTION 3748.** 769.31 (1) of the statutes is amended to read:

17           769.31 (1) The department of ~~workforce development~~ children and families is  
18 the state information agency under this chapter.

19           **SECTION 3751.** 801.02 (1) of the statutes is amended to read:

20           801.02 (1) ~~A~~ Except as provided in s. 20.931 (5) (b), a civil action in which a  
21 personal judgment is sought is commenced as to any defendant when a summons and  
22 a complaint naming the person as defendant are filed with the court, provided service  
23 of an authenticated copy of the summons and of the complaint is made upon the  
24 defendant under this chapter within 90 days after filing.

25           **SECTION 3752.** 803.03 (2) (c) of the statutes is amended to read:

1           803.03 (2) (c) *Scheduling and pretrial conferences.* At the scheduling  
2 conference and pretrial conference, the judge to whom the case has been assigned  
3 shall inquire concerning the existence of and joinder of persons with subrogated,  
4 derivative or assigned rights and shall make such orders as are necessary to  
5 effectuate the purposes of this section. If the case is an action to recover damages  
6 based on alleged criminally injurious conduct, the court shall inquire to see if an  
7 award has been made under subch. I of ch. 949 and if the department of justice is  
8 subrogated to the cause of action under s. 949.15.

9           **SECTION 3753.** 803.09 (1) and (2) of the statutes are amended to read:

10           803.09 (1) ~~Upon~~ Except as provided in s. 20.931, upon timely motion anyone  
11 shall be permitted to intervene in an action when the movant claims an interest  
12 relating to the property or transaction which is the subject of the action and the  
13 movant is so situated that the disposition of the action may as a practical matter  
14 impair or impede the movant's ability to protect that interest, unless the movant's  
15 interest is adequately represented by existing parties.

16           (2) ~~Upon~~ Except as provided in s. 20.931, upon timely motion anyone may be  
17 permitted to intervene in an action when a movant's claim or defense and the main  
18 action have a question of law or fact in common. When a party to an action relies for  
19 ground of claim or defense upon any statute or executive order or rule administered  
20 by a federal or state governmental officer or agency or upon any regulation, order,  
21 rule, requirement or agreement issued or made pursuant to the statute or executive  
22 order, the officer or agency upon timely motion may be permitted to intervene in the  
23 action. In exercising its discretion the court shall consider whether the intervention  
24 will unduly delay or prejudice the adjudication of the rights of the original parties.

25           **SECTION 3754.** 804.01 (2) (intro.) of the statutes is amended to read:

1           804.01 (2) SCOPE OF DISCOVERY. (intro.) Unless Except as provided in s. 20.931  
2 (9), and unless otherwise limited by order of the court in accordance with the  
3 provisions of this chapter, the scope of discovery is as follows:

4           **SECTION 3755.** 805.04 (1) of the statutes is amended to read:

5           805.04 (1) BY PLAINTIFF; BY STIPULATION. An Except as provided in sub. (2m), an  
6 action may be dismissed by the plaintiff without order of court by serving and filing  
7 a notice of dismissal at any time before service by an adverse party of responsive  
8 pleading or motion or by the filing of a stipulation of dismissal signed by all parties  
9 who have appeared in the action. Unless otherwise stated in the notice of dismissal  
10 or stipulation, the dismissal is not on the merits, except that a notice of dismissal  
11 operates as an adjudication on the merits when filed by a plaintiff who has once  
12 dismissed in any court an action based on or including the same claim.

13           **SECTION 3756.** 805.04 (2m) of the statutes is created to read:

14           805.04 (2m) FALSE CLAIMS. An action filed under s. 20.931 may be dismissed  
15 only by order of the court. In determining whether to dismiss the action filed under  
16 s. 20.931, the court shall take into account the best interests of the parties and the  
17 purposes of s. 20.931.

18           **SECTION 3757.** 806.025 (2) (am) of the statutes is amended to read:

19           806.025 (2) (am) If money remains after the payment of all unpaid orders and  
20 judgments under par. (a), order reimbursement to the department of justice for an  
21 award made under subch. I of ch. 949 for which the department is subrogated under  
22 s. 949.15.

23           **SECTION 3758.** 809.105 (13) of the statutes is amended to read:

24           809.105 (13) CERTAIN PERSONS BARRED FROM PROCEEDINGS. No parent, or  
25 guardian or legal custodian, if one has been appointed, or foster parent or treatment



1 foster parent, if the minor has been placed in a foster home or treatment foster home,  
2 and the minor's parent has signed a waiver granting the department of health and  
3 family services children and families, a county department under s. 46.215, 46.22,  
4 or 46.23, the foster parent or the treatment foster parent the authority to consent to  
5 medical services or treatment on behalf of the minor, or adult family member, as  
6 defined in s. 48.375 (2) (b), of any minor who has initiated an appeal under this  
7 section may attend or intervene in any proceeding under this section.

8 **SECTION 3759.** 809.30 (2) (d) of the statutes is amended to read:

9 809.30 (2) (d) *Indigency redetermination.* Except as provided in this  
10 paragraph, whenever a person whose trial counsel is appointed by the state public  
11 defender files a notice under par. (b) requesting public defender representation for  
12 purposes of postconviction or postdisposition relief, the prosecutor may, within 5  
13 days after the notice is served and filed, file in the circuit court and serve upon the  
14 state public defender a request that the person's indigency be redetermined before  
15 counsel is appointed or transcripts are requested. This paragraph does not apply to  
16 a ~~child or juvenile~~ person who is entitled to be represented by counsel under s. 48.23,  
17 51.60 (1), 55.105, or 938.23.

18 **SECTION 3760.** 813.12 (5) (b) of the statutes is amended to read:

19 813.12 (5) (b) The clerk of circuit court shall provide the simplified forms  
20 provided under s. ~~46.95~~ 49.165 (3) (c) to help a person file a petition.

21 **SECTION 3761.** 813.122 (6) (b) of the statutes is amended to read:

22 813.122 (6) (b) Upon request, the clerk of circuit court shall provide, without  
23 cost, the simplified forms obtained under s. ~~46.03~~ 48.47 (7) (d) to a petitioner.

24 **SECTION 3763.** 814.61 (13) of the statutes is amended to read:

1           **814.61 (13)** SUPPORT OR MAINTENANCE PETITION. For the cost of court services,  
2 whenever a person not receiving benefits under s. 49.148 or 49.155 or aid under s.  
3 49.19, 49.46, 49.465, 49.468 ~~or~~ 49.47, or 49.471 files a petition requesting child  
4 support, maintenance or family support payments, \$10 in addition to any other fee  
5 required under this section. This subsection does not apply to a petition filed by the  
6 state or its delegate.

7           **SECTION 3764.** 814.69 (1) (a) of the statutes is amended to read:

8           **814.69 (1)** (a) For a transcript under SCR 71.04, a fee at the rate of \$1.50 per  
9 25–line page for the original and 50 cents per 25–line page for the duplicate. Except  
10 as provided in s. 967.06 (3), the fee shall be paid by the county treasurer upon the  
11 certificate of the clerk of court.

12           **SECTION 3765.** 814.75 (22m) of the statutes is amended to read:

13           **814.75 (22m)** The supplemental food enforcement surcharge under s. ~~253.06~~  
14 49.17 (4) (c).

15           **SECTION 3766.** 814.76 (15m) of the statutes is amended to read:

16           **814.76 (15m)** The supplemental food enforcement surcharge under s. ~~253.06~~  
17 49.17 (4) (c).

18           **SECTION 3767.** 814.80 (11) of the statutes is amended to read:

19           **814.80 (11)** The supplemental food enforcement surcharge under s. ~~253.06~~  
20 49.17 (4) (c).

21           **SECTION 3768.** 859.07 (2) (a) (intro.) of the statutes is amended to read:

22           **859.07 (2)** (a) (intro.) The personal representative shall provide notice of the  
23 date set under s. 859.01 to the department of health and family services, the  
24 department of children and families, or the department of corrections, as applicable,  
25 and to the county clerk of the decedent’s county of residence, as defined in s. 49.001

1 (6) if, at any time prior to or at the time of the decedent's death, any of the following  
2 applied:

3 **SECTION 3769.** 859.07 (2) (a) 2. of the statutes is amended to read:

4 859.07 (2) (a) 2. The decedent was responsible for any obligation owing to the  
5 state or a county under s. 46.03 (18), 46.10, 48.36, 49.32 (1), 49.345, 301.03 (18),  
6 301.12, or 938.36.

7 **SECTION 3770.** 859.15 of the statutes is amended to read:

8 **859.15 Effect of statute of limitations.** Except as provided in ss. 46.10 (11),  
9 49.08 and, 49.195 (1), 49.345 (11), and 301.12 (11), a claim shall not be allowed which  
10 that was barred by any statute of limitations at the time of the decedent's death. A  
11 claim shall not be barred by statutes of limitation which that was not barred at the  
12 time of the decedent's death if the claim is filed against the decedent's estate in the  
13 court on or before the deadline for filing a claim under s. 859.01.

14 **SECTION 3771.** 885.01 (5) of the statutes is amended to read:

15 885.01 (5) By the department of ~~workforce development~~ children and families  
16 or a county child support agency under s. 59.53 (5) in the administration of ss. 49.145,  
17 49.19, 49.22, 49.46 and 49.47 and programs carrying out the purposes of 7 USC 2011  
18 to 2029.

19 **SECTION 3772.** 885.01 (5) of the statutes, as affected by 2007 Wisconsin Act ....  
20 (this act), is amended to read:

21 885.01 (5) By the department of children and families or a county child support  
22 agency under s. 59.53 (5) in the administration of ss. 49.145, 49.19, 49.22, 49.46 and,  
23 49.47, and 49.471 and programs carrying out the purposes of 7 USC 2011 to 2029.

24 **SECTION 3773.** 885.38 (3) (a) (intro.) of the statutes is amended to read:

1           885.38 (3) (a) (intro.) ~~In criminal proceedings and in proceedings under ch. 48,~~  
2           51, 55, or 938, if if the court determines that the person has limited English  
3           proficiency and that an interpreter is necessary, the court shall advise the person  
4           that he or she has the right to a qualified interpreter ~~and that, if the person cannot~~  
5           ~~afford one, an interpreter will be provided~~ at the public's expense if the person is one  
6           of the following:

7           **SECTION 3774.** 885.38 (8) (a) (intro.) of the statutes is amended to read:

8           885.38 (8) (a) (intro.) Except as provided in par. (b), the necessary expenses of  
9           providing qualified interpreters to ~~indigent~~ persons with limited English proficiency  
10          under this section shall be paid as follows:

11          **SECTION 3775.** 893.981 of the statutes is created to read:

12          **893.981 False claims.** An action or claim under s. 20.931 shall be commenced  
13          within 10 years after the cause of the action or claim accrues or be barred.

14          **SECTION 3776.** 895.45 (1) (a) of the statutes is amended to read:

15          895.45 (1) (a) “Abusive conduct” means domestic abuse, as defined under s.  
16          ~~46.95~~ 49.165 (1) (a), 813.12 (1) (am), or 968.075 (1) (a), harassment, as defined under  
17          s. 813.125 (1), sexual exploitation by a therapist under s. 940.22, sexual assault  
18          under s. 940.225, child abuse, as defined under s. 813.122 (1) (a), or child abuse under  
19          ss. 948.02 to 948.11.

20          **SECTION 3777.** 895.4803 of the statutes is amended to read:

21          **895.4803 Civil liability exemption; information concerning paternity.**

22          Any member of the staff of a hospital who is designated by the hospital and trained  
23          by the department of ~~workforce development~~ children and families under s. 69.14 (1)  
24          (cm) and who in good faith provides to a child's available parents written information  
25          that is provided by the department of ~~workforce development~~ children and families

1 and oral information or an audio or video presentation about the form that is  
2 prescribed by the state registrar under s. 69.15 (3) (b) 3. and about the significance  
3 and benefits of, and alternatives to, establishing paternity, under the requirements  
4 of s. 69.14 (1) (cm), is immune from civil liability for his or her acts or omissions in  
5 providing that oral information or audio or video presentation and written  
6 information.

7 **SECTION 3778.** 895.485 (4) (a) of the statutes is amended to read:

8 895.485 (4) (a) The agency has failed to provide the foster, treatment foster, or  
9 family–operated group home parent with any information relating to a medical,  
10 physical, mental, or emotional condition of the child that it is required to disclose  
11 under this paragraph. The department of ~~health and family services~~ children and  
12 families shall promulgate rules specifying the kind of information that an agency  
13 shall disclose to a foster, treatment foster, or family–operated group home parent  
14 which relates to a medical, physical, mental, or emotional condition of the child.

15 **SECTION 3778m.** 895.507 (7m) of the statutes is amended to read:

16 895.507 (7m) EFFECT OF FEDERAL LEGISLATION. If the joint committee on  
17 administrative rules determines that the federal government has enacted legislation  
18 that imposes notice requirements substantially similar to the requirements of this  
19 section and determines that the legislation does not preempt this section, the joint  
20 committee on administrative rules shall submit to the ~~revisor of statutes~~ legislative  
21 reference bureau for publication in the Wisconsin administrative register a notice of  
22 its determination. This section does not apply after publication of a notice under this  
23 subsection.

24 **SECTION 3779.** 905.15 (1) of the statutes is amended to read:

1           905.15 (1) An employee of the department of health and family services, the  
2 department of ~~workforce development~~ children and families or a county department  
3 under s. 46.215, 46.22 or 46.23 or a member of a governing body of a federally  
4 recognized American Indian tribe who is authorized by federal law to have access to  
5 or awareness of the federal tax return information of another in the performance of  
6 duties under s. 49.19 or 49.45 or 7 USC 2011 to 2049 may claim privilege to refuse  
7 to disclose the information and the source or method by which he or she received or  
8 otherwise became aware of the information.

9           **SECTION 3780.** 938.02 (6) of the statutes is amended to read:

10           938.02 (6) “Foster home” means any facility that is operated by a person  
11 required to be licensed by s. 48.62 (1) (a) and that provides care and maintenance for  
12 no more than 4 juveniles or, if necessary to enable a sibling group to remain together,  
13 for no more than 6 juveniles or, if the department of ~~health and family services~~  
14 children and families promulgates rules permitting a different number of juveniles,  
15 for the number of juveniles permitted under those rules.

16           **SECTION 3781.** 938.02 (7) of the statutes is amended to read:

17           938.02 (7) “Group home” means any facility operated by a person required to  
18 be licensed by the department of ~~health and family services~~ children and families  
19 under s. 48.625 for the care and maintenance of 5 to 8 juveniles.

20           **SECTION 3782.** 938.02 (17) of the statutes is amended to read:

21           938.02 (17) “Shelter care facility” means a nonsecure place of temporary care  
22 and physical custody for juveniles, including a holdover room, licensed by the  
23 department of ~~health and family services~~ children and families under s. 48.66 (1) (a).

24           **SECTION 3783.** 938.06 (1) (b) of the statutes is amended to read:

1           938.06 (1) (b) Notwithstanding par. (a), the county board of supervisors may  
2           make changes in the administration of services to the children’s court center in order  
3           to qualify for the maximum amount of federal and state aid as provided in sub. (4)  
4           and s. ss. 46.495 and 48.569.

5           **SECTION 3784.** 938.06 (4) of the statutes is amended to read:

6           938.06 (4) STATE AID. State aid to any county for juvenile delinquency–related  
7           court services under this section shall be at the same net effective rate that each  
8           county is reimbursed for county administration under s. ~~46.495~~ 48.569, except as  
9           provided in s. 301.26. Counties having a population of less than 500,000 may use  
10          funds received under ~~ss. 46.495~~ 48.569 (1) (d) and 301.26, including county or federal  
11          revenue sharing funds allocated to match funds received under s. ~~46.495~~ 48.569 (1)  
12          (d), for the cost of providing court attached intake services in amounts not to exceed  
13          50% of the cost of providing court attached intake services or \$30,000 per county per  
14          calendar year, whichever is less.

15          **SECTION 3786.** 938.21 (5) (b) 1. of the statutes is renumbered 938.21 (5) (b) 1.

16          a. and amended to read:

17          938.21 (5) (b) 1. a. A finding that continued placement of the juvenile in his or  
18          her home would be contrary to the welfare of the juvenile. ~~Unless the court finds that~~  
19          ~~any of the circumstances specified in s. 938.355 (2d) (b) 1. to 4. applies, the order shall~~  
20          ~~in addition include a~~

21          b. A finding as to whether the person who took the juvenile into custody and  
22          the intake worker have made reasonable efforts to prevent the removal of the  
23          juvenile from the home, while assuring that the juvenile’s health and safety are the  
24          paramount concerns, and a ~~unless the court finds that any of the circumstances~~  
25          specified in s. 938.355 (2d) (b) 1. to 4. applies.

1           c. A finding as to whether the person who took the juvenile into custody and  
2 the intake worker have made reasonable efforts to make it possible for the juvenile  
3 to return safely home.

4           1m. If for good cause shown sufficient information is not available for the court  
5 to make a finding as to whether ~~those~~ reasonable efforts were made to prevent the  
6 removal of the juvenile from the home, ~~the order shall include~~ while assuring that  
7 the juvenile's health and safety are the paramount concerns, a finding as to whether  
8 ~~those~~ reasonable efforts were made to make it possible for the juvenile to return  
9 safely home and an order for the county department or agency primarily responsible  
10 for providing services to the juvenile under the custody order to file with the court  
11 sufficient information for the court to make a finding as to whether those reasonable  
12 efforts were made to prevent the removal of the juvenile from the home by no later  
13 than 5 days, excluding Saturdays, Sundays, and legal holidays, after the date ~~of~~ on  
14 which the order is granted.

15           **SECTION 3787.** 938.21 (5) (b) 1. d. of the statutes is created to read:

16           938.21 (5) (b) 1. d. If the juvenile is under the supervision of the county  
17 department, an order ordering the juvenile into the placement and care  
18 responsibility of the county department as required under 42 USC 672 (a) (2) and  
19 assigning the county department primary responsibility for providing services to the  
20 juvenile.

21           **SECTION 3788.** 938.21 (5) (c) of the statutes is amended to read:

22           938.21 (5) (c) The court shall make the findings specified in par. (b) 1., 1m., and  
23 3. on a case-by-case basis based on circumstances specific to the juvenile and shall  
24 document or reference the specific information on which those findings are based in  
25 the custody order. A custody order that merely references par. (b) 1., 1m., or 3.



1 without documenting or referencing that specific information in the custody order  
2 or an amended custody order that retroactively corrects an earlier custody order that  
3 does not comply with this paragraph is not sufficient to comply with this paragraph.

4 **SECTION 3789.** 938.22 (1) (a) of the statutes is amended to read:

5 938.22 **(1)** (a) Subject to s. 48.66 (1) (b), the county board of supervisors of a  
6 county may establish a juvenile detention facility in accordance with ss. 301.36 and  
7 301.37 or the county boards of supervisors for 2 or more counties may jointly  
8 establish a juvenile detention facility in accordance with ss. 46.20, 301.36, and  
9 301.37. The county board of supervisors of a county may establish a shelter care  
10 facility in accordance with ss. ~~46.16 and 46.17~~ 48.576 and 48.578 or the county boards  
11 of supervisors for 2 or more counties may jointly establish a shelter care facility in  
12 accordance with ss. ~~46.16, 46.17, and 46.20, 48.576, and 48.578~~. A private entity may  
13 establish a juvenile detention facility in accordance with ss. 301.36 and 301.37 and  
14 contract with one or more county boards of supervisors under s. 938.222 to hold  
15 juveniles in the private juvenile detention facility.

16 **SECTION 3790.** 938.22 (2) (a) of the statutes is amended to read:

17 938.22 **(2)** (a) Counties shall submit plans for a juvenile detention facility or  
18 juvenile portion of the county jail to the department of corrections and submit plans  
19 for a shelter care facility to the department of ~~health and family services~~ children and  
20 families. A private entity that proposes to establish a juvenile detention facility shall  
21 submit plans for the facility to the department of corrections. The applicable  
22 department shall review the submitted plans. A county or a private entity may not  
23 implement a plan unless the applicable department has approved the plan. The  
24 department of corrections shall promulgate rules establishing minimum  
25 requirements for the approval and operation of juvenile detention facilities and the

1 juvenile portion of county jails. The plans and rules shall be designed to protect the  
2 health, safety, and welfare of the juveniles placed in those facilities.

3 **SECTION 3791.** 938.22 (7) (a) of the statutes is amended to read:

4 938.22 (7) (a) No person may establish a shelter care facility without first  
5 obtaining a license under s. 48.66 (1) (a). To obtain a license under s. 48.66 (1) (a) to  
6 operate a shelter care facility, a person must meet the minimum requirements for a  
7 license established by the department of ~~health and family services~~ children and  
8 families under s. 48.67, meet the requirements specified in s. 48.685, and pay the  
9 license fee under par. (b). A license issued under s. 48.66 (1) (a) to operate a shelter  
10 care facility is valid until revoked or suspended, but shall be reviewed every 2 years  
11 as provided in s. 48.66 (5).

12 **SECTION 3792.** 938.22 (7) (b) of the statutes is amended to read:

13 938.22 (7) (b) Before the department of ~~health and family services~~ children and  
14 families may issue a license under s. 48.66 (1) (a) to operate a shelter care facility,  
15 the shelter care facility shall pay to that department a biennial fee of \$60.50, plus  
16 a biennial fee of \$18.15 per juvenile, based on the number of juveniles that the shelter  
17 care facility is licensed to serve. A shelter care facility that wishes to continue a  
18 license issued under s. 48.66 (1) (a) shall pay the fee by the continuation date of the  
19 license. A new shelter care facility shall pay the fee by no later than 30 days before  
20 the opening of the shelter care facility.

21 **SECTION 3793.** 938.235 (4) (b) of the statutes is amended to read:

22 938.235 (4) (b) The court shall order the agency identified under s. ~~938.355 (2)~~  
23 ~~(b) 1.~~ 938.33 (1) (c) as primarily responsible for the provision of services to notify the  
24 guardian ad litem, if any, regarding actions to be taken under par. (a).

25 **SECTION 3795.** 938.30 (6) (b) of the statutes is amended to read:

1           938.30 (6) (b) If it appears to the court that disposition of the case may include  
2 placement of the juvenile outside the juvenile’s home, the court shall order the  
3 juvenile’s parent to provide a statement of the income, assets, debts, and living  
4 expenses of the juvenile and the juvenile’s parent to the court or the designated  
5 agency under s. 938.33 (1) at least 5 days before the scheduled date of the  
6 dispositional hearing or as otherwise ordered by the court. The clerk of court shall  
7 provide, without charge, to any parent ordered to provide that statement a document  
8 setting forth the percentage standard established by the department of workforce  
9 development children and families under s. 49.22 (9) and listing the factors that a  
10 court may consider under s. 301.12 (14) (c).

11           **SECTION 3796.** 938.31 (7) (b) of the statutes is amended to read:

12           938.31 (7) (b) If it appears to the court that disposition of the case may include  
13 placement of the juvenile outside the juvenile’s home, the court shall order the  
14 juvenile’s parent to provide a statement of the income, assets, debts, and living  
15 expenses of the juvenile and the juvenile’s parent, to the court or the designated  
16 agency under s. 938.33 (1) at least 5 days before the scheduled date of the  
17 dispositional hearing or as otherwise ordered by the court. The clerk of court shall  
18 provide, without charge, to any parent ordered to provide the statement a document  
19 setting forth the percentage standard established by the department of workforce  
20 development children and families under s. 49.22 (9) and listing the factors that a  
21 court may consider under s. 301.12 (14) (c).

22           **SECTION 3797.** 938.315 (2m) (a) of the statutes is amended to read:

23           938.315 (2m) (a) The court making an initial finding under s. 938.21 (5) (b) 1.  
24 or 1m., 938.355 (2) (b) 6., or 938.357 (2v) (a) 1. that reasonable efforts have been made  
25 to prevent the removal of the juvenile from the home, while assuring that the

1 juvenile's health and safety are the paramount concerns, or an initial finding under  
2 s. 938.21 (5) (b) 3., 938.355 (2) (b) 6r., or 938.357 (2v) (a) 3. that those efforts were not  
3 required to be made because a circumstance specified in s. 938.355 (2d) (b) 1. to 4.  
4 applies, more than 60 days after the date on which the juvenile was removed from  
5 the home.

6 **SECTION 3798.** 938.32 (1) (c) 1. d. of the statutes is created to read:

7 938.32 (1) (c) 1. d. If the juvenile's placement or other living arrangement is  
8 under the supervision of the county department, an order ordering the juvenile into  
9 the placement and care responsibility of the county department as required under  
10 42 USC 672 (a) (2) and assigning the county department primary responsibility for  
11 providing services to the juvenile.

12 **SECTION 3806.** 938.346 (1) (h) 3. of the statutes is amended to read:

13 938.346 (1) (h) 3. The right to compensation, as provided under subch. I of ch.  
14 949.

15 **SECTION 3807.** 938.355 (2) (b) 1. of the statutes is amended to read:

16 938.355 (2) (b) 1. The specific services ~~or continuum of services~~ to be provided  
17 to the juvenile and the juvenile's family, ~~the identity of the agencies that are~~  
18 ~~primarily responsible for the provision of the services, the identity of the person or~~  
19 ~~agency that will provide case management or coordination of services, if any, and, if~~  
20 custody is to be transferred to effect the treatment plan, the identity of the legal  
21 custodian.

22 **SECTION 3808.** 938.355 (2) (b) 6g. of the statutes is created to read:

23 938.355 (2) (b) 6g. If the juvenile is placed outside the home under the  
24 supervision of the county department, an order ordering the juvenile into the  
25 placement and care responsibility of the county department as required under 42

1 USC 672 (a) (2) and assigning the county department primary responsibility for  
2 providing services to the juvenile.

3 **SECTION 3809.** 938.355 (2b) of the statutes is amended to read:

4 938.355 **(2b)** CONCURRENT REASONABLE EFFORTS PERMITTED. A county  
5 department or the agency primarily responsible for providing services to a juvenile  
6 under a court order may, at the same time as the county department or agency is  
7 making the reasonable efforts required under sub. (2) (b) 6. to prevent the removal  
8 of the juvenile from the home or to make it possible for the juvenile to return safely  
9 to his or her home, work with the department of ~~health and family services~~ children  
10 and families, a county department under s. 48.57 (1) (e) or (hm), or a child welfare  
11 agency licensed under s. 48.61 (5) in making reasonable efforts to place the juvenile  
12 for adoption, with a guardian, with a fit and willing relative, or in some other  
13 alternative permanent placement.

14 **SECTION 3810.** 938.355 (6) (d) 1. of the statutes is amended to read:

15 938.355 **(6)** (d) 1. Placement of the juvenile in a secure detention facility or  
16 juvenile portion of a county jail that meets the standards promulgated by the  
17 department by rule or in a place of nonsecure custody, for not more than 10 days and  
18 the provision of educational services consistent with his or her current course of  
19 study during the period of placement. The juvenile shall be given credit against the  
20 period of detention or nonsecure custody imposed under this subdivision for all time  
21 spent in secure detention in connection with the course of conduct for which the  
22 detention or nonsecure custody was imposed. If the court orders placement of the  
23 juvenile in a place of nonsecure custody under the supervision of the county  
24 department, the court shall order the juvenile into the placement and care  
25 responsibility of the county department as required under 42 USC 672 (a) (2) and

1 shall assign the county department primary responsibility for providing services to  
2 the juvenile.

3 **SECTION 3812.** 938.355 (6m) (a) 1g. of the statutes is amended to read:

4 938.355 **(6m)** (a) 1g. Placement of the juvenile in a secure detention facility or  
5 juvenile portion of a county jail that meets the standards promulgated by the  
6 department by rule or in a place of nonsecure custody, for not more than 10 days and  
7 the provision of educational services consistent with his or her current course of  
8 study during the period of placement. The juvenile shall be given credit against the  
9 period of detention or nonsecure custody imposed under this subdivision for all time  
10 spent in secure detention in connection with the course of conduct for which the  
11 detention or nonsecure custody was imposed. The use of placement in a secure  
12 detention facility or in a juvenile portion of a county jail as a sanction under this  
13 subdivision is subject to the adoption of a resolution by the county board of  
14 supervisors under s. 938.06 (5) authorizing the use of those placements as a sanction.  
15 If the court orders placement of the juvenile in a place of nonsecure custody under  
16 the supervision of the county department, the court shall order the juvenile into the  
17 placement and care responsibility of the county department as required under 42  
18 USC 672 (a) (2) and shall assign the county department primary responsibility for  
19 providing services to the juvenile.

20 **SECTION 3814.** 938.357 (1) (am) 3. of the statutes is amended to read:

21 938.357 **(1)** (am) 3. If the court changes the juvenile's placement from a  
22 placement outside the home to another placement outside the home, the change in  
23 placement order shall contain ~~one of the statements~~ the applicable order under sub.  
24 (2v) (a) 1m. and the applicable statement under sub. (2v) (a) 2.

25 **SECTION 3815.** 938.357 (1) (c) 3. of the statutes is amended to read:

1           938.357 (1) (c) 3. If the court changes the juvenile’s placement from a placement  
2 in the juvenile’s home to a placement outside the juvenile’s home, the change in  
3 placement order shall contain the findings under sub. (2v) (a) 1., ~~one of the~~  
4 statements the applicable order under sub. (2v) (a) 1m., the applicable statement  
5 under sub. (2v) (a) 2., and, if in addition the court finds that any of the circumstances  
6 under s. 938.355 (2d) (b) 1. to 4. applies with respect to a parent, the determination  
7 under sub. (2v) (a) 3.

8           **SECTION 3816.** 938.357 (2m) (c) of the statutes is amended to read:

9           938.357 (2m) (c) ~~In-home to out-of-home placement; findings~~ *Findings*  
10 *required.* If the court changes the juvenile’s placement from a placement in the  
11 juvenile’s home to a placement outside the juvenile’s home, the change in placement  
12 order shall contain the findings under sub. (2v) (a) 1., ~~one of the statements the~~  
13 applicable order under sub. (2v) (a) 1m., the applicable statement under sub. (2v) (a)  
14 2., and, if in addition the court finds that any of the circumstances under s. 938.355  
15 (2d) (b) 1. to 4. applies with respect to a parent, the determination under sub. (2v)  
16 (a) 3. If the court changes the juvenile’s placement from a placement outside the  
17 home to another placement outside the home, the change in placement order shall  
18 contain the applicable order under sub. (2v) (a) 1m. and the applicable statement  
19 under sub. (2v) (a) 2.

20           **SECTION 3817.** 938.357 (2v) (a) 1m. of the statutes is created to read:

21           938.357 (2v) (a) 1m. If the change in placement order changes the placement  
22 of a juvenile who is under the supervision of the county department to a placement  
23 outside the juvenile’s home, whether from a placement in the home or from another  
24 placement outside the home, an order ordering the juvenile into, or to be continued  
25 in, the placement and care responsibility of the county department as required under

1 42 USC 672 (a) (2) and assigning the county department primary responsibility, or  
2 continued primary responsibility, for providing services to the juvenile.

3 **SECTION 3818.** 938.357 (4) (a) of the statutes is amended to read:

4 938.357 (4) (a) When the juvenile is placed with the department, the  
5 department may, after an examination under s. 938.50, place the juvenile in a  
6 juvenile correctional facility or a secured residential care center for children and  
7 youth or on aftercare supervision, either immediately or after a period of placement  
8 in a juvenile correctional facility or a secured residential care center for children and  
9 youth. The department shall send written notice of the change in placement to the  
10 parent, guardian, legal custodian, county department designated under s. 938.34  
11 (4n), if any, and committing court. If the department places a juvenile in a Type 2  
12 juvenile correctional facility operated by a child welfare agency, the department shall  
13 reimburse the child welfare agency at the rate established under s. ~~46.037~~ 49.343  
14 that is applicable to the type of placement that the child welfare agency is providing  
15 for the juvenile. A juvenile who is placed in a Type 2 juvenile correctional facility or  
16 a secured residential care center for children and youth remains under the  
17 supervision of the department, remains subject to the rules and discipline of that  
18 department, and is considered to be in custody, as defined in s. 946.42 (1) (a).

19 **SECTION 3819.** 938.357 (4) (b) 2. of the statutes is amended to read:

20 938.357 (4) (b) 2. If a juvenile whom the court has placed in a Type 2 residential  
21 care center for children and youth under s. 938.34 (4d) violates a condition of his or  
22 her placement in the Type 2 residential care center for children and youth, the child  
23 welfare agency operating the Type 2 residential care center for children and youth  
24 shall notify the county department that has supervision over the juvenile and, if the  
25 county department agrees to a change in placement under this subdivision, the child



1 welfare agency shall notify the department, and the department, after consulting  
2 with the child welfare agency, may place the juvenile in a Type 1 juvenile correctional  
3 facility under the supervision of the department, without a hearing under sub. (1)  
4 (am) 2., for not more than 10 days. If a juvenile is placed in a Type 1 juvenile  
5 correctional facility under this subdivision, the county department that has  
6 supervision over the juvenile shall reimburse the child welfare agency operating the  
7 Type 2 residential care center for children and youth in which the juvenile was  
8 placed at the rate established under s. ~~46.037~~ 49.343, and that child welfare agency  
9 shall reimburse the department at the rate specified in s. 301.26 (4) (d) 2. or 3.,  
10 whichever is applicable, for the cost of the juvenile's care while placed in a Type 1  
11 juvenile correctional facility.

12 **SECTION 3820.** 938.357 (4) (c) 1. of the statutes is amended to read:

13 938.357 (4) (c) 1. If a juvenile is placed in a Type 2 juvenile correctional facility  
14 operated by a child welfare agency under par. (a) and it appears that a less restrictive  
15 placement would be appropriate for the juvenile, the department, after consulting  
16 with the child welfare agency that is operating the Type 2 juvenile correctional  
17 facility, may place the juvenile in a less restrictive placement, and may return the  
18 juvenile to the Type 2 juvenile correctional facility without a hearing under sub. (1)  
19 (am) 2. The child welfare agency shall establish a rate for each type of placement in  
20 the manner provided in s. ~~46.037~~ 49.343.

21 **SECTION 3821.** 938.357 (4) (c) 2. of the statutes is amended to read:

22 938.357 (4) (c) 2. If a juvenile is placed in a Type 2 residential care center for  
23 children and youth under s. 938.34 (4d) and it appears that a less restrictive  
24 placement would be appropriate for the juvenile, the child welfare agency operating  
25 the Type 2 residential care center for children and youth shall notify the county

1 department that has supervision over the juvenile and, if the county department  
2 agrees to a change in placement under this subdivision, the child welfare agency may  
3 place the juvenile in a less restrictive placement. A child welfare agency may also,  
4 with the agreement of the county department that has supervision over a juvenile  
5 who is placed in a less restrictive placement under this subdivision, return the  
6 juvenile to the Type 2 residential care center for children and youth without a  
7 hearing under sub. (1) (am) 2. The child welfare agency shall establish a rate for each  
8 type of placement in the manner provided in s. ~~46.037~~ 49.343.

9 **SECTION 3822.** 938.357 (5m) (a) of the statutes is amended to read:

10 938.357 (5m) (a) If a proposed change in placement would change a juvenile's  
11 placement from a placement in the juvenile's home to a placement outside the  
12 juvenile's home, the court shall order the juvenile's parent to provide a statement of  
13 the income, assets, debts, and living expenses of the juvenile and the juvenile's  
14 parent to the court or the person or agency primarily responsible for implementing  
15 the dispositional order by a date specified by the court. The clerk of court shall  
16 provide, without charge, to any parent ordered to provide that statement a document  
17 setting forth the percentage standard established by the department of workforce  
18 development children and families under s. 49.22 (9) and listing the factors under  
19 s. 301.12 (14) (c). If the juvenile is placed outside the juvenile's home, the court shall  
20 determine the liability of the parent in the manner provided in s. 301.12 (14).

21 **SECTION 3823.** 938.36 (1) (b) of the statutes is amended to read:

22 938.36 (1) (b) In determining the amount of support under par. (a), the court  
23 may consider all relevant financial information or other information relevant to the  
24 parent's earning capacity, including information reported under s. 49.22 (2m) to the  
25 department of ~~workforce development~~ children and families, or the county child

1 support agency, under s. 59.53 (5). If the court has insufficient information with  
2 which to determine the amount of support, the court shall order the juvenile's parent  
3 to furnish a statement of the income, assets, debts, and living expenses of the juvenile  
4 and the juvenile's parent, if the parent has not already done so, to the court within  
5 10 days after the court's order transferring custody or designating an alternative  
6 placement is entered or at such other time as ordered by the court.

7 **SECTION 3824.** 938.363 (1) (c) of the statutes is amended to read:

8 938.363 (1) (c) If the proposed revision is for a change in the amount of child  
9 support to be paid by a parent, the court shall order the juvenile's parent to provide  
10 a statement of the income, assets, debts, and living expenses of the juvenile and the  
11 juvenile's parent to the court and the person or agency primarily responsible for  
12 implementing the dispositional order by a date specified by the court. The clerk of  
13 court shall provide, without charge, to any parent ordered to provide that statement  
14 a document setting forth the percentage standard established by the department of  
15 ~~workforce development~~ children and families under s. 49.22 (9) and listing the  
16 factors that a court may consider under s. 301.12 (14) (c).

17 **SECTION 3825.** 938.38 (2) (intro.) of the statutes is amended to read:

18 938.38 (2) PERMANENCY PLAN REQUIRED. (intro.) Except as provided in sub. (3),  
19 for each juvenile living in a foster home, treatment foster home, group home,  
20 residential care center for children and youth, juvenile detention facility, or shelter  
21 care facility, the agency that placed the juvenile or arranged the placement or the  
22 agency assigned primary responsibility for providing services to the juvenile under  
23 s. 938.355 (2) (b) 6g. shall prepare a written permanency plan, if any of the following  
24 conditions exists, and, for each juvenile living in the home of a relative other than

1 a parent, that agency shall prepare a written permanency plan, if any of the  
2 conditions under pars. (a) to (e) exists:

3 **SECTION 3826.** 938.396 (2g) (b) of the statutes is amended to read:

4 938.396 **(2g)** (b) *Federal program monitoring.* Upon request of the department  
5 ~~of health and family services,~~ the department of ~~corrections~~ children and families,  
6 or a federal agency to review court records for the purpose of monitoring and  
7 conducting periodic evaluations of activities as required by and implemented under  
8 45 CFR 1355, 1356, and 1357, the court shall open those records for inspection by  
9 authorized representatives of that department or federal agency.

