

1           \***-1414/3.1\* SECTION 3080.** 281.65 (4e) of the statutes is created to read:

2           281.65 (4e) (a) A governmental unit may request funding under this subsection  
3           for a project to implement best management practices for animal waste management  
4           at an animal feeding operation for which the department has issued a notice of  
5           discharge under ch. 283.

6           (b) The department may grant a request under par. (a) if it determines that  
7           providing funding under this subsection is necessary to protect fish and aquatic life.

8           (c) Subsection (8) (d) does not apply to a grant under this subsection.

9           \***-1414/3.2\* SECTION 3081.** 281.65 (8) (f) of the statutes is amended to read:

10          281.65 (8) (f) A cost-sharing grant shall equal the percentage of the cost of  
11          implementing the best management practice that is determined by the  
12          governmental unit submitting the application under sub. (4c) (a) or (4e) (a) and is  
13          approved by the board, except as provided under pars. (gm) and (jm) and except that  
14          a cost-sharing grant may not exceed 70% of the cost of implementing the best  
15          management practice.

16          \***-1414/3.3\* SECTION 3082.** 281.65 (8) (gm) of the statutes is amended to read:

17          281.65 (8) (gm) The governmental unit submitting the application under sub.  
18          (4c) (a) or (4e) (a) shall exceed the limit under par. (f) in cases of economic hardship,  
19          as defined by the department by rule.

20          \***-1454/3.3\* SECTION 3083.** 281.87 of the statutes is created to read:

21          **281.87 Great Lakes contaminated sediment removal.** The department  
22          may expend funds from the appropriation under s. 20.866 (2) (ti) to pay a portion of  
23          the costs of a project to remove contaminated sediment from Lake Michigan or Lake  
24          Superior or a tributary of Lake Michigan or Lake Superior if federal funds are  
25          provided for the project under 33 USC 1268 (c) (12).

1           \***-1372/2.10\*** SECTION 3084. 285.30 (5) (a) of the statutes is amended to read:

2           285.30 (5) (a) A motor vehicle of a model year of 1967 1995 or earlier.

3           \***-1372/2.11\*** SECTION 3085. 285.30 (5) (b) of the statutes is amended to read:

4           285.30 (5) (b) A motor vehicle ~~with~~ of a model year of 2006 or earlier that has  
5           a gross vehicle weight rating exceeding 10,000 pounds, as determined by the  
6           manufacturer of the vehicle, and a motor vehicle of a model year of 2007 or later that  
7           has a gross vehicle weight rating exceeding 14,000 pounds, as determined by the  
8           manufacturer of the vehicle.

9           \***-1372/2.12\*** SECTION 3086. 285.30 (5) (d) of the statutes is amended to read:

10          285.30 (5) (d) A motor vehicle of a model year of 2006 or earlier that is powered  
11          by diesel fuel.

12          \***-1272/5.35\*** SECTION 3087. 285.59 (1) (b) of the statutes is amended to read:

13          285.59 (1) (b) "State agency" means any office, department, agency, institution  
14          of higher education, association, society, or other body in state government created  
15          or authorized to be created by the constitution or any law ~~which~~ that is entitled to  
16          expend moneys appropriated by law, including the legislature and the courts, the  
17          Wisconsin Housing and Economic Development Authority, the Bradley Center  
18          Sports and Entertainment Corporation, the University of Wisconsin Hospitals and  
19          Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
20          Aerospace Authority, and the Wisconsin Health and Educational Facilities  
21          Authority, and the Healthy Wisconsin Authority.

22          \***-0349/2.3\*** SECTION 3088. 289.43 (7) (e) 3. of the statutes is amended to read:

23          289.43 (7) (e) 3. All fees collected under this paragraph shall be credited to the  
24          appropriations appropriation under s. 20.370 (2) (dg) ~~and (9) (mj)~~.

25          \***-1453/1.1\*** SECTION 3089. 289.645 (3) of the statutes is amended to read:

1           289.645 (3) AMOUNT OF RECYCLING FEE. The fee imposed under this section is  
2           \$3 \$6 per ton for all solid waste other than high-volume industrial waste.

3           \***-1113/2.2\*** SECTION 3090. 289.67 (1) (cp) of the statutes is amended to read:  
4           289.67 (1) (cp) *Amount of environmental repair fee.* Notwithstanding par. (cm)  
5           and except as provided under par. (d), the environmental repair fee imposed under  
6           par. (a) is ~~30~~ 50 cents per ton for solid or hazardous waste, other than high-volume  
7           industrial waste, disposed of ~~on or after January 1, 1988, but before July 1, 1989,~~  
8           and 50 cents per ton disposed of on or after July 1, 1989 before July 1, 2007, and \$1.60  
9           per ton disposed of on or after July 1, 2007.

10           \***-1113/2.3\*** SECTION 3091. 289.67 (1) (h) of the statutes is amended to read:  
11           289.67 (1) (h) *Use of environmental repair fee.* The fees collected under par. (b)  
12           shall be credited to the environmental fund ~~for environmental management.~~

13           \***-1261/5.852\*** \***-1267/P1.331\*** SECTION 3092. 291.15 (2) (d) of the statutes is  
14           amended to read:

15           291.15 (2) (d) *Use of confidential records.* Except as provided under par. (c) and  
16           this paragraph the department or the department of justice may use records and  
17           other information granted confidential status under this subsection only in the  
18           administration and enforcement of this chapter. The department or the department  
19           of justice may release for general distribution records and other information granted  
20           confidential status under this subsection if the owner or operator expressly agrees  
21           to the release. The department or the department of justice may release on a limited  
22           basis records and other information granted confidential status under this  
23           subsection if the department or the department of justice is directed to take this  
24           action by a judge or hearing examiner under an order which protects the  
25           confidentiality of the records or other information. The department or the

1 department of justice may release to the U.S. environmental protection agency or its  
2 authorized representative records and other information granted confidential status  
3 under this subsection if the department or the department of justice includes in each  
4 release of records or other information a request to the U.S. environmental  
5 protection agency or its authorized representative to protect the confidentiality of  
6 the records or other information. The department or the department of justice shall  
7 provide to the department of ~~workforce development~~ children and families or a  
8 county child support agency under s. 59.53 (5) the name and address of an individual,  
9 the name and address of the individual's employer and financial information related  
10 to the individual that is contained in records or other information granted  
11 confidential status under this subsection if requested under s. 49.22 (2m) by the  
12 department of ~~workforce development~~ children and families or a county child  
13 support agency under s. 59.53 (5).

14 **\*-0353/2.1\* SECTION 3093.** 291.97 (3) of the statutes is created to read:

15 291.97 (3) COST RECOVERY. In addition to the penalties provided under subs. (1)  
16 and (2), the court may award the department of justice the reasonable and necessary  
17 expenses of the investigation and prosecution of the violation, including attorney  
18 fees and the costs of performing monitoring. The department of justice shall deposit  
19 in the state treasury for deposit into the general fund all moneys that the court  
20 awards to the department or the state under this paragraph. The costs of  
21 investigation and the expenses of prosecution, including attorney fees, shall be  
22 credited to the appropriation account under s. 20.455 (1) (gh).

23 **\*-0304/3.6\* SECTION 3094.** 292.11 (7) (d) 1m. b. of the statutes is amended to  
24 read:

1           292.11 (7) (d) 1m. b. An area designated by the local governmental unit if the  
2 area consists of 2 or more properties affected by a contiguous region of groundwater  
3 contamination or contains 2 or more properties that are brownfields, as defined in  
4 s. ~~560.60 (1v)~~ 560.13 (1) (a).

5           \*~~-0304/3.7~~\* **SECTION 3095.** 292.255 of the statutes is amended to read:

6           **292.255 Report on brownfield efforts.** The department of natural  
7 resources, the department of administration, and the department of commerce shall  
8 submit a report evaluating the effectiveness of this state's efforts to remedy the  
9 contamination of, and to redevelop, brownfields, as defined in s. ~~560.60 (1v)~~ 560.13  
10 (1) (a).

11           \*~~-1261/5.853~~\* \*~~-1267/P1.332~~\* **SECTION 3096.** 299.07 (1) (am) 1. of the statutes  
12 is amended to read:

13           299.07 (1) (am) 1. If an individual who applies for the issuance or renewal of  
14 a license, registration or certification specified in par. (a) does not have a social  
15 security number, the department shall require the applicant, as a condition of  
16 issuing or renewing the license, registration or certification, to submit a statement  
17 made or subscribed under oath or affirmation that the applicant does not have a  
18 social security number. The statement shall be in the form prescribed by the  
19 department of ~~workforce development~~ children and families.

20           \*~~-1261/5.854~~\* \*~~-1267/P1.333~~\* **SECTION 3097.** 299.07 (1) (b) 2. of the statutes  
21 is amended to read:

22           299.07 (1) (b) 2. If the department is required to obtain the information under  
23 s. 299.08 (1) (a), to the department of ~~workforce development~~ children and families  
24 in accordance with a memorandum of understanding under s. 49.857.

## SECTION 3098

1           \*-1261/5.855\* \*-1267/P1.334\* SECTION 3098. 299.08 (1) (am) 1. of the statutes  
2 is amended to read:

3           299.08 (1) (am) 1. If an individual who applies for the issuance or renewal of  
4 a license, registration or certification specified in par. (a) does not have a social  
5 security number, the department shall require the applicant, as a condition of  
6 issuing or renewing the license, registration or certification, to submit a statement  
7 made or subscribed under oath or affirmation that the applicant does not have a  
8 social security number. The statement shall be in the form prescribed by the  
9 department of workforce development children and families.

10           \*-1261/5.856\* \*-1267/P1.335\* SECTION 3099. 299.08 (1) (b) 1. of the statutes  
11 is amended to read:

12           299.08 (1) (b) 1. To the department of workforce development children and  
13 families in accordance with a memorandum of understanding under s. 49.857.

