

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

July 10, 2007 – Offered by Representative HUEBSCH.

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

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

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

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

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

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

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

3 **SECTION 1.** 7.08 (10) of the statutes is amended to read:

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

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

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

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

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

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

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

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

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

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

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

7           **SECTION 2.** 13.101 (6) (a) of the statutes is amended to read:

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

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

3 **SECTION 3.** 13.101 (6) (a) of the statutes, as affected by 2007 Wisconsin Act ...  
4 (this act), is amended to read:

5 13.101 **(6)** (a) As an emergency measure necessitated by decreased state  
6 revenues and to prevent the necessity for a state tax on general property, the  
7 committee may reduce any appropriation made to any board, commission,  
8 department, or the University of Wisconsin System, or to any other state agency or  
9 activity, by such amount as it deems feasible, not exceeding 25% of the  
10 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and  
11 (vr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af),  
12 (aq), (ar), and (au), 20.435 (6) (a) and (7) (da), and ~~20.445 (3)~~ 20.437 (2) (a) and (dz)  
13 or for forestry purposes under s. 20.370 (1), or any other moneys distributed to any  
14 county, city, village, town, or school district. Appropriations of receipts and of a sum  
15 sufficient shall for the purposes of this section be regarded as equivalent to the  
16 amounts expended under such appropriations in the prior fiscal year which ended  
17 June 30. All functions of said state agencies shall be continued in an efficient  
18 manner, but because of the uncertainties of the existing situation no public funds  
19 should be expended or obligations incurred unless there shall be adequate revenues  
20 to meet the expenditures therefor. For such reason the committee may make  
21 reductions of such appropriations as in its judgment will secure sound financial  
22 operations of the administration for said state agencies and at the same time  
23 interfere least with their services and activities.

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

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

7           **SECTION 4.** 13.48 (14) (a) of the statutes is amended to read:

8           13.48 **(14)** (a) In this subsection, “agency” has the meaning given for “state  
9 agency” in s. 20.001 (1), except that during the period prior to July 1, 2007, and the  
10 period beginning on the effective date of this paragraph .... [revisor inserts date], and  
11 ending on June 30, 2009, the term does not include the Board of Regents of the  
12 University of Wisconsin System.

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

14           13.48 **(31)** (a) The legislature finds and determines that it is in the public  
15 interest to promote the public health and welfare and to provide for economic  
16 development in this state by ensuring a fundamental and expanding capacity to  
17 conduct biomedical research and to create new technologies; by training students in  
18 the substance and methodology of biomedical research; and by providing scientific  
19 support to individuals and organizations in this state who are engaged in biomedical  
20 research and technological innovation. It is therefore the public policy of this state  
21 to assist the Medical College of Wisconsin, Inc., in the construction of and installation  
22 of equipment at facilities that will be used for biomedical research and the creation  
23 of new technologies.

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

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

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

13           13.48 (31) (c) (intro.) If the building commission awards a ~~construction~~ grant  
14 to the Medical College of Wisconsin, Inc., under this subsection, the Medical College  
15 of Wisconsin, Inc., shall provide the state with an option to purchase the biomedical  
16 research and technology incubator under the following conditions:

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

18           13.48 (31) (d) If the state does not exercise the option to purchase the  
19 biomedical research and technology incubator under par. (c), and if the incubator is  
20 sold to any 3rd party, any agreement to sell the incubator shall provide that the state  
21 has the right to receive an amount equal to the ~~construction~~ grants awarded to the  
22 Medical College of Wisconsin, Inc., under this subsection from the net proceeds of any  
23 such sale after any mortgage on the incubator has been satisfied and all other  
24 secured debts have been paid. This right shall be paramount to the right of the  
25 Medical College of Wisconsin, Inc., to the proceeds upon such sale.

