

1 Administrative costs of acquiring lands or land rights are not included in the
2 acquisition costs eligible for state aid under this subsection. Title to lands or rights
3 in lands acquired by a municipality under this subsection shall vest in the
4 municipality, but such land shall not be converted to uses inconsistent with this
5 subsection without prior approval of the state and proceeds from the sale or other
6 disposal of such lands shall be used to promote the objectives of this subsection.

7 **SECTION 638.** 23.09 (20m) (b) of the statutes is amended to read:

8 23.09 (20m) (b) The department shall establish a program to award grants
9 from the appropriation under s. 20.866 (2) (ta) to governmental units and nonprofit
10 conservation organizations to acquire development rights in land for nature-based
11 outdoor recreation. The Except as provided s. 23.096 (2m), the grants shall be limited
12 to no more than 50% of the acquisition costs of the development rights.

13 **SECTION 639.** 23.0917 (3) (a) of the statutes is amended to read:

14 23.0917 (3) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
15 ~~2009-10~~ 2019-20, the department may obligate moneys under the subprogram for
16 land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and
17 grants for these purposes under s. 23.096, except as provided under ss. 23.197 (2m),
18 (3m) (b), (7m), and (8) and 23.198 (1) (a).

19 **SECTION 640.** 23.0917 (3) (bm) of the statutes is amended to read:

20 23.0917 (3) (bm) During the period beginning with fiscal year 2001-02 and
21 ending with fiscal year ~~2009-10~~ 2019-20, in obligating money under the subprogram
22 for land acquisition, the department shall set aside not less than a total of \$ 2,000,000
23 that may be obligated only to provide matching funds for grants awarded to the
24 department for the purchase of land or easements under 16 USC 2103c.

25 **SECTION 641.** 23.0917 (3) (br) of the statutes is created to read:



1 23.0917 (3) (br) Beginning with fiscal year 2010-11 and ending with fiscal year
2 2019-20, in obligating moneys under the subprogram for land acquisition, the
3 department shall set aside in each fiscal year not less than \$14,500,000 that may be
4 obligated only to provide for grants awarded to nonprofit conservation organizations
5 under s. 23.096.

6 **SECTION 642.** 23.0917 (3) (dm) 3. of the statutes is created to read:

7 23.0917 (3) (dm) 3. For each fiscal year beginning with 2010-11 and ending
8 with fiscal year 2019-20, \$79,000,000.

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 644.** 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 2010-11 and ending with fiscal year 2019-20, the
22 department may obligate not more than \$26,000,000 under the subprogram except
23 as provided in sub. (5).

24 **SECTION 645.** 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 646.** 23.0917 (4) (d) 2m. of the statutes is created to read:

5 23.0917 (4) (d) 2m. Beginning with fiscal year 2010-11 and ending with fiscal
6 year 2019-20, the department may not obligate more than \$14,000,000 in each fiscal
7 year for local assistance.

8 **SECTION 647.** 23.0917 (7) (a) of the statutes is amended to read:

9 23.0917 (7) (a) Except as provided in pars. (b) and (c), for purposes of
10 calculating the acquisition costs for acquisition of land under ss. 23.09 (19), (20) and
11 (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (4) and 30.277 from the
12 appropriation under s. 20.866 (2) (ta), the acquisition costs shall equal the sum of the
13 land's current fair market value and other acquisition costs, as determined by rule
14 by the department.

15 **SECTION 648.** 23.0917 (12) of the statutes is amended to read:

16 23.0917 (12) EXPENDITURES AFTER JUNE 30, 2010 2020. If the remaining bonding
17 authority for a subprogram under sub. (3) or (4) on June 30, 2010 2020, is an amount
18 greater than zero, the department may expend any portion of this remaining bonding
19 authority for that subprogram in one or more subsequent fiscal years.

20 **SECTION 649.** 23.092 (1) of the statutes is renumbered 23.092 (1m).

21 **SECTION 650.** 23.092 (1b) of the statutes is created to read:

22 23.092 (1b) In this section, "nonprofit conservation organization" has the
23 meaning given in s. 23.0955 (1).

24 **SECTION 651.** 23.092 (2) of the statutes is amended to read:

SECTION 651

1 23.092 (2) For each area designated under sub. (1) (1m), the department shall
2 prepare a plan, based upon the specific qualities of the area designated, that is
3 designed to protect, enhance or restore the habitat in the designated area. After
4 preparation of a plan for a designated area, the department shall encourage
5 landowners to use specific management practices that are designed to implement the
6 plan.

7 **SECTION 652.** 23.092 (4) of the statutes is amended to read:

8 23.092 (4) The department may share the costs of implementing land
9 management practices with landowners, or with nonprofit conservation
10 organizations that are qualified to enhance wildlife-based recreation if these
11 organizations have the landowner's permission to implement the practices. The
12 department may share the costs of acquiring easements for habitat areas with
13 landowners or with these nonprofit conservation organizations. If the funding for
14 cost-sharing under this subsection will be expended from the appropriation under
15 s. 20.866 (2) (ta), the amount expended for the cost-sharing may not exceed 50% of
16 the cost of the management practices or of the acquisition costs for the easement
17 except as provided in s. 23.096 (2m).

18 **SECTION 653.** 23.094 (3m) of the statutes is amended to read:

19 23.094 (3m) LIMITS. ~~A~~ Except as provided in s. 23.096 (2m), a grant under sub.
20 (3g) may not exceed 50% of the acquisition costs for the land or the easement.

21 **SECTION 654.** 23.0953 of the statutes is created to read:

22 **23.0953 Grants to counties for land acquisition.** (1) In this section,
23 "nature-based outdoor recreation" has the meaning given by the department by rule
24 under s. 23.0917 (4) (f).

1 (2) Beginning with fiscal year 2010–11 and ending with fiscal year 2019–20,
2 the department shall establish a program from the appropriation under s. 20.866 (2)
3 (ta) to make grants to counties to acquire land for nature–based outdoor recreation.
4 For purposes of s. 23.0917, moneys provided from the appropriation under s. 20.866
5 (2) (ta) shall be treated as moneys obligated from the subprogram under s. 23.0917
6 (3).

7 (3) Each county receiving a grant under this section shall provide matching
8 funds that equal at least 50 percent of the acquisition costs.

9 (4) A county unit may not convert the land or the rights in the land acquired
10 using grant moneys awarded under this subsection to a use that is inconsistent with
11 the type of nature–based outdoor recreation for which the grant was awarded
12 without the approval of the natural resources board.

13 **SECTION 655.** 23.096 (2) (b) of the statutes is amended to read:

14 23.096 (2) (b) ~~A~~ Except as provided in sub. (2m), a grant awarded under this
15 section may not exceed 50% of the acquisition costs of the property.

16 **SECTION 656.** 23.096 (2m) of the statutes is created to read:

17 23.096 (2m) Notwithstanding sub. (2) (b), in each fiscal year beginning with
18 fiscal year 2010–11 and ending with fiscal year 2019–20, the department may award
19 grants under this section that equal up to 75 percent of the acquisition costs of the
20 property if the natural resources board determines that all of the following apply:

21 (a) That the property is uniquely valuable in conserving the natural resources
22 of the state.

23 (b) That delaying or deferring the acquisition until 50 percent of the acquisition
24 costs are procured by the nonprofit conservation organization is not reasonably
25 possible.

SECTION 656

1 (c) That sufficient bonding authority remains in the amount set aside under s.
2 23.0917 (3) (br) for that fiscal year after awarding grants to nonprofit conservation
3 organizations that meet the matching requirement under sub. (2) (b).

4 **SECTION 657.** 23.15 (1) of the statutes is amended to read:

5 23.15 (1) The natural resources board may sell, at public or private sale, lands
6 and structures owned by the state under the jurisdiction of the department of natural
7 resources, except central or district office facilities, when the natural resources board
8 determines that said lands are no longer necessary for the state's use for
9 conservation purposes and, if real property, the real property is not the subject of a
10 petition under s. 560.9810 (2).

11 **SECTION 658.** 23.197 (10) of the statutes is created to read:

12 23.197 (10) MIRROR LAKE; BOATING ACCESS. From the appropriation under s.
13 20.866 (2) (ta), the department shall provide funding in an amount not to exceed
14 \$1,000,000 to improve navigability for recreational boating in Mirror Lake in Sauk
15 County and in the streams flowing into the lake. For the purposes of s. 23.0917,
16 moneys provided under this subsection from the appropriation under s. 20.866 (2)
17 (ta) shall be treated as moneys obligated under either or both of the subprograms
18 under s. 23.0917 (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 in each
22 fiscal year \$1,500,000 for cost-sharing grants ~~to be awarded to local governmental~~
23 ~~units for the control of invasive species that are aquatic species \$1,000,000 in fiscal~~
24 ~~year 2005-06 and \$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 665.** 23.33 (5) (d) of the statutes is amended to read:

SECTION 665

1 23.33 (5) (d) *Safety certification program established.* The department shall
2 establish or supervise the establishment of a program of instruction on all-terrain
3 vehicle laws, including the intoxicated operation of an all-terrain vehicle law,
4 regulations, safety and related subjects. The department shall establish by rule an
5 instruction fee for this program. The department shall issue certificates to persons
6 successfully completing the program. An instructor conducting the program of
7 instruction under this paragraph shall collect the fee from each person who receives
8 instruction. The department may determine the portion of this fee, which may not
9 exceed 50%, that the instructor may retain to defray expenses incurred by the
10 instructor in conducting the program. The instructor shall remit the remainder of
11 the fee or, if nothing is retained, the entire fee to the department. The department
12 shall issue a duplicate certificate of accomplishment to a person who is entitled to a
13 duplicate certificate of accomplishment and who pays a fee of \$2.75.