14           \*-1261/5.857\* \*-1267/P1.336\* SECTION 3100. 299.08 (2) of the statutes is  
15 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           **\*-1403/2.9\* SECTION 3101.** 301.03 (3) of the statutes is amended to read:

2           301.03 (3) Administer parole, extended supervision and probation matters,  
3           except that the decision to grant or deny parole or to grant or terminate extended  
4           supervision under s. 304.06 (1) (b) to inmates shall be made by the parole earned  
5           release review commission and the decision to revoke probation, extended  
6           supervision or parole in cases in which there is no waiver of the right to a hearing  
7           shall be made by the division of hearings and appeals in the department of  
8           administration. The secretary may grant special action parole releases under s.  
9           304.02. The department shall promulgate rules establishing a drug testing program  
10          for probationers, parolees and persons placed on extended supervision. The rules  
11          shall provide for assessment of fees upon probationers, parolees and persons placed  
12          on extended supervision to partially offset the costs of the program.

13          **\*-1403/2.10\* SECTION 3102.** 301.0465 (3) (a) 4. of the statutes is amended to  
14          read:

15                 301.0465 (3) (a) 4. He or she is serving an indeterminate sentence and the  
16          parole earned release review commission has authorized his or her release on parole  
17          within the next 6 months.

18          **\*-1403/2.11\* SECTION 3103.** 301.048 (2) (am) 3. of the statutes is amended to  
19          read:

20                 301.048 (2) (am) 3. The parole earned release review commission grants him  
21          or her parole under s. 304.06 and requires his or her participation in the program as  
22          a condition of parole under s. 304.06 (1x).

23          **\*-0243/2.2\* SECTION 3104.** 301.08 (2) (d) 3. of the statutes is amended to read:

24                 301.08 (2) (d) 3. Unless waived by the department, biennially, or annually if  
25          required under federal law, provide the purchaser with a certified financial and

1 compliance audit report if the care and services purchased exceed \$100,000 or any  
2 higher threshold amount determined by the department. The audit shall follow  
3 standards that the department prescribes. A purchaser may waive the requirements  
4 of this subdivision as provided in s. 46.036 (4) (c).

5 **\*-1261/5.858\* \*-1267/P1.337\* SECTION 3105.** 301.12 (14) (b) of the statutes  
6 is amended to read:

7 301.12 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability  
8 of a parent specified in sub. (2) or s. 301.03 (18) for the care and maintenance of the  
9 parent's minor child who has been placed by a court order under s. 938.183, 938.355,  
10 or 938.357 in a residential, nonmedical facility such as a group home, foster home,  
11 treatment foster home, residential care center for children and youth, or juvenile  
12 correctional institution shall be determined by the court by using the percentage  
13 standard established by the department of ~~workforce development~~ children and  
14 families under s. 49.22 (9) and by applying the percentage standard in the manner  
15 established by the department under par. (g).

16 **\*-1261/5.859\* \*-1267/P1.338\* SECTION 3106.** 301.12 (14) (g) of the statutes  
17 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       \*-1403/2.12\* SECTION 3107. 301.21 (1m) (c) of the statutes is amended to read:

2       301.21 (1m) (c) Any hearing to consider parole or whether to grant or terminate  
3       extended supervision, if the prisoner is sentenced under s. 973.01 for a Class F to a  
4       Class I felony to which an inmate confined under this contract may be entitled by the  
5       laws of Wisconsin will be conducted by the Wisconsin parole earned release review  
6       commission under rules of the department.

7       \*-1403/2.13\* SECTION 3108. 301.21 (2m) (c) of the statutes is amended to read:

8       301.21 (2m) (c) Any hearing to consider parole or whether to grant or terminate  
9       extended supervision, if the prisoner is sentenced under s. 973.01 for a Class F to a  
10       Class I felony, to which a prisoner confined under a contract under this subsection  
11       may be entitled by the laws of Wisconsin shall be conducted by the Wisconsin parole  
12       earned release review commission under rules of the department.

13       \*-1278/3.14\* SECTION 3109. 301.25 of the statutes is amended to read:

14       **301.25 Sewer system at Taycheedah Correctional Institution.** The  
15       department, with the approval of the governor, may enter into an agreement  
16       containing terms, conditions and covenants approved by the building commission,  
17       to participate in the construction of a sanitary sewer system in the area adjacent to  
18       the Taycheedah Correctional Institution in the town of Taycheedah, Fond du Lac  
19       County; to connect the sewer system of the Taycheedah Correctional Institution  
20       thereto; to pay sewage disposal charges; and to grant easements or, ~~subject to s.~~  
21       ~~16.848,~~ convey land to meet construction requirements.

22       \*-1181/9.24\* SECTION 3110. 301.26 (3) (c) of the statutes is amended to read:

23       301.26 (3) (c) Within the limits of the appropriations under s. 20.410 (3) (cd)  
24       and, (ko), and (r), the department shall allocate funds to each county for services  
25       under this section.

## SECTION 3111

1           \***-1181/9.25\*** SECTION 3111. 301.26 (3) (em) of the statutes is amended to read:

2           301.26 (3) (em) The department may carry forward any emergency funds  
3           allocated under sub. (7) (e) and not encumbered or carried forward under par. (dm)  
4           by December 31 to the next 2 calendar years. The department may transfer moneys  
5           from or within s. 20.410 (3) (cd), (ko), and (r) to accomplish this purpose. The  
6           department may allocate these transferred moneys to counties that are eligible for  
7           emergency payments under sub. (7) (e). The allocation does not affect a county's base  
8           allocation.

9           \***-1181/9.26\*** SECTION 3112. 301.26 (4) (a) of the statutes is amended to read:

10          301.26 (4) (a) Except as provided in pars. (c) and (cm), the department of  
11          corrections shall bill counties or deduct from the allocations under s. 20.410 (3) (cd),  
12          (ko), and (r) for the costs of care, services and supplies purchased or provided by the  
13          department of corrections for each person receiving services under s. 48.366, 938.183  
14          or 938.34 or the department of health and family services for each person receiving  
15          services under s. 46.057 or 51.35 (3). The department of corrections may not bill a  
16          county for or deduct from a county's allocation the cost of care, services and supplies  
17          provided to a person subject to an order under s. 48.366 or 938.183 after the person  
18          reaches 18 years of age. Payment shall be due within 60 days after the billing date.  
19          If any payment has not been received within 60 days, the department of corrections  
20          may withhold aid payments in the amount due from the appropriation under s.  
21          20.410 (3) (cd).

22          \***-1261/5.860\*** \***-1261/P3.568\*** SECTION 3113. 301.26 (4) (c) of the statutes is  
23          amended to read:

24          301.26 (4) (c) Notwithstanding pars. (a), (b), and (bm), the department of  
25          corrections shall pay, from the appropriation under s. 20.410 (3) (hm), (ho), or (hr),

1 the costs of care, services, and supplies provided for each person receiving services  
2 under s. 46.057, 48.366, 51.35 (3), 938.183, or 938.34 who was under the  
3 guardianship of the department of health and family services children and families  
4 pursuant to an order under ch. 48 at the time that the person was adjudicated  
5 delinquent.

6 **\*-1349/1.1\* SECTION 3114.** 301.26 (4) (d) 2. of the statutes is amended to read:

7 301.26 (4) (d) 2. Beginning on July 1, ~~2005~~ 2007, and ending on June 30, ~~2006~~  
8 2008, the per person daily cost assessment to counties shall be ~~\$203~~ \$269 for care in  
9 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$203~~ \$269 for care  
10 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
11 ~~\$234~~ \$277 for care in a residential care center for children and youth, ~~\$157~~ \$165 for  
12 care in a group home for children, ~~\$47~~ \$67 for care in a foster home, ~~\$83~~ \$132 for care  
13 in a treatment foster home, ~~\$81~~ \$99 for departmental corrective sanctions services,  
14 and ~~\$32~~ \$40 for departmental aftercare services.

15 **\*-1349/1.2\* SECTION 3115.** 301.26 (4) (d) 3. of the statutes is amended to read:

16 301.26 (4) (d) 3. Beginning on July 1, ~~2006~~ 2008, and ending on June 30, ~~2007~~  
17 2009, the per person daily cost assessment to counties shall be ~~\$209~~ \$279 for care in  
18 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$209~~ \$279 for care  
19 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
20 ~~\$244~~ \$296 for care in a residential care center for children and youth, ~~\$163~~ \$172 for  
21 care in a group home for children, ~~\$50~~ \$74 for care in a foster home, ~~\$87~~ \$145 for care  
22 in a treatment foster home, ~~\$82~~ \$101 for departmental corrective sanctions services,  
23 and ~~\$33~~ \$41 for departmental aftercare services.

24 **\*-1181/9.27\* SECTION 3116.** 301.26 (6) (a) of the statutes is amended to read:

## SECTION 3116

1           301.26 (6) (a) The intent of this subsection is to develop criteria to assist the  
2 legislature in allocating funding, excluding funding for base allocations, from the  
3 appropriations under s. 20.410 (3) (cd) and, (ko), and (r) for purposes described in this  
4 section.

5           \*-1350/2.1\* SECTION 3117. 301.26 (7) (intro.) of the statutes is amended to  
6 read:

7           301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability  
8 of federal funds and of the appropriations under s. 20.410 (3) (cd) and, (ko), and (r),  
9 the department shall allocate funds for community youth and family aids for the  
10 period beginning on July 1, 2005 2007, and ending on June 30, 2007 2009, as  
11 provided in this subsection to county departments under ss. 46.215, 46.22, and 46.23  
12 as follows:

\*\*\*\*NOTE: This is reconciled s. 301.26 (7) (intro.). This SECTION has been affected  
by drafts with the following LRB numbers: LRB-1181 and LRB-1350.