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

2           13.53 **(2)** RESPONSIBILITIES. (intro.) The joint legislative audit committee shall  
3 have advisory responsibilities for the legislative audit bureau. The committee's  
4 responsibility is subject to general supervision of the joint committee on legislative  
5 organization. If the joint committee on information policy and technology is not  
6 organized, the joint legislative audit committee shall assume the responsibilities  
7 assigned to the joint committee on information policy and technology under ss.  
8 16.971 (2) (Lg) and 16.973 (10) to (14) and s. 36.59. The joint legislative audit  
9 committee may:

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

11           13.55 **(1)** (a) 1. (intro.) There is created a ~~9-member~~ an 8-member commission  
12 on uniform state laws to advise the legislature with regard to uniform laws and  
13 model laws. Except as provided under par. (b), the commission shall consist of all of  
14 the following:

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

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

17           13.62 **(2)** "Agency" means any board, commission, department, office, society,  
18 institution of higher education, council, or committee in the state government, or any  
19 authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch. 231, 232, 233,  
20 234, ~~or 237,~~ or 279, except that the term does not include a council or committee of  
21 the legislature.

22           **SECTION 5.** 13.63 (1) (am) of the statutes is amended to read:

23           13.63 **(1)** (am) If an individual who applies for a license under this section does  
24 not have a social security number, the individual, as a condition of obtaining that  
25 license, shall submit a statement made or subscribed under oath or affirmation to the

1 board that the individual does not have a social security number. The form of the  
2 statement shall be prescribed by the department of ~~workforce development~~ children  
3 and families. A license issued in reliance upon a false statement submitted under  
4 this paragraph is invalid.

5 **SECTION 6.** 13.63 (1) (b) of the statutes is amended to read:

6 13.63 (1) (b) Except as provided under par. (am), the board shall not issue a  
7 license to an applicant who does not provide his or her social security number. The  
8 board shall not issue a license to an applicant or shall revoke any license issued to  
9 a lobbyist if the department of revenue certifies to the board that the applicant or  
10 lobbyist is liable for delinquent taxes under s. 73.0301. The board shall refuse to  
11 issue a license or shall suspend any existing license for failure of an applicant or  
12 licensee to pay court-ordered payments of child or family support, maintenance,  
13 birth expenses, medical expenses or other expenses related to the support of a child  
14 or former spouse or failure of an applicant or licensee to comply, after appropriate  
15 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
16 ~~development~~ children and families or a county child support agency under s. 59.53  
17 (5) and related to paternity or child support proceedings, as provided in a  
18 memorandum of understanding entered into under s. 49.857. No application may  
19 be disapproved by the board except an application for a license by a person who is  
20 ineligible for licensure under this subsection or s. 13.69 (4) or an application by a  
21 lobbyist whose license has been revoked under this subsection or s. 13.69 (7) and only  
22 for the period of such ineligibility or revocation.

23 **SECTION 7.** 13.64 (2) of the statutes is amended to read:

24 13.64 (2) The registration shall expire on December 31 of each even-numbered  
25 year. Except as provided in sub. (2m), the board shall refuse to accept a registration



1 statement filed by an individual who does not provide his or her social security  
2 number. The board shall refuse to accept a registration statement filed by an  
3 individual or shall suspend any existing registration of an individual for failure of  
4 the individual or registrant to pay court-ordered payments of child or family  
5 support, maintenance, birth expenses, medical expenses or other expenses related  
6 to the support of a child or former spouse or failure of the individual or registrant to  
7 comply, after appropriate notice, with a subpoena or warrant issued by the  
8 department of ~~workforce development~~ children and families or a county child  
9 support agency under s. 59.53 (5) and related to paternity or child support  
10 proceeding, as provided in a memorandum of understanding entered into under s.  
11 49.857. If all lobbying by or on behalf of the principal which is not exempt under s.  
12 13.621 ceases, the board shall terminate the principal's registration and any  
13 authorizations under s. 13.65 as of the day after the principal files a statement of  
14 cessation and expense statements under s. 13.68 for the period covering all dates on  
15 which the principal was registered. Refusal to accept a registration statement or  
16 suspension of an existing registration pursuant to a memorandum of understanding  
17 under s. 49.857 is not subject to review under ch. 227.

18 **SECTION 8.** 13.64 (2m) of the statutes is amended to read:

19 13.64 (2m) If an individual who applies for registration under this section does  
20 not have a social security number, the individual, as a condition of obtaining  
21 registration, shall submit a statement made or subscribed under oath or affirmation  
22 to the board that the individual does not have a social security number. The form of  
23 the statement shall be prescribed by the department of ~~workforce development~~  
24 children and families. A registration accepted in reliance upon a false statement  
25 submitted under this subsection is invalid.