14 **SECTION 666.** 23.33 (13) (e) of the statutes is amended to read:

15 23.33 (13) (e) *Alcohol, controlled substances or controlled substance analogs;*
16 *assessment.* In addition to any other penalty or order, a person who violates sub. (4c)
17 (a) or (b) or (4p) (e) or who violates s. 940.09 or 940.25 if the violation involves the
18 operation of an all-terrain vehicle, shall be ordered by the court to submit to and
19 comply with an assessment by an approved public treatment facility for an
20 examination of the person's use of alcohol, controlled substances or controlled
21 substance analogs. The assessment order shall comply with s. 343.30 (1q) (c) 1. a-
22 to e. Intentional failure to comply with an assessment ordered under this paragraph
23 constitutes contempt of court, punishable under ch. 785.

24 **SECTION 667.** 23.41 (5) of the statutes is amended to read:

1 23.41 (5) Each contract for construction work entered into by the department
2 under this section shall be awarded on the basis of bids or competitive sealed
3 proposals in accordance with procedures established by the department. Each
4 contract for construction work shall be awarded to the lowest responsible bidder or
5 the person submitting the most advantageous competitive sealed proposal as
6 determined by the department. If the bid of the lowest responsible bidder or the
7 proposal of the person submitting the most advantageous competitive sealed
8 proposal is determined by the department to be in excess of the estimated reasonable
9 value of the work or not in the public interest, the department may reject all bids or
10 competitive sealed proposals. Every such contract is exempted from ss. 16.70 to
11 16.75, 16.755, 16.76, 16.767 to 16.77, 16.78 to 16.82, 16.855, 16.87, and 16.89, but ss.
12 16.528, 16.753, 16.754, and 16.765, 16.771, and 16.871 apply to the contract. Every
13 such contract involving an expenditure of more than \$60,000 is not valid until the
14 contract is approved by the governor.

15 **SECTION 668.** 23.51 (1m) of the statutes is amended to read:

16 23.51 (1m) "**Citation**" means a pleading of essential facts and applicable law
17 coupled with a demand for judgment, which notifies complaint and includes a
18 notification to the person cited of a violation of a statute or rule enumerated in s.
19 23.50 (1) or of a violation of a local ordinance, and requests the person to appear in
20 court. ~~Part of the citation is a complaint.~~

21 **SECTION 669.** 23.54 (1) of the statutes is amended to read:

22 23.54 (1) A citation may be prepared on a paper form or in an electronic format.
23 The defendant shall receive a copy of the citation. The citation shall contain ~~a~~
24 ~~complaint, a~~ an area to record the case history and a report of court action on the case.

25 **SECTION 670.** 23.54 (2) of the statutes is repealed.

SECTION 671

1 **SECTION 671.** 23.62 (1) (a) of the statutes is amended to read:

2 23.62 (1) (a) Issue a citation to the defendant in the ~~form~~ manner specified in
3 s. 23.54, a paper copy or electronic version of which shall be filed with the clerk of
4 courts in the county where the violation was committed or with the office of the
5 municipal judge in the case of an ordinance violation;

6 **SECTION 672.** 23.62 (2) (a) of the statutes is amended to read:

7 23.62 (2) (a) If the defendant is a resident of this state, a law enforcement officer
8 may serve a citation anywhere in the state by following the procedures used for the
9 service of a summons under s. 801.11 (1) (a) or (b) 1. or 1m. or (2) or by mailing a paper
10 copy to the defendant's last-known address.

11 **SECTION 673.** 23.62 (2) (b) of the statutes is amended to read:

12 23.62 (2) (b) If the defendant is not a resident of the state, a law enforcement
13 officer may serve a citation by delivering a paper copy to the defendant personally
14 or by mailing a paper copy to the defendant's last-known address.

15 **SECTION 674.** 23.68 of the statutes is amended to read:

16 **23.68 Pleading.** The A citation or complaint issued pursuant to s. 23.62 or a
17 complaint issued pursuant to s. 23.65 may serve as the initial pleading and,
18 notwithstanding any other provisions of the statutes, shall be deemed adequate
19 process to give the appropriate court jurisdiction over the person upon the filing of
20 the citation or complaint with such court.

21 **SECTION 675.** 25.14 (1) (a) (intro.) of the statutes is amended to read:

22 25.14 (1) (a) (intro.) There is created a state investment fund under the
23 jurisdiction and management of the board to be operated as an investment trust for
24 the purpose of managing the securities of all funds that are required by law to be

1 invested in the state investment fund and all of the state's funds consisting of the
2 funds specified in s. 25.17 (1), except all of the following:

3 **SECTION 676.** 25.17 (1) (ab) of the statutes is created to read:

4 25.17 (1) (ab) Affordable housing trust fund (s. 25.415);

5 **SECTION 677.** 25.17 (1) (bw) of the statutes is created to read:

6 25.17 (1) (bw) County aid fund (s. 25.51).

7 **SECTION 678.** 25.17 (1) (gd) of the statutes is created to read:

8 25.17 (1) (gd) Health care quality fund (s. 25.772);

9 **SECTION 679.** 25.17 (63) of the statutes is created to read:

10 25.17 (63) If requested by the Health Insurance Risk-Sharing Plan Authority,
11 invest funds of the Health Insurance Risk-Sharing Plan Authority in the state
12 investment fund.

13 **SECTION 680.** 25.18 (1) (a) of the statutes is amended to read:

14 25.18 (1) (a) Notwithstanding s. 20.930 and all provisions of subch. IV of ch.
15 16, except s. ss. 16.753 and 16.771, employ special legal or investment counsel in any
16 matters arising out of the scope of its investment authority. Section 16.753 does not
17 apply to the employment of legal or investment counsel for the purpose of assisting
18 the board with investments. The employment of special legal counsel shall be with
19 the advice and consent of the attorney general whenever such special counsel is to
20 be compensated by the board. Any expense of counsel so employed shall be borne by
21 the fund for which the services shall be furnished.

22 **SECTION 681.** 25.18 (1) (f) of the statutes is amended to read:

23 25.18 (1) (f) Maintain and repair any building or other structure or premises
24 which it owns in fee or in which it owns the beneficial interest and, notwithstanding
25 all provisions of subch. IV or V of ch. 16, except s. ss. 16.753, 16.771, and 16.871, it

1 shall have exclusive authority to make such agreements and enter into such
2 contracts as it deems necessary for such purpose. Section 16.753 does not apply to
3 agreements and contracts entered into by the board for the purpose of assisting the
4 board with investments. All noncapital costs under this paragraph shall be charged
5 to the current income accounts of the funds having an interest in the building,
6 structure or premises.

7 **SECTION 682.** 25.18 (1) (m) of the statutes is amended to read:

8 25.18 (1) (m) Notwithstanding all provisions of subchs. IV and V of ch. 16,
9 except s. ss. 16.753, 16.771, and 16.871, employ professionals, contractors or other
10 agents necessary to evaluate or operate any property if a fund managed by the board
11 has an interest in, or is considering purchasing or lending money based upon the
12 value of, that property. Section 16.753 does not apply to the employment of any
13 person for the purpose of assisting the board with investments. Costs under this
14 paragraph shall be paid by the fund and charged to the appropriate account under
15 s. 40.04 (3).

16 **SECTION 683.** 25.187 (2) (a) of the statutes is amended to read:

17 25.187 (2) (a) Subject to ~~pars. (b) and par. (c)~~, on July 1 and January September
18 1 of each year, the investment board shall ~~estimate the amounts required for its~~
19 ~~operating expenditures for the next 6-month period and shall assess each fund for~~
20 ~~which the board has management responsibility for its share of the estimated board's~~
21 ~~operating expenditures~~ for the current fiscal year in an equitable manner. The board
22 shall pay the assessment from the current income of each fund, unless an
23 appropriation is made for payment of the assessment, in which case the assessment
24 shall be paid from that appropriation account.

25 **SECTION 684.** 25.187 (2) (b) of the statutes is repealed.

1 **SECTION 685.** 25.187 (2) (c) 1. of the statutes is amended to read:

2 25.187 (2) (c) 1. Except as provided in subd. 2., the total amount that the board
3 may assess the funds for which the board has management responsibility for any
4 fiscal year may not exceed the greater of \$20,352,800 or 0.0275% the amount that the
5 board could have assessed the funds in the 2nd year of the prior fiscal biennium or
6 0.0325% of the average market value of the assets of the funds at the end of each
7 month between November 30 and April 30 of the preceding fiscal year.

8 **SECTION 686.** 25.187 (2) (c) 3. c. of the statutes is created to read:

9 25.187 (2) (c) 3. c. Annually, no later than June 15, certify to the department
10 of administration and to the joint committee on finance the maximum amount that
11 the board may assess the funds for which the board has management responsibility
12 in the next fiscal year.

13 **SECTION 687.** 25.40 (1) (bd) of the statutes is created to read:

14 25.40 (1) (bd) Oil company assessments under subch. XIV of ch. 77.

15 **SECTION 688.** 25.415 of the statutes is created to read:

16 **25.415 Affordable housing trust fund.** There is established a separate
17 nonlapsible trust fund designated as the affordable housing trust fund, to consist of
18 moneys that may be transferred from the county aid fund under s. 20.855 (4) (vm).

19 **SECTION 689.** 25.46 (1m) of the statutes is amended to read:

20 25.46 (1m) The moneys transferred under s. 20.855 (4) (f) (rm) for nonpoint
21 source water pollution abatement.

22 **SECTION 690.** 25.46 (7) of the statutes is amended to read:

23 25.46 (7) The fees imposed under s. 289.67 (1) for environmental management,
24 except that for each ton of waste for which the fee is \$1.60 per ton, 75 cents is for
25 nonpoint source water pollution abatement.

SECTION 691

1 **SECTION 691.** 25.47 (4m) of the statutes is created to read:

2 **25.47 (4m)** The payments under s. 101.1435 (4).