10 **SECTION 3827.** 938.396 (4) of the statutes is amended to read:

11 938.396 **(4)** OPERATING PRIVILEGE RECORDS. When a court assigned to exercise  
12 jurisdiction under this chapter and ch. 48 or a municipal court exercising jurisdiction  
13 under s. 938.17 (2) revokes, suspends, or restricts a juvenile's operating privilege  
14 under this chapter, the department of transportation may not disclose information  
15 concerning or relating to the revocation, suspension, or restriction to any person  
16 other than a court assigned to exercise jurisdiction under this chapter and ch. 48, a  
17 municipal court exercising jurisdiction under s. 938.17 (2), a district attorney, county  
18 corporation counsel, or city, village, or town attorney, a law enforcement agency, a  
19 driver licensing agency of another jurisdiction. the juvenile whose operating  
20 privilege is revoked, suspended, or restricted, or the juvenile's parent or guardian.  
21 Persons entitled to receive this information may not disclose the information to other  
22 persons or agencies.

23 **SECTION 3828.** 938.538 (6) of the statutes is amended to read:

24 938.538 **(6)** PURCHASE OF SERVICES. The department ~~of corrections~~ may contract  
25 with the department of health and family services, the department of children and

1 families, a county department, or any public or private agency for the purchase of  
2 goods, care, and services for participants in the program under this section. The  
3 department of ~~corrections~~ shall reimburse a person from whom it purchases goods,  
4 care, or services under this subsection from the appropriation under s. 20.410 (3) (cg).

5 **SECTION 3829.** 938.547 (2) of the statutes is amended to read:

6 938.547 (2) DEPARTMENT RESPONSIBILITIES. Within the availability of funding  
7 under s. ~~20.435 (7)~~ 20.437 (1) (mb) that is available for the pilot program, the  
8 department of ~~health and family services~~ children and families shall select counties  
9 to participate in the pilot program. Unless a county department of human services  
10 has been established under s. 46.23 in the county that is seeking to implement a pilot  
11 program, the application submitted to the department of ~~health and family services~~  
12 children and families shall be a joint application by the county department that  
13 provides social services and the county department established under s. 51.42 or  
14 51.437. The department of ~~health and family services~~ children and families shall  
15 select counties in accordance with the request-for-proposal procedures established  
16 by that department. The department of ~~health and family services~~ children and  
17 families shall give a preference to county applications that include a plan for case  
18 management.

19 **SECTION 3830.** 938.548 of the statutes is amended to read:

20 **938.548 Multidisciplinary screen and assessment criteria.** The  
21 department of ~~health and family services~~ children and families shall make the  
22 multidisciplinary screen developed under s. 938.547 (3) and the assessment criteria  
23 developed under s. 938.547 (4) available to all counties.

24 **SECTION 3831.** 938.57 (3) (a) (intro.) of the statutes is amended to read:

1           938.57 (3) (a) (intro.) From the reimbursement received under s. ~~46.495~~ 48.569  
2 (1) (d), counties may provide funding for the maintenance of any juvenile who meets  
3 all of the following qualifications:

4           **SECTION 3832.** 938.57 (3) (a) 3. of the statutes is amended to read:

5           938.57 (3) (a) 3. Received funding under s. ~~46.495~~ 48.569 (1) (d) immediately  
6 prior to his or her 17th birthday.

7           **SECTION 3833.** 938.57 (3) (b) of the statutes is amended to read:

8           938.57 (3) (b) The funding provided for the maintenance of a juvenile under par.  
9 (a) shall be in an amount equal to that to which the juvenile would receive under s.  
10 ~~46.495~~ 48.569 (1) (d) if the juvenile were 16 years of age.

11           **SECTION 3834.** 938.78 (2) (h) of the statutes is amended to read:

12           938.78 (2) (h) Paragraph (a) does not prohibit the department of ~~health and~~  
13 ~~family services~~ children and families, a county department, or a licensed child  
14 welfare agency from entering the content of any record kept or information received  
15 by that department, county department, or licensed child welfare agency into the  
16 statewide automated child welfare information system established under s. ~~46.03~~  
17 48.47 (7g).

18           **SECTION 3835.** 948.22 (4) (b) of the statutes is amended to read:

19           948.22 (4) (b) For a person not subject to a court order requiring child,  
20 grandchild or spousal support payments, when the person knows or reasonably  
21 should have known that he or she has a dependent, failure to provide support equal  
22 to at least the amount established by rule by the department of ~~workforce~~  
23 ~~development~~ children and families under s. 49.22 (9) or causing a spouse, grandchild  
24 or child to become a dependent person, or continue to be a dependent person, as  
25 defined in s. 49.01 (2).



1 in which the act occurred does not have a compensation of victims of crimes law which  
2 covers the injury or death suffered by the person.

3 **SECTION 3841.** 949.04 (1) (intro.) of the statutes is amended to read:

4 949.04 (1) ELIGIBILITY. (intro.) Any person may apply for an award under this  
5 ~~chapter~~ subchapter.

6 **SECTION 3842.** 949.04 (2) of the statutes is amended to read:

7 949.04 (2) FORMS. The department shall prescribe application forms for awards  
8 under this ~~chapter~~ subchapter and shall furnish law enforcement agencies with the  
9 forms. The law enforcement agency investigating a crime shall provide forms to each  
10 person who may be eligible to file a claim under this subchapter.

11 **SECTION 3843.** 949.06 (1) (intro.) of the statutes is amended to read:

12 949.06 (1) (intro.) In accordance with this ~~chapter~~ subchapter, the department  
13 shall make awards, as appropriate, for any of the following economic losses incurred  
14 as a direct result of an injury:

15 **SECTION 3844.** 949.06 (1m) (b) of the statutes is amended to read:

16 949.06 (1m) (b) In accordance with this ~~chapter~~ subchapter, the department  
17 shall make awards, as appropriate, to persons who, immediately prior to the crime,  
18 lived in the same household with and to family members of a victim of s. 940.01,  
19 940.02, 940.05, 940.06, 940.07, 940.08 or 940.09 for any of the economic losses  
20 specified in sub. (1) as a result of the person's or family member's reaction to the  
21 death. A dependent may recover both under sub. (1) and this subsection, subject to  
22 the limitation under sub. (2).

23 **SECTION 3845.** 949.06 (3) (f) of the statutes is created to read:

24 949.06 (3) (f) From an award under s. 949.26.

25 **SECTION 3846.** 949.06 (4) (b) of the statutes is amended to read:



1           949.06 (4) (b) The department may suspend proceedings under this ~~chapter~~  
2           subchapter for a period it deems appropriate on the grounds that a prosecution for  
3           an offense arising out of the act or omission has been commenced or is imminent.

4           **SECTION 3847.** 949.09 of the statutes is amended to read:

5           **949.09 Effect of conviction.** If any person has been convicted of any offense  
6           with respect to an act or omission on which a claim under this ~~chapter~~ subchapter  
7           is based, proof of that conviction shall be taken as conclusive evidence that the  
8           offense has been committed, unless an appeal or any proceeding with regard thereto  
9           is pending.

10          **SECTION 3848.** 949.11 (1) of the statutes is amended to read:

11          949.11 (1) The procedure of ch. 227 for contested cases applies to hearings  
12          under this ~~chapter~~ subchapter except as otherwise provided in this section and ss.  
13          949.12 and 949.14.

14          **SECTION 3849.** 949.11 (2) of the statutes is amended to read:

15          949.11 (2) The division of hearings and appeals in the department of  
16          administration shall appoint hearing examiners to make findings and orders under  
17          s. 227.46 and this ~~chapter~~ subchapter.

18          **SECTION 3850.** 949.115 of the statutes is amended to read:

19          **949.115 Subpoenas.** The department or any of its authorized agents may  
20          issue subpoenas for persons or records for any investigation or hearing conducted  
21          under this ~~chapter~~ subchapter and may enforce compliance with such subpoenas as  
22          provided in s. 885.12.

23          **SECTION 3851.** 949.12 of the statutes is amended to read:

24          **949.12 Condition of claimant.** There is no privilege, except privileges  
25          arising from the attorney–client relationship, as to communications or records

1 relevant to an issue of the physical, mental or emotional condition of the claimant  
2 or victim in a proceeding under this ~~chapter~~ subchapter in which that condition is  
3 an element.

4 **SECTION 3852.** 949.13 of the statutes is amended to read:

5 **949.13 Agency cooperation.** Upon request by the department, any state or  
6 local agency, including a district attorney or law enforcement agency, shall make  
7 available all reports, files and other appropriate information which the department  
8 requests in order to make a determination that a person is eligible for an award  
9 under this ~~chapter~~ subchapter.

10 **SECTION 3853.** 949.15 (1) of the statutes is amended to read:

11 949.15 (1) Whenever the department orders the payment of an award under  
12 this ~~chapter~~ subchapter as a result of the occurrence of an event that creates a cause  
13 of action on the part of a claimant against any person, the department is subrogated  
14 to the rights of the claimant and may bring an action against the person for the  
15 amount of the damages sustained by the claimant. If an amount greater than that  
16 paid under the award order is recovered and collected in any such action, the  
17 department shall pay the balance to the claimant. If the person responsible for the  
18 injury or death has previously made restitution payments to the general fund under  
19 s. 973.20, any judgment obtained by the department under this section shall be  
20 reduced by the amount of the restitution payments to the general fund.

21 **SECTION 3854.** 949.16 of the statutes is amended to read:

22 **949.16 Confidentiality of records.** The record of a proceeding before an  
23 examiner or the department under this ~~chapter~~ subchapter is a public record. Any  
24 record or report obtained by an examiner or the department, the confidentiality of  
25 which is protected by any other law or rule, shall remain confidential.



1           **(1)** “Cooperate with a law enforcement agency” means to report a sex offense  
2 to a law enforcement agency or to aid a law enforcement agency in the investigation  
3 of a sex offense.

4           **(2)** “Department” means the department of justice.

5           **(3)** “Examination costs” means the costs of an examination that is done to  
6 gather evidence regarding a sex offense, any procedure during that examination  
7 process that tests for or prevents a sexually transmitted disease, and any medication  
8 provided or prescribed, during that examination process, that prevents or treats a  
9 sexually transmitted disease that the person performing the examination or  
10 procedure believes could be a consequence of the sex offense. “Examination costs”  
11 does not include any processing or administrative costs, attorney fees, or other  
12 expenses.

13           **(4)** “Guardian of the victim” means one of the following:

14           1. If the victim is under 18 years of age, the parent, guardian, or legal custodian  
15 of the victim.

16           2. If the victim has been determined to be incompetent under ch. 54, the  
17 guardian of the victim.

18           **(5)** “Health care provider” means any person providing health care services.

19           **(6)** “Law enforcement agency” has the meaning given in s. 165.83 (1) (b).

20           **(7)** “Sex offense” means an act committed in the state that, if committed by a  
21 competent adult, would be a violation, or an attempted violation, of s. 940.225,  
22 948.02, 948.025, 948.05, 948.06, 948.08, or 948.09.

23           **(8)** “Sexually transmitted disease” has the meaning given in s. 252.11 (1).

24           **(9)** “Victim” means a person against whom a sex offense has been committed.

1           **949.22 Administration.** The department shall administer this subchapter.  
2           The department shall appoint a program director to assist in administering this  
3           subchapter. The department shall promulgate rules for the implementation and  
4           operation of this subchapter. The rules shall include procedures to ensure that any  
5           limitation of an award is calculated in a fair and equitable manner.

6           **949.24 Application for award. (1) ELIGIBILITY.** Any health care provider who  
7           conducts an examination to gather evidence regarding a sex offense may apply for  
8           an award under this subchapter.

9           **(2) FORMS.** The department shall prescribe application forms for awards under  
10          this subchapter and shall furnish health care providers with the forms.

11          **(3) MEDICAL RECORDS.** An applicant shall submit to the department reports  
12          from any physician, physician’s assistant, or nurse who treated or examined the  
13          victim to gather evidence regarding a sex offense, performed any procedure during  
14          that treatment or examination that tests for or prevents a sexually transmitted  
15          disease, or provided or prescribed any medication to prevent or treat a sexually  
16          transmitted disease. The applicant may not submit to the department any other  
17          records than those pertaining to the examination, treatment, procedure, or  
18          medication for which the applicant is seeking an award.

19          **949.26 Computation of awards. (1)** Except as provided in sub. (1m), the  
20          department shall make an award under this section to a health care provider who  
21          conducts an examination to gather evidence regarding a sex offense to reimburse the  
22          health care provider only for the examination costs, as follows:

23                 (a) If, under sub. (2) (b), the health care provider is not authorized to seek  
24                 payment from insurance or another available source of payment, the award shall be

1 the examination costs, regardless of whether the victim, or any guardian of the  
2 victim, cooperates with a law enforcement agency regarding the sex offense.

3 (b) If, under sub. (2) (b), the health care provider is authorized to seek payment  
4 from insurance or another available source of payment and the victim, or any  
5 guardian of the victim, does not cooperate with a law enforcement agency regarding  
6 the sex offense, the award shall be the examination costs, reduced by any payment  
7 to be received as a result of the authorization under sub. (2) (b).

8 **(1m)** The department may not make an award under this section if, under sub.  
9 (2) (b), the health care provider is authorized to seek payment and the victim, or any  
10 guardian of the victim, cooperates with a law enforcement agency.

11 **(2) (a)** A health care provider seeking an award under this section may not seek  
12 payment for any examination costs from the victim or any guardian of the victim.

13 (b) A health care provider seeking an award under this section may not seek  
14 payment for any examination costs from insurance or another available source of  
15 payment unless the victim or any guardian of the victim authorizes the health care  
16 provider to seek payment.

17 **(3)** The department may not refuse to make an award under this section  
18 because the victim or the guardian of the victim does not cooperate with a law  
19 enforcement agency regarding the sex offense, or due to lack of an investigation or  
20 prosecution of the sex offense.

21 **949.28 Limitations on awards. (1)** No order for the payment of an award  
22 under this subchapter may be made unless the application was made within one year  
23 after the date of the examination. The department may waive the one-year  
24 requirement under this subsection in the interest of justice.

1           **(2)** The department may not make an award under this subchapter that  
2 exceeds the examination costs of the victim.

3           **(3)** The department may not make an award under this subchapter for any part  
4 of the examination costs of the victim for which the health care provider seeking the  
5 award has received compensation from any other source.

6           **949.31 Hearings.** **(1)** The procedure of ch. 227 for contested cases applies to  
7 hearings under this subchapter except as otherwise provided in this section and s.  
8 949.32.

9           **(2)** The division of hearings and appeals in the department of administration  
10 shall appoint hearing examiners to make findings and orders under s. 227.46 and  
11 this subchapter.

12           **(3)** All hearings shall be open to the public unless in a particular case the  
13 examiner determines that the hearing, or a portion of the hearing, shall be held in  
14 private having regard to the fact that the offender has not been convicted or to the  
15 interest of the victim.

16           **949.315 Subpoenas.** The department or any of its authorized agents may  
17 issue subpoenas for persons or records for any investigation or hearing conducted  
18 under this subchapter and may enforce compliance with such subpoenas as provided  
19 in s. 885.12.

20           **949.32 Condition of victim.** There is no privilege, except privileges arising  
21 from the attorney–client relationship, as to communications or records relevant to  
22 an issue of the physical condition of the victim in a proceeding under this subchapter  
23 in which that condition is an element.

24           **949.33 Agency cooperation.** Upon request by the department, any state or  
25 local agency, including a district attorney or law enforcement agency, shall make

1 available all reports, files, and other appropriate information which the department  
2 requests in order to make a determination that a health care provider is eligible for  
3 an award under this subchapter.

4 **949.36 Confidentiality.** If a health care provider seeks an award under this  
5 subchapter, any personally identifiable information, as defined in s. 19.62 (5), of the  
6 victim who received the examination shall remain confidential unless written  
7 consent for the release of any personally identifiable information is provided by one  
8 of the following:

9 (1) Except as provided under sub. (2), the victim.

10 (2) If there is a guardian of the victim, the guardian of the victim.

11 **949.37 Offenses. (1) PROHIBITION.** In connection with an award under this  
12 subchapter, no person may do any of the following:

13 (a) Submit a fraudulent application or claim for an award.

14 (b) Intentionally make or cause to be made any false statement or  
15 representation of a material fact.

16 (c) Intentionally conceal or fail to disclose information affecting the amount of  
17 or the initial or continued right to any such award when reasonably requested to  
18 provide such information by the department.

19 (2) **PENALTIES.** Any person who violates this section shall be fined not more than  
20 \$500 or imprisoned not more than 6 months or both. The person shall forfeit any  
21 benefit received and shall reimburse the state for payments received.

22 (3) **DAMAGES.** The state has a civil cause of action for relief against any person  
23 who violates this section for the amount of damages that the state sustained by  
24 reason of the violation and, in addition, for punitive damages not more than double



1 the amount of damages that the state may have sustained, together with interest,  
2 and the cost of the suit.

3 **(4) ACTION.** The attorney general may bring any action and has such powers  
4 as may be necessary to enforce this section.

5 **949.38 Report by the department.** The department's biennial report under  
6 s. 15.04 (1) (d) shall include a report of its activities under this subchapter including  
7 all of the following:

8 **(1)** An explanation of the procedures for filing and processing claims under this  
9 subchapter.

10 **(2)** A description of the programs and policies instituted to promote awareness  
11 about the awards under this subchapter.

12 **(3)** An analysis of future needs and suggested program improvements.

13 **(4)** A copy of the forms used under this subchapter.

14 **(5)** A complete statistical analysis of the cases handled under this subchapter,  
15 including all of the following:

16 (a) The number of claims filed.

17 (b) The number of claims approved and the amount of each award.

18 (c) The number of claims denied and the reasons for rejection.

19 (d) A breakdown of claims by geographic area and month.

20 **SECTION 3863.** 950.04 (1v) (rm) of the statutes is amended to read:

21 950.04 **(1v)** (rm) To compensation, as provided under subch. I of ch. 949.

22 **SECTION 3864.** 950.08 (2g) (b) of the statutes is amended to read:

23 950.08 **(2g)** (b) The availability of compensation under subch. I of ch. 949 and  
24 the address and telephone number at which to contact the department for  
25 information concerning compensation under subch. I of ch. 949.

1           **SECTION 3865.** 950.08 (2r) (d) of the statutes is amended to read:

2           950.08 **(2r)** (d) The availability of compensation under subch. I of ch. 949,  
3 including information concerning eligibility for compensation and the procedure for  
4 applying for compensation.

5           **SECTION 3866.** 961.41 (5) (c) of the statutes, as affected by 2005 Wisconsin Act  
6 25, is amended to read:

7           961.41 **(5)** (c) 1. ~~Two-thirds~~ The first \$850,000 plus two-thirds of all moneys  
8 in excess of \$1,275,000 collected in each fiscal year from drug surcharges under this  
9 subsection shall be credited to the appropriation account under s. 20.435 (6) (gb).

10           2. ~~One-third of all~~ All moneys in excess of \$850,000 and up to \$1,275,000 plus  
11 one-third of moneys in excess of \$1,275,000 collected in each fiscal year from drug  
12 surcharges under this subsection shall be credited to the appropriation account  
13 under s. 20.505 (6) (ku).

14           **SECTION 3869.** 967.06 of the statutes is renumbered 967.06 (1) and amended  
15 to read:

16           967.06 **(1)** As soon as practicable after a person has been detained or arrested  
17 in connection with any offense ~~which~~ that is punishable by incarceration, or in  
18 connection with any civil commitment proceeding, or in any other situation in which  
19 a person is entitled to counsel regardless of ability to pay under the constitution or  
20 laws of the United States or this state, the person shall be informed of his or her right  
21 to counsel. ~~Persons~~

22           **(2)** (a) Except as provided in par. (b), a person entitled to counsel under sub.  
23 (1) who indicate indicates at any time that ~~they wish~~ he or she wants to be  
24 represented by a lawyer, and who ~~claim that they are~~ claims that he or she is not able  
25 to pay in full for a lawyer's services, shall immediately be permitted to contact the

1 authority for indigency determinations specified under s. 977.07 (1). The authority  
2 for indigency determination in each county shall have daily telephone access to the  
3 county jail in order to identify all persons who are being held in the jail. The jail  
4 personnel shall provide by phone information requested by the authority.

5 **(3)** In any case in which the state public defender provides representation to  
6 an indigent person, the public defender may request that the applicable court  
7 reporter or clerk of circuit court prepare and transmit any transcript or court record.  
8 The request shall be complied with. The state public defender shall, from the  
9 appropriation under s. 20.550 (1) (f), compensate the court reporter or clerk of circuit  
10 court for the cost of preparing, handling, duplicating, and mailing the documents.

11 **SECTION 3870.** 967.06 (2) (b) of the statutes is created to read:

12 967.06 **(2)** (b) If the person indicating that he or she wants to be represented  
13 by a lawyer is detained under ch. 48, 51, 55, or 938, the person shall be referred for  
14 appointment of counsel as provided under s. 48.23 (4), 51.60, 55.105, or 938.23 (4),  
15 whichever is applicable.

16 **SECTION 3871.** 971.14 (3) (d) of the statutes is amended to read:

17 971.14 **(3)** (d) If the examiner reports that the defendant lacks competency, the  
18 examiner's opinion regarding the likelihood that the defendant, if provided  
19 treatment, may be restored to competency within the time period permitted under  
20 sub. (5) (a). The examiner shall provide an opinion as to whether the individual's  
21 treatment should occur in an inpatient facility designated by the department of  
22 health and family services, or should be conducted in a jail or a locked unit of a facility  
23 that has entered into a voluntary agreement with the state to serve as a location for  
24 treatment, or as a condition of bail or bond.

25 **SECTION 3872.** 971.14 (5) (a) of the statutes is amended to read:

1           971.14 (5) (a) If the court determines that the defendant is not competent but  
2 is likely to become competent within the period specified in this paragraph if  
3 provided with appropriate treatment, the court shall suspend the proceedings and  
4 commit the defendant to the custody of the department of health and family services  
5 for placement in an appropriate institution for the department to determine whether  
6 treatment shall occur in an appropriate institution designated by the department,  
7 or in a community-based treatment conducted in a jail or a locked unit of a facility  
8 that has entered into a voluntary agreement with the state to serve as a location for  
9 treatment, or as a condition of bail or bond, for a period of time not to exceed 12  
10 months, or the maximum sentence specified for the most serious offense with which  
11 the defendant is charged, whichever is less. Under this subsection, the department  
12 of health and family services may commence services to a person in jail but shall, as  
13 soon as possible, transfer that person to an institution or provide services to the  
14 person in a nonjail setting consistent with this subsection. Days spent in  
15 commitment under this paragraph are considered days spent in custody under s.  
16 973.155.

17           **SECTION 3873.** 971.14 (5) (b) of the statutes is amended to read:

18           971.14 (5) (b) The defendant shall be periodically reexamined by the treatment  
19 facility department of health and family services examiners. Written reports of  
20 examination shall be furnished to the court 3 months after commitment, 6 months  
21 after commitment, 9 months after commitment and within 30 days prior to the  
22 expiration of commitment. Each report shall indicate either that the defendant has  
23 become competent, that the defendant remains incompetent but that attainment of  
24 competency is likely within the remaining commitment period, or that the defendant  
25 has not made such progress that attainment of competency is likely within the

1 remaining commitment period. Any report indicating such a lack of sufficient  
2 progress shall include the examiner’s opinion regarding whether the defendant is  
3 mentally ill, alcoholic, drug dependent, developmentally disabled or infirm because  
4 of aging or other like incapacities.

5 **SECTION 3874.** 971.14 (5) (c) of the statutes is amended to read:

6 971.14 (5) (c) Upon receiving a report under par. (b), indicating the defendant  
7 has regained competency or is not competent and unlikely to become competent in  
8 the remaining commitment period, the court shall hold a hearing within 14 days of  
9 receipt of the report and the court shall proceed under sub. (4). If the court  
10 determines that the defendant has become competent, the defendant shall be  
11 discharged from commitment and the criminal proceeding shall be resumed. If the  
12 court determines that the defendant is making sufficient progress toward becoming  
13 competent, the commitment shall continue.

14 **SECTION 3875.** 971.17 (3) (e) of the statutes is amended to read:

15 971.17 (3) (e) An order for conditional release places the person in the custody  
16 and control of the department of health and family services. A conditionally released  
17 person is subject to the conditions set by the court and to the rules of the department  
18 of health and family services. Before a person is conditionally released by the court  
19 under this subsection, the court shall so notify the municipal police department and  
20 county sheriff for the area where the person will be residing. The notification  
21 requirement under this paragraph does not apply if a municipal department or  
22 county sheriff submits to the court a written statement waiving the right to be  
23 notified. If the department of health and family services alleges that a released  
24 person has violated any condition or rule, or that the safety of the person or others  
25 requires that conditional release be revoked, he or she may be taken into custody

1 under the rules of the department. The department of health and family services  
2 shall submit a statement showing probable cause of the detention and a petition to  
3 revoke the order for conditional release to the committing court and the regional  
4 office of the state public defender responsible for handling cases in the county where  
5 the committing court is located within ~~48~~ 72 hours after the detention, excluding  
6 Saturdays, Sundays, and legal holidays. The court shall hear the petition within 30  
7 days, unless the hearing or time deadline is waived by the detained person. Pending  
8 the revocation hearing, the department of health and family services may detain the  
9 person in a jail or in a hospital, center or facility specified by s. 51.15 (2). The state  
10 has the burden of proving by clear and convincing evidence that any rule or condition  
11 of release has been violated, or that the safety of the person or others requires that  
12 conditional release be revoked. If the court determines after hearing that any rule  
13 or condition of release has been violated, or that the safety of the person or others  
14 requires that conditional release be revoked, it may revoke the order for conditional  
15 release and order that the released person be placed in an appropriate institution  
16 under s. 51.37 (3) until the expiration of the commitment or until again conditionally  
17 released under this section.

18 **SECTION 3876.** 971.23 (10) of the statutes is amended to read:

19 **971.23 (10) PAYMENT OF PHOTOCOPY COPYING COSTS IN CASES INVOLVING INDIGENT**  
20 **DEFENDANTS.** When the state public defender or a private attorney appointed under  
21 s. 977.08 requests ~~photocopies~~ copies, in any format, of any item that is discoverable  
22 under this section, the state public defender shall pay any fee charged for the  
23 ~~photocopies~~ copies from the appropriation under s. 20.550 (1) (f). If the person  
24 providing ~~photocopies~~ copies under this section charges the state public defender a

1 fee for the ~~photocopies~~ copies, the fee may not exceed the actual, necessary, and direct  
2 cost of ~~photocopying~~ providing the copies.

3 **SECTION 3879d.** 973.017 (2) (a) of the statutes is amended to read:

4 973.017 (2) (a) If the offense is a felony, the sentencing guidelines adopted by  
5 the sentencing commission ~~under s. 973.30~~ created under 2001 Wisconsin Act 109,  
6 or, if the sentencing commission has not adopted a guideline for the offense, any  
7 applicable temporary sentencing guideline adopted by the criminal penalties study  
8 committee created under 1997 Wisconsin Act 283.

9 **SECTION 3880.** 973.045 (1) (intro.) of the statutes is amended to read:

10 973.045 (1) (intro.) ~~Except as provided in sub. (1m), if~~ If a court imposes a  
11 sentence or places a person on probation, the court shall impose a crime victim and  
12 witness assistance surcharge calculated as follows:

13 **SECTION 3881.** 973.045 (1m) of the statutes is repealed and recreated to read:

14 973.045 (1m) (a) In this subsection, “civil offense” means an offense punishable  
15 by a forfeiture.

16 (b) If all of the following apply, the court shall impose a crime victim and witness  
17 assistance surcharge in addition to any forfeiture that it imposes:

- 18 1. The person is charged with one or more crimes in a complaint.
- 19 2. As a result of the complaint being amended, the person is charged with a civil  
20 offense in lieu of one of those crimes.
- 21 3. The court finds that the person committed that civil offense on or after the  
22 effective date of this subdivision .... [revisor inserts date].

23 (c) The amount of the surcharge imposed under par. (b) shall be the amount  
24 specified in sub. (1) (a) or (b), depending on whether the crime that was the subject  
25 of the amendment under par. (b) 2. was a misdemeanor or a felony.

1           **SECTION 3882.** 973.045 (1r) (b) of the statutes is created to read:

2           973.045 **(1r)** (b) The entire amount of any surcharge imposed under sub. (1m)  
3 shall be allocated to part A.

4           **SECTION 3883.** 973.045 (2m) of the statutes is created to read:

5           973.045 **(2m)** The secretary of administration shall credit part A of the crime  
6 victim and witness surcharge to the appropriation account under s. 20.455 (5) (g) and  
7 part B to the appropriation account under s. 20.455 (5) (gc).

8           **SECTION 3884.** 973.045 (3) (a) of the statutes is renumbered 973.045 (1r) (a),  
9 and 973.045 (1r) (a) (intro.), as renumbered, is amended to read:

10           973.045 **(1r)** (a) (intro.) The clerk shall record ~~the any crime victim and witness~~  
11 ~~surcharge imposed under sub. (1) in 2 parts. Part A is the portion that the secretary~~  
12 ~~of administration shall credit to the appropriation account under s. 20.455 (5) (g) and~~  
13 ~~part B is the portion that the secretary of administration shall credit to the~~  
14 ~~appropriation account under s. 20.455 (5) (gc), as follows:~~

15           **SECTION 3885.** 973.05 (2m) (r) of the statutes is amended to read:

16           973.05 **(2m)** (r) To payment of the enforcement surcharge under s. ~~253.06~~ 49.17  
17 (4) (c) until paid in full.

18           **SECTION 3885m.** 973.055 (1) (intro.) of the statutes is amended to read:

19           973.055 **(1)** (intro.) If a court imposes a sentence on an adult person or places  
20 an adult person on probation, regardless of whether any fine is imposed, the court  
21 shall impose a domestic abuse surcharge under ch. 814 of \$75 \$100 for each offense  
22 if:

23           **SECTION 3886.** 973.055 (3) of the statutes is amended to read:



1           973.055 **(3)** All moneys collected from domestic abuse surcharges shall be  
2 deposited by the secretary of administration in s. ~~20.435 (3)~~ 20.437 (1) (hh) and  
3 utilized in accordance with s. ~~46.95~~ 49.165.

4           **SECTION 3887.** 973.09 (1) (b) of the statutes is amended to read:

5           973.09 **(1)** (b) If the court places the person on probation, the court shall order  
6 the person to pay restitution under s. 973.20, unless the court finds there is  
7 substantial reason not to order restitution as a condition of probation. If the court  
8 does not require restitution to be paid to a victim, the court shall state its reason on  
9 the record. If the court does require restitution, it shall notify the department of  
10 justice of its decision if the victim may be eligible for compensation under subch. I  
11 of ch. 949.

12           **SECTION 3891.** 973.20 (9) (a) of the statutes is amended to read:

13           973.20 **(9)** (a) If a crime victim is paid an award under subch. I of ch. 949 for  
14 any loss arising out of a criminal act, the state is subrogated to the rights of the victim  
15 to any restitution required by the court. The rights of the state are subordinate to  
16 the claims of victims who have suffered a loss arising out of the offenses or any  
17 transaction which is part of the same continuous scheme of criminal activity.

18           **SECTION 3892.** 973.20 (9) (b) of the statutes is amended to read:

19           973.20 **(9)** (b) When restitution is ordered, the court shall inquire to see if an  
20 award has been made under subch. I of ch. 949 and if the department of justice is  
21 subrogated to the cause of action under s. 949.15. If the restitution ordered is less  
22 than or equal to the award under subch. I of ch. 949, the restitution shall be ~~paid only~~  
23 ~~to the general fund~~ credited to the appropriation account under s. 20.455 (5) (hh).  
24 If the restitution ordered is greater than the award under subch. I of ch. 949, the  
25 ~~general fund shall receive an amount equal to the award under~~ subch. I of ch. 949

1 shall be credited to the appropriation account under s. 20.455 (5) (hh) and the balance  
2 shall be paid to the victim.

3 **SECTION 3893.** 973.30 of the statutes is repealed.

4 **SECTION 3909.** 977.02 (2m) of the statutes is amended to read:

5 977.02 **(2m)** Promulgate rules regarding eligibility for legal services under this  
6 chapter, including legal services for ~~children~~ persons who are entitled to be  
7 represented by counsel without a determination of indigency, as provided in s. 48.23  
8 (4), 51.60, 55.105, or 938.23 (4).

9 **SECTION 3910.** 977.02 (3) of the statutes is amended to read:

10 977.02 **(3)** Promulgate rules regarding the determination of indigency of  
11 persons entitled to be represented by counsel, other than ~~children~~ persons who are  
12 entitled to be represented by counsel under s. 48.23, 51.60, 55.105, or 938.23,  
13 including the time period in which the determination must be made and the criteria  
14 to be used to determine indigency and partial indigency.

15 **SECTION 3911.** 977.05 (4) (gm) of the statutes is amended to read:

16 977.05 **(4)** (gm) In accordance with the standards under pars. (h) and (i), accept  
17 referrals from judges and courts for the provision of legal services without a  
18 determination of indigency of ~~children~~ persons who are entitled to be represented by  
19 counsel under s. 48.23, 51.60, 55.105, or 938.23, appoint counsel in accordance with  
20 contracts and policies of the board, and inform the referring judge or court of the  
21 name and address of the specific attorney who has been assigned to the case.

22 **SECTION 3912.** 977.05 (4) (h) of the statutes is amended to read:

23 977.05 **(4)** (h) Accept requests for legal services from ~~children~~ persons who are  
24 entitled to be represented by counsel under s. 48.23, 51.60, 55.105, or 938.23 and  
25 from indigent persons who are entitled to be represented by counsel under s. 967.06

1 or who are otherwise so entitled under the constitution or laws of the United States  
2 or this state and provide such persons with legal services when, in the discretion of  
3 the state public defender, such provision of legal services is appropriate.

4 **SECTION 3913.** 977.05 (4) (i) 8. of the statutes is amended to read:

5 977.05 (4) (i) 8. Cases involving individuals who are subject to petitions for  
6 protective placement or involuntary administration of psychotropic medication  
7 under ch. 55.

8 **SECTION 3914.** 977.06 (2) (a) of the statutes is amended to read:

9 977.06 (2) (a) A person seeking to have counsel assigned for him or her under  
10 s. 977.08, other than a child person who is entitled to be represented by counsel under  
11 s. 48.23, 51.60, 55.105, or 938.23, shall sign a statement declaring that he or she has  
12 not disposed of any assets for the purpose of qualifying for that assignment of  
13 counsel. If the representative or authority making the indigency determination  
14 finds that any asset was disposed of for less than its fair market value for the purpose  
15 of obtaining that assignment of counsel, the asset shall be counted under s. 977.07  
16 (2) at its fair market value at the time it was disposed of, minus the amount of  
17 compensation received for the asset.

18 **SECTION 3915.** 977.06 (2) (am) of the statutes is amended to read:

19 977.06 (2) (am) A person seeking to have counsel assigned for him or her under  
20 s. 977.08, other than a child person who is entitled to be represented by counsel under  
21 s. 48.23, 51.60, 55.105, or 938.23, shall sign a statement declaring that the  
22 information that he or she has given to determine eligibility for assignment of  
23 counsel he or she believes to be true and that he or she is informed that he or she is  
24 subject to the penalty under par. (b).

25 **SECTION 3916.** 977.06 (4) (bm) of the statutes is amended to read:

1           977.06 (4) (bm) In response to a request for information under s. 49.22 (2m)  
2 made by the department of ~~workforce development~~ children and families or a county  
3 child support agency under s. 59.53 (5), the state public defender shall provide the  
4 name and address of an individual, the name and address of the individual's  
5 employer and financial information related to the individual, if the name, address  
6 or financial information is included in any statement, affidavit or other information  
7 provided by the individual regarding financial eligibility under s. 977.07 and if, at  
8 the time the request for information is made, the individual is represented by the  
9 state public defender or by counsel assigned under s. 977.08.

10           **SECTION 3917.** 977.07 (1) (a) of the statutes is amended to read:

11           977.07 (1) (a) Determination of indigency for persons entitled to counsel shall  
12 be made as soon as possible and shall be in accordance with the rules promulgated  
13 by the board under s. 977.02 (3) and the system established under s. 977.06. No  
14 determination of indigency is required for a ~~child~~ person who is entitled to be  
15 represented by counsel under s. 48.23, 51.60, 55.105, or 938.23.

16           **SECTION 3918.** 977.07 (1) (c) of the statutes is amended to read:

17           977.07 (1) (c) For all referrals made under ss. 809.107, 809.30, 974.06 (3) (b)  
18 and 974.07 (11), except a referral of a ~~child~~ person who is entitled to be represented  
19 by counsel under s. 48.23, 51.60, 55.105, or 938.23, a representative of the state  
20 public defender shall determine indigency. For referrals made under ss. 809.107,  
21 809.30 and 974.06 (3) (b), except a referral of a ~~child~~ person who is entitled to be  
22 represented by counsel under s. 48.23, 51.60, 55.105, or 938.23, the representative  
23 of the state public defender may, unless a request for redetermination has been filed  
24 under s. 809.30 (2) (d) or the person's request for representation states that his or her

1 financial circumstances have materially improved, rely upon a determination of  
2 indigency made for purposes of trial representation under this section.

3 **SECTION 3919.** 977.075 (1g) of the statutes is created to read:

4 977.075 (1g) In this section, “client responsible for payment” means a client of  
5 the state public defender other than a client entitled to legal representation without  
6 a determination of indigency.

7 **SECTION 3920.** 977.075 (3) of the statutes is amended to read:

8 977.075 (3) The board shall establish by rule a fee schedule that sets the  
9 amount that a ~~person, other than a parent subject to s. 48.275 (2) (b) or 938.275 (2)~~  
10 ~~(b), who is~~ client responsible for payment for legal representation shall pay for the  
11 cost of the legal representation if the ~~person~~ client does not pay the applicable  
12 discount fee under sub. (3m). The schedule shall establish a fee for a given type of  
13 case, and the fee for a given type of case shall be based on the average cost, as  
14 determined by the board, for representation for that type of case.