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

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

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

6           13.83 (1) (c) 2. Consider bills referred to it by the ~~revisor of statutes~~ legislative  
7 reference bureau under s. ~~13.93 (2) (j)~~ 13.92 (2) (L).

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

9           13.83 (1) (c) 3. Consider bills referred to it by the ~~revisor of statutes~~ legislative  
10 reference bureau under s. ~~13.93 (1) and (2) (e)~~ 13.92 (1) (bm) and (2) (i).

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

12           13.83 (1) (g) 3. Supply the ~~revisor of statutes~~ legislative reference bureau with  
13 the texts of and information relating to the parties to interstate agreements to which  
14 this state is a party.

15           **SECTION 9.** 13.83 (3) (f) (intro.) of the statutes is amended to read:

16           13.83 (3) (f) (intro.) The special committee shall be assisted by a technical  
17 advisory committee composed of ~~7~~ 8 members representing the following:

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

19           13.83 (3) (f) 2m. The department of children and families.

20           **SECTION 11.** 13.83 (4) (a) 9. of the statutes is repealed.

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

22           13.83 (4) (am) The special committee shall advise the department of children  
23 and families regarding the administration of the programs administered by that  
24 department.

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

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

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

6           13.90 (1m) (a) In this subsection, “legislative service agency” means the  
7 legislative council staff, the legislative audit bureau, the legislative fiscal bureau,  
8 the legislative reference bureau, ~~the revisor of statutes bureau~~ and the legislative  
9 technology services bureau.

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

11          13.92 (1) (b) 5. ~~In cooperation with the revisor of statutes, prepare~~ Prepare a  
12 biennial list of numerical cross-references in the statutes to other parts of the  
13 statutes.

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

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

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

17          13.92 (3) (b) Notwithstanding s. 230.08 (2) (fc), those employees holding  
18 positions in the classified service at the revisor of statutes bureau on the effective  
19 date of this paragraph .... [revisor inserts date], who have achieved permanent status  
20 in class before that date, if they become employed by the legislative reference bureau  
21 under 2007 Wisconsin Act .... (this act), section 9130 (1f) (d) 1. or 2., shall retain, while  
22 serving in the unclassified service at the legislative reference bureau, those  
23 protections afforded employees in the classified service under ss. 230.34 (1) (a) and  
24 230.44 (1) (c) relating to demotion, suspension, discharge, layoff, or reduction in base  
25 pay. Each such employee shall also have reinstatement privileges to the classified

1 service as provided under s. 230.31 (1) and any other reinstatement privileges or  
2 restoration rights provided under an applicable collective bargaining agreement  
3 under subch. V of ch. 111 covering the employee on the effective date of this  
4 paragraph .... [revisor inserts date].

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

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

8 13.92 (1) (bm) *Duties of the bureau* Revision of statutes. (intro.) The ~~revisor of~~  
9 statutes legislative reference bureau shall prepare copy for the biennial Wisconsin  
10 statutes, and for this purpose it:

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

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

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

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

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

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

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

1           13.92 (2) (i) Serve as editor of the biennial Wisconsin statutes. In preparing  
2 each edition, if 2 or more acts of a legislative session affect the same statutory unit  
3 without taking cognizance of the effect thereon of the other acts and if the revisor  
4 chief finds that there is no mutual inconsistency in the changes made by each such  
5 act, the revisor chief shall incorporate the changes made by each act into the text of  
6 the statutory unit and document the incorporation in a note to the section. For each  
7 such incorporation, the revisor chief shall include in a correction bill a provision  
8 formally validating the incorporation. Section 990.07 is not affected by printing  
9 decisions made by the revisor chief under this paragraph.

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

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

13           13.92 (2) (jm) Attend all scheduled meetings and serve as the nonvoting  
14 secretary of the committee for review of administrative rules under s. 13.56. The  
15 chief of the legislative reference bureau may designate an employee to perform the  
16 duties under this paragraph.