3 **SECTION 692.** 25.50 (1) (d) of the statutes is amended to read:

4 **25.50 (1) (d)** "Local government" means any county, town, village, city, power
5 district, sewerage district, drainage district, town sanitary district, public inland
6 lake protection and rehabilitation district, local professional baseball park district
7 created under subch. III of ch. 229, family long-term care district under s. 46.2895,
8 local professional football stadium district created under subch. IV of ch. 229, local
9 cultural arts district created under subch. V of ch. 229, public library system, school
10 district or technical college district in this state, any commission, committee, board
11 or officer of any governmental subdivision of this state, any court of this state, other
12 than the court of appeals or the supreme court, or any authority created under s.
13 114.61, 149.41, 231.02, 233.02 or 234.02.

14 **SECTION 693.** 25.51 of the statutes is created to read:

15 **25.51 County aid fund.** There is established a separate nonlapsible trust
16 fund designated as the county aid fund consisting of the moneys the state receives
17 under s. 77.24.

18 **SECTION 694.** 25.60 of the statutes is amended to read:

19 **25.60 Budget stabilization fund.** There is created a separate nonlapsible
20 trust fund designated as the budget stabilization fund, consisting of moneys
21 transferred to the fund from the general fund under ss. 13.48 (14) (c), 16.518 (3), and
22 16.72 (4) (b), and 16.848.

23 **SECTION 695.** 25.68 (1) of the statutes is amended to read:

1 25.68 (1) All moneys received by the department of ~~workforce development~~
2 children and families under s. 49.854, except for moneys received under s. 49.854 (11)

3 (b).

4 **SECTION 696.** 25.68 (3) of the statutes is amended to read:

5 25.68 (3) All moneys not specified under sub. (2) that are received under a
6 judgment or order in an action affecting the family, as defined in s. 767.001 (1), by
7 the department of ~~workforce development~~ children and families or its designee.

8 **SECTION 697.** 25.69 of the statutes is amended to read:

9 **25.69 Permanent endowment fund.** There is established a separate
10 nonlapsible trust fund designated as the permanent endowment fund, consisting of
11 all of the proceeds from the sale of the state's right to receive payments under the
12 Attorneys General Master Tobacco Settlement Agreement of November 23, 1998,
13 and all investment earnings on the proceeds. There is transferred from the
14 permanent endowment fund to the health care quality fund \$50,000,000 in each
15 fiscal year.

16 **SECTION 698.** 25.772 of the statutes is created to read:

17 **25.772 Health care quality fund.** There is established a separate
18 nonlapsible trust fund designated as the health care quality fund, to consist of all of
19 the following:

20 (1) The amount of the taxes collected under subchs. II and III of ch. 139 as
21 determined under ss. 139.455 and 139.865.

22 (2) All moneys received under s. 50.375 from assessments on hospitals.

23 (3) All moneys transferred from the permanent endowment fund.

24 (4) All moneys transferred under 2007 Wisconsin Act (this act), section 9225

25 (6).

SECTION 699

1 **SECTION 699.** 25.96 of the statutes is amended to read:

2 **25.96 Utility public benefits fund.** There is established a separate
3 nonlapsible trust fund designated as the utility public benefits fund, consisting of
4 low-income assistance fees received under s. 16.957 (4) (a) and (5) (b) 2. and all
5 moneys received under s. 196.374 (3) (b) 4.

6 **SECTION 700.** 26.385 of the statutes is repealed.

7 **SECTION 701.** 28.05 (3) (c) of the statutes is created to read:

8 **28.05 (3) (c)** Of the amount received by the department from each timber sale
9 for which the department used the services of a cooperating forester under this
10 subsection, the department shall credit to the appropriation account under s. 20.370
11 (1) (cy) an amount equal to the portion of the sale proceeds that the department is
12 required to pay to the cooperating forester.

13 **SECTION 702.** 28.085 of the statutes is amended to read:

14 **28.085 Timber.** The department shall allocate for private forest grants under
15 s. 26.38, ~~for forestry research and development grants under s. 26.385,~~ for the
16 forestry education grant program under s. 26.40, for school forest transportation
17 funding under s. 26.39 (5), for transfer to the appropriation under s. 20.292 (1) (km)
18 for master logger apprenticeship grants under s. 38.04 (29), or for forestry
19 internships under s. 26.39.

20 **SECTION 703.** 29.024 (2g) (am) of the statutes is amended to read:

21 **29.024 (2g) (am) Social security numbers exceptions.** If an applicant who is an
22 individual does not have a social security number, the applicant, as a condition of
23 applying for, or applying to renew, an approval specified in par. (a) 1. to 3., shall
24 submit a statement made or subscribed under oath or affirmation to the department
25 that the applicant does not have a social security number. The form of the statement

1 shall be prescribed by the department of ~~workforce development~~ children and
2 families. An approval issued by the department of natural resources in reliance on
3 a false statement submitted by an applicant under this paragraph is invalid.

4 **SECTION 704.** 29.024 (2g) (c) of the statutes is amended to read:

5 29.024 (2g) (c) *Disclosure of social security numbers.* The department of
6 natural resources may not disclose any social security numbers received under par.
7 (a) to any person except to the department of ~~workforce development~~ children and
8 families for the sole purpose of administering s. 49.22.

9 **SECTION 705.** 29.024 (2g) (d) 1. of the statutes is amended to read:

10 29.024 (2g) (d) 1. As provided in the memorandum of understanding required
11 under s. 49.857 (2), the department shall deny an application to issue or renew,
12 suspend if already issued or otherwise withhold or restrict an approval specified in
13 par. (a) 1. to 3. if the applicant for or the holder of the approval 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 or if the applicant or holder fails to comply with a subpoena or warrant
17 issued by the department of ~~workforce development~~ children and families or a county
18 child support agency under s. 59.53 (5) and relating to paternity or child support
19 proceedings.

20 **SECTION 706.** 29.024 (2r) (am) of the statutes is amended to read:

21 29.024 (2r) (am) *Social security and identification numbers exceptions.* If an
22 applicant who is an individual does not have a social security number, the applicant,
23 as a condition of applying for, or applying to renew, any of the approvals specified in
24 par. (a) 1. to 16., shall submit a statement made or subscribed under oath or
25 affirmation to the department that the applicant does not have a social security

SECTION 706

1 number. The form of the statement shall be prescribed by the department of
2 ~~workforce development~~ children and families. An approval issued by the department
3 of natural resources in reliance on a false statement submitted by an applicant under
4 this paragraph is invalid.

5 **SECTION 707.** 29.024 (6) (ag) of the statutes is created to read:

6 29.024 (6) (ag) Under a contract issued under par. (a) 4., the department may
7 deduct a portion of each fee collected for a license issued pursuant to the statewide
8 automated system. The department shall credit all of the amounts deducted to the
9 appropriation account under s. 20.370 (1) (hx).

10 **SECTION 708.** 29.229 (2) (hm) of the statutes is created to read:

11 29.229 (2) (hm) Two-day inland lake trout fishing licenses.

12 **SECTION 709.** 29.229 (5m) (a) of the statutes is amended to read:

13 29.229 (5m) (a) The band is requested to enter into a memorandum of
14 understanding with the department of ~~workforce development~~ children and families
15 under s. 49.857.

16 **SECTION 710.** 29.229 (5m) (b) of the statutes is amended to read:

17 29.229 (5m) (b) The band is requested to enact tribal laws or ordinances that
18 require each person who has a social security number, as a condition of being issued
19 an approval under this section, to provide to the band his or her social security
20 number, tribal laws or ordinances that require each person who does not have a social
21 security number, as a condition of being issued an approval under this section, to
22 provide to the band a statement made or subscribed under oath or affirmation on a
23 form prescribed by the department of ~~workforce development~~ children and families
24 that the person does not have a social security number, and tribal laws or ordinances
25 that prohibit the disclosure of that number by the band to any other person except

1 to the department of ~~workforce development~~ children and families for the purpose
2 of administering s. 49.22.

3 **SECTION 711.** 29.229 (5m) (c) of the statutes is amended to read:

4 **29.229 (5m) (c)** The band is requested to enact tribal laws or ordinances that
5 deny an application to issue or renew, suspend if already issued or otherwise
6 withhold or restrict an approval issued under this section if the applicant for or the
7 holder of the approval fails to provide the information required under tribal laws or
8 ordinances enacted under par. (b) or fails to comply, after appropriate notice, with a
9 subpoena or warrant issued by the department of ~~workforce development~~ children
10 and families or a county child support agency under s. 59.53 (5) and related to
11 paternity or child support proceedings or if the department of ~~workforce~~
12 ~~development~~ children and families certifies that the applicant for or the holder of the
13 approval has failed to pay court-ordered payments of child or family support,
14 maintenance, birth expenses, medical expenses or other expenses related to the
15 support of a child or former spouse. The band is also requested to enact tribal laws
16 or ordinances that invalidate an approval issued under this subsection if issued in
17 reliance upon a statement made or subscribed under oath or affirmation under tribal
18 laws or ordinances enacted under par. (b) that is false.

19 **SECTION 712.** 29.2295 (2) (hm) of the statutes is created to read:

20 **29.2295 (2) (hm)** Two-day inland lake trout fishing licenses.

21 **SECTION 713.** 29.535 of the statutes is created to read:

22 **29.535 Shovelnose sturgeon permit.** (1) The department shall issue,
23 subject to s. 29.024, an annual shovelnose sturgeon permit to any resident who
24 applies for the permit and who holds at least one of the following licenses:

25 (a) A net license issued under s. 29.523.

SECTION 713

1 (b) A trammel net license issued under s. 29.529.

2 (c) A set or bank pole license issued under s. 29.531.

3 (d) A setline license issued under s. 29.533.

4 (2) An annual shovelnose sturgeon permit authorizes the permit holder to
5 harvest shovelnose sturgeon and their eggs.

6 (3) A person who holds an annual shovelnose sturgeon permit shall report to
7 the department, on forms provided by the department, on or before the 10th day of
8 each month, the number of pounds of shovelnose sturgeon eggs harvested during the
9 preceding calendar month.

10 (4) The department shall deposit receipts from the sale of permits under this
11 section in the conservation fund.