15 **SECTION 3921.** 977.075 (3m) of the statutes is amended to read:

16 977.075 (3m) The board shall establish by rule a fee schedule that sets the  
17 discount amount that a ~~person, other than a parent subject to s. 48.275 (2) (b) or~~  
18 ~~938.275 (2) (b), who is~~ client responsible for payment for legal representation, may  
19 pay during a time period established by rule instead of paying the applicable fee  
20 under sub. (3). The fee schedule shall establish a discount fee for each type of case  
21 included in the schedule under sub. (3). If a ~~person~~ client responsible for payment  
22 pays the applicable discount fee within the time period established under this  
23 section, the ~~person~~ client may not be held liable for any additional payment for  
24 counsel.

25 **SECTION 3922.** 977.075 (4) of the statutes is created to read:

1           977.075 (4) The board shall establish by rule a fee schedule that sets the  
2 maximum amount that a parent subject to s. 48.275 (2) (b) or 938.275 (2) (b) shall pay  
3 as reimbursement for legal services and sets the maximum amount that a person  
4 subject to s. 51.605 or 55.107 shall pay as reimbursement for legal services. The  
5 maximum amounts under this subsection shall be based on the average cost, as  
6 determined by the board, for each applicable type of case.

7           **SECTION 3923.** 977.08 (1) of the statutes is amended to read:

8           977.08 (1) If the representative or the authority for indigency determinations  
9 specified under s. 977.07 (1) refers a case to or within the office of the state public  
10 defender or if a case is referred under s. 48.23 (4), 51.60, 55.105, or 938.23 (4), the  
11 state public defender shall assign counsel according to subs. (3) and (4). If a  
12 defendant makes a request for change of attorney assignment, the change of attorney  
13 must be approved by the circuit court.

14           **SECTION 3924.** 977.08 (2) (intro.) of the statutes is amended to read:

15           977.08 (2) (intro.) All attorneys in a county shall be notified in writing by the  
16 state public defender that a set of lists is being prepared of attorneys willing to  
17 represent ~~children~~ persons referred under s. 48.23 (4), 51.60, 55.105, or 938.23 (4)  
18 and indigent clients in the following:

19           **SECTION 3925.** 977.08 (2) (d) of the statutes is repealed.

20           **SECTION 3926.** 977.085 (3) of the statutes is amended to read:

21           977.085 (3) The board shall provide quarterly reports to the joint committee  
22 on finance on the status of reimbursement for or recoupment of payments under ss.  
23 48.275, 51.605, 55.107, 757.66, 938.275, 977.06, 977.07 (2), 977.075 and 977.076,  
24 including the amount of revenue generated by reimbursement and recoupment. The  
25 quarterly reports shall include any alternative means suggested by the board to

1 improve reimbursement and recoupment procedures and to increase the amount of  
2 revenue generated. The department of justice, district attorneys, circuit courts and  
3 applicable county agencies shall cooperate by providing any necessary information  
4 to the state public defender.

5 **SECTION 3926p.** 978.01 (2) (b) of the statutes is amended to read:

6 978.01 (2) (b) A district attorney serves on a part-time basis if his or her  
7 prosecutorial unit consists of Buffalo, Florence, or Pepin, Trempealeau or Vernon  
8 county.

9 **SECTION 3927.** 978.05 (4m) of the statutes is amended to read:

10 978.05 (4m) WELFARE FRAUD INVESTIGATIONS. Cooperate with the departments  
11 of ~~workforce development~~ children and families and health and family services  
12 regarding the fraud investigation programs under ss. 49.197 (1m) and 49.845 (1).

13 **SECTION 3928.** 980.036 (10) of the statutes is amended to read:

14 980.036 (10) PAYMENT OF ~~PHOTOCOPY~~ COPYING COSTS IN CASES INVOLVING INDIGENT  
15 RESPONDENTS. When the state public defender or a private attorney appointed under  
16 s. 977.08 requests ~~photocopies~~ copies, in any format, of any item that is discoverable  
17 under this section, the state public defender shall pay any fee charged for the  
18 ~~photocopies~~ copies from the appropriation under s. 20.550 (1) (a). If the person  
19 providing ~~photocopies~~ copies under this section charges the state public defender a  
20 fee for the ~~photocopies~~ copies, the fee may not exceed the actual, necessary, and,  
21 direct cost of ~~photocopying~~ providing the copies.

22 **SECTION 3929.** 980.08 (9) of the statutes, as created by 2005 Wisconsin Act 431,  
23 is renumbered 980.08 (9) (a).

24 **SECTION 3930.** 980.08 (9) (b) of the statutes is created to read:

1           980.08 (9) (b) The department of corrections may contract for the escort  
2 services under par. (a).

3           **SECTION 3931.** 985.01 (1g) of the statutes is amended to read:

4           985.01 (1g) “Governing body” has the meaning given in s. 345.05 (1) (b) and  
5 includes a family long-term care district board under s. 46.2895.

6           **SECTION 3932.** 985.01 (3) of the statutes is amended to read:

7           985.01 (3) “Municipality” has the meaning in s. 345.05 (1) (c) and includes a  
8 family long-term care district under s. 46.2895.

9           **SECTION 3934.** 995.67 (1) (a) of the statutes is amended to read:

10          995.67 (1) (a) “Domestic abuse” has the meaning given in s. ~~46.95~~ 49.165 (1)  
11 (a).

12          **SECTION 3934b.** 2001 Wisconsin Act 16, section 9107 (13r) is repealed.

13          **SECTION 3935.** 2003 Wisconsin Act 33, section 9159 (4f) is repealed.

14          **SECTION 3936.** 2005 Wisconsin Act 25, section 9101 (4) (b) and (c) is amended  
15 to read:

16          [2005 Wisconsin Act 25] Section 9101 (4) (b) ~~the secretary~~ The department of  
17 administration ~~shall submit a report to the secretary of the building commission~~  
18 ~~containing an inventory of his or her recommendations to offer specified state~~  
19 ~~properties~~ may offer any parcel of state-owned real property for sale under in  
20 accordance with section 16.848 of the statutes, as created by this act, if the property  
21 is eligible for sale under that section and this subsection. If the department of  
22 administration receives an offer to purchase the property, the secretary of  
23 administration may submit a report to the secretary of the building commission  
24 recommending acceptance of the offer. The report shall contain a description of the  
25 property and the reasons therefor. ~~A property may be included in the inventory for~~



1 the recommendation. The secretary of administration may recommend the sale of  
2 a property with or without approval of the state agency having jurisdiction of the  
3 property. If, during the period on or before June 30, 2007, or the period beginning  
4 on the effective date of this paragraph and ending on June 30, 2009, the building  
5 commission votes to approve the sale of any offer to purchase the property included  
6 in the inventory, the department of administration may offer sell the property for sale  
7 under section 16.848 of the statutes, as created by this act.

8 (c) This subsection does not apply during the period beginning after June 30,  
9 2007 and ending the day before the effective date of this paragraph, nor during the  
10 period after June 30, 2009.

11 **SECTION 3936m.** 2005 Wisconsin Act 25, section 9105 (9) is amended to read:

12 [2005 Wisconsin Act 25] Section 9105 (9) COLUMBIA ST. MARY'S—COLUMBIA  
13 CAMPUS. Notwithstanding section 18.04 (1) and (2) of the statutes, no public debt  
14 authorized for the acquisition and remodeling of the Columbia campus medical  
15 facilities, as enumerated in subsection (1) (h) 1. and 3., may be contracted until after  
16 June 30, ~~2007~~ 2009. Beginning on July 1, ~~2007~~ 2009, and ending on June 30, ~~2009~~  
17 2011, not more than 50 percent of the general fund supported borrowing and 50  
18 percent of the program revenue supported borrowing authorized for the acquisition  
19 and remodeling of the Columbia campus medical facilities may be incurred.  
20 Beginning on July 1, ~~2009~~ 2011, the remainder of the general fund supported  
21 borrowing and program revenue supported borrowing authorized for the acquisition  
22 and remodeling of the Columbia campus medical facilities may be incurred.

23 **SECTION 3937.** 2005 Wisconsin Act 25, section 9152 (5) is amended to read:

24 [2005 Wisconsin Act 25] Section 9152 (5) SALE OF REAL PROPERTY. If the Board  
25 of Regents of the University of Wisconsin System sells any real property under its

1 jurisdiction during the period prior to July 1, 2007, and the period beginning on the  
2 effective date of this subsection and ending on June 30, 2009, the board shall credit  
3 the net proceeds of the sale to the appropriation account under section 20.285 (1) (iz)  
4 of the statutes, as affected by this act, except that if there is any outstanding public  
5 debt used to finance the acquisition, construction, or improvement of any property  
6 that is sold, the board shall deposit a sufficient amount of the net proceeds from the  
7 sale of the property in the bond security and redemption fund under section 18.09  
8 of the statutes to repay the principal and pay the interest on the debt, and any  
9 premium due upon refunding any of the debt. If the property was acquired,  
10 constructed, or improved with federal financial assistance, the board shall pay to the  
11 federal government any of the net proceeds required by federal law. If the property  
12 was acquired by gift or grant or acquired with gift or grant funds, the board shall  
13 adhere to any restriction governing use of the proceeds.

14 **SECTION 3938b.** 2007 Wisconsin Act 1, section 210 (3) is amended to read:

15 [2007 Wisconsin Act 1] Section 210 (3) The unencumbered balance in the  
16 appropriation account under section 20.521 (1) (g) of the statutes is transferred to the  
17 appropriation account under section 20.511 (1) (i) (im) of the statutes, as created by  
18 this act 2007 Wisconsin Act ... (Senate Bill 40).

19 **SECTION 3938c.** 2007 Wisconsin Act 1, section 211 (4) is created to read:

20 [2007 Wisconsin Act 1] Section 211 (4) The treatment of sections 5.05 (11), 7.08  
21 (7), 7.31 (5), 20.510 (intro.) and (1) (title), (a), (b), (bm), (c), (d), (g), (gm), (h), (i), (j),  
22 (q), (t), and (x), 20.511 (1) (h) and (i), and 20.521 (intro.) and (1) (title), (a), (b), (g), (h),  
23 and (i) of the statutes and SECTION 210 (1) to (4) of this act take effect on the initiation  
24 date specified in SECTION 209 (1) or on the day after publication of the 2007 biennial  
25 budget act, whichever is earlier.

1           **SECTION 9101. Nonstatutory provisions; Administration.**

2           (2) EMPLOYEE TRANSFERS TO PUBLIC SERVICE COMMISSION. On the effective date  
3 of this subsection, all incumbent employees holding positions having responsibility  
4 for administering energy conservation and efficiency and renewable resource  
5 programs under section 16.957 of the statutes, as determined by the secretary of  
6 administration, are transferred to the public service commission. The employees  
7 transferred under this subsection have all the rights and the same status under  
8 subchapter V of chapter 111 and chapter 230 of the statutes, as affected by this act,  
9 in the public service commission that they enjoyed in the department of  
10 administration immediately before the transfer. Notwithstanding section 230.28 (4)  
11 of the statutes, no employee so transferred who has attained permanent status in  
12 class is required to serve a probationary period.

13           (3) TREATMENT ALTERNATIVES AND DIVERSION GRANT. By December 1, 2007, the  
14 county that has the highest violent crime rate, as reported by the office of justice  
15 assistance, shall submit an application to the office of justice assistance for a grant  
16 under section 16.964 (12) (b) of the statutes. Upon approval of the county's grant  
17 application, the office of justice assistance shall from the appropriation under section  
18 20.505 (6) (b) of the statutes, as affected by this act, award \$375,000 to the county  
19 for the calendar year beginning January 1, 2008.

20           (4) ASSESS, INFORM, AND MEASURE GRANT.

21           (a) By December 1, 2007, the county that has the highest violent crime rate, as  
22 reported by the office of justice assistance, shall submit a plan to the office of justice  
23 assistance for conducting presentencing assessments for the purpose of providing  
24 courts information for sentencing decisions. The plan shall include all of the  
25 following components:

1           1. Identification of a target group of offenders from among persons who are  
2 convicted of a Class F, G, H, or I felony or a misdemeanor whom the county shall  
3 assess.

4           2. Assessment of persons in the target group to determine the risk that they  
5 will commit further crimes, their needs that are directly related to criminal behavior,  
6 the likelihood that they will respond positively to community-based treatment for  
7 the assessed needs, as well as an assessment of the availability of community-based  
8 treatment programs to serve the offenders.

9           3. Collection and dissemination of information relating to the accuracy of  
10 assessments performed, the value and usefulness of information contained in the  
11 assessment reports for purposes of making sentencing decisions, the effectiveness of  
12 community-based treatment programs in addressing the assessed needs of  
13 offenders, and the effect of the treatment programs with respect to recidivism.

14           4. Annual evaluation of the plan.

15           (b) Upon approval of a county plan submitted under paragraph (a), the office  
16 of justice assistance shall from the appropriation under section 20.505 (6) (b) of the  
17 statutes, as affected by this act, award the county \$500,000 for the calendar year  
18 beginning January 1, 2009, to perform presentencing assessments of offenders. At  
19 least 50 percent of the assessments performed by a county with funding provided  
20 under this subsection shall be of persons subject to sentencing in connection with a  
21 felony.

22           (5) YOUTH DIVERSION GRANT REDUCTIONS.

23           (a) Notwithstanding the amount specified under section 16.964 (8) (a) of the  
24 statutes, as affected by this act, the office of justice assistance in the department of  
25 administration shall reduce the amount of money allocated under section 16.964 (8)

1 (a) of the statutes, as affected by this act, by \$10,000 in each of fiscal years 2007–08  
2 and 2008–09.

3 (b) Notwithstanding the amounts specified under section 16.964 (8) (c) of the  
4 statutes, as affected by this act, the office of justice assistance in the department of  
5 administration shall reduce the amount of money allocated for each of the 4 contracts  
6 that are funded with moneys from the appropriation accounts under section 20.505  
7 (6) (d) of the statutes, as affected by this act, by \$3,000 in each of fiscal years 2007–08  
8 and 2008–09 and shall reduce the amount of money allocated for the contract that  
9 is funded only with moneys from the appropriation account under section 20.505 (6)  
10 (kj) of the statutes, as affected by this act, by \$3,100 in each of fiscal years 2007–08  
11 and 2008–09.

12 (6f) MOBILE DATA COMPUTERS FOR CITY OF FORT ATKINSON. From the appropriation  
13 account under section 20.505 (6) (p) of the statutes, the office of justice assistance in  
14 the department of administration shall provide to the city of Fort Atkinson a grant  
15 of \$61,400 in fiscal year 2007–08 to purchase mobile data computers for law  
16 enforcement vehicles.

17 (6L) FEDERAL BYRNE JUSTICE ASSISTANCE GRANT FUNDING FOR  
18 MULTIJURISDICTIONAL ENFORCEMENT GROUPS. For the 2007–08 and 2008–09 fiscal  
19 years, the department of administration shall allocate to multijurisdictional  
20 enforcement groups 44 percent of the federal Byrne Justice Assistance Grant awards  
21 appropriated under section 20.505 (6) (p) of the statutes.

22 (6Lj) FEDERAL BYRNE JUSTICE ASSISTANCE GRANT FUNDING FOR WISCONSIN CASA  
23 ASSOCIATION. In each of fiscal years 2007–08 and 2008–09, the office of justice  
24 assistance in the department of administration shall distribute \$150,000 of the  
25 federal Byrne Justice Assistance Grant awards appropriated under section 20.505

1 (6) (p) of the statutes to the Wisconsin CASA Association for the support, assistance,  
2 and development of court–appointed special advocate programs under section 48.07  
3 (5) of the statutes.

4 (7f) FUNDING FOR AN EMERGENCY GENERATOR FOR THE TOWN OF SUMNER. From the  
5 appropriation account under section 20.505 (6) (mb) of the statutes, the office of  
6 justice assistance in the department of administration shall provide a grant of  
7 \$10,000 in fiscal year 2007–08 to purchase an emergency generator for the town of  
8 Sumner in Jefferson County.

9 (7h) GRANT FOR JUVENILE CRIME PREVENTION. Beginning on January 1, 2008,  
10 from the appropriation account under section 20.505 (6) (p) of the statutes, the office  
11 of justice assistance in the department of administration shall provide a 3–year  
12 grant, totaling \$112,500 to the Cops–N–Kids Reading Program in the city of Racine.

13 (7k) INFORMATION TECHNOLOGY DEVELOPMENT ASSISTANCE TO ELECTIONS BOARD AND  
14 GOVERNMENT ACCOUNTABILITY BOARD. The department of administration shall:

15 (a) Assist the elections board, prior to its termination, or the government  
16 accountability board, thereafter, in the selection of a vendor to complete the board's  
17 database conversion project.

18 (b) Designate a staff person to provide to the elections board, prior to its  
19 termination, or the government accountability board, thereafter, quality assurance  
20 for information technology development work completed in connection with  
21 conversion of the board's campaign finance database.

22 (7t) YOUTH COURT COORDINATOR. From the appropriation account under section  
23 20.505 (6) (p) of the statutes, the office of justice assistance in the department of  
24 administration shall distribute \$58,000 in each of fiscal years 2007–08 and 2008–09

1 to an entity in Dane County for the employment of a full-time youth court  
2 coordinator to expand the number of youth courts in that county.

3 (8i) WRITTEN POLICIES FOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS. No  
4 later than January 1, 2008, the department of administration shall submit for review  
5 by the joint legislative audit committee and for approval by the joint committee on  
6 information policy and technology a preliminary draft of the policies required under  
7 section 16.971 (2) (Lg) 1. of the statutes, as created by this act.

8 (8j) RULES PERTAINING TO LARGE, HIGH-RISK INFORMATION TECHNOLOGY PROJECTS.  
9 The department of administration shall submit in proper form the rules required  
10 under section 16.973 (10) of the statutes, as created by this act, to the legislative  
11 council staff under section 227.15 (1) of the statutes no later than June 30, 2008.

12 (9q) INFORMATION TECHNOLOGY SERVER CONSOLIDATION STUDY AND SUPPLEMENTAL  
13 APPROPRIATION.

14 (a) The department of administration may not request the joint committee on  
15 finance to supplement, from the appropriation under section 20.865 (4) (g) of the  
16 statutes, the appropriation under section 20.505 (1) (kL) of the statutes, as affected  
17 by this act, for the purpose of continuing the consolidation of certain executive  
18 branch agency information technology functions until all of the following occur:

19 1. The department of administration completes, in consultation with other  
20 executive branch agencies, a study of the ongoing information technology server  
21 consolidation project which includes all of the following information:

22 a. A revised timeline for completion of server consolidation.

23 b. A revised analysis of the costs and benefits of proceeding with the server  
24 consolidation project, including a full-cost estimate which identifies the costs  
25 associated with leasing the existing space for the server consolidation project, any

1 costs or savings which could be realized by leasing less space for the server  
2 consolidation project were the project to be scaled back, the costs of moving the server  
3 consolidation project to an alternate location, and the cost of retaining independent  
4 servers at executive branch agencies.

5 2. The department of administration submits the consolidation study required  
6 under subdivision 1. for review by the joint committee on finance and the joint  
7 committee on information policy and technology or, if the joint committee on  
8 information policy and technology is not organized, the joint legislative audit  
9 committee.

10 (b) For the purpose under paragraph (a), the joint committee on finance may  
11 not supplement the appropriation under section 20.505 (1) (kL) of the statutes, as  
12 affected by this act, in fiscal year 2007–08, and may not supplement the  
13 appropriation under section 20.505 (1) (kL) of the statutes, as affected by this act, by  
14 more than \$2,352,800 in fiscal year 2008–09.

15 (10q) POSITION AUTHORIZATIONS; BOARD FOR PEOPLE WITH DEVELOPMENTAL  
16 DISABILITIES. There is authorized for the board for people with developmental  
17 disabilities 7.75 FTE FED positions to be funded from the appropriation under  
18 section 20.434 (1) (mc) of the statutes, as created by this act.

19 **SECTION 9103. Nonstatutory provisions; Agriculture, Trade and**  
20 **Consumer Protection.**

21 (1k) PRESCRIPTION DRUG COLLECTION GRANT RULES. Using the procedure under  
22 section 227.24 of the statutes, the department of agriculture, trade and consumer  
23 protection may promulgate a rule necessary to authorize grants for programs to  
24 collect unwanted prescription drugs under section 93.57 of the statutes, as affected  
25 by this act, for the period before the effective date of the permanent rule necessary



1 to authorize those grants, but not to exceed the period authorized under section  
2 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b),  
3 and (3) of the statutes, the department is not required to provide evidence that  
4 promulgating a rule under this subsection as an emergency rule is necessary for the  
5 preservation of the public peace, health, safety, or welfare and is not required to  
6 provide a finding of emergency for a rule promulgated under this subsection.

7 (2c) INTERNATIONAL CRANE FOUNDATION FUNDING. The department of  
8 agriculture, trade and consumer protection shall provide \$71,000 in fiscal year  
9 2007–08 and \$71,000 in fiscal year 2008–09 from the appropriation under section  
10 20.115 (7) (t) of the statutes, as created by this act, to the International Crane  
11 Foundation for costs associated with a sandhill crane crop depredation project if the  
12 International Crane Foundation provides funding for the project from other sources  
13 equal to at least 70 percent of the amount to be provided under this subsection.

14 (3i) EMERGENCY RULES FOR BUY LOCAL, BUY WISCONSIN PROGRAM. The department  
15 of agriculture, trade and consumer protection may promulgate emergency rules  
16 under section 227.24 of the statutes implementing section 93.48 of the statutes, as  
17 created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes,  
18 emergency rules promulgated under this subsection remain in effect until the first  
19 day of the 19th month beginning after the effective date of this subsection or the date  
20 on which permanent rules take effect, whichever is sooner. Notwithstanding section  
21 227.24 (1) (a) and (3) of the statutes, the department of agriculture, trade and  
22 consumer protection is not required to provide evidence that promulgating a rule  
23 under this subsection as an emergency rule is necessary for the preservation of public  
24 peace, health, safety, or welfare and is not required to provide a finding of emergency  
25 for a rule promulgated under this subsection.

1           (4u) GRANTS FOR SOYBEAN CRUSHING FACILITIES. During the 2007–09 fiscal  
2 biennium, the department of agriculture, trade and consumer protection shall make  
3 grants from the appropriation under section 20.115 (4) (qm) of the statutes, as  
4 created by this act, for the construction of soybean crushing facilities with the  
5 capacity to process more than 20,000,000 bushels of soybeans per year.

6           **SECTION 9104. Nonstatutory provisions; Arts Board.**

7           (1j) ONETIME GRANTS. From the appropriation account under section 20.215 (1)  
8 (fm) of the statutes, as created by this act, the arts board shall distribute grants as  
9 follows:

10           (a) *Lake Superior Big Top Chautauqua.* A grant of \$25,000 in fiscal year  
11 2007–08 to the Lake Superior Big Top Chautauqua performing arts center in the  
12 county of Bayfield.

13           (b) *Ko–Thi Dance Company.* A grant of \$10,000 in fiscal year 2007–08 to the  
14 Ko–Thi Dance Company in the city of Milwaukee.

15           (c) *African American Children’s Theater.* A grant of \$5,000 in fiscal year  
16 2007–08 to the African American Children’s Theater in the city of Milwaukee.

17           **SECTION 9105. Nonstatutory provisions; Building Commission.**

18           (1) 2007–09 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years  
19 beginning on July 1, 2007, and ending on June 30, 2009, the Authorized State  
20 Building Program is as follows:

21           (a) DEPARTMENT OF ADMINISTRATION

22           1. *Projects financed by existing general fund supported*  
23           *borrowing authority:*

24           Preservation and storage facility — Dane County                           \$    15,000,000

1	(Total project all funding sources \$25,000,000)	
2	2. <i>Projects financed by program revenue supported</i>	
3	<i>borrowing:</i>	
4	General Executive Facility 3 renovation —	5,304,000
5	Madison	
6	Preservation and storage facility — Dane County	10,000,000
7	(Total project all funding sources \$25,000,000)	
8	State Transportation Building replacement —	
9	Madison	50,000,000
10	3. <i>Agency totals:</i>	
11	Existing general fund supported borrowing	
12	authority	15,000,000
13	Program revenue supported borrowing	<u>65,304,000</u>
14	Total — All sources of funds	\$ 80,304,000
15	(b) DEPARTMENT OF CORRECTIONS	
16	1. <i>Projects financed by general fund supported</i>	
17	<i>borrowing:</i>	
18	Kettle Moraine Correctional Institution health	
19	services unit	\$ 4,831,700
20	Racine Correctional Institution food preparation	
21	building	5,424,800
22	2. <i>Agency totals:</i>	

1	General fund supported borrowing	<u>10,256,500</u>
2	Total — All sources of funds	\$ 10,256,500
3	(c) EDUCATIONAL COMMUNICATIONS BOARD	
4	1. <i>Projects financed by general fund supported</i>	
5	<i>borrowing:</i>	
6	WHHI–FM Tower replacement — Highland	\$ 1,023,400
7	2. <i>Agency totals:</i>	
8	General fund supported borrowing	<u>1,023,400</u>
9	Total — All sources of funds	\$ 1,023,400
10	(d) DEPARTMENT OF HEALTH AND FAMILY SERVICES	
11	1. <i>Projects financed by general fund supported</i>	
12	<i>borrowing:</i>	
13	Sand Ridge Secure Treatment Center 300–bed	
14	addition	\$ 34,000,000
15	Wisconsin Resource Center 45–bed female	
16	treatment unit	11,056,000
17	2. <i>Agency totals:</i>	
18	General fund supported borrowing	<u>45,056,000</u>
19	Total — All sources of funds	\$ 45,056,000
20	(e) DEPARTMENT OF MILITARY AFFAIRS	
21	1. <i>Projects financed by general fund supported</i>	
22	<i>borrowing:</i>	

1	Armed Forces Reserve Center replacement —	
2	Dane County	\$ 5,308,600
3	(Total project all funding sources \$38,308,600)	
4	<i>2. Projects financed by federal funds:</i>	
5	Aircraft maintenance hangar remodeling — West	
6	Bend	749,000
7	Armed Forces Reserve Center replacement —	
8	Dane County	33,000,000
9	(Total project all funding sources \$38,308,600)	
10	Motor vehicle storage buildings — Rice Lake and	
11	Wausau	1,500,000
12	<i>3. Agency totals:</i>	
13	General fund supported borrowing	5,308,600
14	Federal funds	<u>35,249,000</u>
15	Total — All sources of funds	\$ 40,557,600
16	(f) DEPARTMENT OF NATURAL RESOURCES	
17	<i>1. Projects financed by existing general fund supported</i>	
18	<i>borrowing authority — stewardship property</i>	
19	<i>development and local assistance funds:</i>	
20	Governor Thompson State Park initial	
21	development	\$ 3,524,900
22	Hank Aaron State Trail western extension	320,000

1	(Total project all funding sources \$1,600,000)	
2	Park entrance and visitor stations — Blue	
3	Mound, Council Grounds, and Wildcat	
4	Mountain state parks	2,345,100
5	<i>2. Projects financed by segregated fund supported</i>	
6	<i>borrowing:</i>	
7	Northern region co-headquarters — Spooner	4,494,600
8	Ranger station replacements — Plover, Prentice,	
9	and Tomah	4,122,700
10	Wild Rose State Fish Hatchery renovation —	
11	Phase 2.5	6,000,000
12	(Total project all funding sources \$9,000,000)	
13	Wilson Nursery expansion — Phase 2	644,900
14	<i>3. Projects financed by federal funds:</i>	
15	Hank Aaron State Trail western extension	1,280,000
16	(Total project all funding sources \$1,600,000)	
17	Wild Rose State Fish Hatchery renovation —	
18	Phase 2.5	3,000,000
19	(Total project all funding sources \$9,000,000)	
20	<i>4. Agency totals:</i>	

1	Existing general fund supported borrowing	
2	authority — stewardship property development	
3	and local assistance funds	6,190,000
4	Segregated fund supported borrowing	15,262,200
5	Federal funds	<u>4,280,000</u>
6	Total — All sources of funds	\$ 25,732,200
7	(h) STATE HISTORICAL SOCIETY	
8	1. <i>Projects financed by general fund supported</i>	
9	<i>borrowing:</i>	
10	Shelving for storage facility — Dane County	\$ 3,250,000
11	2. <i>Agency totals:</i>	
12	General fund supported borrowing	<u>3,250,000</u>
13	Total — All sources of funds	\$ 3,250,000
14	(i) DEPARTMENT OF TRANSPORTATION	
15	1. <i>Projects financed by general fund supported</i>	
16	<i>borrowing:</i>	
17	Division of State Patrol/Educational	
18	Communications Board gap filler towers —	
19	statewide	\$ 100,000
20	(Total project all funding sources \$2,398,900)	
21	2. <i>Projects financed by segregated fund supported</i>	
22	<i>borrowing:</i>	

1	Division of Motor Vehicles/Department of Natural	
2	Resources office renovation — Phase 2 —	
3	Wausau	250,000
4	(Total project all funding sources \$642,700)	
5	3. <i>Projects financed by segregated fund supported</i>	
6	<i>revenue borrowing:</i>	
7	Division of Motor Vehicles/Department of Natural	
8	Resources office renovation — Phase 2 —	
9	Wausau	392,700
10	(Total project all funding sources \$642,700)	
11	Division of Motor Vehicles service center	
12	remodeling — Eau Claire	559,700
13	Division of State Patrol/Educational	
14	Communications Board gap filler towers —	
15	statewide	1,798,900
16	(Total project all funding sources \$2,398,900)	
17	Division of State Patrol post remodeling — Fond	
18	du Lac	526,200
19	4. <i>Projects financed by existing segregated fund</i>	
20	<i>supported revenue borrowing authority:</i>	
21	Division of State Patrol/Educational	
22	Communications Board gap filler towers —	
23	statewide	500,000



1	(Total project all funding sources \$2,398,900)	
2	5. <i>Agency totals:</i>	
3	General fund supported borrowing	100,000
4	Segregated fund supported borrowing	250,000
5	Segregated fund supported revenue borrowing	3,277,500
6	Existing segregated fund supported revenue	
7	borrowing authority	<u>500,000</u>
8	Total — All sources of funds	\$ 4,127,500
9	(j) UNIVERSITY OF WISCONSIN SYSTEM	
10	1. <i>Projects financed by general fund supported</i>	
11	<i>borrowing:</i>	
12	Green Bay — Rose and Wood halls remodeling	\$ 6,734,000
13	La Crosse — Academic building	36,950,000
14	(Total project all funding sources \$44,000,000)	
15	Madison — School of Human Ecology addition	22,500,000
16	(Total project all funding sources \$47,950,000)	
17	Oshkosh — Academic building	45,946,000
18	(Total project all funding sources \$54,296,000)	
19	— Elmwood Center remodeling and	
20	addition or replacement	8,464,000
21	Parkside — Communications Arts Center	35,300,000
22	(Total project all funding sources \$37,376,000)	

1	Stout — Harvey Hall theater renovation	5,139,000
2	Superior — Academic building	24,143,000
3	(Total project all funding sources \$32,343,000)	
4	System — Classroom renovation/instructional	
5	technology	3,500,000
6	— Utility Improvements — Madison	19,889,000
7	(Total project all funding sources \$24,704,000)	
8	<i>2. Projects funded by existing general fund supported</i>	
9	<i>borrowing authority:</i>	
10	Stevens Point — Maintenance building	
11	remodeling and addition	2,122,000
12	— Military science building relocation	1,585,000
13	<i>3. Projects financed by program revenue supported</i>	
14	<i>borrowing:</i>	
15	Eau Claire — Davies Center addition and	
16	remodeling or replacement	31,406,600
17	(Total project all funding sources \$48,802,000)	
18	Extension — Lowell Hall guest room remodeling	
19	— Madison	3,600,000
20	La Crosse — Academic building	700,000
21	(Total project all funding sources \$44,000,000)	
22	Madison — Parking ramps 36 and 46 expansion	4,432,000

1	(Total project all funding sources \$7,132,000)	
2	— Chadbourne Residence Hall renova-	
3	tion — Phase 3 and Barnard Resi-	
4	dence Hall renovation	14,627,000
5	— School of Human Ecology addition	2,950,000
6	(Total project all funding sources \$47,950,000)	
7	— Union South replacement	85,700,000
8	(Total project all funding sources \$87,700,000)	
9	— Memorial Union theater wing reno-	
10	vation	40,500,000
11	(Total project all funding sources \$52,000,000)	
12	Oshkosh — Academic building	350,000
13	(Total project all funding sources \$54,296,000)	
14	— Suite style residence hall	34,000,000
15	Parkside — Suite style residence hall	17,740,000
16	Platteville — Williams Field House addition and	
17	remodeling	3,727,000
18	River Falls — George Fields South Forks	
19	Residence Hall addition	14,714,000
20	Stevens Point — Residence halls renovation	19,995,000
21	— Suite style residence hall	36,205,000
22	Stout — Price Commons 2nd floor renovation	2,429,000

1	(Total project all funding sources \$3,079,000)	
2	System — Utility Improvements — Madison	4,815,000
3	(Total project all funding sources \$24,704,000)	
4	Whitewater — Drumlin Dining Hall renovation	1,275,000
5	— Suite style residence hall	35,728,000
6	4. <i>Projects financed by existing program revenue</i>	
7	<i>supported borrowing authority:</i>	
8	Eau Claire — Davies Center addition and	
9	remodeling or replacement	8,510,400
10	(Total project all funding sources \$48,802,200)	
11	5. <i>Projects financed by program revenue:</i>	
12	Eau Claire — Davies Center addition and	
13	remodeling or replacement	8,885,000
14	(Total project all funding sources \$48,802,200)	
15	La Crosse — Stadium and fields	2,500,000
16	(Total project all funding sources \$14,612,000)	
17	Madison — Parking ramps 36 and 46 expansion	2,700,000
18	(Total project all funding sources \$7,132,000)	
19	Stout — Price Commons 2nd floor renovation	650,000
20	(Total project all funding sources \$3,079,000)	
21	6. <i>Projects financed by building trust funds:</i>	
22	La Crosse — Academic building	350,000

1	(Total project all funding sources \$44,000,000)	
2	Superior — Academic building	1,200,000
3	(Total project all funding sources \$32,343,000)	
4	<i>7. Projects financed by gifts, grants, and other receipts:</i>	
5	La Crosse — Academic building	6,000,000
6	(Total project all funding sources \$44,000,000)	
7	— Stadium and fields	12,112,000
8	(Total project all funding sources \$14,612,000)	
9	Madison — Music performance building	43,865,000
10	— School of Human Ecology addition	22,500,000
11	(Total project all funding sources \$47,950,000)	
12	— Union South replacement	2,000,000
13	(Total project all funding sources \$87,700,000)	
14	— Memorial Union theater wing reno-	
15	vation	11,500,000
16	(Total project all funding sources \$52,000,000)	
17	Oshkosh — Academic building	8,000,000
18	(Total project all funding sources \$54,296,000)	
19	— Softball stadium	500,000
20	Parkside — Communications Arts Center	2,076,000
21	(Total project all funding sources \$37,376,000)	
22	Superior — Academic building	7,000,000

1	(Total project all funding sources \$32,343,000)	
2	Whitewater — Multisport facility — Phase 3	3,474,000
3	8. <i>Agency totals:</i>	
4	General fund supported borrowing	208,565,000
5	Existing general fund supported borrowing	
6	authority	3,707,000
7	Program revenue supported borrowing	354,893,600
8	Existing program revenue supported borrowing	
9	authority	8,510,400
10	Program revenue	14,735,000
11	Building trust funds	1,550,000
12	Gifts, grants, and other receipts	<u>119,027,000</u>
13	Total — All sources of funds	\$ 710,988,000
14	(k) DEPARTMENT OF VETERANS AFFAIRS	
15	1. <i>Projects financed by program revenue supported</i>	
16	<i>borrowing:</i>	
17	Wisconsin Veterans Home at King — 45–bed	
18	assisted living facility	2,639,000
19	(Total project all funding sources \$7,540,000)	
20	2. <i>Projects financed by federal funds:</i>	
21	Wisconsin Veterans Home at King — 45–bed	
22	assisted living facility	4,901,000

1 (Total project all funding sources \$7,540,000)

2 3. *Agency totals:*

3 Program revenue supported borrowing 2,639,000

4 Federal funds 4,901,000

5 Total — All sources of funds \$ 7,540,000

6 (L) HMONG CULTURAL CENTER

7 1. *Projects financed by general fund supported*

8 *borrowing:*

9 Hmong cultural center construction or purchase

10 — Dane County \$ 2,000,000

11 (Total project all funding sources \$4,500,000)

12 2. *Projects financed by gifts, grants, and other receipts:*

13 Hmong cultural center construction or purchase

14 — Dane County 2,500,000

15 (Total project all funding sources \$4,500,000)

16 3. *Agency totals:*

17 General fund supported borrowing 2,000,000

18 Gifts, grants, and other receipts 2,500,000

19 Total — All sources of funds \$ 4,500,000

20 (m) MEDICAL COLLEGE OF WISCONSIN, INC.