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

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

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

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

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

23           13.92 (2) (L) In cooperation with the law revision committee, systematically  
24 examine and identify for revision by the legislature the statutes and session laws to  
25 eliminate defects, anachronisms, conflicts, ambiguities, and unconstitutional or

1     obsolete provisions. The ~~revisor~~ chief shall prepare and, at each session of the  
2     legislature, present to the law revision committee bills that eliminate identified  
3     defects, anachronisms, conflicts, ambiguities, and unconstitutional or obsolete  
4     provisions. These bills may include minor substantive changes in the statutes and  
5     session laws necessary to accomplish the purposes of this paragraph. The ~~revisor~~  
6     chief may resubmit to the law revision committee in subsequent sessions of the  
7     legislature any bill prepared under this paragraph that was not enacted.

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

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

11           **13.92 (4)** (title) ~~DUTIES OF REVISOR AND BUREAU;~~ WISCONSIN ADMINISTRATIVE CODE.

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

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

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

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

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

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

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

3           **13.92 (2m) PRINTING COSTS.** (intro.) Payments for the following costs shall be  
4 administered by the ~~revisor of statutes~~ legislative reference bureau:

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

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

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

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

9           **SECTION 12.** 13.94 (4) (a) 1. of the statutes is amended to read:

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

1           **SECTION 13.** 13.94 (4) (b) of the statutes is amended to read:

2           13.94 (4) (b) In performing audits of family long-term care districts under s.  
3 46.2895, Wisconsin works agencies under subch. III of ch. 49, providers of medical  
4 assistance under subch. IV of ch. 49, corporations, institutions, associations, or other  
5 organizations, and their subgrantees or subcontractors, the legislative audit bureau  
6 shall audit only the records and operations of such providers and organizations  
7 which pertain to the receipt, disbursement or other handling of appropriations made  
8 by state law.

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

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

23           **SECTION 14.** 14.18 of the statutes is amended to read:

24           **14.18 Assistance from department of ~~workforce development~~ children**  
25 **and families.** The governor may enter into a cooperative arrangement with the



1 department of ~~workforce development~~ children and families under which the  
2 department assists the governor in providing temporary assistance for needy  
3 families under 42 USC 601 et. seq.

4 **SECTION 15.** 14.83 of the statutes is amended to read:

5 **14.83 Interstate insurance receivership commission.** There is created an  
6 interstate insurance receivership commission as specified in s. 601.59 (3). The  
7 member of the commission representing this state shall be the commissioner of  
8 insurance or his or her designated representative. The commission member shall  
9 serve without compensation but shall be reimbursed from the appropriation under  
10 s. 20.145 (1) (g) 1. for actual and necessary expenses incurred in the performance of  
11 his or her duties. The commission has the powers and duties granted and imposed  
12 under s. 601.59.

13 **SECTION 16.** 14.90 (3) of the statutes is repealed.

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

15 15.01 **(6)** “Division,” “bureau,” “section” and “unit” means the subunits of a  
16 department or an independent agency, whether specifically created by law or created  
17 by the head of the department or the independent agency for the more economic and  
18 efficient administration and operation of the programs assigned to the department  
19 or independent agency. The office of justice assistance in the department of  
20 administration, the office of energy independence in the department of  
21 administration, the office of the Wisconsin Covenant Scholars Program in the  
22 department of administration, and the office of credit unions in the department of  
23 financial institutions have the meaning of “division” under this subsection. The  
24 office of the long-term care ombudsman under the board on aging and long-term

1 care and the office of educational accountability in the department of public  
2 instruction have the meaning of “bureau” under this subsection.

3 **SECTION 18.** 15.02 (3) (c) 1. of the statutes is amended to read:

4 15.02 (3) (c) 1. The principal subunit of the department is the “division”. Each  
5 division shall be headed by an “administrator”. The office of justice assistance in the  
6 department of administration, the office of the Wisconsin Covenant Scholars  
7 Program in the department of administration, and the office of credit unions in the  
8 department of financial institutions have the meaning of “division” and the executive  
9 staff director of the office of justice assistance in the department of administration,  
10 the director of the office of the Wisconsin Covenant Scholars Program in the  
11 department of administration, and the director of credit unions have the meaning of  
12 “administrator” under this subdivision.