12 SECTION 714. 29.563 (2) (a) 5m. of the statutes is amended to read:

13 29.563 (2) (a) 5m. Elk: ~~\$46.25~~ \$72.25.

14 SECTION 715. 29.563 (2) (b) 3m. of the statutes is amended to read:

15 29.563 (2) (b) 3m. Elk: ~~\$248.25~~ \$397.25.

16 SECTION 716. 29.563 (7) (c) 5g. of the statutes is created to read:

17 29.563 (7) (c) 5g. Shovelnose sturgeon permit: \$50.

18 SECTION 717. 29.563 (14) (a) 3. of the statutes is amended to read:

19 29.563 (14) (a) 3. The processing fee for applications for elk hunting licenses:
20 ~~\$2.75~~ \$9.75.

21 SECTION 718. 30.24 (4) of the statutes is amended to read:

22 30.24 (4) LIMIT ON GRANTS. ~~A~~ Except as provided in s. 23.096 (2m), a grant
23 awarded under this section or under s. 23.096 to protect bluffs may not exceed 50%
24 of the acquisition costs.

25 SECTION 719. 30.277 (5) of the statutes is amended to read:

1 30.277 (5) ~~CONTRIBUTION BY GOVERNMENTAL UNIT~~ MATCHING CONTRIBUTIONS. To
2 Except as provided in s. 23.096 (2m) to be eligible for a grant under this section, at
3 least 50% of the acquisition costs for land or of the project costs shall be funded by
4 private, local or federal funding, by in-kind contributions or by state funding. For
5 purposes of this subsection, state funding may not include grants under this section,
6 moneys appropriated to the department under s. 20.370 or money appropriated
7 under s. 20.866 (2) (ta), (tp) to (tw), (ty) or (tz).

8 **SECTION 720.** 30.52 (3) (b) of the statutes is amended to read:

9 30.52 (3) (b) *Fee for boats under 16 feet.* The fee for the issuance or renewal of
10 a certificate of number for a boat less than 16 feet in length is ~~\$16.50~~ \$22.00.

11 **SECTION 721.** 30.52 (3) (c) of the statutes is amended to read:

12 30.52 (3) (c) *Fee for boats 16 feet or more but less than 26 feet.* The fee for the
13 issuance or renewal of a certificate of number for a boat 16 feet or more but less than
14 26 feet in length is ~~\$24~~ \$31.

15 **SECTION 722.** 30.52 (3) (d) of the statutes is amended to read:

16 30.52 (3) (d) *Fee for boats 26 feet or more but less than 40 feet.* The fee for the
17 issuance or renewal of a certificate of number for a boat 26 feet or more but less than
18 40 feet in length is ~~\$45~~ \$59.

19 **SECTION 723.** 30.52 (3) (e) of the statutes is amended to read:

20 30.52 (3) (e) *Fee for boats 40 feet or longer.* The fee for the issuance or renewal
21 of a certificate of number for a boat 40 feet or more in length is ~~\$75~~ \$98.

22 **SECTION 724.** 30.52 (3) (f) of the statutes is amended to read:

23 30.52 (3) (f) *Fee for nonmotorized sailboats.* Notwithstanding pars. (b) to (e),
24 the fee for the issuance or renewal of a certificate of number for a sailboat which is
25 not a motorboat is ~~\$15~~ \$20.

SECTION 725

1 SECTION 725. 30.52 (3) (fm) of the statutes is amended to read:

2 30.52 (3) (fm) *Fee for voluntarily registered boats.* Notwithstanding pars. (b)
3 to (f), the fee for issuance or renewal of registration for a boat registered pursuant
4 to sub. (1) (b) 1m. is ~~\$9.75~~ \$13.

5 SECTION 726. 30.74 (1) (b) of the statutes is amended to read:

6 30.74 (1) (b) The department by rule shall set the instruction fee for the course.

7 A person conducting a course or giving instruction under this subsection shall collect
8 the instruction fee from each person who receives instruction. The department may
9 determine the portion of this fee, which may not exceed 50%, that the person may
10 retain to defray expenses incurred by the person in conducting the course or giving
11 the instruction. The person shall remit the remainder of the fee or, if nothing is
12 retained, the entire fee to the department. ~~The department by rule shall set the fee~~
13 ~~for the course.~~ The department shall issue a duplicate certificate of accomplishment
14 to a person who is entitled to a duplicate certificate of accomplishment and who pays
15 a fee of \$2.75.

16 SECTION 727. 35.86 (1) of the statutes is amended to read:

17 35.86 (1) The director of the historical society may procure the exchange of
18 public documents produced by federal, state, county, local, and other agencies as may
19 be desirable to maintain or enlarge its historical, literary, and statistical collections,
20 and may make such distributions of public documents, with or without exchange, as
21 may accord with interstate or international comity. The state law librarian shall
22 procure so many of such exchanges as the state law librarian is authorized by law
23 to make, and the department of health and family services, department of children
24 and families, commission of banking, department of public instruction, legislative
25 reference bureau, and the legislative council staff, may procure by exchange such

1 documents from other states and countries as may be needed for use in their
2 respective offices. Any other state agency wishing to initiate a formal exchange
3 program in accordance with this section may do so by submitting a formal application
4 to the department and by otherwise complying with this section.

5 **SECTION 728.** 36.09 (1) (e) of the statutes is amended to read:

6 36.09 (1) (e) The board shall appoint a president of the system; a chancellor for
7 each institution; a dean for each college campus; the state geologist; the director of
8 the laboratory of hygiene; the director of the psychiatric institute; the state
9 cartographer; and the requisite number of officers, other than the vice presidents,
10 associate vice presidents, and assistant vice presidents of the system; faculty;
11 academic staff; and other employees and fix the salaries, subject to the limitations
12 under par. (j) and ss. 20.923 (4g), 36.11 (53), and 230.12 (3) (e), the duties and the term
13 of office for each. The board shall fix the salaries, subject to the limitations under
14 par. (j) and ss. 20.923 (4g) and 230.12 (3) (e), and the duties for each chancellor, vice
15 president, associate vice president, and assistant vice president of the system. No
16 sectarian or partisan tests or any tests based upon race, religion, national origin, or
17 sex shall ever be allowed or exercised in the appointment of the employees of the
18 system.

19 **SECTION 729.** 36.09 (1) (j) of the statutes is amended to read:

20 36.09 (1) (j) Except where such matters are a subject of bargaining with a
21 certified representative of a collective bargaining unit under s. 111.91 or 111.998, the
22 board shall establish salaries for persons not in the classified staff prior to July 1 of
23 each year for the next fiscal year, and shall designate the effective dates for payment
24 of the new salaries. In the first year of the biennium, payments of the salaries
25 established for the preceding year shall be continued until the biennial budget bill

1 is enacted. If the budget is enacted after July 1, payments shall be made following
2 enactment of the budget to satisfy the obligations incurred on the effective dates, as
3 designated by the board, for the new salaries, subject only to the appropriation of
4 funds by the legislature and s. 20.928 (3). This paragraph does not limit the
5 authority of the board to establish salaries for new appointments. The board may
6 not increase the salaries of employees specified in ss. 20.923 (5) and (6) (m) and
7 230.08 (2) (d) under this paragraph unless the salary increase conforms to the
8 proposal as approved under s. 230.12 (3) (e) or the board authorizes the salary
9 increase to correct salary inequities under par. (h), to fund job reclassifications or
10 promotions, or to recognize competitive factors. The board may not increase the
11 salary of any position identified in s. 20.923 (4g) under this paragraph unless the
12 salary increase conforms to the proposal as approved under s. 230.12 (3) (e) or the
13 board authorizes the salary increase to correct a salary inequity or to recognize
14 competitive factors. The board may not increase the salary of any position identified
15 in s. 20.923 (4g) (ae) and (am) to correct a salary inequity that results from the
16 appointment of a person to a position identified in s. 20.923 (4g) (ae) and (am) unless
17 the increase is approved by the office of state employment relations. The granting
18 of salary increases to recognize competitive factors does not obligate inclusion of the
19 annualized amount of the increases in the appropriations under s. 20.285 (1) for
20 subsequent fiscal bienniums. No later than October 1 of each year, the board shall
21 report to the joint committee on finance and the secretary of administration and
22 director of the office of state employment relations concerning the amounts of any
23 salary increases granted to recognize competitive factors, and the institutions at
24 which they are granted, for the 12-month period ending on the preceding June 30.

25 **SECTION 730.** 36.11 (3) (d) 1. of the statutes is amended to read:

1 36.11 (3) (d) 1. Except as provided in subd. 2., the board shall require that a \$35
2 \$50 fee accompany each application for admittance from persons seeking admittance
3 to any school within the system as new freshmen or as transfer students from outside
4 the system. The board may exempt from the fee under this subdivision, on the basis
5 of financial need, a maximum of 5% of the applications in any school year.

6 **SECTION 731.** 36.11 (3) (d) 2. of the statutes is amended to read:

7 36.11 (3) (d) 2. The board shall require that a \$45 \$60 fee accompany each
8 application for admittance to a graduate school, law school or medical school within
9 the system.

10 **SECTION 732.** 36.11 (53) of the statutes is created to read:

11 36.11 (53) HIGH DEMAND FACULTY SALARIES. In a fiscal year, the board may not
12 expend moneys appropriated under s. 20.285 (1) (a) or (im) to support supplemental
13 salary increases for faculty whose services are in high demand by other higher
14 educational institutions in an amount that exceeds the amount expended for that
15 purpose from those appropriations in the prior fiscal year unless the board has
16 submitted a plan for expending that excessive amount to the secretary of
17 administration and the secretary has approved the expenditure of that excessive
18 amount.

19 **SECTION 733.** 36.27 (2) (cr) of the statutes is created to read:

20 36.27 (2) (cr) A person who is a citizen of a country other than the United States
21 is entitled to the exemption under par. (a) if that person meets all of the following
22 requirements:

23 1. The person graduated from a high school in this state or received a high
24 school graduation equivalency from this state.