21 1. *Projects financed by general fund supported*

22 *borrowing:*

1	Translational research program equipment	
2	acquisition — Wauwatosa	\$ 10,000,000
3	(Total project all funding sources \$12,000,000)	
4	2. <i>Projects financed by federal funds:</i>	
5	Translational research program equipment	
6	acquisition — Wauwatosa	2,000,000
7	(Total project all funding sources \$12,000,000)	
8	3. <i>Agency totals:</i>	
9	General fund supported borrowing	10,000,000
10	Federal funds	<u>2,000,000</u>
11	Total — All sources of funds	\$ 12,000,000
12	(mc) BOND HEALTH CENTER	
13	1. <i>Projects financed by general fund supported</i>	
14	<i>borrowing:</i>	
15	Bond Health Center expansion — Oconto	\$ 1,000,000
16	(Total project all funding sources \$3,000,000)	
17	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
18	Bond Health Center expansion — Oconto	3,000,000
19	(Total project all funding sources \$4,000,000)	
20	3. <i>Agency totals:</i>	
21	General fund supported borrowing	1,000,000
22	Gifts, grants, and other receipts	<u>3,000,000</u>



1	Total — All sources of funds	\$	4,000,000
2	(n) KENOSHA PUBLIC MUSEUMS		
3	1. <i>Projects financed by general fund supported</i>		
4	<i>borrowing:</i>		
5	Civil War exhibit	\$	500,000
6	(Total project all funding sources \$2,500,000)		
7	2. <i>Projects financed by gifts, grants, and other receipts:</i>		
8	Civil War exhibit		2,000,000
9	(Total project all funding sources \$2,500,000)		
10	3. <i>Agency totals:</i>		
11	General fund supported borrowing		500,000
12	Gifts, grants, and other receipts		<u>2,000,000</u>
13	Total — All sources of funds	\$	2,500,000
14	(o) ALL AGENCY PROJECT FUNDING		
15	1. <i>Projects financed by general fund supported</i>		
16	<i>borrowing:</i>		
17	Capital equipment acquisition	\$	5,000,000
18	(Total program all funding sources \$5,965,000)		
19	Facility maintenance and repair		68,000,000
20	(Total program all funding sources \$109,719,900)		
21	Health, safety, and environmental protection		9,000,000
22	(Total program all funding sources \$11,697,400)		

1	Land and property acquisition	3,500,000
2	(Total program all funding sources \$8,500,000)	
3	Preventive maintenance	2,000,000
4	(Total program all funding sources \$3,000,000)	
5	Programmatic remodeling and renovation	3,500,000
6	(Total program all funding sources \$12,980,500)	
7	Utilities repair and renovation	34,000,000
8	(Total program all funding sources \$49,052,000)	
9	<i>2. Projects financed by existing general fund supported</i>	
10	<i>borrowing authority — stewardship property</i>	
11	<i>development and local assistance funds:</i>	
12	Facilities maintenance and repair	721,900
13	(Total program all funding sources \$109,719,900)	
14	<i>3. Projects financed by program revenue supported</i>	
15	<i>borrowing:</i>	
16	Energy conservation	30,000,000
17	Facilities maintenance and repair	17,568,300
18	(Total program all funding sources \$109,719,900)	
19	Land and property acquisition	5,000,000
20	(Total program all funding sources \$8,500,000)	
21	Health, safety, and environmental protection	870,400
22	(Total program all funding sources \$11,697,400)	

1	Programmatic remodeling and renovation	4,922,000
2	(Total program all funding sources \$12,980,500)	
3	Utilities repair and renovation	2,957,300
4	(Total program all funding sources \$49,052,000)	
5	4. <i>Projects financed by segregated fund supported</i>	
6	<i>borrowing:</i>	
7	Facilities maintenance and repair	5,537,200
8	(Total program all funding sources \$109,719,900)	
9	5. <i>Projects financed by segregated fund supported</i>	
10	<i>revenue borrowing:</i>	
11	Facilities maintenance and repair	2,844,100
12	(Total program all funding sources \$109,719,900)	
13	6. <i>Projects financed by program revenue:</i>	
14	Capital equipment acquisition	290,000
15	(Total program all funding sources \$5,965,000)	
16	Facilities maintenance and repair	12,198,700
17	(Total program all funding sources \$109,719,900)	
18	Health, safety, and environmental protection	827,000
19	(Total program all funding sources \$11,697,400)	
20	Programmatic remodeling and renovation	1,084,500
21	(Total program all funding sources \$12,980,500)	
22	Preventive maintenance	1,000,000

1	(Total program all funding sources \$3,000,000)	
2	Utilities repair and renovation	11,644,700
3	(Total program all funding sources \$49,052,000)	
4	7. <i>Projects financed by segregated funds:</i>	
5	Facilities maintenance and repair	633,300
6	(Total program all funding sources \$109,719,900)	
7	8. <i>Building trust funds:</i>	
8	Health, safety, and environmental protection	1,000,000
9	(Total program all funding sources \$11,697,400)	
10	9. <i>Projects financed by gifts, grants, and other receipts:</i>	
11	Capital equipment acquisition	675,000
12	(Total program all funding sources \$5,965,000)	
13	Programmatic remodeling and renovation	3,432,000
14	(Total program all funding sources \$12,980,500)	
15	Utilities repair and renovation	350,000
16	(Total program all funding sources \$49,052,000)	
17	10. <i>Projects financed by federal funds:</i>	
18	Facilities maintenance and repair	2,216,400
19	(Total program all funding sources \$109,719,900)	
20	Programmatic remodeling and renovation	42,000
21	(Total program all funding sources \$12,980,500)	
22	Utilities repair and renovation	100,000

1	(Total program all funding sources \$49,052,000)	
2	11. <i>All agency totals:</i>	
3	General fund supported borrowing	125,000,000
4	Existing general fund supported borrowing	
5	authority — stewardship property development	
6	and local assistance funds	721,900
7	Program revenue supported borrowing	61,318,000
8	Segregated fund supported borrowing	5,537,200
9	Segregated fund supported revenue borrowing	2,844,100
10	Program revenue	27,044,900
11	Segregated funds	633,300
12	Building trust funds	1,000,000
13	Gifts, grants, and other receipts	4,457,000
14	Federal funds	<u>2,358,400</u>
15	Total — All sources of funds	\$ 230,914,800
16	(p) SUMMARY	
17	Total general fund supported borrowing	\$ 412,309,500
18	Total existing general fund supported borrowing	
19	authority	18,707,000
20	Total existing general fund supported borrowing	
21	authority — stewardship property development	
22	and local assistance funds	6,911,900

1	Total program revenue supported borrowing	484,154,600
2	Total existing program revenue supported	
3	borrowing authority	8,510,400
4	Total segregated fund supported borrowing	21,049,400
5	Total segregated fund supported revenue	
6	borrowing	6,121,600
7	Total existing segregated fund supported revenue	
8	borrowing authority	500,000
9	Total program revenue	41,779,900
10	Total segregated funds	633,300
11	Total building trust funds	2,550,000
12	Total gifts, grants, and other receipts	130,984,000
13	Total federal funds	<u>48,788,400</u>
14	Total — All sources of funds	\$ 1,183,000,000

15           (2) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing  
16 authority enumerated under subsection (1), the building and financing authority  
17 enumerated under the previous state building program is continued in the 2007–09  
18 fiscal biennium.

19           (3) LOANS. During the 2007–09 fiscal biennium, the building commission may  
20 make loans from general fund supported borrowing or the building trust fund to state  
21 agencies, as defined in section 20.001 (1) of the statutes, for projects that are to be  
22 utilized for programs not funded by general purpose revenue and that are authorized  
23 under subsection (1).

1           (4) PROJECT CONTINGENCY FUNDING RESERVE.

2           (a) During the 2007–09 fiscal biennium, the building commission may allocate  
3 moneys from the appropriation under section 20.866 (2) (yg) of the statutes for  
4 contingency expenses in connection with any project in the Authorized State  
5 Building Program.

6           (b) During the 2007–09 fiscal biennium, the building commission may allocate  
7 moneys from the appropriation under section 20.866 (2) (ym) of the statutes for  
8 capital equipment acquisition in connection with any project in the Authorized State  
9 Building Program.

10           (5i) HMONG CULTURAL CENTERS. Notwithstanding section 13.48 (36) (b) of the  
11 statutes, as created by this act, the building commission shall not make any grant  
12 to an organization for purchase or construction of a Hmong cultural center under  
13 section 13.48 (36) of the statutes, as created by this act, unless the department of  
14 administration has reviewed and approved plans for the center. Notwithstanding  
15 sections 16.85 (1) and 16.855 (1) of the statutes, the department of administration  
16 shall not supervise any services or work or let any contract for any such cultural  
17 center. Section 16.87 of the statutes does not apply to any such center.

18           (6i) CIVIL WAR EXHIBIT AT THE KENOSHA PUBLIC MUSEUMS. Notwithstanding  
19 section 13.48 (38) (b) of the statutes, as created by this act, the building commission  
20 shall not make a grant to the Kenosha Public Museums for construction of a Civil  
21 War exhibit project, as enumerated in subsection (1) (n), under section 13.48 (38) of  
22 the statutes, as created by this act, unless the department of administration has  
23 reviewed and approved plans for the project. Notwithstanding sections 16.85 (1) and  
24 16.855 (1) of the statutes, the department of administration shall not supervise any

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

3 (7) SAND RIDGE SECURE TREATMENT CENTER 300–BED ADDITION. Notwithstanding  
4 section 18.04 (1) and (2) of the statutes, of the public debt authorized for the Sand  
5 Ridge Secure treatment Center 300–bed addition, as enumerated in subsection (1)  
6 (d) 1., \$12,500,000 in public debt may not be contracted until after June 30, 2009.

7 (7j) BOND HEALTH CENTER. Notwithstanding section 13.48 (36p) (b) of the  
8 statutes, as created by this act, the building commission shall not make a grant to  
9 the Bond Health Center for construction costs related to hospital expansion, as  
10 enumerated in subsection (1) (mc), under section 13.48 (36p) of the statutes, as  
11 created by this act, unless the department of administration has reviewed and  
12 approved plans for the project. Notwithstanding sections 16.85 (1) and 16.855 (1) of  
13 the statutes, the department of administration shall not supervise any services or  
14 work or let any contract for the project. Section 16.87 of the statutes does not apply  
15 to the project.

16 (8) SCHOOL OF HUMAN ECOLOGY. Notwithstanding section 18.04 (1) and (2) of the  
17 statutes, of the public debt authorized for the School of Human Ecology at Madison,  
18 as enumerated in subsection (1) (j) 1., \$22,500,000 in public debt may not be  
19 contracted until after June 30, 2011.

20 (9) UNIVERSITY OF WISCONSIN SYSTEM; MISCELLANEOUS PROJECTS.  
21 Notwithstanding section 18.04 (1) and (2) of the statutes, of the public debt  
22 authorized for projects at La Crosse, Oshkosh, Parkside, and Superior, as  
23 enumerated in subsection (1) (j) 1., \$69,139,000 in public debt may not be contracted  
24 until after June 30, 2009.



1           (9p) 2001–03 STATE BUILDING PROGRAM DELETIONS. In 2001 Wisconsin Act 16,  
2 section 9107 (1) (p), under projects financed by general fund supported borrowing,  
3 the 2001–03 state building program project identified as Discovery Place museum  
4 — Racine is deleted and the appropriate totals are decreased accordingly.

5           (9t) 2005–07 STATE BUILDING PROGRAM DELETIONS. In 2005 Wisconsin Act 25,  
6 section 9105 (1) (h) 3., under projects financed by program revenue supported  
7 borrowing for the University of Wisconsin–Platteville, the 2005–07 state building  
8 program project identified as Purchase and remodeling of buildings at 300 W.  
9 Highway 151 and 825 Chestnut Street (housing) is deleted and the appropriate totals  
10 are decreased accordingly.

11           **SECTION 9107. Nonstatutory provisions; Circuit Courts.**

12           (1j) CIRCUIT JUDGE ELECTION. The initial election for circuit judge for branch 8  
13 of the circuit court for Kenosha County shall be at the spring election of 2008 for  
14 terms commencing August 1, 2009, and ending July 31, 2015.

15           (1k) CIRCUIT JUDGE POSITION. The authorized FTE positions for the circuit courts  
16 are increased by 1.0 GPR circuit judge position on August 1, 2009, to be funded from  
17 the appropriation under section 20.625 (1) (a) of the statutes, to provide an additional  
18 circuit court judge for the circuit court branch created by section 753.06 (2) (a) of the  
19 statutes, as affected by this act.

20           (1L) COURT REPORTER POSITION. The authorized FTE positions for the circuit  
21 courts are increased by 1.0 GPR court reporter position on August 1, 2009, to be  
22 funded from the appropriation under section 20.625 (1) (a) of the statutes, to provide  
23 one court reporter for the circuit court branch created by section 753.06 (2) (a) of the  
24 statutes, as affected by this act.

1           (3g) CIRCUIT COURT BRANCH IN JUNEAU COUNTY. The initial election for circuit  
2 judge for branch 2 of the circuit court for Juneau County shall be at the spring  
3 election of 2008 for terms commencing August 1, 2008, and ending July 31, 2014.

4           (3h) CIRCUIT COURT BRANCH IN JUNEAU COUNTY.

5           (a) The authorized FTE positions for the circuit courts are increased by 1.0 GPR  
6 circuit judge position on June 30, 2008, to be funded from the appropriation under  
7 section 20.625 (1) (a) of the statutes, to provide an additional circuit court judge for  
8 the circuit court branch created by section 753.06 (6) (e) of the statutes, as affected  
9 by this act.

10          (b) The authorized FTE positions for the circuit courts are increased by 1.0 GPR  
11 court reporter position on June 30, 2008, to be funded from the appropriation under  
12 section 20.625 (1) (a) of the statutes, to provide one court reporter for the circuit court  
13 branch created by section 753.06 (6) (e) of the statutes, as affected by this act.

14           **SECTION 9108. Nonstatutory provisions; Commerce.**

15          (1) BUDGET INFORMATION; SURPLUS TRANSFER. Notwithstanding section 16.42 (1)  
16 (e) of the statutes, in submitting information under section 16.42 of the statutes for  
17 the purposes of the 2009–11 biennial budget bill, the department of commerce shall  
18 submit a dollar amount for the appropriation under section 20.143 (2) (b) of the  
19 statutes as though the amount appropriated to the department of commerce in fiscal  
20 year 2008–09 under section 20.143 (2) (b) of the statutes is \$2,000,000.

21          (2c) CONSTRUCTION CAREER ACADEMY GRANT PROGRAM RULES. The department of  
22 commerce shall submit in proposed form the rules required under section 101.31 (6)  
23 of the statutes, as created by this act, to the legislative council staff under section  
24 227.15 (1) of the statutes no later than December 31, 2007.

1           (3d) CREX MEADOWS YOUTH CONSERVATION CAMP GRANT. The department of  
2 commerce shall award a grant of \$80,000 in the 2007–09 fiscal biennium from the  
3 appropriation under section 20.143 (3) (km) of the statutes, as created by this act, for  
4 the Crex Meadows youth conservation camp. The recipient of the grant shall provide  
5 \$20,000 in matching funds for the grant. The department of commerce shall disburse  
6 \$40,000 of the grant funds to the recipient when the recipient demonstrates that it  
7 has contributed \$10,000 in matching funds. The department of commerce shall  
8 disburse the remaining \$40,000 of the grant funds to the recipient when the recipient  
9 demonstrates that it has contributed an additional \$10,000 in matching funds.

10           (4t) RENEWABLE ENERGY GRANTS AND LOANS; POSITION AUTHORIZATION. The  
11 authorized FTE positions for the department of commerce are increased by 1.0 SEG  
12 position on the effective date of this subsection, to be funded from the appropriation  
13 under s. 20.143 (1) (um) of the statutes, as created by this act, for the purpose of  
14 administering the renewable energy grant and loan program under s. 560.126 of the  
15 statutes, as created by this act.

16           (4u) GRANT TO NANORITE FACILITY. Notwithstanding section 560.61 of the  
17 statutes, as affected by this act, the department of commerce shall make grants  
18 totaling \$160,000 in the 2007–09 fiscal biennium from the appropriation account  
19 under section 20.143 (1) (c) of the statutes, as affected by the acts of 2007, to the  
20 NanoRite facility at Chippewa Valley Technical College. The department of  
21 commerce shall enter into an agreement with the NanoRite facility that specifies the  
22 uses for the grant proceeds and reporting and auditing requirements.

23           (4v) GRANT FOR PULP AND PAPER MILL. Notwithstanding section 560.126 of the  
24 statutes, as created by this act, the department of commerce shall award grants  
25 totaling not more than \$5,000,000 from the appropriation under section 20.143 (1)

1 (tm) of the statutes, as created by this act, to a paper mill in this state to emerge from  
2 bankruptcy, if all of the following apply:

3 (a) The grant recipient submits a plan to the department of commerce  
4 specifying the proposed use of the grant and the secretary of commerce approves the  
5 plan.

6 (b) The department enters into a written agreement with the grant recipient  
7 that specifies the conditions for the use of the grant, including reporting and auditing  
8 requirements.

9 (c) The grant recipient agrees in writing to submit to the department, within  
10 6 months after spending the grant proceeds, a report detailing how the grant  
11 proceeds were spent.

12 (5i) GRANT TO CITY OF OSHKOSH. In the 2007–09 fiscal biennium, the department  
13 of commerce shall make a grant of \$25,000 from the appropriation account under  
14 section 20.143 (2) (gm) of the statutes, as created by this act, to the city of Oshkosh,  
15 for neighborhood improvement and stabilization. The department of commerce shall  
16 enter into an agreement with the city of Oshkosh that specifies the uses for the grant  
17 proceeds and reporting and auditing requirements.

18 (5x) LOANS FOR PULP AND PAPER MILL. Notwithstanding section 560.61 of the  
19 statutes, as affected by this act, the department of commerce shall make 2 loans, each  
20 in an amount not to exceed \$1,000,000, in the 2007–09 fiscal biennium from the  
21 appropriation account under section 20.143 (1) (ie) of the statutes, as affected by this  
22 act, to a paper mill in this state to emerge from bankruptcy. The department of  
23 commerce shall enter into an agreement with the recipient of the loan under this  
24 subsection that specifies the uses for the loan proceeds and reporting and auditing  
25 requirements.

1           (6c) GRANT TO CITY OF GREEN BAY. Notwithstanding section 560.61 of the  
2 statutes, as affected by this act, the department of commerce shall make a grant of  
3 \$2,800,000 in the 2007–09 fiscal biennium to the city of Green Bay from the  
4 appropriation account under section 20.143 (1) (c) of the statutes, as affected by this  
5 act, for the Fox River Boardwalk. The department of commerce shall enter into an  
6 agreement with the city that specifies the uses for the grant proceeds and reporting  
7 and auditing requirements.

8           (7c) GRANT TO CITY OF MONDOVI. Notwithstanding section 560.61 of the statutes,  
9 as affected by this act, the department of commerce shall make a grant of \$25,000  
10 in the 2007–09 fiscal biennium to the city of Mondovi from the appropriation account  
11 under section 20.143 (1) (c) of the statutes, as affected by this act, for a youth center.  
12 The department of commerce shall enter into an agreement with the city that  
13 specifies the uses for the grant proceeds and reporting and auditing requirements.

14           (7f) GRANT FOR UNION TRAINING PROGRAM. Notwithstanding section 560.61 of the  
15 statutes, as affected by this act, the department of commerce shall make a grant from  
16 the appropriation account under section 20.143 (1) (c) of the statutes, as affected by  
17 the acts of 2007, of \$125,000 in fiscal 2007–08 and a grant of \$125,000 in fiscal  
18 2008–09, to the Painters and Allied Trades District Council 7 for a training program.  
19 The department of commerce shall enter into an agreement with the Painters and  
20 Allied Trades District Council 7 that specifies the uses for the grant proceeds and  
21 reporting and auditing requirements.

22           (8c) GRANT TO CITY OF STEVENS POINT. Notwithstanding section 560.61 of the  
23 statutes, as affected by this act, the department of commerce shall make a grant of  
24 \$15,400 in the 2007–08 fiscal year to the city of Stevens Point from the appropriation  
25 account under section 20.143 (1) (c) of the statutes, as affected by this act, for

1 economic development. The department of commerce shall enter into an agreement  
2 with the city that specifies the uses for the grant proceeds and reporting and auditing  
3 requirements.

4 (8i) GRANT TO CITY OF EAU CLAIRE. Notwithstanding section 560.61 of the  
5 statutes, as affected by this act, the department of commerce shall make a grant of  
6 \$50,000 in the 2007–09 fiscal biennium from the appropriation account under  
7 section 20.143 (1) (c) of the statutes, as affected by this act, to the city of Eau Claire  
8 for the renovation of Hobbs Ice Arena. The department of commerce shall enter into  
9 an agreement with the city of Eau Claire that specifies the uses for the grant proceeds  
10 and reporting and auditing requirements.

11 (9i) GRANT TO VILLAGE OF ASHWAUBENON. Notwithstanding section 560.61 of the  
12 statutes, as affected by this act, the department of commerce shall make a grant of  
13 \$50,000 in the 2007–09 fiscal biennium from the appropriation account under  
14 section 20.143 (1) (c) of the statutes, as affected by this act, to the village of  
15 Ashwaubenon for the construction and maintenance of Cornerstone Ice Arena. The  
16 department of commerce shall enter into an agreement with the village of  
17 Ashwaubenon that specifies the uses for the grant proceeds and reporting and  
18 auditing requirements.

19 (10q) GRANTS FOR MANUFACTURING DEVALUATION PROPERTY TAX LOSSES.  
20 Notwithstanding section 560.61 of the statutes, as affected by this act, the  
21 department of commerce shall award grants in the 2007–08 fiscal year from the  
22 appropriation account under section 20.143 (1) (c) of the statutes, as affected by this  
23 act, to municipalities that have experienced manufacturing devaluation property  
24 tax loss in the counties of Wood, Adams, and Portage. The total amount of all grants  
25 awarded under this subsection may not exceed \$360,000. The department shall enter

1 into an agreement with each municipality that specifies the uses for the grant  
2 proceeds and reporting and auditing requirements.

3 **SECTION 9109. Nonstatutory provisions; Corrections.**

4 (1) YOUTH DIVERSION PROGRAM TRANSFER.

5 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
6 liabilities of the department of corrections that are primarily related to the youth  
7 diversion from gang activities program under section 301.265, 2005 stats., as  
8 determined by the secretary of administration, shall become the assets and liabilities  
9 of the department of administration.

10 (b) *Positions and employees.* On the effective date of this paragraph, all  
11 positions and all incumbent employees holding those positions in the department of  
12 corrections performing duties that are primarily related to the youth division from  
13 gang activities program under section 301.265, 2005 stats., as determined by the  
14 secretary of administration, are transferred to the department of administration.

15 (c) *Employee status.* Employees transferred under paragraph (b) have all the  
16 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
17 statutes, as affected by this act, in the department of administration that they  
18 enjoyed in the department of corrections immediately before the transfer.  
19 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
20 has attained permanent status in class is required to serve a probationary period.

21 (d) *Tangible personal property.* On the effective date of this paragraph, all  
22 tangible personal property, including records, of the department of corrections that  
23 is primarily related to the youth diversion from gang activities program under  
24 section 301.265, 2005 stats., as determined by the secretary of administration, is  
25 transferred to the department of administration.

1           (e) *Pending matters.* Any matter pending with the department of corrections  
2 on the effective date of this paragraph that is primarily related to the youth diversion  
3 from gang activities program under section 301.265, 2005 stats., as determined by  
4 the secretary of administration, is transferred to the department of administration.  
5 All materials submitted to or actions taken by the department of corrections with  
6 respect to the pending matter are considered as having been submitted to or taken  
7 by the department of administration.

8           (f) *Contracts.* All contracts entered into by the department of corrections in  
9 effect on the effective date of this paragraph that are primarily related to the youth  
10 diversion from gang activities program under section 301.265, 2005 stats., as  
11 determined by the secretary of administration, remain in effect and are transferred  
12 to the department of administration. The department of administration shall carry  
13 out any obligations under those contracts unless modified or rescinded by the  
14 department of administration to the extent allowed under the contract.

15           (g) *Rules and orders.* All rules promulgated by the department of corrections  
16 in effect on the effective date of this paragraph that are primarily related to the youth  
17 diversion from gang activities program under section 301.265, 2005 stats., remain  
18 in effect until their specified expiration dates or until amended or repealed by the  
19 department of administration. All orders issued by the department of corrections in  
20 effect on the effective date of this paragraph that are primarily related to the youth  
21 diversion from gang activities program under section 301.265, 2005 stats., remain  
22 in effect until their specified expiration dates or until modified or rescinded by the  
23 department of administration.

24           (1f) EFFECTS OF ADULT CRIMINAL JURISDICTION ON 17-YEAR-OLDS. By March 31,  
25 2008, the department of corrections shall submit to the legislative audit bureau a



1 response to the 2007 legislative audit bureau report regarding the effects of adult  
2 criminal jurisdiction on 17–year–olds. The legislative audit bureau shall file a copy  
3 of the response under this subsection with the distributees specified in section 13.94  
4 (1) (b) of the statutes.

5 (2) FUNDING FOR CERTAIN COMMUNITY REINTEGRATION SERVICES. From the  
6 appropriation under section 20.410 (1) (d) of the statutes, the department of  
7 corrections shall provide \$500,000 during the 2007–08 fiscal year and \$500,000  
8 during the 2008–09 fiscal year to New Hope Project, Inc., for transitional  
9 employment services.

10 (2k) TREATMENT ALTERNATIVES AND DIVERSION PROGRAM. By May 1, 2008, the  
11 department of corrections shall submit a report to the joint committee on finance on  
12 the impact of the program administered under s. 16.964 (12) of the statutes on the  
13 department of correction’s 2009–11 biennial budget. The department of corrections  
14 shall evaluate the impact of increased community treatment and diversion programs  
15 for nonviolent offenders on the department’s institutional and community  
16 corrections population, and on the department’s costs of operation.

17 (3j) REPORT ON OVERCROWDING IN THE PRAIRIE DU CHIEN CORRECTIONAL  
18 INSTITUTION. The department of corrections shall evaluate the current capacity and  
19 usage of the segregation unit at the Prairie du Chien Correctional Institution and  
20 shall, by July 1, 2008, submit a report to the joint committee on finance that includes  
21 its findings and addresses the issue of overcrowding in the segregation unit.

22 **SECTION 9111. Nonstatutory provisions; District Attorneys.**

23 (1L) PROSECUTION OF DRUG CRIMES; MILWAUKEE COUNTY. From the appropriation  
24 account under section 20.505 (6) (p) of the statutes, the department of  
25 administration, and from the appropriation account under section 20.455 (2) (kp) of

1 the statutes, the department of justice, shall expend \$143,000 in fiscal year 2007–08  
2 and \$157,600 in fiscal year 2008–09 to provide the multijurisdictional enforcement  
3 group serving Milwaukee County with funding for 2.0 assistant district attorney  
4 positions to prosecute criminal violations of chapter 961 of the statutes. The  
5 department of administration shall determine the amounts to be expended from each  
6 appropriation account for each fiscal year.

7 (2L) PROSECUTION OF DRUG CRIMES; DANE COUNTY. From the appropriation  
8 account under section 20.505 (6) (p) of the statutes, the department of  
9 administration, and from the appropriation account under section 20.455 (2) (kp) of  
10 the statutes, the department of justice, shall expend \$60,000 in fiscal year 2007–08  
11 and \$65,900 in fiscal year 2008–09 to provide the multijurisdictional enforcement  
12 group serving Dane County with funding for 0.75 assistant district attorney position  
13 to prosecute criminal violations of chapter 961 of the statutes. The department of  
14 administration shall determine the amounts to be expended from each appropriation  
15 account for each fiscal year.

16 (3L) PROSECUTION OF DRUG CRIMES; ST. CROIX COUNTY. From the appropriation  
17 account under section 20.455 (2) (kp) of the statutes the department of justice shall  
18 expend \$84,500 in fiscal year 2007–08 and \$94,600 in fiscal year 2008–09 to provide  
19 the multijurisdictional enforcement group serving St. Croix County with funding for  
20 1.0 assistant district attorney position to prosecute criminal violations of chapter 961  
21 of the statutes.

22 (4q) DISTRICT ATTORNEY POSITION; ST. CROIX COUNTY. From the appropriation  
23 account under section 20.505 (6) (p) of the statutes, the office of justice assistance in  
24 the department of administration shall expend \$32,400 in fiscal year 2007–08 and

1       \$64,800 in fiscal year 2008–09 to fund 1.0 assistant district attorney position in St.  
2       Croix County.

3           (4r) DISTRICT ATTORNEY POSITION; CHIPPEWA COUNTY. From the appropriation  
4       account under section 20.505 (6) (p) of the statutes, the office of justice assistance in  
5       the department of administration shall expend \$16,700 in fiscal year 2007–08 and  
6       \$16,700 in fiscal year 2008–09 to fund 0.25 assistant district attorney position in  
7       Chippewa County.

8           **SECTION 9114. Nonstatutory provisions; Employee Trust Funds.**

9           (1c) REENGINEERING INFORMATION TECHNOLOGY SYSTEMS.

10          (a) The department of employee trust funds shall provide to the joint committee  
11       on finance copies of all materials submitted to the department of administration that  
12       relate to the release of moneys from unallotted reserve, during the 2007–09 fiscal  
13       biennium, for reengineering information technology systems of the department of  
14       employee trust funds.

15          (b) The joint committee on finance may supplement, from the appropriation  
16       under section 20.865 (4) (u) of the statutes, the appropriation under section 20.515  
17       (1) (t) of the statutes for the purpose of implementing a redesigned lump–sum  
18       payment system if all of the following occur:

19           1. The department of employee trust funds submits a report to the joint  
20       committee on finance on its plan to implement the redesigned lump–sum payment  
21       system. The report shall specify how the plan conforms to information technology  
22       projects planning and monitoring standards developed by the department of  
23       administration and submitted to the joint legislative audit committee in response to  
24       legislative audit bureau report 07–5, entitled “Information Technology Projects.”

1           2. The department of employee trust funds submits a request to the joint  
2 committee on finance to supplement the appropriation under section 20.515 (1) (t)  
3 of the statutes for implementation of a redesigned lump-sum payment system.

4           3. The cochairpersons of the joint committee on finance do not notify the  
5 department of employee trust funds that the committee has scheduled a meeting for  
6 the purpose of reviewing the request within 14 working days after the date of the  
7 receipt of the request. If, within 14 working days after the date of the receipt of the  
8 request, however, the cochairpersons of the committee notify the department of  
9 employee trust funds that the committee has scheduled a meeting for the purpose  
10 of reviewing the proposed supplement, the supplement may occur only upon  
11 approval of the committee.

12           (c) During the 2007–09 fiscal biennium, the department of employee trust  
13 funds shall submit a report to the joint committee on finance on its plan for  
14 implementing an integrated health insurance enrollment, eligibility, and processing  
15 system. The report shall specify all of the following:

16           1. The costs for each fiscal year in which implementation work is to be  
17 performed, including specifically potential costs for the 2009–11 fiscal biennium.

18           2. How the implementation plan conforms to information technology projects  
19 planning and monitoring standards developed by the department of administration  
20 and submitted to the joint legislative audit committee in response to legislative audit  
21 bureau report 07–5, entitled “Information Technology Projects.”

22           3. How the internal resources of the department of employee trust funds will  
23 be used in the implementation work of the integrated health insurance enrollment,  
24 eligibility, and processing system and in the implementation work associated with

1 the lump–sum payment system to ensure timely and successful completion of both  
2 projects.

3 (2w) PAYMENT OF HEALTH INSURANCE PREMIUMS FOR EMPLOYEES OF THE HEALTH  
4 INSURANCE RISK–SHARING PLAN AUTHORITY. Notwithstanding section 40.05 (4) (a) 2.  
5 of the statutes, as affected by this act, for an insured employee, as defined in section  
6 40.02 (39) of the statutes, who is employed by the Health Insurance Risk–Sharing  
7 Plan Authority on the effective date of this subsection, the employer shall pay  
8 required employer contributions toward the health insurance premium beginning on  
9 the date on which the employee becomes insured.

10 **SECTION 9118m. Nonstatutory provisions; Government Accountability**  
11 **Board.**

12 (1k) REPORTS ON PROPOSED PER DIEM PAYMENTS. The government accountability  
13 board shall report to the cochairpersons of the joint committee on finance in fiscal  
14 year 2007–08 and in fiscal year 2008–09 concerning the need for funding of the  
15 board’s proposed per diem payments to board members and to the chairperson of the  
16 board or the chairperson’s designee in that fiscal year.

17 (1u) USE OF APPROPRIATIONS TO GOVERNMENT ACCOUNTABILITY BOARD; DEPOSIT AND  
18 CREDITING OF REVENUES. Notwithstanding section 20.511 of the statutes, as affected  
19 by this act, if the elections board and the ethics board remain constituted and vested  
20 with authority on the effective date of this subsection, the elections board and the  
21 ethics board may, for so long as the boards remain so constituted and vested,  
22 encumber or expend moneys from any appropriation made to the government  
23 accountability board for the 2007–09 fiscal biennium, consistently with the purposes  
24 of that appropriation. The elections board and the ethics board, for so long as the  
25 boards remain constituted and vested with authority, shall deposit into the

1 appropriate fund or credit to the appropriate appropriation account for any  
2 appropriation made to the government accountability board all revenues received by  
3 the respective boards, consistently with the purposes for which those revenues are  
4 directed by law to be deposited or credited by the government accountability board.  
5 However, neither board may encumber or expend moneys under this subsection in  
6 an amount greater than the amount that would be authorized for a state agency  
7 under section 20.002 (1) of the statutes, as determined by the department of  
8 administration, during a fiscal year for which the biennial budget has not been  
9 enacted at the time that an encumbrance or expenditure is made.

10 **SECTION 9121. Nonstatutory provisions; Health and Family Services.**

11 (1) BED ASSESSMENT FOR INTERMEDIATE CARE FACILITIES FOR THE MENTALLY  
12 RETARDED. Notwithstanding section 50.14 (2m) of the statutes, as created by this act,  
13 the department of health and family services is not required to calculate the amount  
14 of the bed assessment for intermediate care facilities for the mentally retarded under  
15 section 50.14 (2) (bm) of the statutes, as created by this act, for state fiscal year  
16 2007–08 until October 1, 2007, or the first day of the 3rd month beginning after the  
17 effective date of this subsection, whichever is later.

18 (1t) INDIAN CHILD HIGH-COST OUT-OF-HOME CARE PLACEMENT FUNDING. From the  
19 appropriation account under section 20.435 (3) (kz) of the statutes, in fiscal year  
20 2007–08 the department of health and family services may expend not more than  
21 \$500,000 in moneys transferred from the appropriation account under section 20.505  
22 (8) (hm) 21. of the statutes, as created by this act, for unexpected or unusually  
23 high-cost out-of-home care placements of Indian children by tribal courts.

24 (5) TRANSFER TO THE DEPARTMENT OF CHILDREN AND FAMILIES.

1           (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
2 liabilities of the department of health and family services that are primarily related  
3 to the functions of the division of children and family services in that department,  
4 to the child abuse and neglect prevention program under section 46.515, 2005 stats.,  
5 to the food distribution and hunger prevention programs under section 46.75, 2005  
6 stats., section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state  
7 supplemental food program under section 253.06, 2005 stats., as determined by the  
8 secretary of administration, shall become the assets and liabilities of the department  
9 of children and families.

10           (b) *Employee transfers.*

11           1. The classified positions, and incumbent employees holding positions, in the  
12 department of health and family services relating primarily to the functions of the  
13 division of children and family services in that department, to the child abuse and  
14 neglect prevention program under section 46.515, 2005 stats., to the food  
15 distribution and hunger prevention programs under section 46.75, 2005 stats.,  
16 section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state  
17 supplemental food program under section 253.06, 2005 stats., as determined by the  
18 secretary of administration, are transferred to the department of children and  
19 families.

20           2. The classified positions, and incumbent employees holding positions, in the  
21 department of health and family services relating primarily to general  
22 administration and program support that the secretary of administration  
23 determines should be transferred to the department of children and families are  
24 transferred to that department. Upon determination of these employees, the  
25 secretary of health and family services shall, by January 1, 2008, and in conjunction

1 with the secretary of workforce development, submit a plan to the secretary of  
2 administration requesting the transfer of moneys between the general purpose  
3 revenue appropriations for the departments of health and family services and  
4 workforce development and the department of children and families, between the  
5 program revenue appropriations for the departments of health and family services  
6 and workforce development and the department of children and families, between  
7 the program revenue–service appropriations for the departments of health and  
8 family services and workforce development and the department of children and  
9 families, between the appropriations of given segregated funds for the departments  
10 of health and family services and workforce development and the department of  
11 children and families, and between the federal revenue appropriations for the  
12 departments of health and family services and workforce development and the  
13 department of children and families, if necessary to adjust previously allocated costs  
14 in accordance with the transfer of personnel.

15 (c) *Employee status.* Employees transferred under paragraph (b) shall have the  
16 same rights and status under subchapter V of chapter 111 and chapter 230 of the  
17 statutes, as affected by this act, in the department of children and families that they  
18 enjoyed in the department of health and family services immediately before the  
19 transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so  
20 transferred who has attained permanent status in class is required to serve a  
21 probationary period.

22 (d) *Tangible personal property.* On the effective date of this paragraph, all  
23 tangible personal property, including records, of the department of health and family  
24 services that is primarily related to the functions of the division of children and  
25 family services in that department, to the child abuse and neglect prevention



1 program under section 46.515, 2005 stats., to the food distribution and hunger  
2 prevention programs under section 46.75, 2005 stats., section 46.76, 2005 stats., and  
3 section 46.77, 2005 stats., and to the state supplemental food program under section  
4 253.06, 2005 stats., as determined by the secretary of administration, shall be  
5 transferred to the department of children and families.

6 (e) *Contracts.* All contracts entered into by the department of health and family  
7 services in effect on the effective date of this paragraph that are primarily related  
8 to the functions of the division of children and family services in that department,  
9 to the child abuse and neglect prevention program under section 46.515, 2005 stats.,  
10 to the food distribution and hunger prevention programs under section 46.75, 2005  
11 stats., section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state  
12 supplemental food program under section 253.06, 2005 stats., as determined by the  
13 secretary of administration, remain in effect and are transferred to the department  
14 of children and families. The department of children and families shall carry out any  
15 such contractual obligations unless modified or rescinded by the department of  
16 children and families to the extent allowed under the contract.

17 (em) *Pending matters.* Any matter pending with the department of health and  
18 family services on the effective date of this paragraph that is primarily related to the  
19 functions of the division of children and family services in that department, to the  
20 child abuse and neglect prevention program under section 46.515, 2005 stats., to the  
21 food distribution and hunger prevention programs under section 46.75, 2005 stats.,  
22 section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state  
23 supplemental food program under section 253.06, 2005 stats., as determined by the  
24 secretary of administration, is transferred to the department of children and families  
25 and all materials submitted to or actions taken by the department of health and

1 family services with respect to the pending matter are considered as having been  
2 submitted to or taken by the department of children and families.