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

14 15.07 (1) (a) 5m. Members of the University of Wisconsin Hospitals and Clinics  
15 Board appointed under s. 15.96 (1) (ag) shall be appointed as provided in that section.

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

17 15.07 (1) (a) 6. Members of the University of Wisconsin Hospitals and Clinics  
18 Board appointed under s. 15.96 (8) (1) (h) shall be appointed by the governor without  
19 senate confirmation.

20 **SECTION 19.** 15.07 (2) (n) of the statutes is created to read:

21 15.07 (2) (n) The member appointed under s. 15.345 (6) (a) shall serve as  
22 chairperson of the managed forest land board.

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

24 15.07 (4) QUORUM. A majority of the membership of a board constitutes a  
25 quorum to do business and, unless a more restrictive provision is adopted by the

1 board, a majority of a quorum may act in any matter within the jurisdiction of the  
2 board. This subsection does not apply to actions of the University of Wisconsin  
3 Hospitals and Clinics Board, the ethics board, or the school district boundary appeal  
4 board as provided in ss. 15.96 (2), 19.47 (4) and 117.05 (2) (a).

5 **SECTION 30g.** 15.07 (4) of the statutes, as affected by 2007 Wisconsin Act 1 and  
6 2007 Wisconsin Act .... (this act), is repealed and recreated to read:

7 15.07 (4) QUORUM. A majority of the membership of a board constitutes a  
8 quorum to do business and, unless a more restrictive provision is adopted by the  
9 board, a majority of a quorum may act in any matter within the jurisdiction of the  
10 board. This subsection does not apply to actions of the government accountability  
11 board, the University of Wisconsin Hospitals and Clinics Board, or the school district  
12 boundary appeal board as provided in ss. 5.05 (1e), 15.96 (2), and 117.05 (2) (a).

13 **SECTION 20.** 15.105 (19) of the statutes is renumbered 15.105 (19) (a).

14 **SECTION 21.** 15.105 (19) (b) of the statutes is created to read:

15 15.105 (19) (b) There is created in the office of justice assistance a bureau of  
16 criminal justice research.

17 **SECTION 22.** 15.105 (27) of the statutes is repealed.

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

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

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

24 15.105 (31) OFFICE OF THE WISCONSIN COVENANT SCHOLARS PROGRAM. There is  
25 created an office of the Wisconsin Covenant Scholars Program in the department of

1 administration. The director of the office shall be appointed by the secretary of  
2 administration.

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

4 15.155 (1) (a) 6. Six other members ~~appointed~~ nominated by the governor, and  
5 with the advice and consent of the senate appointed, for 2–year terms.

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

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

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

9 15.155 (1) (a) 8. One member appointed by the senate majority leader.

10 **SECTION 23.** 15.155 (5) of the statutes is amended to read:

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

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

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

7           **SECTION 25.** 15.195 (4) (a) of the statutes is renumbered 15.205 (4) (a).

8           **SECTION 26.** 15.195 (4) (b) of the statutes is renumbered 15.205 (4) (b).

9           **SECTION 27.** 15.195 (4) (c) of the statutes is renumbered 15.205 (4) (c).

10          **SECTION 28.** 15.195 (4) (d) of the statutes is renumbered 15.205 (4) (d).

11          **SECTION 29.** 15.195 (4) (dg) of the statutes is renumbered 15.205 (4) (dg).

12          **SECTION 30.** 15.195 (4) (dr) of the statutes is renumbered 15.205 (4) (dr) and  
13 amended to read:

14          15.205 **(4)** (dr) The secretary of ~~workforce development~~ children and families  
15 or his or her designee.

16          **SECTION 31.** 15.195 (4) (e) of the statutes is renumbered 15.205 (4) (e).

17          **SECTION 32.** 15.195 (4) (em) of the statutes is renumbered 15.205 (4) (em).

18          **SECTION 33.** 15.195 (4) (f) of the statutes is renumbered 15.205 (4) (f).

19          **SECTION 34.** 15.195 (4) (fm) of the statutes is renumbered 15.205 (4) (fm).

20          **SECTION 35.** 15.195 (4) (g) of the statutes is renumbered 15.205 (4) (g).