13           \*-1350/2.2\* SECTION 3118. 301.26 (7) (a) of the statutes is amended to read:

14           301.26 (7) (a) For community youth and family aids under this section,  
15 amounts not to exceed \$44,145,100 \$46,645,100 for the last 6 months of 2005,  
16 ~~\$88,290,200 for 2006,~~ and \$44,145,100 2007, \$93,290,200 for 2008, and \$46,645,100  
17 for the first 6 months of 2007 2009.

18           \*-1350/2.3\* SECTION 3119. 301.26 (7) (b) (intro.) of the statutes is amended to  
19 read:

20           301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall  
21 allocate \$2,000,000 for the last 6 months of 2005 2007, \$4,000,000 for ~~2006~~ 2008, and  
22 \$2,000,000 for the first 6 months of 2007 2009 to counties based on each of the  
23 following factors weighted equally:

1           **\*-1350/2.4\* SECTION 3120.** 301.26 (7) (bm) of the statutes is created to read:

2           301.26 (7) (bm) Of the amounts specified in par. (a), the department shall  
3           allocate \$2,500,000 for the last 6 months of 2007, \$5,000,000 for 2008, and \$2,500,000  
4           for the first 6 months of 2009 to counties based on each county's proportion of the  
5           number of juveniles statewide who are placed in a juvenile correctional facility  
6           during the most recent 3-year period for which that information is available.

7           **\*-1350/2.5\* SECTION 3121.** 301.26 (7) (c) of the statutes is amended to read:

8           301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate  
9           \$1,053,200 for the last 6 months of ~~2005~~ 2007, \$2,106,500 for ~~2006~~ 2008, and  
10          \$1,053,300 for the first 6 months of ~~2007~~ 2009 to counties based on each of the factors  
11          specified in par. (b) 1. to 3. weighted equally, except that no county may receive an  
12          allocation under this paragraph that is less than 93% nor more than 115% of the  
13          amount that the county would have received under this paragraph if the allocation  
14          had been distributed only on the basis of the factor specified in par. (b) 3.

15          **\*-1181/9.28\* SECTION 3122.** 301.26 (7) (cm) of the statutes is created to read:

16          301.26 (7) (cm) The department shall allocate the amounts specified in par. (a)  
17          that are derived from the appropriation under s. 20.410 (3) (r) to counties based on  
18          each county's proportion of the number of juveniles statewide who are placed in a  
19          juvenile correctional facility or a secured residential care center for children and  
20          youth during the most recent 3-year period for which that information is available.

21          **\*-1350/2.6\* SECTION 3123.** 301.26 (7) (e) of the statutes is amended to read:

22          301.26 (7) (e) For emergencies related to community youth and family aids  
23          under this section, amounts not to exceed \$125,000 for the last 6 months of ~~2005~~  
24          2007, \$250,000 for ~~2006~~ 2008, and \$125,000 for the first 6 months of ~~2007~~ 2009. A

1 county is eligible for payments under this paragraph only if it has a population of not  
2 more than 45,000.

3 **\*-1350/2.7\* SECTION 3124.** 301.26 (7) (h) of the statutes is amended to read:

4 301.26 (7) (h) For counties that are participating in the corrective sanctions  
5 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2005~~ 2007,  
6 \$2,124,800 in ~~2006~~ 2008, and \$1,062,400 in the first 6 months of ~~2007~~ 2009 for the  
7 provision of corrective sanctions services for juveniles from that county. In  
8 distributing funds to counties under this paragraph, the department shall determine  
9 a county's distribution by dividing the amount allocated under this paragraph by the  
10 number of slots authorized for the program under s. 938.533 (2) and multiplying the  
11 quotient by the number of slots allocated to that county by agreement between the  
12 department and the county. The department may transfer funds among counties as  
13 necessary to distribute funds based on the number of slots allocated to each county.

14 **\*-1350/2.8\* SECTION 3125.** 301.26 (8) of the statutes is amended to read:

15 301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
16 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last  
17 6 months of ~~2005~~ 2007, \$1,333,400 in ~~2006~~ 2008, and \$666,700 in the first 6 months  
18 of ~~2007~~ 2009 for alcohol and other drug abuse treatment programs.

19 **\*-0628/1.8\* SECTION 3126.** 301.265 (title) of the statutes is repealed.

20 **\*-0628/1.9\* SECTION 3127.** 301.265 (1) of the statutes is renumbered 16.964  
21 (8) (a) and amended to read:

22 16.964 (8) (a) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and  
23 (kj), the department office shall allocate \$500,000 in each fiscal year to enter into a  
24 contract with an organization to provide services in a county having a population of  
25 500,000 or more for the diversion of youths from gang activities into productive

1 activities, including placement in appropriate educational, recreational, and  
2 employment programs. Notwithstanding s. 16.75, the department office may enter  
3 into a contract under this subsection paragraph without soliciting bids or proposals  
4 and without accepting the lowest responsible bid or offer.

5 **\*-0628/1.10\* SECTION 3128.** 301.265 (2) of the statutes is renumbered 16.964  
6 (8) (b) and amended to read:

7 16.964 (8) (b) From the appropriation under s. ~~20.410 (3) (ky)~~ 20.505 (6) (km),  
8 the department office may not distribute more than \$300,000 in each fiscal year to  
9 the organization that it has contracted with under sub. (1) par. (a) for alcohol and  
10 other drug abuse education and treatment services for participants in that  
11 organization's youth diversion program.

12 **\*-0628/1.11\* SECTION 3129.** 301.265 (3) of the statutes is renumbered 16.964  
13 (8) (c) and amended to read:

14 16.964 (8) (c) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and (kj),  
15 the department office shall allocate \$150,000 in each fiscal year to enter into a  
16 contract with an organization to provide services in Racine County, \$150,000 in each  
17 fiscal year to enter into a contract with an organization to provide services in  
18 Kenosha County, \$150,000 in each fiscal year to enter into a contract with an  
19 organization that is located in ward ~~1~~ 2 in the city of Racine to provide services in  
20 Racine County, and \$150,000 in each fiscal year to enter into a contract with an  
21 organization to provide services in Brown County, and from the appropriation under  
22 s. ~~20.410 (3)~~ 20.505 (6) (kj), the department shall allocate \$100,000 in each fiscal year  
23 to enter into a contract with an organization, for the diversion of youths from gang  
24 activities into productive activities, including placement in appropriate educational,  
25 recreational, and employment programs, and for alcohol or other drug abuse

1 education and treatment services for participants in that organization's youth  
2 diversion program. The organization that is located in ward ~~1~~ 2 in the city of Racine  
3 shall have a recreational facility, shall offer programs to divert youths from gang  
4 activities, may not be affiliated with any national or state association, and may not  
5 have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s.  
6 16.75, the department office may enter into a contract under this subsection  
7 paragraph without soliciting bids or proposals and without accepting the lowest  
8 responsible bid or offer.

9 **\*-1261/5.861\* \*-1261/P3.569\* SECTION 3130.** 301.37 (1) of the statutes is  
10 amended to read:

11 301.37 (1) The department shall fix reasonable standards and regulations for  
12 the design, construction, repair, and maintenance of all houses of correction,  
13 reforestation camps maintained under s. 303.07, jails, as defined in s. 302.30,  
14 extensions of jails under s. 59.54 (14) (g), rehabilitation facilities under s. 59.53 (8),  
15 lockup facilities, as defined in s. 302.30, work camps under s. 303.10, Huber facilities  
16 under s. 303.09, and, after consulting with the department of ~~health and family~~  
17 ~~services~~ children and families, all juvenile detention facilities, with respect to their  
18 adequacy and fitness for the needs which they are to serve.

19 **\*-1261/5.862\* \*-1267/P1.339\* SECTION 3131.** 301.45 (7) (a) of the statutes is  
20 amended to read:

21 301.45 (7) (a) The department shall maintain information provided under sub.  
22 (2). The department shall keep the information confidential except as provided in  
23 ss. 301.03 (14) and 301.46, except as needed for law enforcement purposes and except  
24 to provide, in response to a request for information under s. 49.22 (2m) made by the  
25 department of ~~workforce development~~ children and families or a county child



1 support agency under s. 59.53 (5), the name and address of an individual registered  
2 under this section, the name and address of the individual's employer and financial  
3 information related to the individual.

4 **\*-1261/5.863\* \*-1267/P1.340\* SECTION 3132.** 301.45 (9) of the statutes is  
5 amended to read:

6 301.45 (9) COOPERATION. The department of health and family services, the  
7 department of ~~workforce development~~ children and families, the department of  
8 transportation and all circuit courts shall cooperate with the department of  
9 corrections in obtaining information under this section.

10 **\*-0241/2.2\* SECTION 3133.** 301.45 (10) of the statutes is amended to read:

11 301.45 (10) The department may require a person who must register as a sex  
12 offender ~~and who is in its custody or on probation, parole, or extended supervision~~  
13 to pay an annual fee to partially offset its costs in monitoring persons who are on  
14 probation, parole, or extended supervision or who must register as sex offenders. The  
15 department shall establish any such fee by rule, but the fee may not exceed \$50.

16 **\*-1261/5.864\* \*-1261/P3.570\* SECTION 3134.** 301.46 (4) (a) 10m. of the  
17 statutes is created to read:

18 301.46 (4) (a) 10m. The department children and families.

19 **\*-1184/P7.2\* SECTION 3135.** 301.48 (1) (b) of the statutes, as created by 2005  
20 Wisconsin Act 431, is amended to read:

21 301.48 (1) (b) "Global positioning system tracking" means tracking using a  
22 system that ~~actively monitors and identifies~~ can monitor, identify, and record a  
23 person's location and ~~timely reports or that~~ records the person's presence ~~near or at~~  
24 a crime scene or in an exclusion zone or the person's departure from an inclusion  
25 zone. "Global positioning system tracking" includes comparable technology.