1 2. The person was continuously present in this state for at least one year
2 following the first day of attending a high school in this state.

3 3. The person enrolls in an institution and provides that institution with an
4 affidavit stating that the person has filed or will file an application for a permanent
5 resident visa with U.S. Citizenship and Immigration Services as soon as the person
6 is eligible to do so.

7 **SECTION 734.** 36.27 (3n) (b) 3. of the statutes is amended to read:

8 36.27 (3n) (b) 3. A child of an eligible veteran, if the child is at least ~~18~~ 17 but
9 not yet 26 years of age and ~~is a full-time student at an institution.~~

10 **SECTION 735.** 36.27 (3n) (c) of the statutes is created to read:

11 36.27 (3n) (c) The higher educational aids board shall reimburse the board of
12 regents for all academic fees and segregated fees remitted under par. (b) as provided
13 in s. 39.50 (1).

14 **SECTION 736.** 36.27 (3p) (c) of the statutes is created to read:

15 36.27 (3p) (c) The higher educational aids board shall reimburse the board of
16 regents for all nonresident tuition, academic fees, and segregated fees remitted
17 under par. (b) as provided in s. 39.50 (1).

18 **SECTION 737.** 38.04 (21) (intro.) of the statutes is amended to read:

19 38.04 (21) (intro.) PUPILS ATTENDING TECHNICAL COLLEGES; BOARD REPORT.
20 Annually by the 3rd Monday in February the board shall submit a report to the
21 department of administration, department of children and families, department of
22 public instruction, and department of workforce development, and to the legislature
23 under s. 13.172 (2). The report shall specify all of the following by school district:

24 **SECTION 738.** 38.22 (6) (e) of the statutes is created to read:

1 38.22 (6) (e) Any person who is a citizen of a country other than the United
2 States if that person meets all of the following requirements:

3 1. The person graduated from a high school in this state or received a high
4 school graduation equivalency from this state.

5 2. The person was continuously present in this state for at least 3 years
6 following the first day of attending a high school in this state.

7 3. The person enrolls in a district school and provides the district board with
8 an affidavit stating that the person has filed or will file an application for a
9 permanent resident visa with U.S. Citizenship and Immigration Services as soon as
10 the person is eligible to do so.

11 **SECTION 739.** 38.24 (7) (b) 3. of the statutes is amended to read:

12 38.24 (7) (b) 3. A child of an eligible veteran, if the child is at least ~~18~~ 17 but
13 not yet 26 years of age and is a full-time student at a technical college.

14 **SECTION 740.** 38.24 (7) (c) of the statutes is created to read:

15 38.24 (7) (c) The higher educational aids board shall reimburse the district
16 board for all fees under sub. (1m) (a) to (c) remitted under par. (b) as provided in s.
17 39.50 (2).

18 **SECTION 741.** 38.24 (8) (c) of the statutes is created to read:

19 38.24 (8) (c) The higher educational aids board shall reimburse the district
20 board for all fees under sub. (1m) (a) to (c) remitted under par. (b) as provided in s.
21 39.50 (2).

22 **SECTION 742.** 38.28 (3) of the statutes is amended to read:

23 38.28 (3) If the appropriation for state aid under s. 20.292 (1) ~~(fe)~~ (u) in any one
24 year is insufficient to pay the full amount under subs. (2) (c) and (g), funds in the
25 appropriation shall be used first for the purposes of sub. (2) (c) and any remaining

1 funds shall be prorated among the districts entitled to support under sub. (2) (g). If
2 the appropriation for state aid under s. 20.292 (1) (~~fe~~) (u) in any one year is
3 insufficient to pay the full amount under sub. (2) (c), funds in the appropriation shall
4 be prorated among the districts entitled to the funds.

5 **SECTION 743.** 38.29 (2) (c) of the statutes is amended to read:

6 38.29 (2) (c) Amounts awarded shall be paid from the appropriation under s.
7 20.292 (1) (~~fg~~) (v).

8 **SECTION 744.** 39.435 (3) of the statutes is amended to read:

9 39.435 (3) Grants under sub. (1) shall not be less than \$250 during any one
10 academic year, unless the joint committee on finance approves an adjustment in the
11 amount of the minimum grant. Grants under sub. (1) ~~shall not exceed \$3,000 during~~
12 any one academic year shall not exceed 50 percent of the resident undergraduate
13 academic fees charged to attend the University of Wisconsin-Madison for the
14 previous academic year. The board shall, by rule, establish a reporting system to
15 periodically provide student economic data and shall promulgate other rules the
16 board deems necessary to assure uniform administration of the program.

17 **SECTION 745.** 39.435 (7) (a) 1. of the statutes is amended to read:

18 39.435 (7) (a) 1. For purposes of calculating the amount to be appropriated
19 under s. 20.235 (1) (fe) for fiscal year ~~2007-08~~ 2009-10, "base amount" means the
20 amount shown in the schedule under s. 20.005 for that appropriation for fiscal year
21 ~~2006-07~~ 2008-09.

22 **SECTION 746.** 39.435 (7) (a) 2. of the statutes is amended to read:

23 39.435 (7) (a) 2. For purposes of calculating the amount to be appropriated
24 under s. 20.235 (1) (fe) for each fiscal year after fiscal year ~~2007-08~~ 2009-10, "base

1 amount” means the appropriation amount calculated under par. (b) for the previous
2 fiscal year.

3 **SECTION 747.** 39.435 (7) (b) (intro.) of the statutes is amended to read:

4 39.435 (7) (b) (intro.) Biennially, beginning on February 1, ~~2007~~ 2009, the board
5 shall calculate the amounts to be appropriated under s. 20.235 (1) (fe) for the next
6 biennium as follows:

7 **SECTION 748.** 39.437 of the statutes is created to read:

8 **39.437 Wisconsin covenant scholars grants. (1) ESTABLISHMENT OF GRANT**
9 **PROGRAM.** There is established, to be administered by the board, a Wisconsin
10 Covenant Scholars Program to provide grants to students who meet the eligibility
11 criteria specified in sub. (2).

12 **(2) ELIGIBILITY.** (a) Except as provided in par. (b), a student is eligible for a grant
13 under this section if the student meets all of the following criteria:

14 1. The student is a resident of this state and is enrolled at least half time and
15 registered as a freshman, sophomore, junior, or senior in a public or private,
16 nonprofit, accredited institution of higher education or in a tribally controlled college
17 in this state.

18 2. The student is eligible for a Federal Pell Grant under 20 USC 1070a, the
19 federal adjusted gross income of a parent of the student, as shown on the student’s
20 application for student financial assistance, does not exceed the income guidelines
21 prescribed under 42 USC 1758 (b) for determining eligibility for reduced-price
22 lunches under the federal National School Lunch Act, 42 USC 1751 to 1769i, or, if
23 the student is an independent student, as defined in 20 USC 1087vv, the federal
24 adjusted gross income of the student, as shown on the student’s application for
25 student financial assistance, does not exceed those income guidelines.

1 (b) 1. The board may not make a grant under this section to a person whose
2 name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the
3 person provides to the board a payment agreement that has been approved by the
4 county child support agency under s. 59.53 (5) and that is consistent with rules
5 promulgated under s. 49.858 (2) (a).

6 2. No student shall be eligible for a grant under this section in more than the
7 equivalent of 10 semesters of undergraduate education.

8 3. No student who fails to meet acceptable academic standards prescribed by
9 the student's institution of higher education or tribally controlled college shall be or
10 shall remain eligible for a grant under this section.

11 (3) AMOUNT OF GRANT. The amount of a grant shall be based on financial need,
12 as determined by the board, and shall be paid from the appropriation account under
13 s. 20.235 (1) (fm).

14 (4) ADMINISTRATION OF GRANT PROGRAM. (a) By February 1 of each year, the
15 Board of Regents of the University of Wisconsin System shall provide to the board
16 information relating to the resident undergraduate academic fees charged to attend
17 each of the institutions within that system for the current academic year, the
18 technical college system board shall provide to the board information relating to the
19 fees under s. 38.24 (1m) (a) to (c) charged to attend each of the technical colleges
20 within that system for the current academic year, and each tribally controlled college
21 in this state shall provide to the board information relating to the tuition and fees
22 charged to attend the tribal college for the current academic year.

23 (b) By April 1 of each year, the board shall determine the average of the resident
24 undergraduate academic fees charged for the current academic year among the
25 institutions within the University of Wisconsin System, the average of the fees under

1 s. 38.24 (1m) (a) to (c) charged for the current academic year among the technical
2 colleges in this state, and the average of the tuition and fees charged for the current
3 academic year among the tribally controlled colleges in this state.

4 (5) RULES. The board shall promulgate rules to implement this section,
5 including rules establishing a reporting system to periodically provide student
6 economic data and any other rules the board considers necessary to assure the
7 uniform administration of this section.

8 SECTION 749. 39.50 of the statutes is created to read:

9 **39.50 Remission of fees for veterans and dependents.** (1) UNIVERSITY OF
10 WISCONSIN SYSTEM. At the end of each semester, the Board of Regents of the
11 University of Wisconsin System shall certify to the board the number of students
12 enrolled in the University of Wisconsin System to whom any fees or nonresident
13 tuition has been remitted under s. 36.27 (3n) or (3p), the number of credits for which
14 those fees or that nonresident tuition has been remitted, and the amount of fees and
15 nonresident tuition remitted. If the board approves the information certified under
16 this subsection, the board, from the appropriation account under s. 20.235 (1) (fz),
17 shall reimburse the board of regents for the amount of fees and nonresident tuition
18 remitted. The board of regents shall credit any amounts received under this
19 subsection to the appropriation under s. 20.285 (1) (k) and shall expend those
20 amounts received for degree credit instruction.