21          **SECTION 52d.** 15.197 (11n) of the statutes is renumbered 15.207 (11n), and  
22 15.207 (11n) (ag), as renumbered, is amended to read:

23          15.207 **(11n)** (ag) There is created a council on developmental disabilities,  
24 attached to the department of ~~health and family services~~ children and families under  
25 s. 15.03.

1           **SECTION 36.** 15.197 (16) of the statutes is renumbered 15.207 (16) and amended  
2 to read:

3           **15.207 (16)** COUNCIL ON DOMESTIC ABUSE. There is created in the department  
4 of ~~health and family services~~ children and families a council on domestic abuse. The  
5 council shall consist of 13 members appointed for staggered 3–year terms. Of those  
6 13 members, 9 shall be nominated by the governor and appointed with the advice and  
7 consent of the senate, and one each shall be designated by the speaker of the  
8 assembly, the senate majority leader and the minority leader in each house of the  
9 legislature and appointed by the governor. Persons appointed shall have a  
10 recognized interest in and knowledge of the problems and treatment of victims of  
11 domestic abuse.

12           **SECTION 37.** 15.197 (24) (a) (intro.) of the statutes is renumbered 15.207 (24)  
13 (a) (intro.) and amended to read:

14           **15.207 (24)** (a) (intro.) There is created a Milwaukee child welfare partnership  
15 council, attached to the department of ~~health and family services~~ children and  
16 families under s. 15.03. The council shall consist of the following members:

17           **SECTION 38.** 15.197 (24) (a) 1. of the statutes is renumbered 15.207 (24) (a) 1.

18           **SECTION 39.** 15.197 (24) (a) 2. of the statutes is renumbered 15.207 (24) (a) 2.

19           **SECTION 40.** 15.197 (24) (a) 3. of the statutes is renumbered 15.207 (24) (a) 3.

20           **SECTION 41.** 15.197 (24) (a) 4. of the statutes is renumbered 15.207 (24) (a) 4.

21           **SECTION 42.** 15.197 (24) (a) 5. of the statutes is renumbered 15.207 (24) (a) 5.

22           **SECTION 43.** 15.197 (24) (a) 6. of the statutes is renumbered 15.207 (24) (a) 6.

23           **SECTION 44.** 15.197 (24) (a) 7. of the statutes is renumbered 15.207 (24) (a) 7.

24           **SECTION 45.** 15.197 (24) (b) of the statutes is renumbered 15.207 (24) (b).

25           **SECTION 46.** 15.197 (24) (c) of the statutes is renumbered 15.207 (24) (c).

1           **SECTION 47.** 15.197 (24) (d) of the statutes is renumbered 15.207 (24) (d) and  
2 amended to read:

3           15.207 **(24)** (d) If the department of ~~workforce development~~ children and  
4 families establishes more than one geographical area in Milwaukee County under  
5 s. 49.143 (6), the children’s services networks established in Milwaukee County  
6 under s. 49.143 (2) (b), in nominating members under par. (a) 7., shall nominate  
7 residents of different geographical areas established under s. 49.143 (6) and, when  
8 the term of a member appointed under par. (a) 7. ends or if a vacancy occurs in the  
9 membership of the council under par. (a) 7., those children’s services networks shall  
10 nominate a resident of a different geographical area established under s. 49.143 (6)  
11 from the geographical area of the member who is being replaced according to a  
12 rotating order of succession determined by the children’s services networks.

13           **SECTION 48.** 15.20 of the statutes is created to read:

14           **15.20 Department of children and families; creation.** There is created a  
15 department of children and families under the direction and supervision of the  
16 secretary of children and families.

17           **SECTION 49.** 15.205 (title) of the statutes is created to read:

18           **15.205 (title) Same; attached boards.**

19           **SECTION 50.** 15.207 (title) of the statutes is created to read:

20           **15.207 (title) Same; councils.**

21           **SECTION 51.** 15.345 (6) of the statutes is created to read:

22           15.345 **(6)** **MANAGED FOREST LAND BOARD.** There is created in the department of  
23 natural resources a managed forest land board consisting of the chief state forester  
24 or his or her designee and the following members appointed for 3–year terms:

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

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

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

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

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

11 **15.96 (title) University of Wisconsin Hospitals and Clinics Board;**  
12 **creation.**

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

15 15.96 (1) (a) Three members nominated by the governor, and with the advice  
16 and consent of the senate appointed, for ~~3-year~~ 5-year terms.