## SECTION 3136

1       \*-1184/P7.3\* SECTION 3136. 301.48 (1) (d) of the statutes, as created by 2005  
2       Wisconsin Act 431, is repealed.

3       \*-1184/P7.4\* SECTION 3137. 301.48 (1) (dm) of the statutes, as created by 2005  
4       Wisconsin Act 431, is repealed.

5       \*-1184/P7.5\* SECTION 3138. 301.48 (2) (a) (intro.) and 4. of the statutes, as  
6       created by 2005 Wisconsin Act 431, are consolidated, renumbered 301.48 (2) (am)  
7       and amended to read:

8             301.48 (2) (am) Except as provided in sub. ~~(2m)~~ (6) or (7), as a condition of  
9       conditional release, the department shall ~~maintain lifetime tracking of~~ have a person  
10       tracked using a global positioning system tracking device if any of the following  
11       occurs with respect to the person, on or after July 1, 2007: 4. A January 1, 2008,  
12       a court that found the person not guilty of a serious child sex offense by reason of  
13       mental disease or mental defect places the person on conditional release.

14       \*-1184/P7.6\* SECTION 3139. 301.48 (2) (a) 1. of the statutes, as created by 2005  
15       Wisconsin Act 431, is repealed.

16       \*-1184/P7.7\* SECTION 3140. 301.48 (2) (a) 2. of the statutes, as created by 2005  
17       Wisconsin Act 431, is renumbered 301.48 (2) (ar) and amended to read:

18             301.48 (2) (ar) The Except as provided in sub. (6) or (7), if, on or after January  
19       1, 2008, the department releases the a person to extended supervision or parole while  
20       the person is serving a sentence for committing a serious child sex offense, the  
21       department shall have the person tracked using a global positioning system tracking  
22       device as a condition of extended supervision or parole.

23       \*-1184/P7.8\* SECTION 3141. 301.48 (2) (a) 3. of the statutes, as created by 2005  
24       Wisconsin Act 431, is repealed.

1           \***-1184/P7.9\*** SECTION 3142. 301.48 (2) (a) 5. of the statutes, as created by 2005  
2       Wisconsin Act 431, is repealed.

3           \***-1184/P7.10\*** SECTION 3143. 301.48 (2) (ag) of the statutes is created to read:  
4       301.48 (2) (ag) Except as provided in sub. (6) or (7), if, on or after January 1,  
5       2008, a person is placed on lifetime supervision under s. 939.615 for the commission  
6       of a serious child sex offense, the department shall have the person tracked using a  
7       global positioning system tracking device as a condition of lifetime supervision.

8           \***-1184/P7.11\*** SECTION 3144. 301.48 (2) (b) (intro.) and 1. of the statutes, as  
9       created by 2005 Wisconsin Act 431, are consolidated, renumbered 301.48 (2) (bg) and  
10      amended to read:

11           301.48 (2) (bg) The Except as provided in sub. (7), as a condition of supervised  
12      release, the department shall maintain lifetime tracking of have a person tracked  
13      using a global positioning system tracking device if any of the following occurs with  
14      respect to the person, on or after July 1, 2007: 1. A January 1, 2008, a court places  
15      the person on supervised release under s. 980.08 (6m).

16           \***-1184/P7.12\*** SECTION 3145. 301.48 (2) (b) 2. of the statutes, as created by  
17      2005 Wisconsin Act 431, is repealed.

18           \***-1184/P7.13\*** SECTION 3146. 301.48 (2) (b) 3. of the statutes, as created by  
19      2005 Wisconsin Act 431, is renumbered 301.48 (2) (br) and amended to read:

20           301.48 (2) (br) The Except as provided in sub. (6) or (7), as a condition of parole,  
21      the department shall have a person tracked using a global positioning system  
22      tracking device if, on or after January 1, 2008, the department of health and family  
23      services places the person on parole ~~or discharges the person~~ under ch. 975. This  
24      subdivision paragraph does not apply unless the person's commitment was based on  
25      his or her commission of a serious child sex offense.

1           **\*-1184/P7.14\* SECTION 3147.** 301.48 (2) (c) (intro.) of the statutes, as created  
2           by 2005 Wisconsin Act 431, is amended to read:

3           301.48 (2) (c) (intro.) The Except as provided in sub. (6) or (7), the department  
4           shall have a person tracked using a global positioning system tracking device if all  
5           of the following apply:

6           **\*-1184/P7.15\* SECTION 3148.** 301.48 (2) (c) 2. of the statutes, as created by  
7           2005 Wisconsin Act 431, is repealed and recreated to read:

8           301.48 (2) (c) 2. On or after January 1, 2008, the department begins supervision  
9           of the person under s. 302.25.

10           **\*-1184/P7.16\* SECTION 3149.** 301.48 (2) (d) of the statutes, as created by 2005  
11           Wisconsin Act 431, is amended to read:

12           301.48 (2) (d) If, on or after ~~July 1, 2007~~ January 1, 2008, a person is being  
13           placed on probation, extended supervision, or parole, or lifetime supervision for  
14           committing a sex offense and par. (a) ~~(b)~~ (ag), (ar), (bg), or (c) does not apply, the  
15           department may have the person tracked using a global positioning system tracking  
16           device as a condition of the person's probation, extended supervision, or parole, or  
17           lifetime supervision.

18           **\*-1184/P7.17\* SECTION 3150.** 301.48 (2m) of the statutes, as created by 2005  
19           Wisconsin Act 431, is repealed.

20           **\*-1184/P7.18\* SECTION 3151.** 301.48 (3) (a) (intro.) of the statutes, as created  
21           by 2005 Wisconsin Act 431, is amended to read:

22           301.48 (3) (a) (intro.) ~~Except as provided in sub. (2m), the~~ The department shall  
23           implement ~~a~~ continuous global positioning tracking system tracking to  
24           electronically monitor record the whereabouts of persons who are subject to this  
25           section. The system shall do all of the following:

1       \***-1184/P7.19\*** SECTION 3152. 301.48 (3) (a) 1. of the statutes, as created by  
2       2005 Wisconsin Act 431, is amended to read:

3       301.48 (3) (a) 1. Use field monitoring equipment that supports cellular  
4       communications with as large a coverage area as possible and ~~shall automatically~~  
5       provide allows instantaneous or nearly instantaneous information regarding the  
6       whereabouts of a person who is being ~~monitored~~ tracked, including information  
7       regarding the person's presence in an exclusion zone established under par. (c) or  
8       absence from an inclusion zone established under par. (c).

9       \***-1184/P7.20\*** SECTION 3153. 301.48 (3) (a) 3. of the statutes, as created by  
10       2005 Wisconsin Act 431, is amended to read:

11       301.48 (3) (a) 3. ~~Immediately alert~~ Allow the department and the local law  
12       enforcement agency having jurisdiction over the exclusion or inclusion zone to  
13       receive an immediate alert if the person stays in any exclusion zone for any longer  
14       period than the time needed to travel through the zone to get to another destination  
15       or if the person leaves any inclusion zone.

16       \***-1184/P7.21\*** SECTION 3154. 301.48 (3) (b) of the statutes, as created by 2005  
17       Wisconsin Act 431, is amended to read:

18       301.48 (3) (b) The department shall contract with a vendor using a competitive  
19       process under s. 16.75 to provide global positioning system tracking services and  
20       ~~passive positioning system tracking services~~ for purposes of this section.

21       \***-1184/P7.22\*** SECTION 3155. 301.48 (3) (c) of the statutes, as created by 2005  
22       Wisconsin Act 431, is amended to read:

23       301.48 (3) (c) For each person who is subject to global positioning system  
24       tracking under this section, the department shall create individualized exclusion  
25       and inclusion zones for the person, if necessary to protect public safety. In creating

1 exclusion zones, the department shall focus on areas where children congregate,  
2 with perimeters of 100 to 250 feet, and on areas where the person has been prohibited  
3 from going as a condition of probation, extended supervision, parole, conditional  
4 release, or supervised release, or lifetime supervision. In creating inclusion zones  
5 for a person on supervised release, the department shall consider ~~s. 980.08 (7) s.~~  
6 980.08 (9).

7 **\*-1184/P7.23\* SECTION 3156.** 301.48 (4) (a) 1. of the statutes, as created by  
8 2005 Wisconsin Act 431, is amended to read:

9 301.48 (4) (a) 1. The cost of global positioning system tracking ~~or passive~~  
10 positioning system tracking for the person.

11 **\*-1184/P7.24\* SECTION 3157.** 301.48 (4) (b) of the statutes, as created by 2005  
12 Wisconsin Act 431, is amended to read:

13 301.48 (4) (b) If required by the department, a person who is subject to global  
14 positioning system tracking ~~or passive positioning system tracking~~ shall pay for the  
15 cost of tracking up to the amount calculated for the person under par. (a) 2. The  
16 department shall collect moneys paid by the person under this paragraph and credit  
17 those moneys to the appropriation under s. 20.410 (1) (gk).

18 **\*-1184/P7.25\* SECTION 3158.** 301.48 (4) (c) of the statutes, as created by 2005  
19 Wisconsin Act 431, is amended to read:

20 301.48 (4) (c) The department of health and family services shall pay for the  
21 cost of tracking a person to whom sub. (2) (a) 4. ~~or 5. or (b) (am) or (bg)~~ applies while  
22 the person is on conditional release or supervised release to the extent that the cost  
23 is not covered by payments made by the person under par. (b). The department shall  
24 collect moneys paid by the department of health and family services under this  
25 paragraph and credit those moneys to the appropriation under s. 20.410 (1) (kx).