3 (f) *Rules and orders.* All rules promulgated by the department of health and  
4 family services that are primarily related to the functions of the division of children  
5 and family services in that department, to the child abuse and neglect prevention  
6 program under section 46.515, 2005 stats., to the food distribution and hunger  
7 prevention programs under section 46.75, 2005 stats., section 46.76, 2005 stats., and  
8 section 46.77, 2005 stats., and to the state supplemental food program under section  
9 253.06, 2005 stats., as determined by the secretary of administration, and that are  
10 in effect on the effective date of this paragraph remain in effect until their specified  
11 expiration dates or until amended or repealed by the department of children and  
12 families. All orders issued by the department of health and family services that are  
13 primarily related to the functions of the division of children and family services in  
14 that department, to the child abuse and neglect prevention program under section  
15 46.515, 2005 stats., to the food distribution and hunger prevention programs under  
16 section 46.75, 2005 stats., section 46.76, 2005 stats., and section 46.77, 2005 stats.,  
17 and to the state supplemental food program under section 253.06, 2005 stats., as  
18 determined by the secretary of administration, and that are in effect on the effective  
19 date of this paragraph remain in effect until their specified expiration dates or until  
20 modified or rescinded by the department of children and families.

21 (6) AGENCY NAME CHANGE.

22 (a) Wherever the term “health and family services” appears in the statutes, as  
23 affected by the acts of 2007, the term “health services” is substituted.

24 (b) Beginning on July 1, 2008, the department of health services has the powers  
25 and duties granted or assigned the department of health and family services by

1 SECTIONS 9101 to 9155 of this act that do not terminate before paragraph (a) takes  
2 effect. Beginning on July 1, 2008, the secretary of health services has the powers and  
3 duties granted or assigned the secretary of health and family services by SECTIONS  
4 9101 to 9155 of this act that do not terminate before paragraph (a) takes effect.

5 (6d) REDUCING FETAL AND INFANT MORTALITY AND MORBIDITY.

6 (a) In this subsection, “infant” means a child from birth to 12 months of age.

7 (b) In a county with a population of at least 190,000 but less than 230,000, from  
8 the appropriation under section 20.435 (5) (eu) of the statutes, as created by this act,  
9 the department of health and family services shall distribute \$250,000 in each of  
10 state fiscal years 2007–08 and 2008–09 to the city health department to provide a  
11 program of services to reduce fetal and infant mortality and morbidity.

12 (c) Notwithstanding section 251.08 of the statutes, in implementing the  
13 program under paragraph (b), the city health department shall, directly or by  
14 contract, do all of the following in or on behalf of areas of the county that are  
15 encompassed by the zip codes 53402 to 53406 and that are at risk for high fetal and  
16 infant mortality and morbidity, as determined by the department of health and  
17 family services:

18 1. Collaborate with faculty in the health disciplines of an academic institution  
19 and with a hospital that serves significant populations at high risk for poor birth  
20 outcomes, including low birth weights, prematurity, and gestational diabetes, to  
21 identify and implement best practices and evidence–based practices to reduce fetal  
22 and infant mortality and morbidity.

23 2. Identify necessary preconception, prenatal, and postnatal services and  
24 assess the availability of these services for women in the areas who lack insurance

1 coverage or who are recipients of the Medical Assistance program or the Badger Care  
2 health care program.

3 3. Develop and implement models of care for all women in the areas who meet  
4 risk criteria, as specified by the department of health and family services, and  
5 provide comprehensive prenatal and postnatal care coordination and other services,  
6 including home visits, by registered nurses who are public health nurses or who meet  
7 the qualifications of public health nurses, as specified in section 250.06 (1) of the  
8 statutes, or by social workers, as defined in section 252.15 (1) (er) of the statutes.

9 4. Conduct social marketing, including outreach, assuring health care access,  
10 public awareness programs, community health education programs, and other best  
11 practices and evidence-based practices, to reduce fetal and infant mortality and  
12 morbidity.

13 5. Evaluate the quality and effectiveness of the services provided under  
14 subdivisions 3. and 4.

15 (d) In 2008 and 2009, the city health department shall prepare a report on fetal  
16 and infant mortality and morbidity in areas of the county that are encompassed by  
17 the zip codes 53402 to 53406. The report shall be derived, at least in part, from a  
18 multidisciplinary review of all fetal and infant deaths in the relevant year and shall  
19 specify causation found for the mortality and morbidity. The city health department  
20 shall submit the report to all of the following:

21 1. The city of Racine.

22 2. The department of health and family services.

23 3. The legislature, in the manner provided under section 13.172 (3) of the  
24 statutes.

25 4. The governor.

1           (7j) MEDICAL ASSISTANCE PHARMACY DISPENSING FEE.

2           (a) In this subsection, “public assistance programs” means medical assistance,  
3 as defined in section 49.43 (8) of the statutes, and the programs under sections 49.665  
4 and 49.688 of the statutes, as affected by this act.

5           (b) The department of health and family services shall determine the amount  
6 by which reimbursement to pharmacies for multisource generic drug products under  
7 public assistance programs will be reduced as a result of implementation of average  
8 manufacturing price reimbursement standards in accordance with the federal  
9 Deficit Reduction Act of 2005, and shall determine the amount by which the  
10 pharmacy dispensing fee under public assistance programs must be increased to  
11 compensate for that reduction in reimbursement.

12           (c) The department of health and family services shall submit to the U.S.  
13 department of health and human services an amendment to the state plan for  
14 medical assistance that authorizes the department of health and family services to  
15 increase the pharmacy dispensing fee under public assistance programs by the  
16 amount determined under paragraph (b), and, if the U.S. department of health and  
17 human services approves the amendment, shall increase the dispensing fee upon  
18 approval.

19           (7k) REPORT ON FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM PARTICIPATION.  
20 The department of health and family services shall submit to the joint committee on  
21 finance, no later than January 1, 2009, a report that compares participation in the  
22 food stamp employment and training program after participation becomes voluntary  
23 with participation in the program before participation became voluntary.

24           (7L) SMOKING CESSATION PROGRAM. The department of health and family  
25 services shall create, and, by the first day of the 7th month beginning after the

1 effective date of this subsection, implement an incentive–based smoking cessation  
2 program for medical assistance recipients. The program shall incorporate elements  
3 of existing smoking cessation programs administered by the state. The emphasis of  
4 the program shall be to have medical assistance recipients stop smoking as soon as  
5 possible. The department of health and family services may enter into an agreement  
6 with another person to create or administer the program.

7 (7p) REPORT ON PURCHASE OF DRUGS FOR HIV/AIDS.

8 (a) The department of health and family services shall determine the feasibility  
9 of modifying the pilot program under section 49.686 (6) of the statutes, as created by  
10 this act, in the following manner:

11 1. The cost of drugs for individuals in the pilot program and for which  
12 reimbursement may be provided under section 49.686 (2) of the statutes would  
13 continue to be paid for under the program under section 49.686 (1) to (5) of the  
14 statutes.

15 2. The Health Insurance Risk–Sharing Plan would reimburse the program  
16 under section 49.686 (1) to (5) of the statutes for the drug costs paid by that program  
17 under subdivision 1.

18 (b) No later than January 1, 2008, the department shall submit a report with  
19 its conclusions to the Joint Committee on Finance.

20 (8k) DENTAL ACCESS FUNDING. From the net savings projected to result from the  
21 implementation of the BadgerCare Plus program under section 49.471 of the  
22 statutes, as created by this act, the department of health and family services shall  
23 provide \$200,000 in fiscal year 2007–08 to the Peter Christensen Health Center and  
24 \$200,000 in fiscal year 2007–08 to the Lake Superior Community Health Center to

1 increase access to dental services under the related initiatives that are to be funded  
2 from those projected net savings.

3 (8x) CLINIC GRANT FOR DENTAL SERVICES. From the appropriation under section  
4 20.435 (5) (dm) of the statutes, as affected by this act, the department of health and  
5 family services shall provide \$17,500 in fiscal year 2007–08 and \$17,500 in fiscal year  
6 2008–09 to the Community Connections Free Clinic in Dodgeville to provide dental  
7 services to low–income residents of Iowa County and surrounding areas.

8 (9f) STATE CENTERS FOR THE DEVELOPMENTALLY DISABLED. The authorized FTE  
9 positions for the department of health and family services are increased by 6.64 PR  
10 positions on July 1, 2007, to be funded from the appropriation account under section  
11 20.435 (2) (gk) of the statutes, for the purpose of performing services at the state  
12 centers for the developmentally disabled.

13 (9i) TRANSFER AND RENAMING OF COUNCIL ON DEVELOPMENTAL DISABILITIES.

14 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
15 liabilities of the department of health and family services primarily related to the  
16 council on developmental disabilities, as determined by the secretary of  
17 administration, shall become the assets and liabilities of the board for people with  
18 developmental disabilities.

19 (b) *Employee transfers.* All incumbent employees holding positions in the  
20 department of health and family services performing duties primarily related to the  
21 functions of the council on developmental disabilities, as determined by the secretary  
22 of administration, are transferred on the effective date of this paragraph to the board  
23 for people with developmental disabilities.

24 (c) *Employee status.* Employees transferred under paragraph (b) have all the  
25 rights and the same status under subchapter V of chapter 111 and under chapter 230

1 of the statutes, as affected by this act, in the board for people with developmental  
2 disabilities that they enjoyed in the department of health and family services  
3 immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,  
4 no employee so transferred who has attained permanent status in class is required  
5 to serve a probationary period.

6 (d) *Tangible personal property.* On the effective date of this paragraph, all  
7 tangible personal property, including records, of the department of health and family  
8 services that is primarily related to the functions of the council on developmental  
9 disabilities, as determined by the secretary of administration, is transferred to the  
10 board for people with developmental disabilities.

11 (e) *Contracts.* All contracts entered into by the department of health and family  
12 services in effect on the effective date of this paragraph that are primarily related  
13 to the functions of the council on developmental disabilities, as determined by the  
14 secretary of administration, remain in effect and are transferred to the board for  
15 people with developmental disabilities. The board for people with developmental  
16 disabilities shall carry out any obligations under such a contract until the contract  
17 is modified or rescinded by the board to the extent allowed under the contract.

18 (em) *Pending matters.* Any matter pending with the department of health and  
19 family services on the effective date of this paragraph that is primarily related to the  
20 council on developmental disabilities, as determined by the secretary of  
21 administration, is transferred to the board for people with developmental disabilities  
22 and all materials submitted to or actions taken by the department of health and  
23 family services with respect to the pending matter are considered as having been  
24 submitted to or taken by the board.



1           (9p) GRANT FOR HIV INFECTION SERVICES. From the appropriation account under  
2 section 20.435 (5) (ma) of the statutes the department of health and family services  
3 shall provide to the Black Health Coalition of Wisconsin, Inc., \$100,000 in state fiscal  
4 year 2007–08 as a one–time grant to provide HIV infection outreach, education,  
5 referral, and other services.

6           (9u) DANE COUNTY EARLY CHILDHOOD INITIATIVES. From the appropriation  
7 account under section 20.435 (3) (bc) of the statutes, as affected by section 341x of this  
8 act, the department of health and family services shall distribute \$250,000 in fiscal  
9 year 2007–08 for comprehensive early childhood initiatives in Dane County that  
10 provide home visiting and employment preparation and support for low–income  
11 families.

12           **SECTION 9122. Nonstatutory provisions; Higher Educational Aids**  
13 **Board.**

14           (1) WISCONSIN COVENANT SCHOLARS PROGRAM.

15           (a) *Rules.* The higher educational aids board shall submit in proposed form the  
16 rules required under section 39.437 (5) of the statutes, as created by this act, to the  
17 legislative council staff under section 227.15 (1) of the statutes no later than the first  
18 day of the 18th month beginning after the effective date of this paragraph.

19           (b) *Emergency rules.* Using the procedure under section 227.24 of the statutes,  
20 the higher educational aids board may promulgate the rules required under section  
21 39.437 (5) of the statutes, as created by this act, for the period before the effective date  
22 of the permanent rules submitted under paragraph (a), but not to exceed the period  
23 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding  
24 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the higher educational aids board  
25 is not required to provide evidence that promulgating a rule under this paragraph

1 as an emergency rule is necessary for the preservation of the public peace, health,  
2 safety, or welfare and is not required to provide a finding of emergency for a rule  
3 promulgated under this paragraph.

4 **SECTION 9126. Nonstatutory provisions; Investment Board.**

5 (1f) OPERATING EXPENDITURES. Notwithstanding section 25.187 (2) (c) 1. of the  
6 statutes, as affected by this act, the total amount that the investment board may  
7 assess the funds for which the board has management responsibility during the  
8 2007–08 fiscal year may not exceed the greater of the amount that the board could  
9 have assessed the funds during the 2006–07 fiscal year or 0.0285 percent of the  
10 average market value of the assets of the funds at the end of each month between  
11 November 30 and April 30 of the 2006–07 fiscal year.

12 (1h) INITIATIVES REPORTS.

13 (a) During the 2008–09 fiscal year, on or before January 31, 2009, the  
14 investment board shall submit a report to the joint legislative audit committee and  
15 the joint committee on finance on the implementation and outcomes of initiatives  
16 commenced as a result of the changes in expenditure authority under section 25.187  
17 (2) (c) 1. of the statutes, as affected by this act.

18 (b) During the 2009–10 fiscal year, on or before January 31, 2010, the  
19 investment board shall submit a report to the joint legislative audit committee and  
20 the joint committee on finance on the implementation and outcomes of initiatives  
21 commenced as a result of the changes in expenditure authority under section 25.187  
22 (2) (c) 1. of the statutes, as affected by this act.

23 **SECTION 9130. Nonstatutory provisions; Legislature.**

24 (1d) JOINT SURVEY COMMITTEE ON RETIREMENT SYSTEMS; ACTUARIAL OPINION OF 2007  
25 SENATE BILL 19 OR 2007 ASSEMBLY BILL 43. The cochairpersons of the joint survey

1 committee on retirement systems, pursuant to the powers granted the  
2 cochairpersons under section 13.50 (6) (am) of the statutes, are requested to order,  
3 during the 2007–08 fiscal year, an actuarial opinion on the impact of 2007 Senate Bill  
4 19 or 2007 Assembly Bill 43, and any pending amendments, on the costs, actuarial  
5 balance, or goals of the Wisconsin Retirement System.

6 (1f) ELIMINATION OF REVISOR OF STATUTES BUREAU.

7 (a) On December 31, 2007, all assets and liabilities of the revisor of statutes  
8 bureau shall become the assets and liabilities of the legislative reference bureau.

9 (b) On December 31, 2007, all tangible personal property, including records, of  
10 the revisor of statutes bureau is transferred to the legislative reference bureau.

11 (c) On December 31, 2007, all contracts entered into by the revisor of statutes  
12 bureau, which are in effect on December 31, 2007, remain in effect and are  
13 transferred to the legislative reference bureau. The legislative reference bureau  
14 shall carry out any such contractual obligations until modified or rescinded by the  
15 legislative reference bureau to the extent allowed under the contract.

16 (d) 1. If requested by any person who holds an attorney position at the revisor  
17 of statutes bureau, the chief of the legislative reference bureau shall interview the  
18 person to fill an attorney position at the legislative reference bureau. The chief of  
19 the legislative reference bureau shall offer employment at the legislative reference  
20 bureau, beginning on or before December 31, 2007, to one person who holds an  
21 attorney position at the revisor of statutes bureau.

22 2. If requested by any person who holds a publications editor position at the  
23 revisor of statutes bureau, the chief of the legislative reference bureau shall  
24 interview the person to fill a publications editor position at the legislative reference  
25 bureau. The chief of the legislative reference bureau shall offer employment at the

1 legislative reference bureau, beginning on or before December 31, 2007, to one  
2 person who holds a publications editor position at the revisor of statutes bureau.

3 (2c) CREATION OF DEPARTMENT OF CHILDREN AND FAMILIES.

4 (a) *Advisory role of special committee on strengthening Wisconsin's families.*

5 The special committee on strengthening Wisconsin's families under section 13.83 (4),  
6 2005 stats., shall advise the secretaries of administration, health and family  
7 services, and workforce development in planning and implementing the creation of  
8 the department of children and families.

9 (b) *Certain missions unaltered.* The creation of the department of children and  
10 families and the merging in that department of the child welfare programs  
11 administered by the department of health and family services under chapter 46,  
12 2005 stats., and chapter 48, 2005 stats., and of the Wisconsin Works program  
13 administered by the department of workforce development under subchapter III of  
14 chapter 49, 2005 stats., does not alter the missions of those programs.

15 (4v) LEGISLATIVE APPROPRIATION LAPSES AND REESTIMATES.

16 (a) In this subsection, "state operations" means all purposes except aids to  
17 individuals and organizations and local assistance.

18 (b) The cochairpersons of the joint committee on legislative organization shall  
19 take actions during the 2007–09 fiscal biennium to ensure that from general purpose  
20 revenue appropriations for state operations to the legislature under section 20.765  
21 of the statutes, as affected by this act, an amount equal to \$6,305,600 is lapsed from  
22 sum certain appropriation accounts or are subtracted from the expenditure  
23 estimates for any other types of appropriations, or both.

24 **SECTION 9135. Nonstatutory provisions; Natural Resources.**

1           (1) **MANAGED FOREST LAND BOARD.** Notwithstanding section 15.345 (6) of the  
2 statutes, as created by this act, 2 of the initial members of the managed forest land  
3 board appointed under section 15.345 (6) (a) to (d) of the statutes, as created by this  
4 act, shall serve for terms expiring on May 1, 2009, and 2 of those initial members  
5 shall serve for terms expiring on May 1, 2011.

6           (1f) **RULES FOR CONTAMINATED SEDIMENT PROGRAM.** Using the procedure under  
7 section 227.24 of the statutes, the department of natural resources may promulgate  
8 the rule required under section 292.68 (11) of the statutes, as created by this act, for  
9 the period before the effective date of the permanent rule under that provision, but  
10 not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes.  
11 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department  
12 is not required to provide evidence that promulgating a rule under this subsection  
13 as an emergency rule is necessary for the preservation of the public peace, health,  
14 safety, or welfare and is not required to provide a finding of emergency for a rule  
15 promulgated under this subsection.

16           (1i) **GRANT TO CHIPPEWA FALLS.** From the appropriation account under section  
17 20.370 (6) (dq) or 20.866 (2) (th) of the statutes, as affected by this act, the department  
18 of natural resources shall provide a grant to the city of Chippewa Falls during the  
19 2007–09 fiscal biennium to purchase land along the business route of STH 29 near  
20 Bridge Street and River Street in the city of Chippewa Falls. The department shall  
21 make the grant under this subsection in an amount equal to \$200,000 or 70 percent  
22 of the cost of purchasing the land, whichever is less.

23           (2u) **TERMS OF MEMBERS OF LOWER FOX RIVER REMEDIATION AUTHORITY.**  
24 Notwithstanding the length of terms specified in section 279.02 (1) of the statutes,  
25 as created by this act, the governor shall appoint one of the initial members of the

1 Lower Fox River Remediation Authority for a term expiring on June 30, 2009, one  
2 of the initial members of the Lower Fox River Remediation Authority for a term  
3 expiring on June 30, 2010, one of the initial members of the Lower Fox River  
4 Remediation Authority for a term expiring on June 30, 2011, one of the initial  
5 members of the Lower Fox River Remediation Authority for a term expiring on June  
6 30, 2012, one of the initial members of the Lower Fox River Remediation Authority  
7 for a term expiring on June 30, 2013, one of the initial members of the Lower Fox  
8 River Remediation Authority for a term expiring on June 30, 2014, and one of the  
9 initial members of the Lower Fox River Remediation Authority for a term expiring  
10 on June 30, 2015.

11 (2v) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The department of  
12 natural resources shall provide in fiscal year 2007–08, from the appropriation under  
13 section 20.370 (5) (cq) of the statutes, as affected by this act, \$250,000 to the  
14 Southeastern Wisconsin Fox River Commission. The commission may use this  
15 funding for activities that are being conducted on the effective date of this subsection  
16 and that are consistent with the commission's implementation plan. The activities  
17 for which this funding is utilized may include the activities required under section  
18 33.56 (1), (2), and (3) of the statutes.

19 (3f) GRANT FOR CHELSEA SANITARY DISTRICT. Notwithstanding section 281.58 (8)  
20 (g), (8m), and (13) (b) and (c) to (d) of the statutes, in fiscal year 2007–08, the  
21 department of natural resources shall provide a clean water fund financial hardship  
22 assistance grant of not more than \$80,000 to the Chelsea Sanitary District in Taylor  
23 County for sanitary system improvements. Notwithstanding section 281.58 (13) (e),  
24 the department shall allocate financial hardship assistance for the Chelsea Sanitary

1 District project before it allocates financial hardship assistance to any other project  
2 in fiscal year 2007–08.

3 (3k) WILDLIFE DAMAGE PLAN. The department of natural resources shall prepare  
4 a plan that describes methods for administering the wildlife damage abatement and  
5 wildlife damage claim programs in fiscal year 2008–09 so that the amounts expended  
6 by the department for those programs, as authorized under section 29.889 of the  
7 statutes, do not exceed the revenues received by the department for expenditure  
8 under section 29.889 of the statutes. The department of natural resources shall  
9 submit the plan to the members of the joint committee on finance no later than  
10 January 1, 2008.

11 (4c) AQUATIC INVASIVE SPECIES GRANT. From the appropriation under section  
12 20.370 (6) (as) of the statutes, as created by this act, the department of natural  
13 resources shall provide a \$25,000 grant in fiscal year 2007–08 to the city of Oshkosh  
14 under section 23.22 (2) (c) of the statutes, as affected by this act, to fund aquatic  
15 invasive species education, prevention, and control activities in Miller’s Bay and the  
16 adjacent waters of Lake Winnebago. Notwithstanding the cost-sharing  
17 requirements specified under section 23.22 (2) (c) of the statutes, as affected by this  
18 act, the city of Oshkosh need not make any cost-share contributions to match the  
19 grant provided under this subsection.

20 (4f) DULUTH–SUPERIOR HARBOR STUDY. Of the amounts appropriated under  
21 section 20.370 (5) (cq) of the statutes, as affected by this act, and before applying the  
22 percentages under section 30.92 (4) (b) 6. of the statutes, the department of natural  
23 resources shall provide \$100,000 in fiscal year 2007–08 to the city of Superior for a  
24 project to study dock wall corrosion in the Duluth–Superior Harbor. The city of  
25 Superior need not contribute any moneys to match the amount expended from the

1 appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act.  
2 Notwithstanding section 30.92 (1) (c) and (4) (b) 7. of the statutes, the study of dock  
3 wall corrosion in the Duluth–Superior Harbor is a qualifying project for the purpose  
4 of expending moneys under this subsection. This project need not be placed on the  
5 priority list under section 30.92 (3) (a) of the statutes.

6 (4g) ALL-TERRAIN VEHICLE TRAILS IN NORTHERN HIGHLAND–AMERICAN LEGION  
7 STATE FOREST.

8 (a) From the appropriation under section 20.370 (1) (ms) of the statutes, as  
9 affected by this act, the department of natural resources may spend up to \$504,100  
10 during fiscal year 2007–08 for the development of all–terrain vehicle trails in the  
11 Northern Highland–American Legion State Forest, subject to paragraph (b).

12 (b) Expenditures under this subsection shall be approved by the natural  
13 resources board.

14 **SECTION 9137. Nonstatutory provisions; Public Instruction.**

15 (3k) GRANTS FOR SCHOOL DISTRICT CONSOLIDATION.

16 (a) A consortium of 2 or more school districts may apply to the department of  
17 public instruction for a grant to conduct a school district consolidation feasibility  
18 study. The consortium shall submit a plan identifying the school districts engaged  
19 in the study, the issues the study will address, and how the grant funds will be  
20 expended. A school district may not be a member of more than one consortium.

21 (b) In the 2008–09 school year, the department of public instruction shall award  
22 grants to consortia from the appropriation under section 20.255 (2) (bs) of the  
23 statutes, as created by this act. The department may not award more than \$10,000  
24 to any consortium.



1 (c) The department of public instruction shall give priority to applications that  
2 demonstrate prior attempts to address the underlying issues associated with  
3 management and operation of the school districts' programs.

4 (d) A consortium awarded a grant under paragraph (b) shall submit the results  
5 of the study to the department of public instruction.

6 (4k) SCHOOL DISTRICT CONSOLIDATION STUDY. Notwithstanding section 115.435  
7 of the statutes, the department of public instruction shall, from the appropriation  
8 under section 20.255 (2) (ad) of the statutes, as affected by this act, award one or more  
9 grants totaling \$30,000 in the 2007–08 fiscal year to the school districts located in  
10 Ashland, Price, or Sawyer counties for the purpose of studying consolidation.

11 (5i) ONE-TIME GRANTS TO ORGANIZATIONS. From the appropriation account under  
12 section 20.255 (3) (a) of the statutes, as created by this act, the department of public  
13 instruction shall distribute grants as follows:

14 (a) *Big Brothers Big Sisters of Dane County*. A grant of \$25,000 in fiscal year  
15 2007–08 to Big Brothers Big Sisters of Dane County for mentoring in collaboration  
16 with the Madison Metropolitan School District.

17 (b) *Latino Community Center*. A grant of \$12,500 in fiscal year 2007–08 to the  
18 Latino Community Center for a school safety improvement project at South Division  
19 High School.

20 (c) *Badger State Science and Engineering Fair*. A grant of \$12,500 in fiscal year  
21 2007–08 and in fiscal year 2008–09 to the Badger State Science and Engineering  
22 Fair.

23 (7c) LA CAUSA CHARTER SCHOOL.

24 (a) Notwithstanding section 196.218 (5) (a) of the statutes, as affected by this  
25 act, in the 2007–08 fiscal year the department of public instruction shall pay the

1 amount appropriated under section 20.255 (2) (u) of the statutes, as created by this  
2 act, to La Causa Charter School in the city of Milwaukee.

3 (b) Notwithstanding section 196.218 (3) (a) of the statutes, as affected by this  
4 act, the public service commission shall ensure that the contributions from  
5 telecommunications providers under that paragraph are sufficient to generate the  
6 amount appropriated under section 20.255 (2) (u) of the statutes, as created by this  
7 act.

8 **SECTION 9139. Nonstatutory provisions; Public Service Commission.**

9 (1f) PUBLIC LIBRARY SYSTEMS FUNDING FROM UNIVERSAL SERVICE FUND.  
10 Notwithstanding section 196.218 (3) (a) 3. b. of the statutes, the public service  
11 commission shall, in determining the amount of contributions to the universal  
12 service fund for fiscal year 2007–08, deduct \$9,200,000 from the amount  
13 appropriated under section 20.255 (3) (qm) of the statutes for fiscal year 2007–08.

14 **SECTION 9140. Nonstatutory provisions; Regulation and Licensing.**

15 (1j) WHOLESALE PRESCRIPTION DRUG DISTRIBUTORS. Using the procedure under  
16 section 227.24 of the statutes, the department of regulation and licensing shall  
17 promulgate rules necessary to administer sections 450.071, 450.072, 450.073, and  
18 450.074 of the statutes, as created by this act, for the period before the effective date  
19 of permanent rules necessary to administer sections 450.071, 450.072, 450.073, and  
20 450.074 of the statutes. Notwithstanding section 227.24 (1) (c) and (2) of the statutes,  
21 emergency rules promulgated under this subsection remain in effect until March 1,  
22 2008, or the date on which permanent rules take effect, whichever is sooner.  
23 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not  
24 required to provide evidence that promulgating a rule under this subsection as an  
25 emergency rule is necessary for the preservation of the public peace, health, safety,

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

3 **SECTION 9141. Nonstatutory provisions; Revenue.**

4 (1) INTERNAL REVENUE CODE. Changes to the Internal Revenue Code made by  
5 Public Law 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
6 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of Public Law 109–135, and Public Law  
7 109–280, excluding sections 811 and 844 of Public Law 109–280, apply to the  
8 definitions of “Internal Revenue Code” in chapter 71 of the statutes at the time that  
9 those changes apply for federal income tax purposes.

10 (1f) DEPARTMENT OF REVENUE STUDY; UTILITY LICENSE FEES. No later than  
11 December 31, 2008, the department of revenue shall convene a study group to assess  
12 the feasibility and desirability of imposing local general property taxes or their  
13 equivalent on all property, other than production plants, of electric cooperatives,  
14 municipal utilities, and light, heat, and power companies. The study group shall  
15 include residents of communities that host public utility property; representatives  
16 of electric cooperatives, municipal utilities, and light, heat, and power companies;  
17 members of the public who have expertise in the taxation of public utilities and in  
18 transmission line siting; and any other individuals who the department of revenue  
19 believes to have expertise related to the study. No later than May 1, 2009, the study  
20 group shall report its findings and recommendations to the legislature under section  
21 13.172 (2) of the statutes.

22 (2f) RETAILER INVENTORY SYSTEM FOR LOTTERY TICKETS. The department of  
23 revenue shall develop a detailed implementation and cost plan for an instant ticket  
24 retailer inventory system and submit the plan to the joint committee on finance on  
25 or before January 31, 2008. The plan shall include the text of a proposed

1 administrative rule relating to retailer billing procedures or, if such an  
2 administrative rule has been promulgated, a summary of the promulgated  
3 administrative rule. If the cochairpersons of the committee do not notify the  
4 department within 14 working days after the date of submittal of the plan that the  
5 committee has scheduled a meeting for the purpose of reviewing the plan, the  
6 department may implement the plan. If, within 14 working days after the date of  
7 submittal, the cochairpersons of the committee notify the department that the  
8 committee has scheduled a meeting for the purpose of reviewing the plan, the  
9 department may implement the plan only upon approval of the committee.

10 (2v) PROPERTY TAXES DUE ON PROPERTY DAMAGED BY FLOODING. Notwithstanding  
11 section 74.11 (2) (b) and (8) of the statutes, the 2nd installment of property taxes due  
12 and payable on or before July 31, 2007, for property located in the village of Bagley  
13 and the town of Wyalusing may be paid no later than October 31, 2007, and not be  
14 considered delinquent, if the taxpayer certifies to the taxation district that the  
15 property has been damaged or destroyed by flooding. If the 2nd installment of taxes  
16 is not paid on or before October 31, 2007, the entire amount of the taxes remaining  
17 unpaid is delinquent as of November 1, 2007, and interest and penalties are due  
18 under section 74.11 (11) of the statutes.

19 **SECTION 9146. Nonstatutory provisions; Technical College System.**

20 (1k) DAIRY SCIENCE ASSOCIATE DEGREE PROGRAM. The technical college system  
21 board shall allocate \$194,000 in the 2008–09 fiscal year from the appropriation  
22 under section 20.292 (1) (dc) of the statutes for an incentive grant to Northcentral  
23 Technical College for a dairy science associate degree program if Northcentral  
24 Technical College contributes at least \$65,000 for the program in the 2008–09 fiscal  
25 year.

1           **SECTION 9148. Nonstatutory provisions; Transportation.**

2           (3) IMPROVEMENT PROJECT TO VETERANS CEMETERY ACCESS ROAD IN WASHBURN  
3 COUNTY. Notwithstanding limitations on the amount and use of aids provided under  
4 section 86.31 of the statutes, as affected by this act, or on eligibility requirements for  
5 receiving aids under section 86.31 of the statutes, as affected by this act, the  
6 department of transportation shall award a grant of \$60,000 in the 2007–09 fiscal  
7 biennium to the first applicant that is eligible for aid under section 86.31 of the  
8 statutes and that applies for a grant for the improvement of a road accessing a state  
9 veterans cemetery in Washburn County. Payment of the grant under this subsection  
10 shall be made from the appropriation under section 20.395 (2) (ft) of the statutes, as  
11 affected by this act, before making any other allocation of funds under section 86.31  
12 (3g), (3m), or (3r) of the statutes, as affected by this act, and is in addition to the  
13 entitlement, as defined in section 86.31 (1) (ar) of the statutes, or eligibility under  
14 section 86.31 (3g), (3m), or (3r) of the statutes, as affected by this act, of the recipient  
15 under this subsection to any other aids under section 86.31 of the statutes, as affected  
16 by this act.

17           (3i) CITY OF JANESVILLE PEDESTRIAN TUNNEL PROJECT. In the 2007–09 fiscal  
18 biennium, from the appropriation under section 20.395 (2) (qx) of the statutes, as  
19 created by this act, the department of transportation shall award a grant under  
20 section 85.029 (3) of the statutes, as created by this act, of \$235,000 to the city of  
21 Janesville in Rock County for a pedestrian tunnel project for the Spring Brook Trail  
22 under East Milwaukee Street in the city of Janesville, if the department determines  
23 that the project is eligible for federal safe routes to school funds.

24           (4c) VEHICLE EMISSIONS TESTING PROGRAM STUDY AND REPORT. The department of  
25 transportation shall conduct a study of alternative program models for the vehicle

1 emissions inspection and maintenance program under section 110.20 of the statutes,  
2 as affected by this act, which study shall include examining the possibility of remote  
3 emissions testing and testing performed by certified motor vehicle dealers that  
4 electronically transmit test results to the department. By May 1, 2008, the  
5 department shall submit a report summarizing the results of this study to the chief  
6 clerk of each house of the legislature for distribution to the appropriate standing  
7 committee dealing with transportation matters in each house of the legislature.

8 (4d) STUDY AND REPORT REGARDING TRUCK SIZE AND WEIGHT LIMITS.

9 (a) The department of transportation shall contract for a study of Wisconsin's  
10 truck size and weight limit laws, to identify changes in those laws that would have  
11 a net benefit to Wisconsin's economy, when considering the costs of protecting  
12 highway infrastructure and safety, and the benefits that would result from reducing  
13 the cost of truck transportation.

14 (b) The consultant that undertakes the study under this subsection shall  
15 review those vehicle configurations, changes in seasonal restrictions, and other  
16 policy issues that were found to have a net benefit in the cost-benefit analysis in the  
17 Minnesota truck size and weight project final report that was issued in June 2006.

18 (c) The department of transportation shall appoint an advisory committee  
19 under section 227.13 of the statutes to assist in the review and report required under  
20 this subsection. The advisory committee shall include representation from the  
21 department of commerce and local governmental units, trucking companies,  
22 industries and small businesses that depend on truck transport, enforcement  
23 agencies, and other groups and individuals that are interested in and knowledgeable  
24 about truck size and weight limits. All advisory committee members may present  
25 written commentary on or dissenting views from the report and the department of

1 transportation shall incorporate that commentary and any dissents into the final  
2 report.

3 (d) The consultant that undertakes the study under this subsection shall  
4 prepare a report on the results of its study. The department of transportation shall  
5 submit the report to the legislature in the manner provided under section 13.172 (3)  
6 of the statutes, no later than January 1, 2009.

7 (4m) STUDY AND REPORT REGARDING ROUTING OF STATE HIGHWAYS IN THE CITY OF  
8 RIPON.

9 (a) The department of transportation shall conduct a study of a proposal to  
10 reroute the following state highways through the city of Ripon:

- 11 1. STH 23, on Berlin Road, Oshkosh Street, and Douglas Street.
- 12 2. STH 44, on CTH “KK” and Douglas Street.
- 13 3. STH 49, on CTH “KK,” Douglas Street, Oshkosh Street, and Berlin Road.

14 (b) The department of transportation shall prepare a report summarizing the  
15 results of the study under paragraph (a) and present that report to the joint  
16 committee on finance by June 30, 2008.

17 (5i) STATE TRUNK HIGHWAY ADDITION STUDY. The department of transportation  
18 shall, under section 84.295 (2) of the statutes, study whether Tolles Road in Rock  
19 County should be added to the state trunk highway system as an extension to STH  
20 138, and, by June 30, 2008, submit a report presenting the results of that study to  
21 the governor, and to the legislature in the manner provided under section 13.172 (2)  
22 of the statutes.

23 (6i) USH 14 PROJECT IN ROCK COUNTY AND WALWORTH COUNTY. The department  
24 of transportation shall complete, during the 2007–09 fiscal biennium, the pavement

1 resurfacing project on USH 14 between CTH “O” and STH 89 in Rock and Walworth  
2 counties.

3 (6j) I 43 PROJECT IN ROCK COUNTY. The department of transportation shall  
4 complete, during the 2007–09 fiscal biennium, the pavement rehabilitation project  
5 on I 43 between I 39/90 and STH 140 in Rock County.

6 (7c) IMPAIRED MOTORCYCLE RIDING CAMPAIGN GRANTS.

7 (a) Subject to federal approval as provided in paragraph (e), the department  
8 of transportation shall award a grant of \$75,000 in each fiscal year of the 2007–09  
9 fiscal biennium to a motorcycling organization that is composed primarily of  
10 motorcycle riders, that includes the promotion of motorcycle safety as one of its  
11 objectives, and that has statewide membership.

12 (b) Any grant awarded under paragraph (a) shall be used to conduct a  
13 “rider-to-rider” campaign to reduce impaired motorcycle riding by educating  
14 motorcyclists about the dangers of impaired motorcycle riding, with the goal of  
15 reducing the number of motorcycle accidents, injuries, and fatalities.

16 (c) After the department of transportation has selected a grant recipient for a  
17 grant awarded under paragraph (a), the department may not distribute the grant  
18 funds to the grant recipient until the grant recipient provides to the department a  
19 proposed budget for use of the grant funds in a manner consistent with paragraph  
20 (b).

21 (d) As a condition of receiving grant funds under this subsection, a grant  
22 recipient shall provide the department of transportation with an audited financial  
23 statement of its use of the grant funds, prepared in accordance with generally  
24 accepted accounting principles.



1           (e) In any highway safety performance plan that the department of  
2 transportation submits to the federal department of transportation for federal fiscal  
3 year 2008 and for federal fiscal year 2009, the state department of transportation  
4 shall include a proposal to spend \$75,000, in that portion of each federal fiscal year  
5 that coincides with the state fiscal year, to fund an impaired motorcycle riding  
6 campaign, as described in paragraphs (a) to (d). If this proposal is approved by the  
7 federal department of transportation, the department of transportation shall award  
8 the grant under paragraph (a), for the fiscal year for which the proposal is approved,  
9 from the appropriation account under section 20.395 (5) (dy) of the statutes within  
10 3 months of this approval.

11           (7j) TOURIST-ORIENTED DIRECTIONAL SIGNS ON I 94 IN MILWAUKEE COUNTY.

12           (a) In this subsection, “Marquette interchange reconstruction project” means  
13 the project identified in section 84.014 (3) of the statutes.

14           (b) The department of transportation shall erect and maintain, until the  
15 completion of the Marquette interchange reconstruction project or until July 1, 2010,  
16 whichever occurs first, temporary tourist-oriented directional signs at or near the  
17 location of the Marquette interchange reconstruction project that provide driving  
18 directions to the attractions specified in section 86.196 (6) of the statutes, as created  
19 by this act.