21 (2) TECHNICAL COLLEGES. At the end of each semester, each technical college
22 district board shall certify to the board the number of students enrolled in the
23 technical college governed by the district board to whom any fees have been remitted
24 under s. 38.24 (7) or (8), the number of credits for which those fees have been
25 remitted, and the amount of those fees remitted. If the board approves the

1 information certified under this subsection, the board, from the appropriation
2 account under s. 20.235 (1) (fz), shall reimburse the district board for the amount of
3 fees remitted.

4 **SECTION 750.** 40.02 (17) (intro.) of the statutes is amended to read:

5 40.02 (17) (intro.) "Creditable service" means the creditable current and prior
6 service, expressed in years and fractions of a year to the nearest one-hundredth, for
7 which a participating employee receives or is considered to receive earnings under
8 sub. (22) (e) or (em) and for which contributions have been made as required by s.
9 40.05 (1) and (2) and creditable military service, service credited under s. 40.285 (2)
10 (b) and service credited under s. 40.29, expressed in years and fractions of years to
11 the nearest one-hundredth. How much service in any annual earnings period is the
12 full-time equivalent of one year of creditable service shall be determined by rule by
13 the department and the rules may provide for differing equivalents for different
14 types of employment, except that the full-time equivalent of one year of creditable
15 service for an educational support personnel employee is 1,320 hours. Except as
16 provided under s. 40.285 (2) (e) and (f), the amount of creditable service for periods
17 prior to January 1, 1982, shall be the amount for which the participant was eligible
18 under the applicable laws and rules in effect prior to January 1, 1982. No more than
19 one year of creditable service shall be granted for any annual earnings period.
20 Creditable service is determined in the following manner for the following persons:

21 **SECTION 751.** 40.02 (20) of the statutes is renumbered 40.02 (20) (intro.) and
22 amended to read:

23 40.02 (20) (intro.) "Dependent" means the:

24 (a) Except as provided in par. (b), the spouse, minor child, including
25 stepchildren of the current marriage dependent on the employee for support and

1 maintenance, or child of any age, including stepchildren of the current marriage, if
2 handicapped to an extent requiring continued dependence. For group insurance
3 purposes only, the department may promulgate rules with a different definition of
4 “dependent” than the one otherwise provided in this subsection paragraph for each
5 group insurance plan.

6 **SECTION 752.** 40.02 (20) (b) of the statutes is created to read:

7 40.02 (20) (b) For a state employee or for an annuitant who was employed by
8 a state agency on the day on which he or she terminated covered employment, the
9 spouse, domestic partner, minor child, including stepchildren of the current
10 marriage or children of a domestic partner dependent on the employee for support
11 and maintenance, or child of any age, including stepchildren of the current marriage
12 or children of a domestic partner, if handicapped to an extent requiring continued
13 dependence.

14 **SECTION 753.** 40.02 (21c) of the statutes is created to read:

15 40.02 (21c) “Domestic partner” means an individual in a domestic partnership.

16 **SECTION 754.** 40.02 (21d) of the statutes is created to read:

17 40.02 (21d) “Domestic partnership” means a relationship between 2
18 individuals that satisfies all of the following:

19 (a) Each individual is at least 18 years old and otherwise competent to enter
20 into a contract.

21 (b) Neither individual is married to, or in a domestic partnership with, another
22 individual.

23 (c) The 2 individuals are not related by blood in any way that would prohibit
24 marriage under s. 765.03.

1 (d) The 2 individuals consider themselves to be members of each other's
2 immediate family.

3 (e) The 2 individuals agree to be responsible for each other's basic living
4 expenses.

5 **SECTION 755.** 40.02 (25) (b) 8. of the statutes is amended to read:

6 40.02 (25) (b) 8. Any other state employee for whom coverage is authorized
7 under a collective bargaining agreement pursuant to subch. I or, V, or VI of ch. 111
8 or under s. 230.12 or 233.10.

9 **SECTION 756.** 40.02 (28) of the statutes is amended to read:

10 40.02 (28) "Employer" means the state, including each state agency, any
11 county, city, village, town, school district, other governmental unit or
12 instrumentality of 2 or more units of government now existing or hereafter created
13 within the state, any federated public library system established under s. 43.19
14 whose territory lies within a single county with a population of 500,000 or more, a
15 local exposition district created under subch. II of ch. 229 and a family long-term
16 care district created under s. 46.2895, except as provided under ss. 40.51 (7) and
17 40.61 (3) and subch. X. "Employer" does not include a local cultural arts district
18 created under subch. V of ch. 229. Each employer shall be a separate legal
19 jurisdiction for OASDHI purposes.

20 **SECTION 757.** 40.02 (28) of the statutes, as affected by 1999 Wisconsin Act 65,
21 is amended to read:

22 40.02 (28) "Employer" means the state, including each state agency, any
23 county, city, village, town, school district, other governmental unit or
24 instrumentality of 2 or more units of government now existing or hereafter created
25 within the state, any federated public library system established under s. 43.19

1 whose territory lies within a single county with a population of 500,000 or more, a
2 local exposition district created under subch. II of ch. 229 and a family long-term
3 care district created under s. 46.2895, except as provided under ss. 40.51 (7) and
4 40.61 (3). "Employer" does not include a local cultural arts district created under
5 subch. V of ch. 229. Each employer shall be a separate legal jurisdiction for OASDHI
6 purposes.

7 **SECTION 758.** 40.02 (33) (d) of the statutes is created to read:

8 40.02 (33) (d) For an educational support personnel employee, the amount
9 calculated under par. (a) multiplied by 1.25.

10 **SECTION 759.** 40.02 (36) of the statutes is amended to read:

11 40.02 (36) "Governing body" means the legislature or the head of each state
12 agency with respect to employees of that agency for the state, the common council
13 in cities, the village board in villages, the town board in towns, the county board in
14 counties, the school board in school districts, or the board, commission or other
15 governing body having the final authority for any other unit of government, for any
16 agency or instrumentality of 2 or more units of government, for any federated public
17 library system established under s. 43.19 whose territory lies within a single county
18 with a population of 500,000 or more, for a local exposition district created under
19 subch. II of ch. 229 or for a family long-term care district created under s. 46.2895,
20 but does not include a local cultural arts district created under subch. V of ch. 229.

21 **SECTION 760.** 40.02 (54) (k) of the statutes is created to read:

22 40.02 (54) (k) The Healthy Wisconsin Authority.

23 **SECTION 761.** 40.02 (54) (L) of the statutes is created to read:

24 40.02 (54) (L) The Health Insurance Risk-Sharing Plan Authority.

25 **SECTION 762.** 40.05 (1) (b) of the statutes is amended to read:

1 40.05 (1) (b) In lieu of employee payment, the employer may pay all or part of
2 the contributions required by par. (a), but all the payments shall be available for
3 benefit purposes to the same extent as required contributions deducted from
4 earnings of the participating employees. Action to assume employee contributions
5 as provided under this paragraph shall be taken at the time and in the form
6 determined by the governing body of the participating employer. The state shall pay
7 under this paragraph for employees who are covered by a collective bargaining
8 agreement under subch. V or VI of ch. 111 and for employees whose fringe benefits
9 are determined under s. 230.12 an amount equal to 4% of the earnings paid by the
10 state unless otherwise provided in a collective bargaining agreement under subch.
11 V or VI of ch. 111 or unless otherwise determined under s. 230.12. The University
12 of Wisconsin Hospitals and Clinics Authority shall pay under this paragraph for
13 employees who are covered by a collective bargaining agreement under subch. I of
14 ch. 111 and for employees whose fringe benefits are determined under s. 233.10 an
15 amount equal to 4% of the earnings paid by the authority unless otherwise provided
16 in a collective bargaining agreement under subch. I of ch. 111 or unless otherwise
17 determined under s. 233.10. The state shall pay under this paragraph for employees
18 who are not covered by a collective bargaining agreement under subch. V or VI of ch.
19 111 and for employees whose fringe benefits are not determined under s. 230.12 an
20 amount equal to 4% of the earnings paid by the state unless a different amount is
21 recommended by the director of the office of state employment relations and
22 approved by the joint committee on employment relations in the manner provided
23 for approval of changes in the compensation plan under s. 230.12 (3). The University
24 of Wisconsin Hospitals and Clinics Authority shall pay under this paragraph for its
25 employees who are not covered by a collective bargaining agreement under subch.

1 I of ch. 111 an amount equal to 4% of the earnings paid by the authority unless a
2 different amount is established by the board of directors of the authority under s.
3 233.10.

4 **SECTION 763.** 40.05 (4) (a) 2. of the statutes is amended to read:

5 40.05 (4) (a) 2. For an insured employee who is an eligible employee under s.
6 40.02 (25) (a) 2. or (b) 1m., the employer shall pay required employer contributions
7 toward the health insurance premium of the insured employee beginning on the date
8 on which the employee becomes insured. For an insured state employee who is
9 currently employed, but who is not a limited term appointment under s. 230.26 or
10 an eligible employee under s. 40.02 (25) (a) 2. or (b) 1m., the employer shall pay
11 required employer contributions toward the health insurance premium of the
12 insured employee beginning on the first day of the 7th 3rd month beginning after the
13 date on which the employee begins employment with the state, not including any
14 leave of absence. For an insured employee who has a limited term appointment
15 under s. 230.26, the employer shall pay required employer contributions toward the
16 health insurance premium of the insured employee beginning on the first day of the
17 7th month beginning after the date on which the employee first becomes a
18 participating employee.

19 **SECTION 764.** 40.05 (4) (ag) (intro.) of the statutes is amended to read:

20 40.05 (4) (ag) (intro.) Beginning on January 1, 2004, except as otherwise
21 provided in accordance with a collective bargaining agreement under subch. I or V,
22 or VI of ch. 111 or s. 230.12 or 233.10, the employer shall pay for its currently
23 employed insured employees:

24 **SECTION 765.** 40.05 (4) (ar) of the statutes is amended to read:

SECTION 765

1 40.05 (4) (ar) The employer shall pay under par. (a) for employees who are not
2 covered by a collective bargaining agreement under subch. I ~~or~~ V, or VI of ch. 111 and
3 for employees whose health insurance premium contribution rates are not
4 determined under s. 230.12 or 233.10 an amount equal to the amount specified in par.
5 (ag) unless a different amount is recommended by the director of the office of state
6 employment relations and approved by the joint committee on employment relations
7 in the manner provided for approval of changes in the compensation plan under s.
8 230.12 (3).