1           \*-1184/P7.26\* SECTION 3159. 301.48 (6) (title), (a), (b), (c), (d) 1. and 2., (e), (f),  
2           (g), (h) and (i) of the statutes, as created by 2005 Wisconsin Act 431, are amended to  
3           read:

4           301.48 (6) (title) OFFENDER'S PETITION TO TERMINATE LIFETIME TRACKING. (a)  
5           Subject to par. (b), a person who is subject to ~~lifetime tracking~~ being tracked under  
6           this section may file a petition requesting that ~~lifetime~~ termination of the tracking  
7           be terminated. A person shall file a petition requesting termination of lifetime  
8           tracking with the circuit court for the county in which the person was convicted or  
9           found not guilty or not responsible by reason of mental disease or defect.

10          (b) 1. A person may not file a petition requesting termination of lifetime  
11          tracking if he or she has been convicted of a crime that was committed during the  
12          period of ~~lifetime~~ tracking.

13          2. A person may not file a petition requesting termination of lifetime tracking  
14          earlier than 20 years after the date on which the period of lifetime tracking began.  
15          If a person files a petition requesting termination of lifetime tracking at any time  
16          earlier than 20 years after the date on which the period of lifetime tracking began,  
17          the court shall deny the petition without a hearing.

18          3. A person described in sub. (2) (b) (bg) may not file a petition requesting  
19          termination of ~~lifetime~~ tracking.

20          (c) Upon receiving a petition requesting termination of ~~lifetime~~ tracking, the  
21          court shall send a copy of the petition to the district attorney responsible for  
22          prosecuting the serious sex offense that was the basis for the order of ~~lifetime~~  
23          tracking. Upon receiving the copy of the petition, the district attorney shall conduct  
24          a criminal history record search to determine whether the person has been convicted  
25          of a criminal offense that was committed during the period of ~~lifetime~~ tracking. No

1 later than 30 days after the date on which he or she receives the copy of the petition,  
2 the district attorney shall report the results of the criminal history record search to  
3 the court and may provide a written response to the petition.

4 (d) 1. If the report indicates that the person filing the petition has been  
5 convicted of a criminal offense that was committed during the period of lifetime  
6 tracking, the court shall deny the person's petition without a hearing.

7 2. If the report indicates that the person filing the petition has not been  
8 convicted of a criminal offense that was committed during the period of lifetime  
9 tracking, the court shall order the person to be examined under par. (e), shall notify  
10 the department that it may submit a report under par. (f), and shall schedule a  
11 hearing on the petition to be conducted as provided under par. (g).

12 (e) A person filing a petition requesting termination of lifetime tracking who  
13 is entitled to a hearing under par. (d) 2. shall be examined by a person who is either  
14 a physician or a psychologist licensed under ch. 455 and who is approved by the court.  
15 The physician or psychologist who conducts an examination under this paragraph  
16 shall prepare a report of his or her examination that includes his or her opinion of  
17 whether the person petitioning for termination of lifetime tracking is a danger to the  
18 public. The physician or psychologist shall file the report of his or her examination  
19 with the court within 60 days after completing the examination, and the court shall  
20 provide copies of the report to the person filing the petition and the district attorney.  
21 The contents of the report shall be confidential until the physician or psychologist  
22 testifies at a hearing under par. (g). The person petitioning for termination of  
23 lifetime tracking shall pay the cost of an examination required under this paragraph.

24 (f) After it receives notification from the court under par. (d) 2., the department  
25 may prepare and submit to the court a report concerning a person who has filed a



1 petition requesting termination of lifetime tracking. If the department prepares and  
2 submits a report under this paragraph, the report shall include information  
3 concerning the person's conduct while on lifetime tracking and an opinion as to  
4 whether lifetime tracking of the person is still necessary to protect the public. When  
5 a report prepared under this paragraph has been received by the court, the court  
6 shall, before the hearing under par. (g), disclose the contents of the report to the  
7 attorney for the person who filed the petition and to the district attorney. When the  
8 person who filed the petition is not represented by an attorney, the contents shall be  
9 disclosed to the person.

10 (g) A hearing on a petition requesting termination of lifetime tracking may not  
11 be conducted until the person filing the petition has been examined and a report of  
12 the examination has been filed as provided under par. (e). At the hearing, the court  
13 shall take evidence it considers relevant to determining whether lifetime tracking  
14 should be continued because the person who filed the petition is a danger to the  
15 public. The person who filed the petition and the district attorney may offer evidence  
16 relevant to the issue of the person's dangerousness and the continued need for  
17 lifetime tracking.

18 (h) The court may grant a petition requesting termination of lifetime tracking  
19 if it determines after a hearing under par. (g) that lifetime tracking is no longer  
20 necessary to protect the public.

21 (i) If a petition requesting termination of lifetime tracking is denied after a  
22 hearing under par. (g), the person may not file a subsequent petition requesting  
23 termination of lifetime tracking until at least 5 years have elapsed since the most  
24 recent petition was denied.

## SECTION 3160

1           \***-1184/P7.27\*** SECTION 3160. 301.48 (7) (title) of the statutes, as created by  
2           2005 Wisconsin Act 431, is amended to read:

3           301.48 (7) (title) DEPARTMENT'S PETITION TO TERMINATE LIFETIME TRACKING.

4           \***-1184/P7.28\*** SECTION 3161. 301.48 (7) (a) of the statutes, as created by 2005  
5           Wisconsin Act 431, is amended to read:

6           301.48 (7) (a) The department may file a petition requesting that a person's  
7           ~~lifetime tracking be terminated~~ person no longer be tracked using a global  
8           positioning system tracking device if the person ~~is permanently physically~~  
9           ~~incapacitated. The petition shall include affidavits from 2 physicians that explain~~  
10           ~~the nature of the person's permanent physical incapacitation~~ department  
11           determines that tracking is no longer necessary to protect the public.

12           \***-1184/P7.29\*** SECTION 3162. 301.48 (7) (b) of the statutes, as created by 2005  
13           Wisconsin Act 431, is amended to read:

14           301.48 (7) (b) 1. The department shall file a petition under par. (a) with the  
15           circuit court for the county in which the person was convicted or found not guilty or  
16           not responsible by reason of mental disease or defect or, in the case of a person  
17           described in sub. (2) (b) (bg), the circuit court for the county in which the person was  
18           found to be a sexually violent person.

19           2. The department shall send a copy of a petition filed under subd. 1. to the  
20           district attorney responsible for prosecuting the serious sex offense that was the  
21           basis for the order of ~~lifetime tracking~~ or, in the case of a person described in sub. (2)  
22           **(b) (bg)**, the agency that filed the petition under s. 980.02.

23           \***-1184/P7.30\*** SECTION 3163. 301.48 (7) (c) of the statutes, as created by 2005  
24           Wisconsin Act 431, is amended to read:

1 301.48 (7) (c) Upon its own motion or upon the motion of the party to whom the  
2 petition was sent under par. (b) 2., the court may order that the person to whom the  
3 petition relates be examined by a physician, or a psychologist licensed under ch. 455,  
4 who is approved by the court. The physician or psychologist who conducts an  
5 examination under this paragraph shall prepare a report of his or her examination  
6 that includes his or her opinion of whether the person is ~~permanently physically~~  
7 ~~incapacitated~~ a danger to the public. The physician or psychologist shall file the  
8 report of his or her examination with the court within 60 days after completing the  
9 examination, and the court shall provide copies of the report to the department and  
10 the party to whom the petition was sent under par. (b) 2. The contents of the report  
11 shall be confidential until the physician or psychologist testifies at a hearing under  
12 par. (d). The department shall pay the cost of an examination required under this  
13 paragraph.

14 **\*-1184/P7.31\* SECTION 3164.** 301.48 (7) (d) of the statutes, as created by 2005  
15 Wisconsin Act 431, is amended to read:

16 301.48 (7) (d) The court shall conduct a hearing on a petition filed under par.  
17 (b) 1., but if the court has ordered ~~a physical~~ an examination under par. (c), the  
18 hearing may not occur until after the examination is complete and a report of the  
19 examination has been filed as provided under par. (c). At the hearing, the court shall  
20 take evidence it considers relevant to determining whether the person to whom the  
21 petition relates ~~is permanently physically incapacitated so that he or she is not~~ would  
22 be a danger to the public if not tracked under this section using a global positioning  
23 system tracking device. The department and the party to whom the petition was sent  
24 under par. (b) 2. may offer relevant evidence regarding that issue.

1           \*-1184/P7.32\* SECTION 3165. 301.48 (7) (e) of the statutes, as created by 2005  
2       Wisconsin Act 431, is amended to read:

3           301.48 (7) (e) The court may grant a petition filed under par. (b) 1. if it  
4       determines after a hearing under par. (d) that the person to whom the petition relates  
5       is ~~permanently physically incapacitated so that he or she is~~ would not be a danger  
6       to the public if not tracked under this section using a global positioning system  
7       tracking device.

8           \*-1184/P7.33\* SECTION 3166. 301.48 (8) (title) of the statutes is created to  
9       read:

10          301.48 (8) (title) TRACKING OPTIONS IF RELATIVE.

11          \*-1184/P7.34\* SECTION 3167. 301.48 (8) (b) of the statutes, as created by 2005  
12       Wisconsin Act 431, is amended to read:

13          301.48 (8) (b) Notwithstanding sub. (2), ~~the department may terminate a~~  
14       ~~person's lifetime tracking after 10 years or~~ (7), if a person is subject to being tracked  
15       under this section and if the victim of the serious child sex offense for which the  
16       person is being tracked is a relative of the person being tracked, ~~the department may~~  
17       decide not to track the person if the department determines the person would not be  
18       a danger to the public if not tracked.