20           (8b) VILLAGE OF FOOTVILLE WALKING TRAIL PROJECT. In the 2007–09 fiscal  
21 biennium, from the appropriation under section 20.395 (2) (nx) of the statutes, the  
22 department of transportation shall award a grant under section 85.026 (2) of the  
23 statutes to the village of Footville in Rock County for a walking trail paving project  
24 if the department determines that the project is eligible for federal transportation  
25 enhancements funds and if the village of Footville applies for the grant and

1 contributes funds for the project that total at least 20 percent of the costs of the  
2 project. The amount of the grant awarded under this subsection shall be \$15,000 or  
3 80 percent of the total cost of the walking trail paving project, whichever is less.

4 (8i) CITY OF WHITEWATER MULTIUSE TRAIL PROJECT. In the 2007–09 fiscal  
5 biennium, from the appropriation under section 20.395 (2) (nx) of the statutes, the  
6 department of transportation shall award a grant under section 85.026 (2) of the  
7 statutes to the city of Whitewater in Walworth County for a project extending the  
8 multiuse trail to Willis Ray Road if the department determines that the project is  
9 eligible for federal transportation enhancement funds and if the city of Whitewater  
10 applies for the grant and contributes funds for the project that total at least 20  
11 percent of the costs of the project. The amount of the grant awarded under this  
12 subsection shall be \$150,000 or 80 percent of the total cost of the multiuse trail  
13 extension project, whichever is less.

14 (8n) OREGON BYPASS PROJECT. The department of transportation shall, in the  
15 2007–09 fiscal biennium, complete the Oregon bypass project on USH 14 in Dane  
16 County, which project includes the reconstruction of 2 existing lanes and the  
17 construction of 2 new lanes from CTH “MM” to STH 138.

18 (9b) RED BRIDGE RESTORATION PROJECT IN TOWN OF ARMSTRONG CREEK. In the  
19 2007–09 fiscal biennium, from the appropriation under section 20.395 (2) (nx) of the  
20 statutes, the department of transportation shall award a grant under section 85.026  
21 (2) of the statutes to the town of Armstrong Creek in Forest County for the historical  
22 restoration project involving the Red Bridge over Armstrong Creek if the department  
23 determines that the project is eligible for federal transportation enhancement funds  
24 and if the town of Armstrong Creek applies for the grant and contributes funds for  
25 the project that total at least 20 percent of the costs of the project. The amount of the

1 grant awarded under this subsection shall be \$50,000 or 80 percent of the total cost  
2 of this historical restoration project, whichever is less.

3 (9c) WEST ALLIS CROSSTOWN BIKE TRAIL PROJECT. In the 2007–09 fiscal biennium,  
4 from the appropriation under section 20.395 (2) (kx) of the statutes, the department  
5 of transportation shall award a grant under section 85.245 (1) of the statutes in the  
6 amount of \$800,000 to the city of West Allis in Milwaukee County for the construction  
7 of the West Allis crosstown bike trail if the department determines that the project  
8 is eligible for federal congestion mitigation and air quality improvement funds and  
9 if the city of West Allis applies for the grant and contributes funds for the project that  
10 total at least 20 percent of the costs of the project.

11 (9cc) MADELINE ISLAND IMPROVEMENT PROJECT. In the 2007–09 fiscal biennium,  
12 from the appropriation under section 20.395 (2) (fx) of the statutes, the department  
13 of transportation shall provide \$2,100,000 to Ashland County for the CTH “H”  
14 improvement project on Madeline Island in Ashland County if, at any time during  
15 the fiscal biennium, providing such funds is consistent with federal law.

16 (9d) STUDY AND REPORT RELATING TO TRANSPORTATION IMPROVEMENTS IN THE CITY  
17 OF EAU CLAIRE. The department of transportation shall conduct a study that  
18 examines potential transportation improvements that could improve the access to  
19 businesses and promote economic development along CTH “T” north of STH 312 in  
20 the city of Eau Claire. Not later than June 30, 2008, the department of  
21 transportation shall submit a report to the governor, and to the legislature in the  
22 manner provided under section 13.172 (2) of the statutes, summarizing the results  
23 of this study.

24 (9i) VILLAGE OF ROTHSCHILD BUSINESS USH 51 WIDENING PROJECT.

1           (a) In the 2007–09 fiscal biennium, from the appropriation under section  
2 20.395 (2) (iq) of the statutes, the department of transportation shall award a grant  
3 under section 84.185 of the statutes, as affected by this act, in the amount of  
4 \$200,000, to the village of Rothschild in Marathon County to widen the business  
5 route of USH 51 in or near the village of Rothschild from 2 lanes to 4 lanes and for  
6 related improvements if the village of Rothschild applies for the grant and  
7 contributes funds for the project that total at least \$200,000. The provisions of  
8 section 84.185 of the statutes, as affected by this act, relating to the awarding of  
9 grants, the amount of grants, and the eligibility requirements for grants do not apply  
10 to grants awarded under this paragraph.

11           (b) In the 2007–09 fiscal biennium, from the appropriation under section  
12 20.395 (3) (cq) of the statutes, as affected by this act, the department of  
13 transportation shall provide \$238,300 to the village of Rothschild in Marathon  
14 County for the project described in paragraph (a).

15           (9u) KENOSHA–RACINE–MILWAUKEE COMMUTER RAIL EXTENSION PROJECT. The  
16 department of transportation may submit a request to the joint committee on finance  
17 to supplement the appropriation account under section 20.395 (2) (ct) of the statutes  
18 by up to \$800,000 in the 2007–09 fiscal biennium from the appropriation account  
19 under section 20.865 (4) (u) of the statutes, for preliminary engineering for the  
20 Kenosha–Racine–Milwaukee commuter rail extension project. The committee may  
21 supplement the appropriation account under section 20.395 (2) (ct) of the statutes by  
22 up to \$800,000 in the 2007–09 fiscal biennium from the appropriation account under  
23 section 20.865 (4) (u) of the statutes, for this purpose, only if the legislature has  
24 enacted legislation, signed by the governor, establishing a financing mechanism  
25 sufficient to pay all costs, including capital and operating costs but excluding any

1 federal share of costs, related to this commuter rail extension project and commuter  
2 rail service resulting from this extension. Notwithstanding section 13.101 (3) of the  
3 statutes, the committee is not required to find that an emergency exists prior to  
4 making the supplementation under this subsection.

5 (9x) UTILITY INSTALLATION COST REIMBURSEMENT TO THE CITY OF CRANDON. In the  
6 2007–09 fiscal biennium, from the appropriation under section 20.395 (3) (cq) of the  
7 statutes, the department of transportation shall reimburse the city of Crandon in  
8 Forest County for a portion of the cost of installing water and sewer utilities across  
9 USH 8 associated with the development of a Best Western Hotel in the city of  
10 Crandon. The city of Crandon shall submit to the department of transportation a  
11 request for reimbursement under this subsection that includes the actual cost of the  
12 utility installation work described in this subsection and an estimate, determined by  
13 the city, of the cost of the utility installation work if traffic had been detoured off USH  
14 8 during the utility installation work. The amount of reimbursement under this  
15 subsection shall be \$150,000 or the difference between the actual cost of the utility  
16 installation work and the city’s estimated cost of the utility installation work if traffic  
17 had been detoured off USH 8, whichever is less.

18 (9y) STILLWATER BRIDGE PROJECT CONSULTANT. During the 2007–09 fiscal  
19 biennium, the department of transportation shall enter into a contract with a  
20 financial consultant to work on aspects of the financing of the construction of the  
21 Stillwater Bridge across the St. Croix River between the town of Houlton in St. Croix  
22 County and the city of Stillwater, Minnesota, if federal funds are provided to this  
23 state for this purpose.

24 (9z) IMPROVEMENT PROJECT IN THE VILLAGE OF RIB LAKE. Notwithstanding  
25 limitations on the amount and use of aids provided under section 86.31 of the

1 statutes, as affected by this act, or on eligibility requirements for receiving aids  
2 under section 86.31 of the statutes, as affected by this act, in the 2007–09 fiscal  
3 biennium, from the appropriation under section 20.395 (2) (ft) of the statutes, as  
4 affected by this act, the department of transportation shall award a grant under  
5 section 86.31 (3r) of the statutes, as affected by this act, in the amount of \$5,750, to  
6 the village of Rib Lake in Taylor County for improvements to McComb Avenue in the  
7 village of Rib Lake.

8 (10b) TRAFFIC CONTROL SIGNALS IN THE TOWN OF ALBION. In the 2007–09 fiscal  
9 biennium, the department of transportation shall install traffic control signals at the  
10 intersection of USH 51 and Albion Road/Haugen Road in the town of Albion in Dane  
11 County.

12 (11x) GRANTS TO THE TOWN OF POUND. In the 2007–09 fiscal biennium, from the  
13 appropriation under section 20.395 (2) (iq) of the statutes, the department of  
14 transportation shall award a grant under section 84.185 of the statutes, as affected  
15 by this act, in the amount of \$500,000, to the town of Pound in Marinette County for  
16 the extension of N. 19th Road to W. 16th Road. The provisions of section 84.185 of  
17 the statutes, as affected by this act, relating to the awarding of grants, the amount  
18 of grants, and the eligibility requirements for grants, including a required local  
19 contribution under section 84.185 (2) (b) 5. of the statutes, do not apply to grants  
20 awarded under this subsection.

21 (12t) RECONSTRUCTION PROJECT IN CITY OF COLBY. The department of  
22 transportation shall commence, during the 2008–09 fiscal year, a reconstruction  
23 project on that portion of STH 13 that is Division Street in the city of Colby in  
24 Marathon County.

1           (12x) MILWAUKEE COUNTY PEDESTRIAN BRIDGE AND PATH PROJECT. In the 2007–09  
2 fiscal biennium, from the appropriation under section 20.395 (2) (nx) of the statutes,  
3 the department of transportation shall award a grant under section 85.026 (2) of the  
4 statutes in the amount of \$100,000 to Milwaukee County for the construction of a  
5 pedestrian bridge and path at the Milwaukee Urban Ecology Center, if the  
6 department determines that the project is eligible for federal transportation  
7 enhancement funds and if Milwaukee County applies for the grant and contributes  
8 funds for this project that total at least 20 percent of the costs of the project.

9           (12y) CITY OF RACINE STREETSCAPING PROJECT. In the 2007–09 fiscal biennium,  
10 from the appropriation under section 20.395 (2) (nx) of the statutes, the department  
11 of transportation shall award a grant under section 85.026 (2) of the statutes in the  
12 amount of \$400,000 to the city of Racine in Racine County for a streetscaping project  
13 on 6th Street between Main Street and Grand Avenue, if the department determines  
14 that the project is eligible for federal transportation enhancement funds and if the  
15 city of Racine applies for the grant and contributes funds for this project that total  
16 at least \$100,000.

17           (12z) CITY OF KENOSHA 39TH AVENUE EXTENSION PROJECT. In the 2007–09 fiscal  
18 biennium, from the appropriation under section 20.395 (2) (fx) of the statutes, the  
19 department of transportation shall provide \$950,000 to the city of Kenosha in  
20 Kenosha County for the extension of 39th Avenue from 18th Street to 26th Street,  
21 if the department determines that the project is eligible for federal funds provided  
22 for purposes described in section 20.395 (2) (fx) of the statutes. The funds provided  
23 under this subsection to the city of Kenosha are in addition to any other funds that  
24 may be available to the city of Kenosha for purposes described in section 20.395 (2)  
25 (fx) of the statutes.

1           (14qq) IMPROVEMENT OF 85TH STREET IN KENOSHA COUNTY. Notwithstanding  
2 limitations on the amount and use of aids provided under section 86.31 of the  
3 statutes, as affected by this act, or on eligibility requirements for receiving aids  
4 under section 86.31 of the statutes, as affected by this act, the department of  
5 transportation shall award a grant of \$1,200,000 in the 2007–09 fiscal biennium to  
6 the village of Pleasant Prairie in Kenosha County for an improvement project on 85th  
7 Street between 65th Avenue and 51st Avenue in the village of Pleasant Prairie.  
8 Payment of the grant under this subsection shall be made under the program under  
9 section 86.31 (3r) of the statutes, as affected by this act, from the appropriation under  
10 section 20.395 (2) (ft) of the statutes, as affected by this act, before making any other  
11 allocation of funds under section 86.31 (3g), (3m), or (3r) of the statutes, as affected  
12 by this act, except for the payment under subsection (3) and is in addition to the  
13 entitlement, as defined in section 86.31 (1) (ar) of the statutes, to, or eligibility under  
14 section 86.31 (3g), (3m), or (3r) of the statutes, as affected by this act, of, the village  
15 of Pleasant Prairie to any other aids under section 86.31 of the statutes, as affected  
16 by this act.

17           (15c) HIGHWAY SIGNS IN MARINETTE COUNTY. The department of transportation  
18 shall erect or affix 2 highway signs on the overpass for CTH “CP,” which is also the  
19 business route for USH 141, where CTH “CP” crosses over USH 141 in Marinette  
20 County. These signs shall be viewable by traffic traveling on USH 141 and shall  
21 identify the overpass as CTH “CP” and the business route for USH 141. One sign  
22 shall be viewable from the northbound lanes of USH 141 and the other sign shall be  
23 viewable from the southbound lanes of USH 141.

24           **SECTION 9150. Nonstatutory provisions; University of Wisconsin**  
25 **Hospitals and Clinics Authority.**



1           (1f) NEW MEMBERS. Notwithstanding section 233.02 (1) (ag) of the statutes, as  
2           created by this act, of the initial terms of the members of the board of directors of the  
3           University of Wisconsin Hospitals and Clinics Authority appointed under section  
4           233.02 (1) (ag) of the statutes, as created by this act, one term shall expire on July  
5           1, 2010, one term shall expire on July 1, 2011, and one term shall expire on July 1,  
6           2012.

7           **SECTION 9151. Nonstatutory provisions; University of Wisconsin**  
8           **Hospitals and Clinics Board.**

9           (1f) NEW MEMBERS. Notwithstanding section 15.96 (1) (ag) of the statutes, as  
10          created by this act, of the initial terms of the members of the University of Wisconsin  
11          Hospitals and Clinics Board appointed under section 15.96 (1) (ag) of the statutes,  
12          as created by this act, one term shall expire on July 1, 2010, one term shall expire  
13          on July 1, 2011, and one term shall expire on July 1, 2012.

14          **SECTION 9152. Nonstatutory provisions; University of Wisconsin**  
15          **System.**

16          (1) UW-MILWAUKEE SCHOOL OF PUBLIC HEALTH. Of the moneys appropriated to  
17          the Board of Regents of the University of Wisconsin System under section 20.285 (1)  
18          (a) of the statutes for the 2008–09 fiscal year, the board shall allocate \$200,000 for  
19          establishing the University of Wisconsin–Milwaukee School of Public Health, but  
20          only if the board approves the school.

21          (2u) WISCONSIN IDEA COURSE FOR CHINESE STUDENTS. Of the moneys  
22          appropriated to the Board of Regents of the University of Wisconsin System under  
23          section 20.285 (1) (a) of the statutes, the Board of Regents shall allocate \$25,000 for  
24          fiscal year 2007–08 for the development of a 5–week course to be offered in the  
25          summer of 2008 for introducing Chinese political, business, and academic leaders

1 and practitioners to the Wisconsin Idea, especially as the Wisconsin Idea relates to  
2 environmental issues in China. The Board of Regents shall prepare a report that  
3 assesses the environmental, economic, and educational impacts of the course on this  
4 state and China; recommends whether the course should be continued and, if so, how  
5 the course may be improved; and assesses how the Wisconsin Idea may be used to  
6 position the state as a preferred trading partner with China and to position the  
7 University of Wisconsin as a preferred venue at which to discuss environmental and  
8 natural resource issues related to China. No later than May 1, 2009, the Board of  
9 Regents shall submit the report to the appropriate standing committees of the  
10 legislature in the manner provided under section 13.172 (3) of the statutes.

11 (2v) WRITTEN POLICIES FOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS. No  
12 later than January 1, 2008, the Board of Regents of the University of Wisconsin  
13 System shall submit for review by the joint legislative audit committee and for  
14 approval by the joint committee on information policy and technology a preliminary  
15 draft of the policies required under section 36.59 (1) (c) of the statutes, as created by  
16 this act.

17 (2w) RULES PERTAINING TO LARGE, HIGH-RISK INFORMATION TECHNOLOGY PROJECTS.  
18 The Board of Regents of the University of Wisconsin System shall submit in proper  
19 form the rules required under section 36.59 (2) of the statutes, as created by this act,  
20 to the legislative council staff under section 227.15 (1) of the statutes no later than  
21 June 30, 2008.

22 (3t) LUNG CANCER RESEARCH. Of the moneys appropriated to the Board of  
23 Regents of the University of Wisconsin System under section 20.285 (1) (a) of the  
24 statutes for the 2008–09 fiscal year, the board may expend all but \$2,500,000 if the  
25 board does not receive \$2,500,000 in gifts and grants from private sources in that

1 fiscal year to support lung cancer research at the University of Wisconsin Paul P.  
2 Carbone Comprehensive Cancer Center. If the board receives \$2,500,000 in gifts and  
3 grants from private sources in that fiscal year to support such research, the board  
4 may expend an additional \$2,500,000 in that fiscal year to support such research.

5 **SECTION 9153. Nonstatutory provisions; Veterans Affairs.**

6 (2c) DOUGLAS COUNTY VETERANS HEALTH CARE STUDY. From the appropriation  
7 under section 20.485 (2) (tm) of the statutes, no later than June 30, 2009, the  
8 department of veterans affairs shall study the long-term health care needs of the  
9 veterans population in Douglas County, including the demand for, and feasibility of,  
10 establishing a rehabilitative care center, in addition to an evaluation of the  
11 anticipated need for a nursing home or assisted living facility in that area. The  
12 department of veterans affairs shall use the funding available under this subsection  
13 to contract for the study. The scope and methodology of the study shall be determined  
14 by the legislative audit bureau, with the cooperation of the department of veterans  
15 affairs.

16 (3g) PLANNING AND STUDY OF CEMETERY IN OUTAGAMIE COUNTY. From the  
17 appropriation under section 20.485 (2) (tm) of the statutes, the department of  
18 veterans affairs shall expend an amount not to exceed \$35,000 during fiscal year  
19 2007–08 for a capital planning and feasibility study of a new state veterans cemetery  
20 in Outagamie County.

21 (3i) KOREAN WAR MEMORIAL REFURBISHMENT. From the appropriation under  
22 section 20.485 (2) (e) of the statutes, as created by this act, the department of  
23 veterans affairs shall provide \$165,000 during fiscal year 2007–08 for the  
24 refurbishment of the Korean War memorial at Plover. No moneys may be provided  
25 under this subsection until the veterans groups that are raising funds for

1 refurbishing the Korean War memorial at Plover raise matching funds of at least  
2 \$165,000.

3 **SECTION 9154. Nonstatutory provisions; Workforce Development.**

4 (1) TRANSFER TO THE DEPARTMENT OF CHILDREN AND FAMILIES.

5 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
6 liabilities of the department of workforce development that are primarily related to  
7 the functions of the bureau of Wisconsin Works and child support and the child care  
8 section of the bureau of workforce programs, as determined by the secretary of  
9 administration, shall become the assets and liabilities of the department of children  
10 and families.

11 (b) *Employee transfers.*

12 1. The classified positions, and incumbent employees holding positions, in the  
13 department of workforce development relating primarily to the functions of the  
14 bureau of Wisconsin Works and child support and the child care section of the bureau  
15 of workforce programs, as determined by the secretary of administration, are  
16 transferred to the department of children and families.

17 2. The classified positions, and incumbent employees holding positions, in the  
18 department of workforce development relating primarily to general administration  
19 and program support that the secretary of administration determines should be  
20 transferred are transferred to the department of children and families. Upon  
21 determination of these employees, the secretary of workforce development shall, in  
22 conjunction with the secretary of health and family services, by January 1, 2008, and  
23 submit a plan to the secretary of administration requesting the transfer of moneys  
24 between the general purpose revenue appropriations for the departments of  
25 workforce development and health and family services and the department of

1 children and families, between the program revenue appropriations for the  
2 departments of workforce development and health and family services and the  
3 department of children and families, between the program revenue–service  
4 appropriations for the departments of workforce development and health and family  
5 services and the department of children and families, between the appropriations of  
6 given segregated funds for the departments of workforce development and health  
7 and family services and the department of children and families, and between the  
8 federal revenue appropriations for the departments of workforce development and  
9 health and family services and the department of children and families, if necessary  
10 to adjust previously allocated costs in accordance with the transfer of personnel.

11 (c) *Employee status.* Employees transferred under paragraph (b) shall have the  
12 same rights and status under subchapter V of chapter 111 and chapter 230 of the  
13 statutes, as affected by this act, in the department of children and families that they  
14 enjoyed in the department of workforce development immediately before the  
15 transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so  
16 transferred who has attained permanent status in class is required to serve a  
17 probationary period.

18 (d) *Tangible personal property.* On the effective date of this paragraph, all  
19 tangible personal property, including records, of the department of workforce  
20 development that is primarily related to the functions of the bureau of Wisconsin  
21 Works and child support and the child care section of the bureau of workforce  
22 programs, as determined by the secretary of administration, shall be transferred to  
23 the department of children and families.

24 (e) *Contracts.* All contracts entered into by the department of workforce  
25 development in effect on the effective date of this paragraph that are primarily

1 related to the functions of the bureau of Wisconsin Works and child support and the  
2 child care section of the bureau of workforce programs, as determined by the  
3 secretary of administration, remain in effect and are transferred to the department  
4 of children and families. The department of children and families shall carry out any  
5 such contractual obligations unless modified or rescinded by the department of  
6 children and families to the extent allowed under the contract.

7 (f) *Rules and orders.* All rules promulgated by the department of workforce  
8 development that are primarily related to the functions of the bureau of Wisconsin  
9 Works and child support and the child care section of the bureau of workforce  
10 programs, as determined by the secretary of administration, and that are in effect  
11 on the effective date of this paragraph remain in effect until their specified expiration  
12 dates or until amended or repealed by the department of children and families. All  
13 orders issued by the department of workforce development that are primarily related  
14 to the functions of the bureau of Wisconsin Works and child support and the child  
15 care section of the bureau of workforce programs, as determined by the secretary of  
16 administration, and that are in effect on the effective date of this paragraph remain  
17 in effect until their specified expiration dates or until modified or rescinded by the  
18 department of children and families.

19 (g) *Pending matters.* Any matter pending with the department of workforce  
20 development on the effective date of this paragraph that is primarily related to the  
21 functions of the bureau of Wisconsin Works and child support and the child care  
22 section of the bureau of workforce programs, as determined by the secretary of  
23 administration, is transferred to the department of children and families and all  
24 materials submitted to or actions taken by the department of workforce development

1 with respect to the pending matter are considered as having been submitted to or  
2 taken by the department of children and families.

3 (3k) TRANSFER OF EMPLOYEE UNDER FOOD STAMP EMPLOYMENT AND TRAINING  
4 PROGRAM.

5 (a) *Position and employee transfer.* There is transferred from the department  
6 of workforce development to the department of health and family services 1.0 FTE  
7 classified position, and the incumbent employee or employees holding the position,  
8 relating primarily to the administration of the food stamp employment and training  
9 program, as determined by the secretary of administration.

10 (b) *Employee status.* Employees transferred under paragraph (a) shall have the  
11 same rights and status under subchapter V of chapter 111 and chapter 230 of the  
12 statutes, as affected by this act, in the department of health and family services that  
13 they enjoyed in the department of workforce development immediately before the  
14 transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so  
15 transferred who has attained permanent status in class is required to serve a  
16 probationary period.

17 (4k) GRANT TO RACINE YOUNG WOMEN'S CHRISTIAN ASSOCIATION. From the  
18 appropriation under section 20.445 (3) (e) of the statutes, as created by this act, the  
19 department of workforce development shall make a grant of \$25,000 in fiscal year  
20 2007–08 to the Racine Young Women's Christian Association for start-up costs for  
21 a job skills training program.

22 (5k) GRANT TO RACINE COUNTY WORKFORCE DEVELOPMENT BOARD. From the  
23 appropriation account under section 20.445 (1) (fr) of the statutes, as created by this  
24 act, the department of workforce development shall distribute \$25,000 in fiscal year  
25 2007–08 to the Racine County Workforce Development Board for the development

1 of a comprehensive community-wide workforce development plan that addresses  
2 the specific challenges faced in Racine County, including the need to prepare a highly  
3 skilled and educated workforce that meets employer needs, so as to enhance the  
4 economic viability of Racine County.

5 **SECTION 9155. Nonstatutory provisions; other.**

6 (1t) INDIAN CHILD HIGH-COST OUT-OF-HOME CARE PLACEMENT FUNDING. From the  
7 appropriation account under section 20.437 (1) (kz) of the statutes, as affected by this  
8 act, in fiscal year 2008–09 the department of children and families may expend not  
9 more than \$500,000 in moneys transferred from the appropriation account under  
10 section 20.505 (8) (hm) 21. of the statutes, as created by this act, less any moneys  
11 expended under SECTION 9121 (1t) of this act, for unexpected or unusually high-cost  
12 out-of-home care placements of Indian children by tribal courts.

13 (3t) LEVY LIMIT EXCEPTION; COUNTY CHARGES TO RECOVERY UNLAWFUL PROPERTY  
14 TAXES. The limit otherwise applicable under section 66.0602 of the statutes does not  
15 apply to an amount that a municipality levied in 2006 as a county special charge to  
16 recover unlawful real estate taxes that were included on a municipality's statement  
17 of taxes for 2006 that was filed with the department of revenue if the special charge  
18 resulted from a 2005 tax amount that was rescinded due to an error, as that term is  
19 used in section 74.33 (1) of the statutes.

20 (5a) LOCAL PURCHASES AND PROJECTS. The amounts, grantees, and purposes of  
21 the purchases and projects funded under section 16.40 (24) of the statutes, as created  
22 by this act, are as follows:

23 (a) The sum of \$15,000 to the Resch Aquatic Center in the city of Green Bay to  
24 assist with the costs associated with furnishings including, lockers for the center's  
25 lifeguards or construction of a concrete apron for spectators, or both.



1 (b) The sum of \$10,000 to the town of Pensaukee, Oconto County, to purchase  
2 furnishings, including historical photographs and frames, conference furniture,  
3 desks, and chairs, for the town hall.

4 (c) The sum of \$25,000 to the city of Sun Prairie to be used for the design and  
5 construction of a handicapped–accessible playground in Firemen’s Park.

6 (d) The sum of \$12,500 to the Southside Organizing Committee in the city of  
7 Milwaukee for the purchase of a laptop computer and projector, a portable sound  
8 system with 4 wireless microphones, and translating equipment for 15 individuals.

9 (e) The sum of \$10,000 to Greater New Birth, Inc., in the city of Milwaukee to  
10 assist with the costs of a project to address child safety and violence reduction  
11 programing.

12 (f) The sum of \$15,000 to the Cleghorn Community Center in the town of  
13 Pleasant Valley in Eau Claire County for parking lot and road improvements at the  
14 center.

15 (5k) REPORT BY DEPARTMENT OF CHILDREN AND FAMILIES. Notwithstanding the  
16 requirement under section 49.32 (1) (a) of the statutes, as affected by this act, for  
17 reporting the number of children placed for adoption by the department of children  
18 and families and costs to the state relating to the adoptions during the previous year,  
19 for the report due by March 1, 2009, the department of children and families shall  
20 report the number of children placed for adoption by both the department of children  
21 and families and the department of health and family services during 2008 and the  
22 costs to the state relating to all those adoptions.

23 (9u) DANE COUNTY EARLY CHILDHOOD INITIATIVES. From the appropriation  
24 account under section 20.437 (1) (bc) of the statutes, as affected by section 342 of this  
25 act, the department of children and families shall distribute \$250,000 in fiscal year

1 2008–09 for comprehensive early childhood initiatives in Dane County that provide  
2 home visiting and employment preparation and support for low–income families.

3 **SECTION 9201. Fiscal changes; Administration.**

4 (1c) LAPSE OR TRANSFER OF ANY UNENCUMBERED MONEYS IN APPROPRIATION  
5 ACCOUNTS AND FUNDS.

6 (a) Notwithstanding sections 20.001 (3) (a) to (c) and 25.40 (3) of the statutes,  
7 but subject to paragraph (d), the secretary of administration shall lapse to the  
8 general fund or transfer to the general fund from the unencumbered balances of  
9 appropriations to executive branch state agencies, other than sum sufficient  
10 appropriations and appropriations of federal revenues, an amount equal to  
11 \$200,000,000 during the 2007–09 fiscal biennium and \$200,000,000 during the  
12 2009–11 fiscal biennium. This paragraph shall not apply to appropriations to the  
13 Board of Regents of the University of Wisconsin System and to the technical college  
14 system board.

15 (b) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, but subject to  
16 paragraph (d), the secretary of administration shall lapse to the general fund or  
17 transfer to the general fund from the unencumbered balances of appropriations to  
18 the Board of Regents of the University of Wisconsin System, other than sum  
19 sufficient appropriations and appropriations of federal revenues, an amount equal  
20 to \$25,000,000 during the 2007–09 fiscal biennium and \$25,000,000 during the  
21 2009–11 fiscal biennium from moneys allocated for University of Wisconsin System  
22 and campus administration.

23 (c) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, but subject to  
24 paragraph (d), the secretary of administration shall lapse to the general fund or  
25 transfer to the general fund from the unencumbered balances of appropriations to

1 the technical college system board, other than sum sufficient appropriations and  
2 appropriations of federal revenues, an amount equal to \$1,000,000 during the  
3 2007–09 fiscal biennium and \$1,000,000 during the 2009–11 fiscal biennium.

4 (d) The secretary of administration may not lapse or transfer moneys under  
5 this subsection if the lapse or transfer would violate a condition imposed by the  
6 federal government on the expenditure of the moneys or if the lapse or transfer would  
7 violate the federal or state constitution.

8 **SECTION 9203. Fiscal changes; Agriculture, Trade and Consumer**  
9 **Protection.**

10 (1) TRANSFER FROM AGRICULTURAL CHEMICAL CLEANUP FUND FOR FOOD REGULATION.  
11 There is transferred from the agricultural chemical cleanup fund to the  
12 appropriation account under section 20.115 (1) (gb) of the statutes \$250,000 in fiscal  
13 year 2007–08 and \$100,000 in fiscal year 2008–09.

14 (2) TRANSFER FROM AGRICULTURAL CHEMICAL CLEANUP FUND FOR ANIMAL HEALTH  
15 REGULATION. There is transferred from the agricultural chemical cleanup fund to the  
16 appropriation account under section 20.115 (2) (ha) of the statutes \$125,000 in fiscal  
17 year 2007–08 and \$125,000 in fiscal year 2008–09.

18 **SECTION 9209. Fiscal changes; Corrections.**

19 (1f) JUVENILE CORRECTIONAL SERVICES TRANSFER.

20 (a) Subject to paragraph (b), if notwithstanding sections 16.50 (2), 16.52, 20.002  
21 (11), and 20.903 of the statutes there is a deficit in the appropriation account under  
22 section 20.410 (3) (hm), 2005 stats., at the close of fiscal year 2006–07, any  
23 unencumbered balance in the appropriation account under section 20.410 (3) (ho),  
24 2005 stats., at the close of fiscal year 2006–07, less the amounts required under that  
25 paragraph to be remitted to counties or transferred to the appropriation account

1 under section 20.410 (3) (kx) of the statutes, and any unencumbered balance in the  
2 appropriation account under section 20.410 (3) (hr), 2005 stats., at the close of fiscal  
3 year 2006–07, shall be transferred to the appropriation account under section 20.410  
4 (3) (hm) of the statutes, as affected by SECTION 324g of this act, except that the total  
5 amount of the unencumbered balances transferred under this paragraph may not  
6 exceed the amount of that deficit.

7 (b) If the deficit specified in paragraph (a) is less than the total amount of the  
8 unencumbered balances available for transfer under paragraph (a), the total amount  
9 transferred from the appropriation accounts under section 20.410 (3) (ho) and (hr),  
10 2005 stats., to the appropriation account under section 20.410 (3) (hm) of the  
11 statutes, as affected by SECTION 324g of this act, under paragraph (a) shall equal the  
12 amount of that deficit and the amount transferred from each of those appropriation  
13 accounts shall be in proportion to the respective unencumbered balance available for  
14 transfer from each of those appropriation accounts.

15 **SECTION 9217. Fiscal changes; Financial Institutions.**

16 (1j) DELAYED LAPSE. Notwithstanding section 20.144 (1) (g) of the statutes, as  
17 affected by the acts of 2007, from the amounts required to be lapsed to the general  
18 fund under section 20.144 (1) (g) of the statutes, as affected by the acts of 2007, at  
19 the close of the 2007–08 fiscal year, the department of financial institutions shall  
20 retain in that appropriation account the lesser of the unencumbered balance in the  
21 account or \$20,000,000 and shall lapse from that appropriation account the lesser of  
22 the unencumbered balance in the account or \$20,000,000 to the general fund on July  
23 31, 2008.

24 **SECTION 9221. Fiscal changes; Health and Family Services.**

1           (1q) COUNCIL ON DEVELOPMENTAL DISABILITIES. In the schedule under section  
2           20.005 (3) of the statutes for the appropriation to the department of health and family  
3           services under section 20.435 (6) (m) of the statutes, as affected by the acts of 2007,  
4           the dollar amount is decreased by \$728,200 for fiscal year 2007–08 to decrease the  
5           authorized FTE positions for the department by 7.75 FED positions for the council  
6           on developmental disabilities.

7           (2q) LAPSE OF INCOME AUGMENTATION RECEIPTS.

8           (a) Notwithstanding section 20.001 (3) (c) of the statutes, if after supporting the  
9           costs specified in section 46.46 (1g) of the statutes and section 46.46 (1) and (1m),  
10          2005 stats., there remains \$22,271,000 or more in the appropriation account under  
11          section 20.435 (8) (mb) of the statutes, as affected by the acts of 2007, the secretary  
12          of administration shall lapse to the general fund, from the appropriation account,  
13          \$22,271,000 in fiscal year 2007–08. If after supporting those costs there remains less  
14          than \$22,271,000 in that appropriation account, the secretary shall lapse to the  
15          general fund, from that appropriation account, those remaining moneys.

16          (b) Notwithstanding section 20.201 (3) (c) of the statutes, if after supporting the  
17          costs specified in section 46.46 (1g) of the statutes, section 46.46 (1) and (1m) of the  
18          statutes, as affected by this act, and section 48.567 (1) of the statutes, as created by  
19          this act, there remains \$15,000,000 or more in the appropriation accounts under  
20          sections 20.435 (8) (mb) and 20.437 (3) (mp) of the statutes, as affected by the acts  
21          of 2007, the secretary of administration shall lapse to the general fund, from those  
22          appropriation accounts, \$15,000,000 in fiscal year 2008–09. If after supporting those  
23          costs there remains less than \$15,000,000 in those appropriation accounts, the  
24          secretary shall lapse to the general fund, from those appropriation accounts, those  
25          remaining moneys.

1           **SECTION 9225. Fiscal changes; Insurance.**

2           (1) REPEAL OF SUPPORT SERVICES APPROPRIATION. The unencumbered balance in  
3 the appropriation account under section 20.145 (1) (k), 2005 stats., is transferred to  
4 the appropriation account under section 20.145 (1) (g) of the statutes, as affected by  
5 this act.

6           (2) MEDICAL ASSISTANCE TRUST FUND. Notwithstanding section 655.27 (6) of the  
7 statutes, there is transferred from the injured patients and families compensation  
8 fund to the Medical Assistance trust fund \$71,500,000 in fiscal year 2007–08 and  
9 \$128,500,000 in fiscal year 2008–09.

10           **SECTION 9227. Fiscal changes; Joint Committee on Finance.**

11           (1k) GOVERNMENT ACCOUNTABILITY BOARD PER DIEM PAYMENTS. Of the moneys  
12 appropriated to the joint committee on finance under section 20.865 (4) (a) of the  
13 statutes for the 2007–09 fiscal biennium, \$28,300 in fiscal year 2007–08 and \$28,300  
14 in fiscal year 2008–09 are allocated to provide per diem payments to board members  
15 and the chairperson or chairperson’s designee. If, upon receiving the report required  
16 under SECTION 9118m (1k) of this act, the cochairpersons of the joint committee on  
17 finance do not notify the legal counsel to the government accountability board that  
18 the committee has scheduled a meeting for the purpose of reviewing the board’s  
19 proposed expenditures for per diem payments in the fiscal year to which the report  
20 relates within 14 working days after the date that the board submits its report, the  
21 moneys allocated under this subsection for that fiscal year are transferred to the  
22 appropriation under section 20.511 (1) (a) of the statutes and may be expended by the  
23 board for the purpose of making the payments. If, within 14 working days after the  
24 date that the board submits its report, the cochairpersons of the committee notify the  
25 legal counsel to the board that the committee has scheduled a meeting for the

1 purpose of reviewing the board's proposed expenditures for per diem payments in the  
2 fiscal year to which the report relates, the moneys allocated under this subsection  
3 for that fiscal year may be transferred to the appropriation under section 20.511 (1)  
4 (a) of the statutes only upon approval of the committee. Upon transfer of any moneys  
5 to the appropriation under section 20.511 (1) (a) of the statutes under this subsection,  
6 the appropriation for the fiscal year in which the transfer is made is increased by the  
7 amount transferred.

8 (1L) REPORTS ON EXPENDITURES FROM ELECTION ADMINISTRATION FUND.