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

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

20 15.96 (1) (ag) Three members nominated by the board and appointed by the  
21 governor, with the advice and consent of the senate, for 5-year terms.

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

23 15.96 (2) Eight voting members of the University of Wisconsin Hospitals and  
24 Clinics Board constitute a quorum for the purpose of conducting the business and  
25 exercising the powers of the board, notwithstanding the existence of a vacancy.



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

2           16.002 **(2)** “Departments” means constitutional offices, departments, and  
3 independent agencies and includes all societies, associations, and other agencies of  
4 state government for which appropriations are made by law, but not including  
5 authorities created in subch. II of ch. 114 or subch. III of ch. 149 and in chs. 231, 232,  
6 233, 234, 235, and 237, and 279.

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

8           16.004 **(4)** FREEDOM OF ACCESS. The secretary and such employees of the  
9 department as the secretary designates may enter into the offices of state agencies  
10 and authorities created under subch. II of ch. 114 or subch. III of ch. 149 and under  
11 chs. 231, 233, 234, and 237, and 279, and may examine their books and accounts and  
12 any other matter that in the secretary’s judgment should be examined and may  
13 interrogate the agency’s employees publicly or privately relative thereto.

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

15           16.004 **(5)** AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and  
16 authorities created under subch. II of ch. 114 or subch. III of ch. 149 and under chs.  
17 231, 233, 234, and 237, and 279, and their officers and employees, shall cooperate  
18 with the secretary and shall comply with every request of the secretary relating to  
19 his or her functions.

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

21           16.004 **(12)** (a) In this subsection, “state agency” means an association,  
22 authority, board, department, commission, independent agency, institution, office,  
23 society, or other body in state government created or authorized to be created by the  
24 constitution or any law, including the legislature, the office of the governor, and the  
25 courts, but excluding the University of Wisconsin Hospitals and Clinics Authority,

1 the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan  
2 Authority, the Lower Fox River Remediation Authority, and the Fox River  
3 Navigational System Authority.

4 **SECTION 52.** 16.009 (2) (p) (intro.) of the statutes is amended to read:

5 16.009 **(2)** (p) (intro.) ~~Contract~~ Employ staff within the classified service or  
6 contract with one or more organizations to provide advocacy services to potential or  
7 actual recipients of the family care benefit, as defined in s. 46.2805 (4), or their  
8 families or guardians. The board and contract organizations under this paragraph  
9 shall assist these persons in protecting their rights under all applicable federal  
10 statutes and regulations and state statutes and rules. An organization with which  
11 the board contracts for these services may not be a provider, nor an affiliate of a  
12 provider, of long-term care services, a resource center under s. 46.283 or a care  
13 management organization under s. 46.284. For potential or actual recipients of the  
14 family care benefit, advocacy services required under this paragraph shall include  
15 all of the following:

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

17 16.045 **(1)** (a) “Agency” means an office, department, independent agency,  
18 institution of higher education, association, society, or other body in state  
19 government created or authorized to be created by the constitution or any law, that  
20 is entitled to expend moneys appropriated by law, including the legislature and the  
21 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
22 ch. 149 or in ch. 231, 232, 233, 234, 235, ~~or 237,~~ or 279.

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

24 16.15 **(1)** (ab) “Authority” has the meaning given under s. 16.70 (2), but  
25 excludes the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox

1 River Remediation Authority, and the Health Insurance Risk-Sharing Plan  
2 Authority.

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

4 **16.19 Civil legal services for the indigent.** Annually, the department shall  
5 pay the amount appropriated under s. 20.505 (1) (e) to the Wisconsin Trust Account  
6 Foundation, Inc., to provide civil legal services to indigent persons. The Wisconsin  
7 Trust Account Foundation, Inc., shall distribute the amount received as grants to  
8 programs that provide civil legal services to indigent persons, and those programs  
9 may use the grant funds to match other federal and private grants. The grants may  
10 be used only for the purposes for which the funding was provided.