19          \*-1403/2.14\* SECTION 3168. 302.045 (3) of the statutes is amended to read:

20          302.045 (3) PAROLE ELIGIBILITY. Except as provided in sub. (4), if the department  
21       determines that an inmate serving a sentence other than one imposed under s.  
22       973.01 has successfully completed the challenge incarceration program, the parole  
23       earned release review commission shall parole the inmate for that sentence under  
24       s. 304.06, regardless of the time the inmate has served. When the parole earned  
25       release review commission grants parole under this subsection, it must require the

1 parolee to participate in an intensive supervision program for drug abusers as a  
2 condition of parole.

3 \*-1386/1.1\* SECTION 3169. 302.05 (1) (c) of the statutes is amended to read:

4 302.05 (1) (c) ~~The Robert E. Ellsworth Correctional Center~~ The department of  
5 corrections and the department of health and family services shall, at any  
6 correctional facility the departments determine is appropriate, provide a substance  
7 abuse treatment program for inmates for the purposes of the earned release program  
8 described in sub. (3).

9 \*-1403/2.15\* SECTION 3170. 302.05 (3) (b) of the statutes is amended to read:

10 302.05 (3) (b) Except as provided in par. (d), if the department determines that  
11 an eligible inmate serving a sentence other than one imposed under s. 973.01 has  
12 successfully completed a treatment program described in sub. (1), the parole earned  
13 release review commission shall parole the inmate for that sentence under s. 304.06,  
14 regardless of the time the inmate has served. If the parole earned release review  
15 commission grants parole under this paragraph, it shall require the parolee to  
16 participate in an intensive supervision program for drug abusers as a condition of  
17 parole.

18 \*-1403/2.16\* SECTION 3171. 302.11 (1g) (b) (intro.) of the statutes is amended  
19 to read:

20 302.11 (1g) (b) (intro.) Before an incarcerated inmate with a presumptive  
21 mandatory release date reaches the presumptive mandatory release date specified  
22 under par. (am), the parole earned release review commission shall proceed under  
23 s. 304.06 (1) to consider whether to deny presumptive mandatory release to the  
24 inmate. If the parole earned release review commission does not deny presumptive  
25 mandatory release, the inmate shall be released on parole. The parole earned release

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1 review commission may deny presumptive mandatory release to an inmate only on  
2 one or more of the following grounds:

3 **\*-1403/2.17\* SECTION 3172.** 302.11 (1g) (b) 2. of the statutes is amended to  
4 read:

5 302.11 (1g) (b) 2. Refusal by the inmate to participate in counseling or  
6 treatment that the social service and clinical staff of the institution determines is  
7 necessary for the inmate, including pharmacological treatment using an  
8 antiandrogen or the chemical equivalent of an antiandrogen if the inmate is a serious  
9 child sex offender as defined in s. 304.06 (1q) (a). The parole earned release review  
10 commission may not deny presumptive mandatory release to an inmate because of  
11 the inmate's refusal to participate in a rehabilitation program under s. 301.047.

12 **\*-1403/2.18\* SECTION 3173.** 302.11 (1g) (c) of the statutes is amended to read:

13 302.11 (1g) (c) If the parole earned release review commission denies  
14 presumptive mandatory release to an inmate under par. (b), the parole earned  
15 release review commission shall schedule regular reviews of the inmate's case to  
16 consider whether to parole the inmate under s. 304.06 (1).

17 **\*-1403/2.19\* SECTION 3174.** 302.11 (1g) (d) of the statutes is amended to read:

18 302.11 (1g) (d) An inmate may seek review of a decision by the parole earned  
19 release review commission relating to the denial of presumptive mandatory release  
20 only by the common law writ of certiorari.

21 **\*-1403/2.20\* SECTION 3175.** 302.11 (1m) of the statutes is amended to read:

22 302.11 (1m) An inmate serving a life term is not entitled to mandatory release.  
23 Except as provided in ss. 939.62 (2m) (c) and 973.014, the parole earned release  
24 review commission may parole the inmate as specified in s. 304.06 (1).

25 **\*-1403/2.21\* SECTION 3176.** 302.11 (7) (c) of the statutes is amended to read:

1           302.11 (7) (c) The parole earned release review commission may subsequently  
2 parole, under s. 304.06 (1), and the department may subsequently parole, under s.  
3 304.02, a parolee who is returned to prison for violation of a condition of parole.

4           \*-1403/2.22\* SECTION 3177. 302.113 (2) of the statutes is amended to read:

5           302.113 (2) Except as provided in subs. (3) and (9), an inmate subject to this  
6 section is entitled to release to extended supervision after he or she has served the  
7 term of confinement in prison portion of the sentence imposed under s. 973.01, as  
8 modified by the sentencing court under sub. (9g) or s. 302.045 (3m) (b) 1., 302.05 (3)  
9 (c) 2. a., or 973.195 (1r), if applicable, or as adjusted by the earned release review  
10 commission under s. 304.06 (1) (b).

11           \*-1185/2.1\* SECTION 3178. 302.113 (8m) (b) of the statutes is amended to read:

12           302.113 (8m) (b) If a person released to extended supervision under this section  
13 signs a statement admitting a violation of a condition or rule of extended supervision,  
14 the department may, as a sanction for the violation, confine the person for up to 90  
15 days in a facility owned or operated by the department, in a regional detention  
16 facility or, with the approval of the sheriff, in a county jail, in a Huber facility under  
17 s. 303.09, or in a work camp under s. 303.10. If the department confines the person  
18 in a county jail under this paragraph, the department shall reimburse the county for  
19 its actual costs in confining the person from the appropriations under s. 20.410 (1)  
20 (ab) and (b). Notwithstanding s. 302.43, the person is not eligible to earn good time  
21 credit on any period of confinement imposed under this subsection.

22           \*-1261/5.865\* \*-1267/P1.341\* SECTION 3179. 302.372 (2) (b) of the statutes  
23 is amended to read:

24           302.372 (2) (b) Before seeking any reimbursement under this section, the  
25 county shall provide a form to be used for determining the financial status of

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1 prisoners. The form shall provide for obtaining the social security number of the  
2 prisoner, the age and marital status of a prisoner, the number and ages of children  
3 of a prisoner, the number and ages of other dependents of a prisoner, the income of  
4 a prisoner, type and value of real estate owned by a prisoner, type and value of  
5 personal property owned by a prisoner, the prisoner's cash and financial institution  
6 accounts, type and value of the prisoner's investments, pensions and annuities and  
7 any other personalty of significant cash value owned by a prisoner. The county shall  
8 use the form whenever investigating the financial status of prisoners. The  
9 information on a completed form is confidential and not open to public inspection or  
10 copying under s. 19.35 (1), except that the county shall provide the name and address  
11 of an individual, the name and address of the individual's employer and financial  
12 information related to the individual from a form completed under this paragraph  
13 in response to a request for information under s. 49.22 (2m) made by the department  
14 of workforce development children and families or a county child support agency  
15 under s. 59.53 (5).

16 **\*-0905/3.82\* SECTION 3180.** 302.38 (3) of the statutes is amended to read:

17 302.38 (3) The maximum amount that a governmental unit may pay for the  
18 costs of medical or hospital care under this section is limited for that care to the  
19 amount payable by medical assistance under subch. IV of ch. 49, ~~except s. excluding~~  
20 ss. 49.468 and 49.471 (11), for care for which a medical assistance rate exists. No  
21 provider of medical or hospital care may bill a prisoner under sub. (1) for the cost of  
22 care exceeding the amount paid under this subsection by the governmental unit. If  
23 no medical assistance rate exists for the care provided, there is no limitation under  
24 this subsection.

25 **\*-0905/3.83\* SECTION 3181.** 302.386 (1) of the statutes is amended to read:



1       302.386 (1) Except as provided in sub. (5), liability for medical and dental  
2       services furnished to residents housed in prisons identified in s. 302.01, in a juvenile  
3       correctional facility, or in a secured residential care center for children and youth, or  
4       to forensic patients in state institutions for those services that are not provided by  
5       employees of the department shall be limited to the amounts payable under ss. 49.43  
6       to 49.47, except s. 49.471, excluding ss. 49.468 and 49.471 (11), for similar services.  
7       The department may waive any such limit if it determines that needed services  
8       cannot be obtained for the applicable amount. No provider of services may bill the  
9       resident or patient for the cost of services exceeding the amount of the liability under  
10      this subsection.

11      \*-1403/2.23\* SECTION 3182. 304.01 (title) of the statutes is amended to read:

12      **304.01 (title) Parole Earned release review commission and**  
13      **commission chairperson; general duties.**

14      \*-1403/2.24\* SECTION 3183. 304.01 (1) of the statutes is amended to read:

15      304.01 (1) The chairperson of the parole earned release review commission  
16      shall administer and supervise the commission and its activities and shall be the  
17      final parole-granting authority for granting parole, release to extended supervision,  
18      or termination of extended supervision, except as provided in s. 304.02 or 973.195.

19      \*-1403/2.25\* SECTION 3184. 304.01 (2) (intro.) of the statutes is amended to  
20      read:

21      304.01 (2) (intro.) The parole earned release review commission shall conduct  
22      regularly scheduled interviews to consider the parole or release to extended  
23      supervision of eligible inmates of the adult correctional institutions under the  
24      control of the department of corrections, eligible inmates transferred under ch. 51  
25      and under the control of the department of health and family services and eligible

1 inmates in any county house of correction. The department of corrections shall  
2 provide all of the following to the parole earned release review commission:

3 **\*-1403/2.26\* SECTION 3185.** 304.01 (2) (b) of the statutes is amended to read:

4 304.01 (2) (b) Scheduling assistance for parole interviews for prisoners who  
5 have applied for parole or release to extended supervision at the correctional  
6 institutions.

7 **\*-1403/2.27\* SECTION 3186.** 304.01 (2) (c) of the statutes is amended to read:

8 304.01 (2) (c) Clerical support related to the parole interviews for prisoners who  
9 have applied for parole or release to extended supervision.