9 (a) No later than the 15th day of each month, the elections board shall, prior  
10 to its termination, and the government accountability board shall, thereafter, report  
11 to the cochairpersons of the joint committee on finance concerning the expenditures  
12 made by the elections board or the government accountability board in the previous  
13 month from the election administration fund for the statewide voter registration  
14 system for staffing costs, outside contractors, and supplies and other services. The  
15 reports shall detail the expenditures under each category and the total expenditures  
16 made under each category. Any member of the committee who objects to an  
17 expenditure that is identified in the report shall promptly notify the cochairpersons  
18 of the committee of that objection. If, upon receiving any report under this  
19 paragraph, the cochairpersons do not notify the executive director of the elections  
20 board, prior to its termination, or the legal counsel to the government accountability  
21 board, thereafter, that the committee has scheduled a meeting for the purpose of  
22 reviewing expenditures by the board from the election administration fund for the  
23 statewide voter registration system within 7 working days after the date that a  
24 report under this paragraph is submitted, the board may continue to make  
25 expenditures from the election administration fund for the statewide voter

1 registration system. If, within 7 working days after the board submits a report under  
2 this paragraph, the cochairpersons of the committee notify the executive director of  
3 the elections board, prior to its termination, or the legal counsel to the government  
4 accountability board, thereafter, that a member of the committee objects to an  
5 expenditure from the election administration fund that is identified in the report, the  
6 board shall not make any additional expenditures from the election administration  
7 fund for the statewide voter registration system from the category to which the  
8 expenditure relates, except to honor prior legal obligations, until the committee  
9 meets and authorizes additional expenditures to be made for that purpose from the  
10 election administration fund. The cochairpersons of the committee shall call a  
11 meeting of the committee to be held within 90 days of the date that a member notifies  
12 the cochairpersons that the member objects to an expenditure that is identified in  
13 a report submitted under this paragraph.

14 (b) This subsection does not apply after June 30, 2009.

15 **SECTION 9234. Fiscal changes; Military Affairs.**

16 (1) MAJOR DISASTER ASSISTANCE. In addition to the amounts in the schedule, in  
17 the schedule under section 20.005 (3) of the statutes for the appropriation to the  
18 department of military affairs under section 20.465 (3) (s) of the statutes, as affected  
19 by the acts of 2007, the dollar amount is increased by an amount equal to the  
20 unencumbered balance in the appropriation under section 20.465 (3) (s), 2005 stats.,  
21 immediately before the lapse of any money remaining in that appropriation on June  
22 30, 2007, but not to exceed \$1,000,000.

23 **SECTION 9235. Fiscal changes; Natural Resources.**

24 (1) RECREATIONAL BOATING AIDS LAPSE. Notwithstanding section 20.001 (3) (c) of  
25 the statutes, there is lapsed to the conservation fund from the appropriation account



1 to the department of natural resources under section 20.370 (5) (cq) of the statutes,  
2 as affected by this act, \$1,777,200 on the effective date of this subsection and  
3 \$132,000 in fiscal year 2008–09.

4 (2) LAKE MANAGEMENT AND INVASIVE SPECIES CONTROL GRANTS LAPSE.  
5 Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this  
6 subsection, there is lapsed to the conservation fund \$429,800 from the appropriation  
7 account to the department of natural resources under section 20.370 (6) (ar) of the  
8 statutes.

9 (3) BOATING ACCESS LAPSE. Notwithstanding section 20.001 (3) (c) of the  
10 statutes, there is lapsed to the conservation fund from the appropriation account to  
11 the department of natural resources under section 20.370 (7) (ft) of the statutes  
12 \$334,300 on the effective date of this subsection and \$8,500 in fiscal year 2008–09.

13 (4) MISSISSIPPI AND ST. CROIX RIVERS MANAGEMENT LAPSE. Notwithstanding  
14 section 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
15 appropriation account to the department of natural resources under section 20.370  
16 (7) (fw) of the statutes \$231,200 on the effective date of this subsection and \$2,600  
17 in fiscal year 2008–09.

18 (4j) NONPROFIT CONSERVATION ORGANIZATION GRANTS LAPSE. Notwithstanding  
19 section 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
20 appropriation account to the department of natural resources under section 20.370  
21 (5) (aw) of the statutes, \$11,200 on the effective date of this subsection and \$4,200  
22 in fiscal year 2008–09 and from the appropriation account to the department of  
23 natural resources under section 20.370 (6) (aw) of the statutes, \$7,900 on the  
24 effective date of this subsection and \$2,900 in fiscal year 2008–09.

1 (4k) BOATING ACCESS TO SOUTHEASTERN LAKES LAPSE. Notwithstanding section  
2 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
3 appropriation account to the department of natural resources under section 20.370  
4 (7) (fr) of the statutes, \$11,200 on the effective date of this subsection and \$4,200 in  
5 fiscal year 2008–09.

6 (4L) FACILITIES ACQUISITION AND MAINTENANCE LAPSE. Notwithstanding section  
7 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
8 appropriation account to the department of natural resources under section 20.370  
9 (7) (hq) of the statutes, \$1,100 on the effective date of this subsection and \$400 in  
10 fiscal year 2008–09.

11 (5k) SUSTAINABLE FORESTRY EDUCATION LAPSE. Notwithstanding section 20.001  
12 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the  
13 to the conservation fund \$950,000 from the appropriation account of the department  
14 of natural resources under section 20.370 (1) (cv) of the statutes, as affected by the  
15 acts of 2007.

16 **SECTION 9240. Fiscal changes; Regulation and Licensing.**

17 (1k) LAPSE TO GENERAL FUND; GENERAL PROGRAM OPERATIONS. Notwithstanding  
18 section 20.001 (3) (c) of the statutes, there is lapsed to the general fund \$2,920,600  
19 in fiscal year 2007–08 and \$982,100 in fiscal year 2008–09 from the appropriation  
20 account of the department of regulation and licensing under section 20.165 (1) (g) of  
21 the statutes, as affected by the acts of 2007.

22 (2k) LAPSE TO GENERAL FUND; EXAMINATION OPERATIONS. Notwithstanding section  
23 20.001 (3) (c) of the statutes, there is lapsed to the general fund \$355,900 in fiscal  
24 year 2007–08 from the appropriation account of the department of regulation and  
25 licensing under section 20.165 (1) (i) of the statutes, as affected by the acts of 2007.

1           **SECTION 9241. Fiscal changes; Revenue.**

2           (1) PROPERTY ASSESSMENT MANUAL COSTS. Notwithstanding section 20.001 (3) (a)  
3 to (c) of the statutes, the secretary of administration shall, during the 2008–09 fiscal  
4 year, lapse to the general fund from the general program revenue appropriations  
5 under section 20.566 of the statutes an amount equal to the amount by which the  
6 amount credited to the appropriation account under section 20.566 (2) (hi) of the  
7 statutes during the 2007–08 fiscal year exceeded the amount appropriated to the  
8 department of revenue under section 20.566 (2) (hi) of the statutes in the 2007–08  
9 fiscal year.

10           **SECTION 9254. Fiscal changes; Workforce Development.**

11           (1) UNEMPLOYMENT INSURANCE APPROPRIATION BALANCE TRANSFERS. The  
12 unencumbered balances in the appropriation accounts under section 20.445 (1) (ge),  
13 (gf), and (gi) of the statutes are transferred to the appropriation account under  
14 section 20.445 (1) (gd) of the statutes, as affected by this act.

15           **SECTION 9255. Fiscal changes; other.**

16           (1q) COUNCIL ON DEVELOPMENTAL DISABILITIES. In the schedule under section  
17 20.005 (3) of the statutes for the appropriation to the department of children and  
18 families under section 20.437 (3) (mg) of the statutes, as affected by the acts of 2007,  
19 the dollar amount is decreased by \$724,600 for fiscal year 2008–09 to decrease the  
20 authorized FTE positions for the department by 7.75 FED positions for the council  
21 on developmental disabilities.

22           **SECTION 9303. Initial applicability; Agriculture, Trade and Consumer**  
23 **Protection.**

1 (1v) NONHOUSEHOLD PESTICIDE CLEANUP SURCHARGE. The treatment of section  
2 94.681 (3) (a), (b), and (c) of the statutes first applies to products sold on October 1,  
3 2007.

4 **SECTION 9307. Initial applicability; Circuit Courts.**

5 (1) COURT INTERPRETERS. The treatment of section 885.38 (3) (a) (intro.) and (8)  
6 (a) (intro.) of the statutes first applies to actions commenced on the effective date of  
7 this subsection.

8 **SECTION 9308. Initial applicability; Commerce.**

9 (1) WISCONSIN DEVELOPMENT FUND RESTRUCTURING. The treatment of sections  
10 20.143 (1) (c) and (ie), 84.185 (1) (ce) and (cm), 243.01 (4n) (a) 3m. e., 292.11 (7) (d)  
11 1m. b., 292.255, 560.045 (1), 560.14 (1) (ar), 560.145, 560.147, 560.15 (2) (d), 560.16,  
12 560.17 (1) (am) and (bm), 560.175, 560.26, 560.60 (1m), (1v), (3), (3m), (4), (8), (10),  
13 (11), (13), (15), (17), and (18m), 560.605 (1) (intro.), (a), (b), (c), (d), (e), (f), (g), (h), (i),  
14 and (p), (2) (intro.), (a), (b), (c), (d), (e), and (f), (2m) (intro.), (c), (d), and (e), (4), (5),  
15 (5m), and (6), 560.607 (1), 560.61 (intro.), (1), and (3), 560.62, 560.63, 560.65, 560.66,  
16 and 560.68 (1m), (2m), (3), (6), and (7) (a) of the statutes, the renumbering and  
17 amendment of section 560.68 (5) of the statutes, and the creation of section 560.68  
18 (5) (a) of the statutes first apply to applications for grants and loans received on the  
19 effective date of this subsection.

20 (2f) PETROLEUM STORAGE REMEDIAL ACTION REIMBURSEMENT LIMITATION. The  
21 treatment of section 101.143 (4) (c) 14. of the statutes first applies to claimants who  
22 receive written notification that no further remedial action is necessary on the  
23 effective date of this subsection.

24 (2k) DEVELOPMENT FINANCE BOARD. The treatment of section 15.155 (1) (a) 6. of  
25 the statutes first applies to members of the development finance board who have

1 been appointed under section 15.155 (1) (a) 6., 2005 stats., and who are serving on  
2 the development finance board on the effective date of this subsection.

3 **SECTION 9309. Initial applicability; Corrections.**

4 (1) REVOCATION OF CONDITIONAL RELEASE. The treatment of section 971.17 (3) (e)  
5 of the statutes first applies to persons who are detained on the effective date of this  
6 subsection.

7 (2c) DOMESTIC ABUSE SURCHARGE. The treatment of section 973.055 (1) (intro.)  
8 of the statutes first applies to persons who are convicted of a crime specified in section  
9 973.055 (1) of the statutes on January 1, 2008.

10 **SECTION 9315. Initial applicability; Employment Relations**  
11 **Commission.**

12 (1f) DISPUTE RESOLUTION; FIRE FIGHTERS. The treatment of section 111.70 (4) (c)  
13 2. b. and (mc) of the statutes first applies to fire fighters who are affected by a  
14 collective bargaining agreement that contains provisions that are inconsistent with  
15 that treatment on the day on which the agreement expires, or is extended, modified,  
16 or renewed, whichever occurs first.

17 **SECTION 9321. Initial applicability; Health and Family Services.**

18 (3) OUT-OF-HOME PLACEMENTS OF CHILDREN.

19 (a) *Juvenile court reports.* The treatment of section 48.425 (1) (c) of the statutes  
20 first applies to reports filed with the court assigned to exercise jurisdiction under  
21 chapters 48 and 938 of the statutes on the effective date of this paragraph.

22 (b) *Orders placing child outside home.* The treatment of sections 48.21 (5) (c),  
23 48.235 (4) (b) and (4m) (b), 48.355 (2) (b) 1. and 6g., 48.357 (1) (am) 3. and (c) 3., (2m)  
24 (c), and (2v) (a) 1m., 48.38 (2) (intro.), 48.417 (2) (c), 48.43 (1) (am) and (cm), 767.41  
25 (3) (a) (with respect to transferring legal custody of a child to the department of

1 health and family services) and (am), 767.451 (7) (with respect to transferring legal  
2 custody of a child to the department of health and family services), 938.21 (5) (c),  
3 938.235 (4) (b), 938.32 (1) (c) 1. d., 938.355 (2) (b) 1. and 6g., (6) (d) 1., and (6m) (a)  
4 1g., 938.357 (1) (am) 3. and (c) 3., (2m) (c), and (2v) (a) 1m., and 938.38 (2) (intro.) of  
5 the statutes, the renumbering and amendment of sections 48.21 (5) (b) 1., 48.32 (1)  
6 (b) 1., and 938.21 (5) (b) 1. of the statutes and the creation of sections 48.21 (5) (b) 1.  
7 d., 48.32 (1) (b) 1. d., and 938.21 (5) (b) 1. d. of the statutes first apply to court orders  
8 granted on the effective date of this paragraph.

9 (c) *Voluntary agreements placing child outside home.* The treatment of sections  
10 48.63 (1) and 48.75 (1g) (c) 1. of the statutes first applies to voluntary agreements  
11 placing a child outside the home entered into on the effective date of this paragraph.

12 (4) MEDICAL ASSISTANCE ASSET TRANSFER CHANGES.

13 (a) *Eligibility changes.* The treatment of section 49.47 (4) (a) (intro.), (bm), and  
14 (cr) of the statutes first applies to individuals who apply or are recertified for medical  
15 assistance on the effective date of this paragraph.

16 (b) *Divestment changes.* The treatment of section 49.453 (1) (f) (intro.), 1., 2.,  
17 and 2m. and (fm), (3) (b) (intro.) and (bc), (4) (a), (ac), (am), (b), (c), (cm), (d), (e), and  
18 (em), (4c), and (4m) of the statutes, the renumbering and amendment of section  
19 49.453 (3) (a) and (8) of the statutes, the creation of section 49.453 (3) (a) 2. and (8)  
20 (b) of the statutes first apply to individuals who apply for or are receiving medical  
21 assistance for nursing facility services or other long-term care services on the  
22 effective date of this paragraph.

23 (c) *Continuing care contracts.* The treatment of section 647.05 (2m) of the  
24 statutes first applies to contracts entered into on the effective date of this paragraph.

1 (5) BACKGROUND CHECKS OF FOSTER AND ADOPTIVE HOMES. The treatment of  
2 sections 48.685 (1) (bg) and (d), (2) (b) 1. (intro.) and (c), (3) (a) and (b), (4m) (b) (intro.),  
3 and (5) (a) and (bm) (intro.), and 48.88 (2) (am) of the statutes first applies to a person  
4 who applies for a license to operate a foster home or treatment foster home or for an  
5 investigation of a proposed adoptive home on the effective date of this subsection.

6 (7) DISPROPORTIONATE SHARE HOSPITALS. The treatment of sections 49.02 (2) (c)  
7 and 49.45 (6z) (a) (by SECTION 1538) of the statutes first applies to indigent care  
8 agreements entered into on the effective date of this subsection.

9 (8) SOCIAL SECURITY NUMBER EXEMPTION. The renumbering and amendment of  
10 section 49.82 (2) of the statutes and the creation of section 49.82 (2) (b) of the statutes  
11 first apply to applications received on the effective date of this subsection.

12 (9c) CARE MANAGEMENT ORGANIZATION CONTRACTS. The treatment of section  
13 46.284 (2) (c) of the statutes first applies to contracts entered into, renewed, or  
14 extended on the effective date of this subsection.

15 **SECTION 9322. Initial applicability; Higher Educational Aids Board.**

16 (2) REMISSION OF FEES FOR VETERANS AND DEPENDENTS. The treatment of sections  
17 20.235 (1) (fz), 36.27 (3n) (c) and (3p) (c), 38.24 (7) (c) and (8) (c), and 39.50 of the  
18 statutes first applies to students who enroll for classes in the 2007–08 academic year.

19 (3) WISCONSIN COVENANT SCHOLARS PROGRAM. The treatment of sections 20.235  
20 (1) (fm) and 39.437 of the statutes first applies to students who enroll in a public or  
21 private, nonprofit, accredited, institution of higher education or in a tribally  
22 controlled college in this state in the 2011–12 academic year.

23 (3x) MINNESOTA–WISCONSIN STUDENT RECIPROCITY AGREEMENT. The treatment of  
24 section 39.47 (1), (2), and (3) of the statutes first applies to reimbursement owed

1 under the Minnesota–Wisconsin student reciprocity agreement for the 2008–09  
2 academic year.

3 **SECTION 9325. Initial applicability; Insurance.**

4 (1f) HEALTH INSURANCE; TREATMENT RESTRICTION OR TERMINATION; CLAIM FORMS.

5 (a) Except as provided in paragraph (b), the treatment of sections 632.726,  
6 632.857, and 632.875 (2) (g) of the statutes first applies to claims for insurance  
7 coverage that are submitted to an insurer on the effective date of this paragraph.

8 (b) If a health insurance policy or plan that is in effect on the effective date of  
9 this paragraph contains a provision that is inconsistent with the treatment of section  
10 632.726, 632.857, or 632.875 (2) (g) of the statutes, the treatment of section 632.726,  
11 632.857, or 632.875 (2) (g) of the statutes, whichever is applicable, first applies to  
12 that health insurance policy or plan on the date on which it is renewed.

13 **SECTION 9329. Initial applicability; Justice.**

14 (1) HAZARDOUS WASTE COST RECOVERY. The treatment of section 291.97 (3) of the  
15 statutes first applies to actions commenced on the effective date of this subsection.

16 (2) FALSE CLAIMS. The treatment of section 49.485 of the statutes first applies  
17 with respect to false claims that are presented or caused to be presented on the  
18 effective date of this subsection.

19 (4) SEXUAL ASSAULT FORENSIC EXAMS. The treatment of section 20.455 (5) (d) of  
20 the statutes and subchapter II of chapter 949 of the statutes first applies to  
21 examinations conducted on the effective date of this subsection.

22 **SECTION 9334. Initial applicability; Military Affairs.**

23 (2t) EDUCATIONAL BENEFITS. The treatment of section 21.49 (2m) of the statutes  
24 first applies to applications for tuition grants for an academic term that begins after  
25 the effective date of this subsection.



1           **SECTION 9335. Initial applicability; Natural Resources.**

2           (1) RECYCLING TIPPING FEE. The treatment of section 289.645 (3) of the statutes  
3 first applies to solid waste disposed of on the first day of the first month beginning  
4 after the effective date of this subsection.

5           (2c) STEWARDSHIP APPRAISALS. The treatment of section 23.0917 (7) (e) of the  
6 statutes first applies to estimates made by the department of natural resources on  
7 the effective date of this subsection.

8           **SECTION 9336. Initial applicability; Public Defender Board.**

9           (1) REPRESENTATION IN CIVIL COMMITMENT, PROTECTIVE PLACEMENT, AND  
10 INVOLUNTARY MEDICATION CASES. The treatment of sections 20.550 (1) (L), 51.15 (9),  
11 51.20 (3) and (18) (c), 51.35 (1) (e) 1. and 2. c., 51.45 (12) (b) (intro.), 1., 2., and 3. and  
12 (c) 2., 51.45 (13) (b) 2., (d), and (j) and (16) (c), 51.60, 51.605, 55.10 (4) (a), 55.105,  
13 55.107, 55.135 (1), 55.14 (7), 55.15 (7) (cm), 55.18 (3) (c) (intro.), 55.19 (3) (c) (intro.),  
14 809.30 (2) (d), 967.06 (2) (a) and (b), 977.02 (2m), 977.05 (4) (gm), (h), and (i) 8., 977.06  
15 (2) (a) and (am), 977.07 (1) (a) and (c), 977.075 (1g), (3), (3m), and (4), and 977.08 (1)  
16 and (2) (intro.) and (d) of the statutes first applies to civil proceedings commencing,  
17 emergency detentions or emergency placements occurring, placement transfers  
18 occurring, or petitions for, or annual reviews of, court orders for involuntary  
19 administration of psychotropic medication commencing on July 1, 2008.

20           **SECTION 9337. Initial applicability; Public Instruction.**

21           (1) SCHOOL BREAKFAST PROGRAMS. The treatment of section 115.341 (1) of the  
22 statutes first applies to breakfasts served during the 2007–08 school year.

23           (2) REVENUE LIMIT; DECLINING ENROLLMENT. The treatment of section 121.91 (2m)  
24 (e) (intro.), (4) (f) 1. and 1m. b. and c., and (8) of the statutes first applies to the  
25 calculation of a school district’s revenue limit for the 2007–08 school year.

1           (4) GRANTS FOR MASTER EDUCATOR LICENSURE. The treatment of sections 20.255  
2           (3) (c) and 115.42 (title), (1) (a) 1. and (b), (2) (a) (intro.) and 1., (3), and (4) (c) of the  
3           statutes first applies to persons who were licensed by the department of public  
4           instruction as master educators on July 1, 2005.

5           **SECTION 9339. Initial applicability; Public Service Commission.**

6           (1d) UNIVERSAL SERVICE FUND REIMBURSEMENTS. The treatment of section  
7           196.218 (3) (g) of the statutes first applies to overpayments made in 2005.

8           **SECTION 9341. Initial applicability; Revenue.**

9           (2) VETERANS SERVICE ORGANIZATIONS; INCOME AND FRANCHISE TAX. The treatment  
10          of section 71.26 (1) (am) of the statutes first applies to to taxable years beginning on  
11          January 1 of the year in which this subsection takes effect, except that if this  
12          subsection takes effect after July 31 the treatment of section 71.26 (1) (am) of the  
13          statutes first applies to taxable years beginning on January 1 of the year following  
14          the year in which this subsection takes effect.

15          (3) DEVELOPMENT ZONES TAX CREDITS. The treatment of section 76.636 (1) (e) and  
16          (2) (b), (c), (d), and (e) of the statutes first applies to taxable years beginning on  
17          January 1, 2008.

18          (3c) VETERANS AND SURVIVING SPOUSES PROPERTY TAX CREDIT. The treatment of  
19          section 71.07 (6e) (a) 2. a., b., and c., 3. (intro.), b., and d., and 3e. of the statutes first  
20          applies to taxable years beginning on January 1, 2009.

21          (5) WITHHOLDING TAX ON NONRESIDENT MEMBERS OF PASS-THROUGH ENTITIES. The  
22          treatment of sections 71.775 (3) (a) 2. and 3. and (4) (b) 2., (d), and (f), and 71.83 (1)  
23          (a) 1. of the statutes first applies retroactively to taxable years beginning on January  
24          1, 2006.

1           (6) ENTERPRISE ZONE JOBS CREDIT. The repeal of sections 71.07 (3w) (bm) 3., 71.28  
2           (3w) (bm) 3., and 71.47 (3w) (bm) 3. of the statutes, the consolidation, renumbering  
3           and amendment of 71.07 (3w) (bm) (intro.) and 4., 71.28 (3w) (bm) (intro.) and 4., and  
4           71.47 (3w) (bm) (intro.) and 4. of the statutes, the amendment of sections 71.07 (3w)  
5           (a) 6., (b) 1. a. and b., 2., 3., and 4., and (d), 71.28 (3w) (a) 6., (b) 1. a. and b., 2., 3., and  
6           4., and (d), and 71.47 (3w) (a) 6., (b) 1. a. and b., 2., 3., and 4., and (d) of the statutes,  
7           and the creation of sections 71.07 (3w) (a) 5m., 71.28 (3w) (a) 5m., 71.47 (3w) (a) 5m.,  
8           and 560.799 (6) (e) and (f) of the statutes first apply to taxable years beginning on  
9           July 1, 2007.

10           (6j) INFORMATION TECHNOLOGY BONDS. The treatment of sections 71.05 (1) (c) 8.,  
11           71.26 (1m) (i), and 71.45 (1t) (i) of the statutes first applies to taxable years beginning  
12           on January 1, 2009.

13           (7) EARLY STAGE SEED AND ANGEL INVESTMENT CREDITS. The renumbering of  
14           sections 71.07 (5b) (d), 71.28 (5b) (d), and 71.47 (5b) (d) of the statutes, the  
15           amendment of sections 71.05 (6) (a) 15., 71.21 (4), 71.26 (2) (a), 71.34 (1) (g), 71.45  
16           (2) (a) 10., and 77.92 (4) (as it relates to the early stage seed and angel investment  
17           credits) of the statutes, and the creation of sections 71.07 (5b) (d) 2. and (5d) (d) 4.,  
18           71.28 (5b) (d) 2., and 71.47 (5b) (d) 2. of the statutes first apply to taxable years  
19           beginning on January 1, 2007.

20           (7p) RETAIL SALES. The renumbering and amendment of section 77.51 (17) of  
21           the statutes, the amendment of sections 77.51 (4) (c) 1., 77.51 (12) (a), 77.982 (2),  
22           77.991 (2), 77.9951 (2), and 77.9972 (2) of the statutes and the creation of sections  
23           77.51 (13) (p), 77.51 (14) (m), 77.51 (14) (n), 77.51 (17) (a) to (f), 77.52 (1b), 77.52 (2n),  
24           and 77.53 (1b) of the statutes first apply retroactively to sales made on January 1,  
25           2006.

1           (8) ADDITIONS TO FEDERAL ADJUSTED GROSS INCOME; NONRESIDENTS, PART-YEAR  
2 RESIDENTS. The treatment of section 71.05 (6) (a) 21., 22., and 23. of the statutes first  
3 applies to taxable years beginning on January 1 of the year in which this subsection  
4 takes effect, except that if this subsection takes effect after July 31 the treatment of  
5 section 71.05 (6) (a) 21., 22., and 23. of the statutes first applies to taxable years  
6 beginning on January 1 of the year following the year in which this subsection takes  
7 effect.

8           (9) COVENANT NOT TO COMPETE. The treatment of sections 71.02 (1) and 71.04  
9 (1) (a) of the statutes first applies to taxable years beginning on January 1, 2007.

10           (10) FIRST DOLLAR PROPERTY TAX CREDIT. The treatment of sections 20.835 (3) (b),  
11 74.09 (3) (b) 6m. and 7., 79.10 (1m) (b), (5), (5m), (6m) (a), (7m) (c), (9) (bn) and (c) 3.,  
12 and (11) (d) and 79.15 of the statutes, the renumbering and amendment of section  
13 79.10 (2) of the statutes, and the creation of section 79.10 (2) (b) of the statutes first  
14 apply to property taxes levied in 2008.

15           (11q) EXEMPTION OF INCENTIVE PAYMENTS; ALL-TERRAIN VEHICLES. The treatment  
16 of sections 39.12 (5), 71.43 (1) and (2), 185.81, and 616.10 of the statutes and the  
17 renumbering and amendment of section 71.45 (1) of the statutes first apply to taxable  
18 years beginning on January 1, 2007.

19           (12) SUBTRACT MODIFICATION FOR TUITION EXPENSES. The treatment of section  
20 71.05 (6) (b) 28. (intro.) and h. of the statutes first applies to taxable years beginning  
21 on January 1, 2007.

22           (13) DRY CLEANING FEES. The treatment of section 77.9961 (1m) of the statutes  
23 first applies to the 2nd quarterly payment that is due after the effective date of this  
24 subsection.

1 (15w) CLAY PIGEONS. The treatment of section 77.54 (47) (b) 2. of the statutes  
2 (by SECTION 2410d) first applies retroactively to sales completed on July 1, 2007.

3 (16c) HIGH DENSITY SEQUENCING SYSTEMS. The treatment of section 70.111 (26)  
4 of the statutes first applies retroactively to the property tax assessments as of  
5 January 1, 2006.

6 **SECTION 9346. Initial applicability; Technical College System.**

7 (1) FEE REMISSIONS. The treatment of section 38.24 (7) (b) 2., 2m., and 3. of the  
8 statutes first applies to students enrolled in the 2007–08 academic year.

9 (3k) FIRE DUES DISTRIBUTION. The treatment of section 20.292 (1) (gm) of the  
10 statutes first applies to the unencumbered balance in the appropriation at the end  
11 of the 2007–08 fiscal year.

12 **SECTION 9348. Initial applicability; Transportation.**

13 (1) DMV BACKGROUND INVESTIGATIONS.

14 (a) The treatment of section 110.09 (1) (a) of the statutes first applies to persons  
15 selected to fill positions on the effective date of this paragraph.

16 (b) The treatment of section 110.09 (2) of the statutes first applies to persons  
17 requesting access to information systems on the effective date of this paragraph.

18 (5) FEDERAL SECURITY VERIFICATION MANDATE FEE. The treatment of sections  
19 343.10 (6), 343.135 (1) (a) 3. and (7), 343.14 (1), 343.21 (1) (n), 343.22 (3), 343.26,  
20 343.265 (2), 343.315 (3) (b), 343.38 (1) (a) and (2), 343.39 (1) (a), 343.50 (1), (5), (5m),  
21 and (6) (by SECTION 3384), 344.18 (1) (intro.) and (3) (intro.), 344.19 (3), and 345.47  
22 (1) (c) of the statutes first applies to license and identification card applications  
23 received by the department of transportation on the effective date of this subsection.

1           (5d) IDLE REDUCTION TECHNOLOGY WEIGHT ON HEAVY-DUTY VEHICLES. The  
2 treatment of section 348.15 (3) (f) of the statutes first applies to vehicles operated on  
3 the effective date of this subsection.

4           (5x) VEHICLE TITLE FEE INCREASE. The treatment of section 342.14 (1) and (3) of  
5 the statutes first applies to motor vehicle title applications submitted to the  
6 department of transportation on the effective date of this subsection.

7           (7j) ORGAN TRANSPORT VEHICLES. The treatment of sections 110.08 (1m), 340.01  
8 (3) (dg) and (dh), 343.01 (2) (dg), 346.03 (1) and (5m), 347.25 (1), and 347.38 (4) of the  
9 statutes first applies to vehicles operated on the effective date of this subsection.

10          (11f) VALUE ENGINEERING. The treatment of sections 84.013 (4) (a) and 84.06  
11 (1m) and (1r) of the statutes first applies to highway improvement projects for which  
12 engineering work is commenced on the effective date of this subsection.

13           **SECTION 9350. Initial applicability; University of Wisconsin Hospitals**  
14 **and Clinics Authority.**

15          (1f) NEW MEMBERS. The treatment of section 233.02 (1) (a) of the statutes first  
16 applies to appointments made on the effective date of this subsection.

17           **SECTION 9351. Initial applicability; University of Wisconsin Hospitals**  
18 **and Clinics Board.**

19          (1f) NEW MEMBERS. The treatment of section 15.96 (1) (a) of the statutes first  
20 applies to appointments made on the effective date of this subsection.

21           **SECTION 9352. Initial applicability; University of Wisconsin System.**

22          (1k) TUITION AND FEE REMISSIONS. The treatment of section 36.27 (3n) (b) 2., 2m.,  
23 and 3. of the statutes first applies to students enrolled in the 2007–08 academic year.

24          (3) APPLICATION FEES. The treatment of section 36.11 (3) (d) 1. and 2. of the  
25 statutes first applies to applications received on the effective date of this subsection.

1           **SECTION 9354. Initial applicability; Workforce Development.**

2           (2d) PAYMENT BY DEPARTMENT OF PATERNITY VITAL RECORDS FEE. The renumbering  
3 of section 767.89 (2) of the statutes and the creation of section 767.89 (2) (b) of the  
4 statutes first apply to reports filed with the state registrar on the effective date of this  
5 subsection.

6           **SECTION 9355. Initial applicability; other.**

7           (1f) FIRE FIGHTERS; APPEAL OF DISCIPLINE. The treatment of section 62.13 (5) (i)  
8 of the statutes first applies to a fire fighter who is suspended, reduced, suspended  
9 and reduced, or removed on the effective date of this subsection.

10          **SECTION 9400. Effective dates; general.** Except as otherwise provided in  
11 SECTIONS 9401 to 9455 of this act, this act takes effect on July 1, 2007, or on the day  
12 after publication, whichever is later.

13          **SECTION 9401. Effective dates; Administration.**

14          (1k) REPEAL OF SENTENCING COMMISSION. The treatment of section 973.30 of the  
15 statutes takes effect retroactively on July 1, 2007.

16          **SECTION 9403. Effective dates; Agriculture, Trade and Consumer**  
17 **Protection.**

18          (2c) INTERNATIONAL CRANE FOUNDATION FUNDING. The repeal of section 20.115  
19 (7) (t) of the statutes takes effect on July 1, 2009.

20          **SECTION 9404. Effective dates; Arts Board.**

21          (1j) ONETIME GRANTS. The repeal of section 20.215 (1) (fm) of the statutes takes  
22 effect on July 1, 2009.

23          **SECTION 9405. Effective dates; Building Commission.**

24          (1q) MEMORIAL UNION THEATER WING RENOVATION. The enumeration under  
25 SECTION 9105 (1) (j) of this act in the Authorized State Building Program of the project

1 designated as “Memorial Union theater wing renovation” takes effect on July 1,  
2 2009.

3 **SECTION 9407. Effective dates; Circuit Courts.**

4 (1) DRUG ABUSE PROGRAM IMPROVEMENT SURCHARGE. The treatment of section  
5 961.41 (5) (c) of the statutes takes effect on July 1, 2007.

6 **SECTION 9408. Effective dates; Commerce.**

7 (1i) SURPLUS TRANSFER; HOUSING GRANTS AND LOANS. The repeal of section 20.143  
8 (2) (gm) of the statutes takes effect on June 30, 2009.

9 (2i) SURPLUS TRANSFER; SHELTER FOR HOMELESS AND TRANSITIONAL HOUSING  
10 GRANTS. The repeal of section 20.143 (2) (L) of the statutes takes effect on June 30,  
11 2009.

12 **SECTION 9409. Effective dates; Corrections.**

13 (1) SUPERVISION OF PERSONS ON SUPERVISED RELEASE. The renumbering of section  
14 980.08 (9) of the statutes and the creation of section 980.08 (9) (b) of the statutes take  
15 effect on July 1, 2007.

16 (2) GPS TRACKING. The treatment of sections 301.48 (1) (cm), (cn), (d), (dr), (e),  
17 and (fm), (2) (a) (intro.), 1., 1m., 2., 2m., 3., 3m., 6., 7., and 8., (b) (intro.) and 2., and  
18 (d), (2g), (2m), (3) (a) 1., (b), and (c), (4) (b), (7m), and (8) of the statutes takes effect  
19 on July 1, 2007.

20 (2f) JUVENILE CORRECTIONAL SERVICES TRANSFER. The treatment of sections  
21 20.410 (3) (hm) (by SECTION 324h) and 20.410 (3) (ho) (by SECTION 324k) of the  
22 statutes takes effect on July 1, 2008.

23 **SECTION 9414. Effective dates; Employee Trust Funds.**

24 (1) PAYMENT OF HEALTH INSURANCE PREMIUMS FOR STATE EMPLOYEES. The  
25 treatment of section 40.05 (4) (a) 2. of the statutes takes effect on July 1, 2008.



1           **SECTION 9418m. Effective dates; Government Accountability Board.**

2           (1t) CHILD SUPPORT INFORMATION. The treatment of section 5.05 (5s) (c) of the  
3 statutes takes effect on the day after publication or on the initiation date specified  
4 in 2007 Wisconsin Act 1, section 209 (1), whichever is later.

5           **SECTION 9421. Effective dates; Health and Family Services.**

6           (1) FOSTER CARE RATES. The treatment of section 48.62 (4) of the statutes takes  
7 effect on January 1, 2008, or on the day after publication, whichever is later.

8           (2) MEDICAL ASSISTANCE ASSET TRANSFER CHANGES. The treatment of sections  
9 49.45 (6m) (m), 49.453 (1) (a), (ar), (d), (e), (f) (intro.), 1., 2., and 2m., (fm), and (i), (3)  
10 (b) (intro.) and (bc), (4) (a), (ac), (am), (b), (c), (cm), (d), (e), and (em), (4c), and (4m),  
11 49.47 (4) (a) (intro.), (b) 1., (bc), (bm), and (cr), 632.48 (3), 647.02 (2) (g), and 647.04  
12 (5) of the statutes, the renumbering and amendment of section 49.453 (3) (a) and (8)  
13 and 647.05 of the statutes, the creation of section 49.453 (3) (a) 2. and (8) (b) and  
14 647.05 (2m) of the statutes, and SECTION 9321 (2) (a), (b), and (c) of this act take effect  
15 on October 1, 2007, or on the first day of the 4th month beginning after publication,  
16 whichever is later.

17           (3) BACKGROUND CHECKS OF FOSTER AND ADOPTIVE HOMES AND CHILD ABUSE AND  
18 NEGLECT APPEALS. The treatment of sections 48.685 (1) (bg) and (d), (2) (b) 1. (intro.)  
19 and (c), (3) (a) and (b), (4m) (b) (intro.), and (5) (a) and (bm) (intro.), 48.88 (2) (am),  
20 and 48.981 (3) (c) 8. of the statutes and SECTION 9321 (5) of this act take effect on  
21 January 1, 2008.

22           (4) BADGERCARE PLUS. The treatment of sections 20.435 (4) (b) (by SECTION 383),  
23 (bm) (by SECTION 386), (bn) (by SECTION 388), (jw), (jz) (by SECTION 393), and (o), 45.51  
24 (13) (intro.), (a), and (b), 46.206 (1) (bm), 46.22 (1) (b) 1. d., 46.27 (6u) (c) 1. a. and (d)  
25 (intro.) and (7) (am) and (b), 46.275 (1m) (a), 46.277 (1m) (a), 46.278 (1m) (b), 46.283

1 (3) (k), 46.485 (3g), 48.57 (3m) (e) and (3n) (e), 49.22 (2m) (a), (b), and (c) 3. and (6)  
2 (by SECTION 1471), 49.45 (2) (a) 1. and 3. and (b) 3. and 7. (intro.), (3) (b) 1. and 2., (dm),  
3 (f) 2., (L) 2., and (m), (6c) (d) 1. and 2., (8) (a) 4., (9), (18) (ac) and (am), (24g), (24r),  
4 (29), (35), (42m) (a), (48), (49m) (c) 1., and (53), 49.468 (1) (b) and (c), (1m) (a), and  
5 (2) (a), 49.473 (2) (a), 49.49 (3m) (a) (intro.), 1., 2. (by SECTION 1633), and 3., 49.497  
6 (title), (1r), and (4), 49.665 (4) (ap) 2. and (7) (a) 1., 49.688 (5) (a) (intro.), 49.785 (1)  
7 (intro.) and (1c), 49.81 (4), 49.82 (2) (b) 1. (by SECTION 1675) and 2. (by SECTION 1676),  
8 49.89 (7) (b), 51.038, 51.04, 59.53 (5) (a) (by SECTION 1849), 66.0137 (3), 227.01 (13)  
9 (um), 253.10 (3) (d) 1., 302.38 (3), 302.386 (1), 449.17 (8), 632.746 (7m) (b) 1., 814.61  
10 (13), and 885.01 (5) (by SECTION 3772) of the statutes and the amendment of sections  
11 49.45 (18m) (a) 1. and 49.84 (6) (c) 1. d. and e. of the statutes take effect on the date  
12 stated in the Wisconsin Administrative Register by the department of health and  
13 family services under section 49.471 (12) (b) of the statutes, as created by this act,  
14 as the implementation date for BadgerCare Plus.