9 **SECTION 766.** 40.05 (4) (b) of the statutes is amended to read:

10 40.05 (4) (b) Except as provided under pars. (bc) and (bp), accumulated unused
11 sick leave under ss. 13.121 (4), 36.30, 230.35 (2), 233.10, and 757.02 (5) and subch.
12 I ~~or~~ V, or VI of ch. 111 of any eligible employee shall, at the time of death, upon
13 qualifying for an immediate annuity or for a lump sum payment under s. 40.25 (1)
14 or upon termination of creditable service and qualifying as an eligible employee
15 under s. 40.02 (25) (b) 6. or 10., be converted, at the employee's highest basic pay rate
16 he or she received while employed by the state, to credits for payment of health
17 insurance premiums on behalf of the employee or the employee's surviving insured
18 dependents. Any supplemental compensation that is paid to a state employee who
19 is classified under the state classified civil service as a teacher, teacher supervisor,
20 or education director for the employee's completion of educational courses that have
21 been approved by the employee's employer is considered as part of the employee's
22 basic pay for purposes of this paragraph. The full premium for any eligible employee
23 who is insured at the time of retirement, or for the surviving insured dependents of
24 an eligible employee who is deceased, shall be deducted from the credits until the
25 credits are exhausted and paid from the account under s. 40.04 (10), and then

1 deducted from annuity payments, if the annuity is sufficient. The department shall
2 provide for the direct payment of premiums by the insured to the insurer if the
3 premium to be withheld exceeds the annuity payment. Upon conversion of an
4 employee's unused sick leave to credits under this paragraph or par. (bf), the
5 employee or, if the employee is deceased, the employee's surviving insured
6 dependents may initiate deductions from those credits or may elect to delay
7 initiation of deductions from those credits, but only if the employee or surviving
8 insured dependents are covered by a comparable health insurance plan or policy
9 during the period beginning on the date of the conversion and ending on the date on
10 which the employee or surviving insured dependents later elect to initiate
11 deductions from those credits. If an employee or an employee's surviving insured
12 dependents elect to delay initiation of deductions from those credits, an employee or
13 the employee's surviving insured dependents may only later elect to initiate
14 deductions from those credits during the annual enrollment period under par. (be).
15 A health insurance plan or policy is considered comparable if it provides hospital and
16 medical benefits that are substantially equivalent to the standard health insurance
17 plan established under s. 40.52 (1).

18 **SECTION 767.** 40.05 (4) (bw) of the statutes is amended to read:

19 40.05 (4) (bw) On converting accumulated unused sick leave to credits for the
20 payment of health insurance premiums under par. (b), the department shall add
21 additional credits, calculated in the same manner as are credits under par. (b), that
22 are based on a state employee's accumulated sabbatical leave or earned vacation
23 leave from the state employee's last year of service prior to retirement, or both. The
24 department shall apply the credits awarded under this paragraph for the payment
25 of health insurance premiums only after the credits awarded under par. (b) are

1 exhausted. This paragraph applies only to state employees who are eligible for
2 accumulated unused sick leave conversion under par. (b) and who are entitled to the
3 benefits under this paragraph pursuant to a collective bargaining agreement under
4 subch. V or VI of ch. 111.

5 **SECTION 768.** 40.05 (4g) (a) 4. of the statutes is amended to read:

6 40.05 (4g) (a) 4. Has received a military leave of absence under s. 230.32 (3) (a)
7 or 230.35 (3), under a collective bargaining agreement under subch. V or VI of ch. 111
8 or under rules promulgated by the director of the office of state employment relations
9 or is eligible for reemployment with the state under s. 21.79 after completion of his
10 or her service in the U.S. armed forces.

11 **SECTION 769.** 40.05 (5) (intro.) of the statutes is amended to read:

12 40.05 (5) INCOME CONTINUATION INSURANCE PREMIUMS. (intro.) For the income
13 continuation insurance provided under subch. V the employee shall pay the amount
14 remaining after the employer has contributed the following or, if different, the
15 amount determined under a collective bargaining agreement under subch. I or, V, or
16 VI of ch. 111 or s. 230.12 or 233.10:

17 **SECTION 770.** 40.05 (5) (b) 4. of the statutes is amended to read:

18 40.05 (5) (b) 4. The accrual and crediting of sick leave shall be determined in
19 accordance with ss. 13.121 (4), 36.30, 230.35 (2), 233.10 and 757.02 (5) and subch. I
20 or, V, or VI of ch. 111.

21 **SECTION 771.** 40.05 (6) (a) of the statutes is amended to read:

22 40.05 (6) (a) Except as otherwise provided in accordance with a collective
23 bargaining agreement under subch. I or, V, or VI of ch. 111 or s. 230.12 or 233.10, each
24 insured employee under the age of 70 and annuitant under the age of 65 shall pay
25 for group life insurance coverage a sum, approved by the group insurance board,

1 which shall not exceed 60 cents monthly for each \$1,000 of group life insurance,
2 based upon the last amount of insurance in force during the month for which
3 earnings are paid. The equivalent premium may be fixed by the group insurance
4 board if the annual compensation is paid in other than 12 monthly installments.

5 **SECTION 772.** 40.22 (2) (a) of the statutes is amended to read:

6 40.22 (2) (a) Except as provided in sub. (2m), the employee is not expected to
7 work at least one-third of what is considered full-time employment by the
8 department, as determined by rule, or, for an educational support personnel
9 employee, as specified under s. 40.02 (17) (intro.).

10 **SECTION 773.** 40.22 (2m) (intro.) of the statutes is amended to read:

11 40.22 (2m) (intro.) An employee who is not expected to work at least one-third
12 of what is considered full-time employment by the department, as determined by
13 rule, or, for an educational support personnel employee, as specified under s. 40.02
14 (17) (intro.), and who is not otherwise excluded under sub. (2) from becoming a
15 participating employee shall become a participating employee if he or she is
16 subsequently employed by the state agency or other participating employer for either
17 of the following periods:

18 **SECTION 774.** 40.22 (2m) (a) of the statutes is amended to read:

19 40.22 (2m) (a) At least one year for at least one-third of what is considered
20 full-time employment by the department, as determined by rule, or, for an
21 educational support personnel employee, as specified under s. 40.02 (17) (intro.).

22 **SECTION 775.** 40.22 (3) (b) of the statutes is amended to read:

23 40.22 (3) (b) The first day after completion of one year of employment for at
24 least one-third of what is considered full-time employment by the department, as
25 determined by rule, or, for an educational support personnel employee, as specified

SECTION 775

1 under s. 40.02 (17) (intro.), if the person becomes a participating employee under sub.
2 (2m) after the employer's effective date of participation.

3 **SECTION 776.** 40.51 (8) of the statutes is amended to read:

4 40.51 (8) Every health care coverage plan offered by the state under sub. (6)
5 shall comply with ss. 631.89, 631.90, 631.93 (2), 631.95, 632.72 (2), 632.746 (1) to (8)
6 and (10), 632.747, 632.748, 632.83, 632.835, 632.85, 632.853, 632.855, 632.87 (3) to
7 (6), 632.895 (5m) and (8) to ~~(14)~~ (15), and 632.896.

8 **SECTION 777.** 40.51 (8m) of the statutes is amended to read:

9 40.51 (8m) Every health care coverage plan offered by the group insurance
10 board under sub. (7) shall comply with ss. 631.95, 632.746 (1) to (8) and (10), 632.747,
11 632.748, 632.83, 632.835, 632.85, 632.853, 632.855, and 632.895 (11) to ~~(14)~~ (15).

12 **SECTION 778.** 40.62 (2) of the statutes is amended to read:

13 40.62 (2) Sick leave accumulation shall be determined in accordance with rules
14 of the department, any collective bargaining agreement under subch. I ~~or~~ V, or VI
15 of ch. 111, and ss. 13.121 (4), 36.30, 230.35 (2), 233.10, 757.02 (5) and 978.12 (3).

16 **SECTION 779.** 40.80 (3) of the statutes is amended to read:

17 40.80 (3) Any action taken under this section shall apply to employees covered
18 by a collective bargaining agreement under subch. V ~~or~~ VI of ch. 111.

19 **SECTION 780.** 40.81 (3) of the statutes is amended to read:

20 40.81 (3) Any action taken under this section shall apply to employees covered
21 by a collective bargaining agreement under subch. IV ~~or~~ V, or VI of ch. 111.

22 **SECTION 781.** 40.95 (1) (a) 2. of the statutes is amended to read:

23 40.95 (1) (a) 2. The employee has his or her compensation established in a
24 collective bargaining agreement under subch. V ~~or~~ VI of ch. 111.

25 **SECTION 782.** 44.02 (28) of the statutes is created to read:

1 44.02 (28) Annually distribute the amount appropriated under s. 20.245 (1) (b)
2 as a grant to the Wisconsin Black Historical Society and Museum to fund the
3 operations of that society and museum.

4 **SECTION 783.** 45.03 (20) of the statutes is amended to read:

5 45.03 (20) TRANSFER OF FUNDS TO THE VETERANS TRUST FUND. If the balance in
6 the appropriation account under s. 20.485 (1) (gk) is in excess of the amount needed
7 for the care of the members of the Wisconsin veterans homes under s. 45.50 and the
8 payment of stipends under s. 45.50 (9) during fiscal year 2006-07 2007-08 or
9 2008-09, the department may transfer the excess moneys to the veterans trust fund.
10 The total amount transferred under this subsection may not exceed \$16,000,000
11 \$7,000,000.