10 **\*-1403/2.28\* SECTION 3187.** 304.01 (2) (d) of the statutes is amended to read:

11 304.01 (2) (d) Appropriate physical space at the correctional institutions to  
12 conduct the parole interviews for prisoners who have applied for parole or release to  
13 extended supervision.

14 **\*-1403/2.29\* SECTION 3188.** 304.06 (title) of the statutes is amended to read:

15 **304.06 (title) Paroles Release to parole or extended supervision from**  
16 **state prisons and house of correction; termination of extended supervision.**

17 **\*-1403/2.30\* SECTION 3189.** 304.06 (1) (b) of the statutes is amended to read:

18 304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.  
19 302.045 (3), 302.05 (3) (b), 973.01 (6), or 973.0135, the parole earned release review  
20 commission may parole an inmate of the Wisconsin state prisons or any felon or any  
21 person serving at least one year or more in a county house of correction or a county  
22 reforestation camp organized under s. 303.07, when he or she has served 25% of the  
23 sentence imposed for the offense, or 6 months, whichever is greater. The earned  
24 release review board may release to extended supervision a person sentenced under  
25 s. 973.01 for a Class F to a Class I felony after the person has served at least 75

1 percent of the term of confinement in prison portion of the sentence, and may  
2 terminate extended supervision of a person sentenced under s. 973.01 for a Class F  
3 to a Class I felony after the person has completed 75 percent of his or her extended  
4 supervision portion of the sentence. Except as provided in s. 939.62 (2m) (c) or  
5 973.014 (1) (b) or (c), (1g) or (2), the parole earned release review commission may  
6 parole an inmate serving a life term when he or she has served 20 years, as modified  
7 by the formula under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and  
8 (2), if applicable. The person serving the life term shall be given credit for time served  
9 prior to sentencing under s. 973.155, including good time under s. 973.155 (4). The  
10 secretary may grant special action parole releases under s. 304.02. The department  
11 or the parole earned release review commission shall not provide any convicted  
12 offender or other person sentenced to the department's custody any parole eligibility  
13 or evaluation for parole or release to extended supervision until the person has been  
14 confined at least 60 days following sentencing.

15 **\*-1403/2.31\* SECTION 3190.** 304.06 (1) (bn) of the statutes is created to read:

16 304.06 (1) (bn) The earned release review commission may consider any of the  
17 following as a ground for a petition under par. (b) for sentence reduction by a person  
18 who is sentenced under s. 973.01 for a Class F to Class I felony:

19 1. The inmate's conduct, efforts at and progress in rehabilitation, or  
20 participation and progress in education, treatment, or other correctional programs  
21 since he or she was sentenced.

22 2. A change in law or procedure related to sentencing or revocation of extended  
23 supervision effective after the inmate was sentenced that would have resulted in a  
24 shorter term of confinement in prison or, if the inmate was returned to prison upon

1 revocation of extended supervision, a shorter period of confinement in prison upon  
2 revocation, if the change had been applicable when the inmate was sentenced.

3 3. The inmate is subject to a sentence of confinement in another state or the  
4 inmate is in the United States illegally and may be deported.

5 4. Sentence adjustment is otherwise in the interests of justice.

6 \*-1403/2.32\* SECTION 3191. 304.06 (1) (br) of the statutes is created to read:

7 304.06 (1) (br) 1. Except as provided under subd. 2., the earned release review  
8 commission may reduce the term of confinement of a person who is sentenced under  
9 s. 973.01 for a Class F to Class I felony only as follows:

10 a. If the inmate is serving the term of confinement in prison portion of the  
11 sentence, a reduction in the term of confinement in prison by the amount of time  
12 remaining in the term of confinement in prison portion of the sentence, less up to 30  
13 days, and a corresponding increase in the term of extended supervision.

14 b. If the inmate is confined in prison upon revocation of extended supervision,  
15 a reduction in the amount of time remaining in the period of confinement in prison  
16 imposed upon revocation, less up to 30 days, and a corresponding increase in the term  
17 of extended supervision.

18 2. a. If the earned release review commission adjusts a sentence under subd.  
19 1. on the basis of a change in law or procedure as provided under par. (bn) 2. and the  
20 total sentence length of the adjusted sentence is greater than the maximum sentence  
21 length that the offender could have received if the change in law or procedure had  
22 been applicable when the inmate was originally sentenced, the earned release review  
23 commission may reduce the length of the term of extended supervision so that the  
24 total sentence length does not exceed the maximum sentence length that the offender

1 could have received if the change in law or procedure had been applicable when the  
2 inmate was originally sentenced.

3 b. If the earned release review commission adjusts a sentence under subd. 1.  
4 on the basis of a change in law or procedure as provided under par. (bn) 2. and the  
5 adjusted term of extended supervision is greater than the maximum term of  
6 extended supervision that the offender could have received if the change in law or  
7 procedure had been applicable when the inmate was originally sentenced, the earned  
8 release review commission may reduce the length of the term of extended  
9 supervision so that the term of extended supervision does not exceed the maximum  
10 term of extended supervision that the offender could have received if the change in  
11 law or procedure had been applicable when the inmate was originally sentenced.

12 **\*-1403/2.33\* SECTION 3192.** 304.06 (1) (bu) of the statutes is created to read:

13 304.06 (1) (bu) An inmate who is sentenced under s. 973.01 for a Class F to Class  
14 I felony may submit only one petition under this subsection for each sentence  
15 imposed under s. 973.01.

16 **\*-1403/2.34\* SECTION 3193.** 304.06 (1) (c) (intro.) of the statutes is amended  
17 to read:

18 304.06 (1) (c) (intro.) If an inmate applies for parole, release to extended  
19 supervision, or termination of extended supervision under this subsection, the  
20 parole earned release review commission shall make a reasonable attempt to notify  
21 the following, if they can be found, in accordance with par. (d):

22 **\*-1403/2.35\* SECTION 3194.** 304.06 (1) (d) 1. of the statutes is amended to read:

23 304.06 (1) (d) 1. The notice under par. (c) shall inform the offices and persons  
24 under par. (c) 1. to 3. of the manner in which they may provide written statements  
25 under this subsection, shall inform persons under par. (c) 3. of the manner in which

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1 they may attend interviews or hearings and make statements under par. (eg) and  
2 shall inform persons under par. (c) 3. who are victims, or family members of victims,  
3 of crimes specified in s. 940.01, 940.03, 940.05, 940.225 (1) ~~or, (2), or (3)~~, 948.02 (1)  
4 or (2), 948.025, 948.06 or 948.07 of the manner in which they may have direct input  
5 in the parole decision-making process under par. (em) for parole, release to extended  
6 supervision, or termination of extended supervision. The parole earned release  
7 review commission shall provide notice under this paragraph for an inmate's first  
8 application for parole, release to extended supervision, or termination of extended  
9 supervision and, upon request, for subsequent applications for parole.

10 **\*-1403/2.36\* SECTION 3195.** 304.06 (1) (e) of the statutes is amended to read:

11 304.06 (1) (e) The parole earned release review commission shall permit any  
12 office or person under par. (c) 1. to 3. to provide written statements. The parole  
13 earned release review commission shall give consideration to any written statements  
14 provided by any such office or person and received on or before the date specified in  
15 the notice. This paragraph does not limit the authority of the parole earned release  
16 review commission to consider other statements or information that it receives in a  
17 timely fashion.

18 **\*-1403/2.37\* SECTION 3196.** 304.06 (1) (eg) of the statutes is amended to read:

19 304.06 (1) (eg) The parole earned release review commission shall permit any  
20 person under par. (c) 3. to attend any interview or hearing on the parole application  
21 for parole, release to extended supervision, or termination of extended supervision  
22 of an applicable inmate and to make a statement at that interview or hearing.

23 **\*-1403/2.38\* SECTION 3197.** 304.06 (1) (em) of the statutes is amended to read:

24 304.06 (1) (em) The parole earned release review commission shall promulgate  
25 rules that provide a procedure to allow any person who is a victim, or a family

1 member of a victim, of a crime specified in s. 940.01, 940.03, 940.05, 940.225 (1) or,  
2 (2), or (3), 948.02 (1) or (2), 948.025, 948.06 or 948.07 to have direct input in the parole  
3 decision-making process for parole, release to extended supervision, or termination  
4 of extended supervision.

5 **\*-1403/2.39\* SECTION 3198.** 304.06 (1) (f) of the statutes is amended to read:  
6 304.06 (1) (f) The parole earned release review commission shall design and  
7 prepare cards for persons specified in par. (c) 3. to send to the commission. The cards  
8 shall have space for these persons to provide their names and addresses, the name  
9 of the applicable prisoner and any other information the parole earned release  
10 review commission determines is necessary. The parole earned release review  
11 commission shall provide the cards, without charge, to district attorneys. District  
12 attorneys shall provide the cards, without charge, to persons specified in par. (c) 3.  
13 These persons may send completed cards to the parole earned release review  
14 commission. All commission records or portions of records that relate to mailing  
15 addresses of these persons are not subject to inspection or copying under s. 19.35 (1).  
16 Before any written statement of a person specified in par. (c) 3. is made a part of the  
17 documentary record considered in connection with a parole hearing for parole,  
18 release to extended supervision, or termination of extended supervision under this  
19 section, the parole earned release review commission shall obliterate from the  
20 statement all references to the mailing addresses of the person. A person specified  
21 in par. (c) 3. who attends an interview or hearing under par. (eg) may not be required  
22 to disclose at the interview or hearing his or her mailing addresses.