15 (7) LONG-TERM CARE DISTRICTS. The treatment of section 40.02 (28) (by SECTION  
16 757) of the statutes takes effect on January 1, 2010.

17 (8c) REDUCING FETAL AND INFANT MORTALITY AND MORBIDITY. The repeal of section  
18 20.435 (5) (eu) of the statutes takes effect on July 1, 2009.

19 (8q) FAMILY CARE COUNTY CONTRIBUTION AND FUNCTIONAL ELIGIBILITY. The  
20 treatment of sections 46.281 (4), 46.286 (1) (a) 1., and 46.40 (9) (a) and (ag), 46.495  
21 (1) (d) (by SECTION 1125m), and 51.423 (2) of the statutes take effect on January 1,  
22 2008.

23 (9w) VITAL RECORDS FEES. The treatment of sections 69.22 (1) (a) (by SECTION  
24 1918h), 69.22 (1) (b) (by SECTION 1918j), 69.22 (1) (c) (by SECTION 1918L), 69.22 (1) (d)

1 (by SECTION 1918n), and 69.22 (1m) (by SECTION 1918q) of the statutes and the repeal  
2 of section 69.22 (1p) of the statutes take effect on July 1, 2010.

3 **SECTION 9422. Effective dates; Higher Educational Aids Board.**

4 (1x) MINNESOTA–WISCONSIN STUDENT RECIPROCITY AGREEMENT. The treatment of  
5 section 39.47 (1), (2), and (3) of the statutes takes effect retroactively to July 1, 2007.

6 **SECTION 9424. Effective dates; Housing and Economic Development**  
7 **Authority.**

8 (1i) SURPLUS TRANSFER; HOUSING GRANTS AND LOANS. The treatment of section  
9 234.165 (2) (c) (intro.) (by Section 3026) of the statutes and the repeal of section  
10 234.165 (3) (a) of the statutes take effect on June 30, 2009.

11 (2i) SURPLUS TRANSFER; SHELTER FOR HOMELESS AND TRANSITIONAL HOUSING  
12 GRANTS. The repeal of section 234.165 (3) (b) of the statutes takes effect on June 30,  
13 2009.

14 **SECTION 9430. Effective dates; Legislature.**

15 (1f) ELIMINATION OF REVISOR OF STATUTES BUREAU. The repeal of sections 13.55  
16 (1) (a) 1. c., 13.92 (2) (g), 13.93 (intro.), (1m), and (2) (intro.), (a), (b), (f), (g), (i), and  
17 (k), 20.923 (4) (e) 6., 35.001 (3), and 227.01 (12) of the statutes, the renumbering of  
18 sections 13.93 (2) (d) and (h) and (3) (a), (b), (c), and (cd) of the statutes, the  
19 renumbering and amendment of sections 13.93 (1), (2) (c), (e), and (j), (2m), and (3)  
20 (intro.) of the statutes, and the amendment of sections 10.53 (title), (1g), (1r), (2), and  
21 (3), 13.55 (1) (a) 1. (intro.), 13.83 (1) (c) 1., 2., and 3., and (g) 3., 13.90 (1) (intro.) and  
22 (1m) (a), 13.92 (1) (b) 5., 16.971 (6), 20.003 (2), 20.004 (2), 20.765 (1) (d) and (3) (a)  
23 and (g), 21.37, 35.05 (4), 35.15 (1) (b), 35.17, 35.18 (1), (2), and (3), 35.20, 35.23, 35.50  
24 (2), 35.56 (1) (a) and (5), 35.91 (1), 35.93 (1), (3), (4), (6), and (8), 73.01 (4) (e) 2., 108.05  
25 (2) (f), 108.10 (7) (b), 138.052 (5) (am) 2. b. and c., 227.114 (6), 227.135 (3), 227.14 (1),

1 (3), (4m), and (6) (c), 227.15 (1m) (e), (2) (intro.), and (7), 227.17 (1) (a), (b), and (bm),  
2 227.19 (2), 227.20 (1), (2), and (3) (intro.), 227.21 (1), (2) (a) and (b), and (4), 227.22  
3 (3), 227.24 (2) (c) and (3), 227.25, 227.27 (2), 285.14 (2), 285.23 (6), 758.13 (1) (a) 7.,  
4 and 895.507 (7m) of the statutes take effect on December 31, 2007.

5 **SECTION 9435. Effective dates; Natural Resources.**

6 (1w) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The amendment of  
7 section 20.370 (5) (cq) (by SECTION 282f) of the statutes takes effect on July 1, 2008.

8 (3q) LANDOWNER INCENTIVE PROGRAM. The treatment of sections 20.370 (1) (ms)  
9 and (5) (cu) (by SECTION 282km), and (cv), and 23.33 (2j) (c) of the statutes takes effect  
10 on July 1, 2008.

11 **SECTION 9436. Effective dates; Public Defender Board.**

12 (1) REPRESENTATION IN CIVIL COMMITMENT, PROTECTIVE PLACEMENT, AND  
13 INVOLUNTARY MEDICATION CASES. The treatment of sections 20.550 (1) (f), 51.15 (9),  
14 51.20 (3) and (18) (c), 51.35 (1) (e) 1. and 2. c., 51.45 (12) (b) (intro.), 1., 2., and 3. and  
15 (c) 2., 51.45 (13) (b) 2., (d), and (j) and (16) (c), 51.60, 51.605, 55.10 (4) (a), 55.105,  
16 55.107, 55.135 (1), 55.14 (7), 55.15 (7) (cm), 55.18 (3) (c) (intro.), 55.19 (3) (c) (intro.),  
17 809.30 (2) (d), 814.69 (1) (a), 967.06 (1), (2) (a) and (b), and (3), 977.05 (4) (gm), (h),  
18 and (i) 8., 977.06 (2) (a) and (am), 977.07 (1) (a) and (c), 977.075 (1g), (3), (3m), and  
19 (4), 977.08 (1) and (2) (intro.) and (d), and 977.085 (3) of the statutes and SECTION  
20 9336 (1) of this act take effect on July 1, 2008.

21 **SECTION 9437. Effective dates; Public Instruction.**

22 (1i) ONE-TIME GRANTS. The repeal of section 20.255 (3) (a) of the statutes takes  
23 effect on July 1, 2009.

24 **SECTION 9440. Effective dates; Regulation and Licensing.**

1           (1j) WHOLESALE PRESCRIPTION DRUG DISTRIBUTORS. The treatment of sections  
2           440.08 (2) (a) 28., 440.08 (2) (a) 72., 450.01 (12), 450.07 (title), (2), (3), and (4) (c),  
3           450.071, 450.072, 450.073, and 450.074 of the statutes takes effect on June 1, 2008.

4           (2t) CHANGE OF FEE DETERMINATION METHOD FOR INITIAL CREDENTIALS, RECIPROCAL  
5           CREDENTIALS, AND RENEWAL OF CREDENTIALS. The treatment of sections 440.03 (14) (a)  
6           1. c., 2. c., and 3. c., 440.03 (14) (am) and (c), 440.05 (1) (a), 440.05 (2), 440.08 (2) (a)  
7           (intro.), 1. to 27m., 29. to 71., and 72. (by SECTION 3465s) and (c) and (3) (a), 440.26  
8           (3) and (5m) (a) 4. and (b), 440.42 (1) (c), 440.43 (1) (c), 440.44 (1) (c), 440.62 (2) (a),  
9           440.63 (2), 440.71 (2) (a) and (3), 440.88 (4), 440.91 (1) (b) 2. and (c) 1., (2) (intro.), and  
10          (4), 440.92 (1) (b) 2. and (c), 440.966 (1), 440.972 (2), 440.98 (6), 440.982 (1m) (b),  
11          440.983 (1), 440.992 (1), 440.9935, 441.06 (3), 441.10 (3) (b), 441.15 (3) (a) 2. and (b)  
12          (by SECTION 3503b), 442.08 (1) and (2) (intro.), 442.083, 442.09, 443.07 (6), 443.08 (3)  
13          (a) and (b), 443.10 (2) (b) and (e) and (5), 445.04 (2), 445.06, 445.105 (3), 446.02 (4),  
14          447.05, 448.07 (2), 448.55 (2), 448.65 (2) (a), 448.86 (2), 448.955 (2) (intro.), 448.967  
15          (2), 449.06 (1), 450.06 (2) (c), 450.065 (2) (d), 450.071 (3) (a) (by SECTION 3530eg),  
16          450.08 (2) (a) and (b), 451.04 (4), 452.025 (1) (c) and (5) (b), 452.10 (3), 452.12 (2) (c),  
17          (5) (a) and (6), (e) 1. and 2., 453.062 (1), 454.06 (1) (a) and (8), 454.08 (3) and (9),  
18          455.06, 455.07 (2), 456.07 (2), 457.20 (3) (a), 458.11, 459.09 (1) (a), 459.24 (5) (a),  
19          460.07 (2) (a), 470.045 (3) (a), 470.045 (3) (b), 470.07 and 480.08 (3) (b) and (5) of the  
20          statutes takes effect on July 1, 2009.

21           **SECTION 9441. Effective dates; Revenue.**

22           (1) HOME EXCHANGE SERVICE SALES. The creation of section 77.54 (54) of the  
23          statutes takes effect on the first day of the 2nd month beginning after publication.

1           (2) WITHHOLDING TAX ON NONRESIDENT MEMBERS OF PASS-THROUGH ENTITIES. The  
2 treatment of sections 71.775 (3) (a) 2. and 3. and (4) (b) 2., (d), and (f), and 71.83 (1)  
3 (a) 1. of the statutes takes effect retroactively on January 1, 2006.

4           (2j) PRODUCTS POWERED BY ALTERNATE RESOURCES. The treatment of section 77.54  
5 (56) (by SECTION 2419c) of the statutes takes effect on July 1, 2009.

6           (3j) DELINQUENT TAXPAYER INTERNET POSTING. The treatment of section 73.03 (62)  
7 of the statutes takes effect on the first day of the 3rd month beginning after  
8 publication.

9           (3q) CEMETERY SALES AND USE TAX EXEMPTION. The treatment of section 77.54 (9a)  
10 (i) of the statutes takes effect on July 1, 2009.

11           (4f) BIOMASS USED FOR FUEL. The treatment of section 77.54 (30) (a) 1m. of the  
12 statutes takes effect on the first day of the 2nd month beginning after publication.

13           (4q) RETAIL SALES. The renumbering and amendment of section 77.51 (17) of  
14 the statutes, the amendment of sections 77.51 (4) (c) 1., 77.51 (12) (a), 77.982 (2),  
15 77.991 (2), 77.9951 (2), and 77.9972 (2) of the statutes and the creation of sections  
16 77.51 (13) (p), 77.51 (14) (m), 77.51 (14) (n), 77.51 (17) (a) to (f), 77.52 (1b), 77.52 (2n),  
17 and 77.53 (1b) of the statutes take effect retroactively to January 1, 2006.

18           (5) WITHHOLDING FROM LOTTERY PRIZE PAYMENTS. The treatment of section 565.30  
19 (5) (by SECTION 3649) of the statutes takes effect on the first day of the 3rd month  
20 beginning after publication.

21           (5f) CLAY PIGEONS. The treatment of section 77.54 (47) (b) 2. of the statutes (by  
22 SECTION 2410d) takes effect retroactively on July 1, 2007.

23           (6) CIGARETTE AND TOBACCO PRODUCTS TAX RATES. The treatment of sections  
24 139.31 (1) (a) and (b), 139.315 (1), 139.32 (5), 139.75 (5d) and (12), 139.76 (1) and

1 139.78 (1), of the statutes takes effect on the first day of the 3rd month beginning  
2 after publication.

3 (6n) LOCAL LEVY LIMITS. The repeal of section 66.0602 of the statutes takes effect  
4 on November 30, 2009.

5 (9) PROPERTY ASSESSMENT MANUAL COSTS. The treatment of section 20.566 (2) (hi)  
6 of the statutes takes effect on July 1, 2009.

7 (11) CATALOG SALES AND USE TAX EXEMPTION. The treatment of sections 77.51 (1j),  
8 77.52 (2) (a) 11., and 77.54 (25) and (25m) of the statutes takes effect on April 1, 2009.

9 (11m) HIGH DENSITY SEQUENCING SYSTEMS. The treatment of section 70.111 (26)  
10 of the statutes takes effect on January 1, 2006.

11 (13d) BREWERS AND BREWPUBS. The treatment of sections 125.02 (2), (2d) (intro.),  
12 (2h), (2p), (2t), and (21), 125.04 (9), 125.07 (4) (bm) 1., 125.10 (4), 125.25 (2) (b) 5.,  
13 125.26 (2) (b) 1., 125.28 (2) (b) 1. e. and 2., 125.29 (5) and (6), 125.295, 125.31 (1) (a)  
14 1. (intro.) and a. to e., 2., 3., and 4., 125.32 (5) and (7) (a), 125.33 (title), (1), (2) (intro.),  
15 (a), (d), (j), (k), (L) 2., 3., and 4., (n) 2., and (p) 1., (2s), (6), (7) (a) 1. a. and b., (b), (c),  
16 and (d), (7m), (8), (9), (10) (a) 1. to 4., (b), and (c) 1. and 3., and (11), 125.34 (title), (1)  
17 (a) and (c), (2) (a), (bg), and (bm), (3) (a) 1. and 2., (4) (a), and (5), 125.69 (1) (d), 139.01  
18 (1), (2), (2c), and (2e), 139.04 (2), 139.05 (2) and (7) (a) and (b), 139.08 (4), 139.09,  
19 139.11 (2), (3), and (4) (a) (by SECTION 2780em), 139.18 (1), 139.22, and 346.93 (1) of  
20 the statutes takes effect on the 30th day beginning after publication.

21 **SECTION 9446. Effective dates; Technical College System.**

22 (1d) LEVY LIMIT. The repeal of section 38.17 of the statutes takes effect on  
23 November 30, 2009.

24 **SECTION 9448. Effective dates; Transportation.**

1           (1) LICENSE AND IDENTIFICATION CARD ISSUANCE. The treatment of sections 125.07  
2           (4) (cm), 125.085 (3) (bp), 343.01 (2) (d), 343.027, 343.03 (3) (intro.), (3m), and (6) (a),  
3           343.06 (1) (j) and (L), 343.10 (2) (a) (intro.) and (7) (b) and (d), 343.14 (2) (a), (br), (es)  
4           1. and 4., and (f), (2r), (3), and (4m), 343.16 (3) (a), 343.165, 343.17 (1), (2), (3) (a) 1.  
5           and 5., and (5), 343.19 (1), 343.20 (1) (a) and (f), (1m) (by SECTION 3268), and (2) (a),  
6           343.22 (1), (2) (intro.) and (a), (2m) (by SECTION 3274), and (3) (by SECTION 3276),  
7           343.23 (2) (a) (intro.) and (b) and (5), 343.235 (3) (a), 343.237 (2) and (3) (intro.),  
8           343.24 (3) and (4) (c) 1., 343.26 (by SECTION 3291), 343.30 (5), 343.305 (11), 343.43 (1)  
9           (g), 343.50 (2), (3), (4), (6) (by SECTION 3383), and (10) (intro.), (a), and (c), and 938.396  
10          (4) of the statutes, the renumbering and amendment of section 343.50 (1) (by SECTION  
11          3375) and (5) (by SECTION 3381) of the statutes, the consolidation, renumbering, and  
12          amendment of section 343.14 (2) (er) 1. and 2. of the statutes, the amendment of  
13          section 343.50 (8) (a) and (b) of the statutes, and the creation of section 343.50 (1) (b)  
14          and (c) and (8) (c) of the statutes take effect on May 11, 2008, or on the date stated  
15          in the notice provided by the secretary of transportation and published in the  
16          Wisconsin Administrative Register under section 85.515 (2) (b) of the statutes, as  
17          created by this act, whichever is later.

18           (2) DMV BACKGROUND INVESTIGATIONS.

19           (a) The treatment of section 110.09 (2) of the statutes and SECTION 9348 (1) (b)  
20          of this act take effect on the first day of the 4th month beginning after publication.

21           (b) The treatment of section 110.09 (1) of the statutes and SECTION 9348 (1) (a)  
22          of this act take effect on January 1, 2008.

23           (5) FEDERAL SECURITY VERIFICATION MANDATE FEE. The treatment of sections  
24          343.10 (6), 343.135 (1) (a) 3. and (7), 343.14 (1), 343.21 (1) (n), 343.22 (2m) and (3),  
25          343.26, 343.265 (2), 343.305 (8) (b) 5. (intro.) and (c) 5., 343.315 (3) (b), 343.38 (1) (a)



1 and (2), 343.39 (1) (a), 343.50 (1), (5), (5m), and (6) (by SECTION 3384), 344.18 (1)  
2 (intro.) and (3) (intro.), 344.19 (3), and 345.47 (1) (c) of the statutes and SECTION 9348  
3 (5) of this act take effect on January 1, 2008.

4 (6) REGISTRATION FEES. The treatment of section 341.25 (1) (a) and (2) (a), (b),  
5 (c), (cm), (d), (e), (f), (g), (h), (i), (j), (k), (km), (L), (m), (n), (o), (p), and (q) of the statutes  
6 takes effect on January 1, 2008.

7 (7) EMISSION INSPECTIONS. The treatment of sections 110.20 (7), (8) (title), (9k),  
8 (10m), and (11), 110.21, and 285.30 (5) (a), (b), and (d) of the statutes, the  
9 renumbering and amendment of section 110.20 (8) of the statutes, and the creation  
10 of section 110.20 (8) (am) 1m. and (bm) of the statute take effect on July 1, 2008.

11 (7x) VEHICLE TITLE FEE INCREASE. The treatment of section 342.14 (1) and (3) of  
12 the statutes and SECTION 9348 (5x) of this act take effect on January 1, 2008.

13 (9q) OVERWEIGHT VEHICLE FORFEITURES. The repeal and recreation of section  
14 348.21 (3g) (intro.) of the statutes takes effect on January 1, 2011.

15 (11f) VALUE ENGINEERING. The treatment of sections 84.013 (4) (a) and 84.06  
16 (1m) and (1r) of the statutes and SECTION 9348 (11f) of this act take effect on the first  
17 day of the 3rd month beginning after publication.

18 **SECTION 9451. Effective dates; University of Wisconsin Hospitals and**  
19 **Clinics Board.**

20 (1f) NEW MEMBERS. The repeal and recreation of section 15.07 (4) of the statutes  
21 takes effect on the initiation date specified in 2007 Wisconsin Act 1, section 209 (1),  
22 or on the day after publication, whichever is later.

23 **SECTION 9454. Effective dates; Workforce Development.**

1           (2) FEE PAID BY CHILD SUPPORT PAYEE. The treatment of sections 20.445 (3) (ja)  
2 (by SECTION 455) and 767.57 (1e) (title), (a) (by SECTION 3734), and (c) (by SECTION  
3 3737) of the statutes takes effect on January 1, 2008.

4           (3k) GRANT TO RACINE YWCA. The repeal of section 20.445 (3) (e) of the statutes  
5 takes effect on July 1, 2008.

6           (3p) REINSTATEMENT OF FEDERAL CHILD SUPPORT INCENTIVE PAYMENT MATCHING  
7 FUNDS. The treatment of sections 20.445 (3) (k) (by SECTION 460d) and 49.24 (1) (by  
8 SECTION 1474d) and (2) (b) (intro.) (by SECTION 1475d) and (dm) of the statutes and  
9 the repeal of section 20.445 (3) (b) of the statutes take effect on whichever of the  
10 following dates is later:

11           (a) The date that is the later of the following:

12           1. July 1, 2007.

13           2. The day after publication.

14           (b) The date stated in the notice in the Wisconsin Administrative Register  
15 under section 49.24 (4) of the statutes, as created by this act.

16           (5k) GRANT TO RACINE COUNTY WORKFORCE DEVELOPMENT BOARD. The repeal of  
17 section 20.445 (1) (fr) of the statutes takes effect on July 1, 2008.

18           **SECTION 9455. Effective dates; other.**

19           (2) CREATION OF DEPARTMENT OF CHILDREN AND FAMILIES. The repeal of sections  
20 13.83 (4) (a) 9., 20.435 (3) (fp), 20.435 (3) (m), 20.435 (3) (ma), 20.435 (3) (mb), 20.435  
21 (3) (mc), 20.435 (3) (md), 20.435 (3) (n), 20.435 (3) (na), 20.435 (3) (nL), 46.03 (7) (c),  
22 46.03 (7) (e), 46.03 (29), 46.16 (2), 46.16 (2m), 46.16 (2s), 46.515 (1) (a), 46.515 (1) (c),  
23 46.766, 48.985 (5), 103.005 (17) and 103.005 (18) of the statutes, and the  
24 renumbering of sections 15.195 (4) (a), 15.195 (4) (b), 15.195 (4) (c), 15.195 (4) (d),  
25 15.195 (4) (dg), 15.195 (4) (e), 15.195 (4) (em), 15.195 (4) (f), 15.195 (4) (fm), 15.195

1 (4) (g), 15.197 (24) (a) 1., 15.197 (24) (a) 2., 15.197 (24) (a) 3., 15.197 (24) (a) 4., 15.197  
2 (24) (a) 5., 15.197 (24) (a) 6., 15.197 (24) (a) 7., 15.197 (24) (b), 15.197 (24) (c), 20.435  
3 (3) (title), 20.435 (3) (cf), 20.435 (3) (cw), 20.435 (3) (cx), 20.435 (3) (da), 20.435 (3) (dd),  
4 20.435 (3) (dg), 20.435 (3) (gx), 20.435 (3) (i), 20.435 (3) (jb), 20.435 (3) (jj), 20.435 (3)  
5 (jm), 20.435 (3) (kw), 20.435 (3) (kx), 20.435 (3) (ky), 20.435 (3) (kz), 20.435 (3) (mw),  
6 20.435 (3) (mx), 20.435 (3) (pm), 20.445 (3) (title), 20.445 (3) (a), 20.445 (3) (b), 20.445  
7 (3) (cm), 20.445 (3) (cr), 20.445 (3) (dz), 20.445 (3) (i), 20.445 (3) (ja), 20.445 (3) (jb),  
8 20.445 (3) (jL), 20.445 (3) (k), 20.445 (3) (kp), 20.445 (3) (kx), 20.445 (3) (L), 20.445  
9 (3) (ma), 20.445 (3) (me), 20.445 (3) (n), 20.445 (3) (na), 20.445 (3) (nL), 20.445 (3) (pz),  
10 20.445 (3) (q), 20.445 (3) (qm), 20.445 (3) (s), 46.023, 46.03 (7) (cm), 46.03 (7) (d), 46.03  
11 (7) (f), 46.03 (7) (h), 46.03 (39), 46.22 (1) (b) 1. f., 46.261 (title), 46.261 (1), 46.261 (2)  
12 (title), 46.261 (2) (a) (intro.), 46.261 (2) (b), 46.261 (3), 46.30 (title), 46.30 (1), 46.30  
13 (2), 46.30 (3) (title), 46.30 (3) (a) (intro.), 46.30 (3) (a) 1., 46.30 (3) (a) 2., 46.30 (3) (a)  
14 3., 46.30 (3) (a) 4., 46.30 (3) (a) 5., 46.30 (3) (a) 6., 46.30 (3) (a) 7., 46.30 (3) (b), 46.30  
15 (4) (title), 46.30 (4) (b), 46.30 (4) (c), 46.30 (4) (d), 46.30 (5), 46.45 (2) (b), 46.481 (1)  
16 (title), 46.481 (1) (b), 46.481 (2), 46.481 (3), 46.51 (title), 46.51 (3), 46.51 (4), 46.51 (5),  
17 46.515 (title), 46.515 (1) (intro.), 46.515 (1) (b) (intro.), 46.515 (1) (b) 1. (intro.), 46.515  
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21 (6) (d) (title), 46.515 (6) (d) 1., 46.515 (6) (e), 46.515 (6g), 46.515 (6r), 46.515 (7), 46.515  
22 (8), 46.75 (title), 46.75 (1), 46.75 (2) (title), 46.75 (2) (b), 46.75 (3), 46.76 (intro.), 46.76  
23 (1), 46.76 (2), 46.76 (4), 46.76 (5), 46.95 (title), 46.95 (1), 46.95 (2) (title), 46.95 (2) (b),  
24 46.95 (2) (c), 46.95 (2) (d), 46.95 (2) (e), 46.95 (2) (f) 1., 46.95 (2) (f) 5., 46.95 (2) (f) 6.,  
25 46.95 (2) (f) 7., 46.95 (2) (f) 8., 46.95 (2) (f) 9., 46.95 (2) (f) 10., 46.95 (2m), 46.95 (3),

1 46.95 (4), 46.99 (title), 46.99 (1), 46.99 (2) (title), 46.99 (2) (a) 1., 46.99 (2) (a) 2., 46.99  
2 (2) (a) 3., 46.99 (2) (a) 4., 46.99 (2) (a) 5., 46.99 (2) (b), 46.99 (3), 46.995 (title), 46.995  
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4 46.997 (2) (d), 46.997 (2) (e), 46.997 (3), 253.06 (title), 253.06 (1), 253.06 (3), 253.06  
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7 renumbering and amendment of sections 15.195 (4) (intro.), 15.195 (4) (dr), 15.197  
8 (16), 15.197 (24) (a) (intro.), 15.197 (24) (d), 20.435 (1) (ac), 20.435 (1) (gr), 20.435 (3)  
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10 (3) (j), 20.435 (3) (kc), 20.435 (3) (kd), 20.435 (3) (me), 20.435 (3) (pd), 20.435 (5) (ab),  
11 20.435 (5) (dn), 20.435 (5) (em), 20.445 (3) (mc), 20.445 (3) (md), 20.445 (3) (mm),  
12 20.445 (3) (pv), 20.445 (3) (r), 46.014 (4), 46.03 (7g), 46.03 (7m), 46.037, 46.24, 46.247,  
13 46.261 (2) (a) 1., 46.261 (2) (a) 2., 46.261 (2) (a) 3., 46.261 (2) (a) 4., 46.30 (3) (a) 8.,  
14 46.30 (4) (a), 46.40 (1) (b), 46.40 (1) (c), 46.40 (3), 46.40 (7m), 46.45 (2) (a), 46.45 (2)  
15 (am), 46.45 (2) (c), 46.46 (1m), 46.481 (intro.), 46.481 (1) (a), 46.51 (1), 46.515 (1) (b)  
16 1. c., 46.515 (2), 46.515 (5), 46.515 (6) (d) 2., 46.515 (6m), 46.75 (2) (a), 46.77, 46.95  
17 (2) (a), 46.95 (2) (f) (intro.), 46.99 (2) (a) (intro.), 46.995 (1m), 46.997 (2) (a), 46.997  
18 (2) (b), 46.997 (4), 49.32 (11), 49.852 (1), 49.858 (1), 49.86, 253.06 (2) and 253.06 (5)  
19 (e) of the statutes, and the amendment of sections 5.05 (5s) (c), 6.47 (1) (ag), 7.08 (10),  
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21 14.18, 15.155 (5), 16.54 (12) (b), 16.54 (12) (d), 16.75 (6) (bm), 16.957 (3), 16.964 (12)  
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1 29.024 (2g) (c), 29.024 (2g) (d) 1., 29.024 (2r) (am), 29.229 (5m) (a), 29.229 (5m) (b),  
2 29.229 (5m) (c), 35.86 (1), 38.04 (21) (intro.), 45.20 (2) (d) 2. b., 45.33 (2) (b) 1. b., 45.42  
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4 46.03 (18) (a), 46.03 (18) (am), 46.03 (20) (a), 46.03 (22) (title), 46.03 (22) (a), 46.03  
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8 46.215 (1p), 46.215 (2) (a) 2., 46.215 (2) (b), 46.215 (2) (c) 2., 46.215 (3), 46.22 (1) (b)  
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21 48.561 (3) (b), 48.57 (1) (g), 48.57 (3) (a) 3. (intro.), 48.57 (3) (b), 48.57 (3m) (am)  
22 (intro.), 48.57 (3n) (am) (intro.), 48.57 (3p) (b) 1., 48.57 (3p) (b) 2., 48.57 (3p) (b) 3.,  
23 48.57 (3p) (c) 1., 48.57 (3p) (c) 2., 48.57 (3p) (c) 2m., 48.57 (3p) (c) 3., 48.57 (3p) (d),  
24 48.57 (3p) (e) (intro.), 48.57 (3p) (fm) 1., 48.57 (3p) (fm) 1m., 48.57 (3p) (fm) 2., 48.57  
25 (3p) (fm) 2m., 48.57 (3p) (g) (intro.), 48.57 (3p) (g) 3., 48.57 (3p) (h) 2., 48.57 (3p) (h)

1 3. (intro.), 48.57 (3p) (h) 4., 48.57 (3p) (i), 48.57 (3p) (j), 48.60 (3), 48.62 (5) (d), 48.627  
2 (2) (c), 48.627 (2c), 48.627 (2m), 48.627 (2s) (intro.), 48.627 (3) (f), 48.627 (4), 48.64  
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7 (e), 48.93 (1d), 48.98 (2) (d), 48.981 (7) (dm), 48.981 (8) (a), 48.981 (8) (d) 1., 48.982  
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10 (1m) (intro.), 49.143 (2) (b), 49.147 (6) (c), 49.147 (6) (cm) 1., 49.155 (1g) (a) (intro.)  
11 and 3. and (b), 49.1635 (1), 49.175 (1) (intro.), 49.175 (1) (ze) (title), 49.175 (1) (ze)  
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13 2. b., 49.19 (10) (a), 49.19 (10) (d), 49.19 (11) (a) 1. a., 49.19 (11s) (d), 49.195 (3r),  
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16 49.32 (9) (a), 49.32 (12), 49.325 (1) (a), 49.325 (2), 49.325 (2g) (a), 49.325 (2g) (c),  
17 49.325 (2r) (a) 1., 49.325 (2r) (a) 2., 49.325 (3) (a), 49.34 (1), 49.34 (2), 49.34 (4) (a),  
18 49.34 (4) (c), 49.34 (5m) (a) 1., 49.34 (5m) (b) 1., 49.34 (5m) (b) 2., 49.35 (1) (a), 49.35  
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24 49.852 (2) (c), 49.852 (3), 49.852 (4) (a), 49.852 (4) (b), 49.852 (4) (c), 49.852 (4) (d),  
25 49.853 (1) (b), 49.854 (1) (a), 49.854 (11) (b), 49.855 (1), 49.855 (3), 49.855 (4) (a),

1 49.855 (4) (b), 49.855 (4m) (b), 49.855 (4m) (c), 49.855 (5), 49.856 (1) (b), 49.857 (1)  
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3 49.857 (2) (b) 3. c., 49.857 (2) (b) 5., 49.857 (3) (a) (intro.), 49.857 (3) (a) 4., 49.857 (3)  
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5 49.857 (3) (ar) 1., 49.857 (3) (ar) 2., 49.857 (3) (ar) 3., 49.857 (3) (b) (intro.), 49.857 (3)  
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11 59.69 (15) (f), 59.69 (15) (h), 60.63 (intro.), 60.63 (4), 60.63 (5), 60.63 (6), 60.63 (7),  
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15 73.0301 (2) (c) 1. am., 73.0301 (2) (c) 2., 77.61 (5) (b) 11., 85.24 (4) (b), 85.24 (4) (c),  
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18 115.347 (3), 115.365 (2) (intro.), 115.368 (2) (intro.), 115.812 (1), 118.125 (2) (i), 118.19  
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21 138.12 (3) (e) 1., 138.12 (4) (b) 6., 138.12 (5) (am) 1. c., 138.12 (5) (am) 2., 146.40 (4d)  
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14 SECTION 3061), 253.15 (7) (e) (by SECTION 3063), 253.15 (8), 254.115 (1m), 291.15 (2)  
15 (d), 299.07 (1) (am) 1., 299.07 (1) (b) 2., 299.08 (1) (am) 1., 299.08 (1) (b) 1., 299.08 (2),  
16 301.12 (14) (b), 301.12 (14) (g), 301.26 (4) (c), 301.37 (1), 301.45 (7) (a), 301.45 (9),  
17 302.372 (2) (b), 341.51 (4) (an), 341.51 (4g) (b), 341.51 (4m) (a), 342.06 (1) (eg), 342.06  
18 (1) (eh), 343.14 (2) (br), (by SECTION 3244b), 343.14 (2j), 343.305 (6) (e) 2. am., 343.305  
19 (6) (e) 3. b., 343.345, 343.50 (8) (b), 343.61 (2) (a) 1m., 343.61 (2) (b), 343.62 (2) (am),  
20 343.62 (2) (b), 343.66 (2), 349.19, 440.03 (11m) (am), 440.03 (11m) (c), 440.03 (12m),  
21 440.13 (1) (b), 440.13 (2) (a), 440.13 (2) (b), 440.43 (5), 440.44 (10), 440.92 (6) (d),  
22 551.32 (1) (bm) 2. b., 551.32 (1) (bs) 1., 551.34 (1m) (a) 3., 551.34 (1m) (b), 560.9806  
23 (1) (a) 3., 562.05 (1e), 562.05 (5) (a) 9., 562.05 (8) (d), 562.05 (8m) (a), 562.06 (3), 563.28  
24 (1), 563.28 (2), 565.30 (5) (by SECTION 3650), 565.30 (5m) (a), 628.095 (4) (a), 628.095  
25 (5), 628.097 (1m), 628.10 (2) (c), 632.68 (2) (b) 3m., 632.68 (2) (bc) 1., 632.68 (2) (bm)



1 1., 632.68 (2) (e), 632.68 (3) (b) 1., 632.68 (4) (b), 632.68 (4) (bc) 1., 632.68 (4) (bm) 1.,  
2 632.68 (4) (c), 632.68 (5) (b) 1., 632.897 (10) (am) 2., 633.14 (1) (e), 633.14 (2c) (a),  
3 633.14 (2m) (a), 633.15 (1m), 633.15 (2) (c), 701.06 (5) (intro.), 751.15 (1), 751.15 (2),  
4 751.15 (3), 767.001 (1d), 767.001 (2) (b), 767.205 (2) (a) 3., 767.205 (2) (a) 4., 767.217  
5 (1), 767.407 (1) (c) 1., 767.41 (3) (a) (by SECTION 3727), 767.451 (7) (by SECTION 3730),  
6 767.521 (intro.), 767.55 (3) (a) 2., 767.57 (1e) (a) (by SECTION 3735), 767.57 (1e) (b)  
7 1m., 767.57 (1e) (c), 767.57 (1m) (c), 767.57 (2), 767.57 (4), 767.59 (1c) (a) (intro.),  
8 767.59 (1f) (b) 4., 767.59 (2) (c), 767.59 (2s), 767.87 (2m), 767.87 (6) (a), 769.201 (7),  
9 769.31 (1), 809.105 (13), 813.12 (5) (b), 813.122 (6) (b), 814.75 (22m), 814.76 (15m),  
10 814.80 (11), 859.07 (2) (a) (intro.), 859.07 (2) (a) 2., 859.15, 885.01 (5) (by SECTION  
11 3771), 895.45 (1) (a), 895.4803, 895.485 (4) (a), 905.15 (1), 938.02 (6), 938.02 (7),  
12 938.02 (17), 938.06 (1) (b), 938.06 (4), 938.22 (1) (a), 938.22 (2) (a), 938.22 (7) (a),  
13 938.22 (7) (b), 938.30 (6) (b), 938.31 (7) (b), 938.355 (2b), 938.357 (4) (a), 938.357 (4)  
14 (b) 2., 938.357 (4) (c) 1., 938.357 (4) (c) 2., 938.357 (5m) (a), 938.36 (1) (b), 938.363 (1)  
15 (c), 938.396 (2g) (b), 938.538 (6), 938.547 (2), 938.548, 938.57 (3) (a) (intro.), 938.57  
16 (3) (a) 3., 938.57 (3) (b), 938.78 (2) (h), 948.22 (4) (b), 948.31 (1) (a) 2., 973.05 (2m) (r),  
17 973.055 (3), 977.06 (4) (bm), 978.05 (4m) and 995.67 (1) (a) of the statutes, and the  
18 creation of sections 13.83 (3) (f) 2m., 13.83 (4) (am), 15.20, 15.205 (title), 15.207 (title),  
19 20.437 (intro.), 20.437 (1) (b), 20.437 (1) (gg), 20.437 (1) (m), 20.437 (1) (ma), 20.437  
20 (1) (mb), 20.437 (1) (mc), 20.437 (1) (md), 20.437 (1) (n), 20.437 (1) (na), 20.437 (1)  
21 (nL), 20.437 (1) (o), 20.437 (2), 20.437 (3), 20.923 (4) (f) 2d., 46.10 (14) (g), 48.01 (1)  
22 (h), 48.02 (16), 48.468, 48.47 (intro.), 48.47 (3), 48.47 (4), 48.47 (7) (title), 48.48 (2b),  
23 48.48 (4), 48.48 (17) (am), 48.48 (18), 48.563, 48.565, 48.567, 48.568, 48.569, 48.576,  
24 48.578, 48.743, 49.27, 49.273, 49.32 (1) (am), 49.32 (2) (d), 49.32 (11m), 49.34 (5m)  
25 (em), 49.345, 49.852 (1c), 49.855 (2r), 49.857 (1) (cf), 49.858 (1) (a), 49.86 (1), 230.08

1 (2) (e) 2m. and 301.46 (4) (a) 10m. and SECTIONS 9121 (5) (a), (c), (d), (e), (em), and (f)  
2 and (6), 9130 (2c) (b), 9154 (1) (a), (c), (d), (e), (f), and (g), and 9155 (1m) of this act  
3 take effect on July 1, 2008.

4 (4f) AIDS FOR CERTAIN LOCAL PURCHASES AND PROJECTS. The repeal of sections  
5 16.40 (24) and 20.855 (4) (fs) of the statutes takes effect on July 1, 2009.

6 (9u) DANE COUNTY EARLY CHILDHOOD INITIATIVES. The amendment of section  
7 20.437 (1) (bc) of the statutes takes effect on July 1, 2009.

8 (END)