12 **SECTION 784.** 45.20 (2) (d) 2. b. of the statutes is amended to read:

13 45.20 (2) (d) 2. b. A statement that the veteran is not delinquent in child
14 support or maintenance payments and does not owe past support, medical expenses
15 or birth expenses, signed by the department of ~~workforce development~~ children and
16 families or its designee within 7 working days before the date of the application.

17 **SECTION 785.** 45.33 (2) (b) 1. b. of the statutes is amended to read:

18 45.33 (2) (b) 1. b. A statement that the person is not delinquent in child support
19 or maintenance payments and does not owe past support, medical expenses, or birth
20 expenses, signed by the department of ~~workforce development~~ children and families
21 or its designee within 7 working days before the date of the application.

22 **SECTION 786.** 45.42 (6) (b) of the statutes is amended to read:

23 45.42 (6) (b) Provides to the department a statement that the applicant is not
24 delinquent in child support or maintenance payments and does not owe past support,
25 medical expenses, or birth expenses, signed by the department of ~~workforce~~

1 development children and families or its designee within 7 working days before the
2 date of the application.

3 **SECTION 787.** 45.51 (10) (b) of the statutes is amended to read:

4 45.51 (10) (b) ~~Except where a sale occurs under s. 16.848, the~~ The department
5 may manage, sell, lease, or transfer property passing to the state pursuant to this
6 section or conveyed to it by members, defend and prosecute all actions concerning it,
7 pay all just claims against it, and do all other things necessary for the protection,
8 preservation, and management of the property. All expenditures necessary for the
9 execution of functions under this paragraph or sub. (14) shall be made from the
10 appropriation in s. 20.485 (1) (h).

11 **SECTION 788.** 45.51 (13) (intro.) of the statutes is amended to read:

12 45.51 (13) ADDITIONAL ELIGIBILITY REQUIREMENTS FOR SKILLED NURSING FACILITIES.
13 (intro.) Any person admitted to a skilled nursing facility at a veterans home shall
14 meet the eligibility requirements under ss. 49.45 and 49.46, and, if applicable, s.
15 49.471 and rules promulgated under those sections during residence at the skilled
16 nursing facility except if any of the following apply:

17 **SECTION 789.** 45.51 (13) (a) of the statutes is amended to read:

18 45.51 (13) (a) Persons with sufficient income and resources to meet the
19 expenses of care for one or more months may be admitted to the skilled nursing
20 facility but shall apply income and resources to costs to the extent required under ss.
21 49.45 and 49.46, and, if applicable, s. 49.471 and rules promulgated under those
22 sections.

23 **SECTION 790.** 45.51 (13) (b) of the statutes is amended to read:

24 45.51 (13) (b) Persons who meet all the requirements of this section but whose
25 degree of physical disability does not meet the minimum requirements under ss.

1 49.45 and 49.46 and rules promulgated under those sections may be admitted to the
2 skilled nursing facility but shall apply income and resources to costs to the extent
3 required by ss. 49.45 and 49.46, and, if applicable, s. 49.471 and rules promulgated
4 under those sections.

5 **SECTION 791.** 45.61 (2) (a) of the statutes is amended to read:

6 45.61 (2) (a) A person who died while on active duty or who was discharged or
7 released from active duty in the U.S. armed forces under honorable conditions other
8 than dishonorable and who was a resident of this state at the time of his or her entry
9 or reentry into active service and his or her dependent child and surviving spouse.

10 **SECTION 792.** 45.61 (2) (b) of the statutes is amended to read:

11 45.61 (2) (b) A person who was discharged or released from active duty in the
12 U.S. armed forces under honorable conditions other than dishonorable and who was
13 a resident of this state at the time of his or her death and his or her dependent child
14 and surviving spouse.

15 **SECTION 793.** 46.001 of the statutes is amended to read:

16 **46.001 Purposes of chapter.** The purposes of this chapter are to conserve
17 human resources in Wisconsin; ~~to provide a just and humane program of services to~~
18 ~~children and unborn children in need of protection or services, nonmarital children~~
19 ~~and the expectant mothers of those unborn children;~~ to prevent dependency, mental
20 illness, developmental disability, mental infirmity, and other forms of social
21 maladjustment by a continuous attack on causes; to provide effective aid and services
22 to all persons in need ~~thereof of that aid and those services~~ and to assist those persons
23 to achieve or regain self-dependence at the earliest possible date; to avoid
24 duplication and waste of effort and money on the part of public and private agencies;
25 and to coordinate and integrate a social welfare program.

SECTION 794

1 **SECTION 794.** 46.011 (intro.) of the statutes is amended to read:

2 **46.011 Definitions.** (intro.) In chs. 46, 48, 50, 51, 54, 55, and 58:

3 **SECTION 795.** 46.011 (1g) of the statutes is created to read:

4 46.011 (1g) "Disabled children's long-term support program" means the
5 programs described under 2001 Wisconsin Act 16, section 9123 (16rs), and 2003
6 Wisconsin Act 33, section 9124 (8c).

7 **SECTION 796.** 46.014 (4) of the statutes is renumbered 49.265 (6) and amended
8 to read:

9 49.265 (6) **REPORTS.** At least annually, the secretary shall submit a report to
10 the chief clerk of each house of the legislature, for distribution to the appropriate
11 standing committees under s. 13.172 (3), concerning activities of community action
12 agencies under ~~s. 46.30~~ this section and their effectiveness in promoting social and
13 economic opportunities for poor persons.

14 **SECTION 797.** 46.016 of the statutes is amended to read:

15 **46.016 Cooperation with federal government.** The department may
16 cooperate with the federal government in carrying out federal acts concerning public
17 assistance, social security, ~~child welfare and youth services~~, mental hygiene, services
18 for the blind, and in other matters of mutual concern pertaining to public welfare.

19 **SECTION 798.** 46.02 of the statutes is amended to read:

20 **46.02 Agency powers and duties.** Any institution which ~~which~~ that is subject to
21 chs. 46, 48 ~~49~~ to 51, 55, and 58 and to regulation under ch. 150 shall, in cases of
22 conflict between chs. 46, 48 ~~49~~ to 51, 55, and 58 and ch. 150, be governed by ch. 150.
23 The department shall promulgate rules and establish procedures for resolving any
24 such controversy a conflict.

25 **SECTION 799.** 46.023 of the statutes is renumbered 48.562.

1 **SECTION 800.** 46.03 (4) (b) of the statutes is amended to read:

2 46.03 (4) (b) In order to discharge more effectively its responsibilities under
3 this chapter ~~and ch. 48~~ and other relevant provisions of the statutes, be authorized
4 to study causes and methods of prevention and treatment of mental illness, mental
5 deficiency, mental infirmity, and related social problems, including establishment of
6 demonstration projects to apply and evaluate such methods in actual cases. The
7 department is directed and authorized to utilize all powers provided by the statutes,
8 including the authority under sub. (2a), to accept grants of money or property from
9 federal, state, or private sources, and to enlist the cooperation of other appropriate
10 agencies and state departments. The department may enter into agreements with
11 local government subdivisions, departments, and agencies for the joint conduct of
12 these projects, and it may purchase services when ~~deemed~~ considered appropriate.

13 **SECTION 801.** 46.03 (7) (a) of the statutes is amended to read:

14 46.03 (7) (a) Promote the enforcement of laws for the protection of
15 developmentally disabled children, ~~children and unborn children in need of~~
16 ~~protection or services and nonmarital children~~; and to this end cooperate with courts
17 assigned to exercise jurisdiction under chs. 48 and 938, licensed child welfare
18 agencies, and public and private institutions and take the initiative in all matters
19 involving the interests of those children ~~and unborn children~~ when adequate
20 provision for those interests has not already been made, including the establishment
21 and enforcement of standards for services provided under ss. 48.345 and 48.347.

22 **SECTION 802.** 46.03 (7) (bm) of the statutes is amended to read:

23 46.03 (7) (bm) Maintain a file containing records of artificial inseminations
24 under s. 891.40, ~~declarations of paternal interest under s. 48.025~~, and statements
25 acknowledging paternity under s. 69.15 (3) (b). The department may release those

1 records, declarations, and statements only upon an order of the court except that the
2 department may use nonidentifying information concerning artificial inseminations
3 for the purpose of compiling statistics, ~~declarations of paternal interest shall be~~
4 ~~released as provided in s. 48.025 (3) (b) and (e),~~ and statements acknowledging
5 paternity shall be released without a court order to the department of workforce
6 development children and families or a county child support agency under s. 59.53
7 (5) upon the request of that department or county child support agency pursuant to
8 the program responsibilities under s. 49.22 or to any other person with a direct and
9 tangible interest in the statement.

10 **SECTION 803.** 46.03 (7) (c) of the statutes is repealed.

11 **SECTION 804.** 46.03 (7) (cm) of the statutes is renumbered 48.47 (7) (cm).

12 **SECTION 805.** 46.03 (7) (d) of the statutes is renumbered 48.47 (7) (d).

13 **SECTION 806.** 46.03 (7) (e) of the statutes is repealed.

14 **SECTION 807.** 46.03 (7) (f) of the statutes is renumbered 48.47 (7) (f).

15 **SECTION 808.** 46.03 (7) (h) of the statutes is renumbered 48.47 (7) (h).

16 **SECTION 809.** 46.03 (7g) of the statutes is renumbered 48.47 (7g) and amended
17 to read:

18 **48.47 (7g) STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM.** Establish
19 a statewide automated child welfare information system. Notwithstanding ss.
20 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30,
21 51.45 (14) (a), ~~55.06 (17) (e)~~ 55.22 (3), 146.82, 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396~~
22 (1) and (2) (a) 938.396 (1) and (2), and 938.78 (2) (a), the department may enter the
23 content of any record kept or information received by the department into the
24 statewide automated child welfare information system, and a county department
25 under s. 46.215, 46.22, or 46.23, the department, or any other organization that has