23 **\*-1403/2.40\* SECTION 3199.** 304.06 (1) (g) of the statutes is amended to read:  
24 304.06 (1) (g) Before a person is released on parole or released to extended  
25 supervision under this subsection, the parole earned release review commission

1 shall so notify the municipal police department and the county sheriff for the area  
2 where the person will be residing. The notification requirement under this  
3 paragraph does not apply if a municipal department or county sheriff submits to the  
4 parole earned release review commission a written statement waiving the right to  
5 be notified. If applicable, the department shall also comply with s. 304.063.

6 **\*-1403/2.41\* SECTION 3200.** 304.06 (1m) (intro.) of the statutes is amended to  
7 read:

8 304.06 (1m) (intro.) The parole earned release review commission may waive  
9 the 25% or 6-month service of sentence requirement under sub. (1) (b) under any of  
10 the following circumstances:

11 **\*-1403/2.42\* SECTION 3201.** 304.06 (1q) (b) of the statutes is amended to read:

12 304.06 (1q) (b) The parole earned release review commission or the department  
13 may require as a condition of parole or that a serious child sex offender undergo  
14 pharmacological treatment using an antiandrogen or the chemical equivalent of an  
15 antiandrogen. This paragraph does not prohibit the department from requiring  
16 pharmacological treatment using an antiandrogen or the chemical equivalent of an  
17 antiandrogen as a condition of probation.

18 **\*-1403/2.43\* SECTION 3202.** 304.06 (1q) (c) of the statutes is amended to read:

19 304.06 (1q) (c) In deciding whether to grant a serious child sex offender release  
20 on parole under this subsection, the parole earned release review commission may  
21 not consider, as a factor in making its decision, that the offender is a proper subject  
22 for pharmacological treatment using an antiandrogen or the chemical equivalent of  
23 an antiandrogen or that the offender is willing to participate in pharmacological  
24 treatment using an antiandrogen or the chemical equivalent of an antiandrogen.

25 **\*-1403/2.44\* SECTION 3203.** 304.06 (1x) of the statutes is amended to read:



1        304.06 (1x) The parole earned release review commission may require as a  
2        condition of parole that the person is placed in the intensive sanctions program under  
3        s. 301.048. In that case, the person is in the legal custody of the department under  
4        that section and is subject to revocation of parole under sub. (3).

5        \*-1403/2.45\* SECTION 3204. 304.06 (2m) (d) of the statutes is amended to read:

6        304.06 (2m) (d) The parole earned release review commission or the  
7        department shall determine a prisoner's county of residence for the purposes of this  
8        subsection by doing all of the following:

9            1. The parole earned release review commission or the department shall  
10        consider residence as the voluntary concurrence of physical presence with intent to  
11        remain in a place of fixed habitation and shall consider physical presence as prima  
12        facie evidence of intent to remain.

13           2. The parole earned release review commission or the department shall apply  
14        the criteria for consideration of residence and physical presence under subd. 1. to the  
15        facts that existed on the date that the prisoner committed the serious sex offense that  
16        resulted in the sentence the prisoner is serving.

17        \*-1403/2.46\* SECTION 3205. 304.071 (1) of the statutes is amended to read:

18        304.071 (1) The parole earned release review commission may at any time  
19        grant a parole or release to extended supervision to any prisoner in any penal  
20        institution of this state, or the department may at any time suspend the supervision  
21        of any person who is on probation ~~or~~, parole, or extended supervision to the  
22        department, if the prisoner or person on probation ~~or~~, parole, or extended supervision  
23        is eligible for induction into the U.S. armed forces. The suspension of parole,  
24        extended supervision, or probation shall be for the duration of his or her service in  
25        the armed forces; and the parole, extended supervision, or probation shall again

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1 become effective upon his or her discharge from the armed forces in accordance with  
 2 regulations prescribed by the department. If he or she receives an honorable  
 3 discharge from the armed forces, the governor may discharge him or her and the  
 4 discharge has the effect of a pardon. Upon the suspension of parole, extended  
 5 supervision, or probation by the department, the department shall issue an order  
 6 setting forth the conditions under which the parole, extended supervision, or  
 7 probation is suspended, including instructions as to where and when and to whom  
 8 the paroled person on parole or extended supervision shall report upon discharge  
 9 from the armed forces.

10 **\*-0006/1.1\* SECTION 3206.** 341.135 of the statutes is repealed.

11 **\*-0982/2.1\* SECTION 3207.** 341.25 (1) (a) of the statutes is amended to read:

12 341.25 (1) (a) For each automobile, a fee of \$55 \$75, except that an automobile  
 13 registered in this state prior to September 1, 1947, at a fee of less than \$18 shall be  
 14 registered at such lesser fee plus an additional fee of \$2.

15 **\*-0982/2.2\* SECTION 3208.** 341.25 (2) (a) of the statutes is amended to read:

16 341.25 (2) (a) Not more than 4,500 ..... \$ ~~48.50~~ 75.00

17 **\*-0982/2.3\* SECTION 3209.** 341.25 (2) (b) of the statutes is amended to read:

18 341.25 (2) (b) Not more than 6,000 ..... ~~61.50~~ 84.00

19 **\*-0982/2.4\* SECTION 3210.** 341.25 (2) (c) of the statutes is amended to read:

20 341.25 (2) (c) Not more than 8,000 ..... ~~77.50~~ 106.00

21 **\*-1261/5.866\* \*-1267/P1.342\* SECTION 3211.** 341.51 (4) (an) of the statutes  
 22 is amended to read:

23 341.51 (4) (an) If the applicant is an individual who does not have a social  
 24 security number, 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 registration that is issued under this section in reliance on a statement submitted  
3 under this paragraph is invalid if the statement is false.

4 **\*-1261/5.867\* \*-1267/P1.343\* SECTION 3212.** 341.51 (4g) (b) of the statutes  
5 is amended to read:

6 341.51 (4g) (b) The department of transportation may not disclose any  
7 information obtained under sub. (4) (am) or (ar) to any person except to the  
8 department of ~~workforce development~~ children and families for the sole purpose of  
9 administering s. 49.22 or the department of revenue for the sole purpose of  
10 requesting certifications under s. 73.0301.

11 **\*-1261/5.868\* \*-1267/P1.344\* SECTION 3213.** 341.51 (4m) (a) of the statutes  
12 is amended to read:

13 341.51 (4m) (a) A registration shall be denied, restricted, limited or suspended  
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 **\*-1261/5.869\* \*-1267/P1.345\* SECTION 3214.** 342.06 (1) (eg) of the statutes  
23 is amended to read:

24 342.06 (1) (eg) Except as provided in par. (eh), if the applicant is an individual,  
25 the social security number of the applicant. The department of transportation may

## SECTION 3214

1 not disclose a social security number obtained under this paragraph to any person  
2 except to the department of ~~workforce development~~ children and families for the sole  
3 purpose of administering s. 49.22 and to the department of revenue for the purposes  
4 of administering state taxes and collecting debt.

5 \*~~-1261/5.870~~\* \*~~-1267/P1.346~~\* SECTION 3215. 342.06 (1) (eh) of the statutes  
6 is amended to read:

7 342.06 (1) (eh) If the applicant does not have a social security number, a  
8 statement made or subscribed under oath or affirmation that the applicant 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 certificate of title  
11 that is issued in reliance on a statement submitted under this paragraph is invalid  
12 if the statement is false.

13 \*~~-0011/3.6~~\* SECTION 3216. 342.12 (4) (a) and (b) of the statutes are amended  
14 to read:

15 342.12 (4) (a) The district attorney shall notify the department when he or she  
16 files a criminal complaint against a person who has been arrested for violating s.  
17 346.63 (1) or (2), 940.09 (1) or 940.25 and who has 2 or more prior convictions,  
18 suspensions or revocations, as counted under s. 343.307 (1). Except as provided  
19 under par. (c), if the department has previously issued a valid certificate of title for  
20 the motor vehicle owned by the person and involved in the violation, the department  
21 may not issue a certificate of title transferring ownership of the ~~motor~~ this vehicle  
22 ~~owned by the person and involved in the violation~~ upon receipt of a notice under this  
23 subsection until the court assigned to hear the criminal complaint issues an order  
24 permitting the department to issue a certificate of title.

1 (b) Except as provided under par. (c), if the department has previously issued  
2 a valid certificate of title for the motor vehicle owned by the person and involved in  
3 the violation, the department may not issue a certificate of title transferring  
4 ownership of the motor this vehicle owned by a person and involved in the violation  
5 upon receipt of a notice of intent to revoke the person's operating privilege under s.  
6 343.305 (9) (a), if the person has 3 or more prior convictions, suspensions or  
7 revocations, as counted under s. 343.307 (1), until the court assigned to the hearing  
8 under s. 343.305 (9) issues an order permitting the department to issue a certificate  
9 of title.

10 **\*-0355/1.1\* SECTION 3217.** 342.14 (1r) of the statutes is amended to read:

11 342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental  
12 impact fee of \$9, by the person filing the application. All moneys collected under this  
13 subsection shall be credited to the environmental fund for environmental  
14 management. ~~This subsection does not apply after December 31, 2007.~~

15 **\*-1467/1.1\* SECTION 3218.** 342.14 (3m) of the statutes is amended to read:

16 342.14 (3m) Upon filing an application under sub. (1) or (3), a supplemental  
17 title fee of ~~\$7.50~~ \$9.50 by the owner of the vehicle, except that this fee shall be waived  
18 with respect to an application under sub. (3) for transfer of a decedent's interest in  
19 a vehicle to his or her surviving spouse. The fee specified under this subsection is  
20 in addition to any other fee specified in this section.

21 **\*-0011/3.7\* SECTION 3219.** 343.01 (2) (bc) of the statutes is created to read:

22 343.01 (2) (bc) "Home jurisdiction" means another jurisdiction that has most  
23 recently issued an operator's license to a person or, if the person has not been issued  
24 an operator's license by another jurisdiction, another jurisdiction where the person  
25 resides.