11 **SECTION 53.** 16.22 (4) of the statutes is created to read:

12 **16.22 (4) STATE FUNDING.** The department shall annually determine the  
13 amount of funding for administrative support of the board that is required for this  
14 state to qualify for federal financial assistance to be provided to the board. The  
15 department shall apportion that amount equally among the departments of  
16 administration, health and family services, public instruction, and workforce  
17 development and shall assess those entities for the necessary funding. The  
18 department shall credit the moneys received to the appropriation account under s.  
19 20.505 (4) (kb).

20 **SECTION 54.** 16.257 of the statutes is created to read:

21 **16.257 Postsecondary education promotion.** For the purpose of  
22 promoting attendance at nonprofit postsecondary institutions in this state, the  
23 department shall do all of the following:

24 **(1)** Serve as the state's liaison agency between the higher educational aids  
25 board, the department of public instruction, the University of Wisconsin System, the

1 technical college system, and other public and private organizations that are  
2 interested in promoting postsecondary education in this state.

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

9 (b) No funds appropriated under s. 20.505 (4) (bm) may be expended until the  
10 The Wisconsin Covenant Foundation, Inc., submits to the secretary a report setting  
11 forth the amount of private contributions received by The Wisconsin Covenant  
12 Foundation, Inc., since the date on which The Wisconsin Covenant Foundation, Inc.,  
13 last submitted a report under this paragraph. After receiving the report, the  
14 secretary may approve the expenditure of funds up to the amount set forth in the  
15 report. Total funds expended in any fiscal year may not exceed the amounts in the  
16 schedule under s. 20.505 (4) (bm).

17 (c) The Wisconsin Covenant Foundation, Inc., shall expend funds appropriated  
18 under s. 20.505 (4) (bm) in adherence with the uniform travel schedule amounts  
19 approved under s. 20.916 (8). The Wisconsin Covenant Foundation, Inc., may not  
20 expend funds appropriated under s. 20.505 (4) (bm) on entertainment, foreign travel,  
21 payments to persons not providing goods or services to The Wisconsin Covenant  
22 Foundation, Inc., or for other purposes prohibited by contract between The  
23 Wisconsin Covenant Foundation, Inc., and the department.

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

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

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

10           **16.40 (24)** AIDS FOR CERTAIN LOCAL PURCHASES AND PROJECTS. Provide funding  
11 from the appropriation under s. 20.855 (4) (fs) on a one-time basis in the 2007–08  
12 fiscal year for the purposes specified in 2007 Wisconsin Act .... (this act), section 9155  
13 (5a).

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

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

17           **16.41 (4)** In this section, “authority” means a body created under subch. II of  
18 ch. 114 or subch. III of ch. 149 or under ch. 231, 233, 234, ~~or 237,~~ or 279.

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

20           **16.417 (1) (b)** “Authority” means a body created under subch. II of ch. 114 or  
21 ch. 231, 232, 233, 234, 235, ~~or 237,~~ or 279.

22           **SECTION 55.** 16.42 (1) (f) of the statutes is repealed.

23           **SECTION 56.** 16.423 of the statutes is repealed.

24           **SECTION 57.** 16.46 (5g) of the statutes is repealed.

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

1           16.52 (7) PETTY CASH ACCOUNT. Petty cash account. With the approval of the  
2 secretary, each agency that is authorized to maintain a contingent fund under s.  
3 20.920 may establish a petty cash account from its contingent fund. The procedure  
4 for operation and maintenance of petty cash accounts and the character of  
5 expenditures therefrom shall be prescribed by the secretary. In this subsection,  
6 “agency” means an office, department, independent agency, institution of higher  
7 education, association, society, or other body in state government created or  
8 authorized to be created by the constitution or any law, that is entitled to expend  
9 moneys appropriated by law, including the legislature and the courts, but not  
10 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
11 231, 233, 234, ~~or 237, or 279.~~

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

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

14           16.527 (2) (ad) “Aggregate expected debt service and net exchange payments”  
15 means the sum of the following:

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

18           2. The aggregate debt service expected to be made on obligations related to that  
19 agreement.

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

23           **SECTION 58.** 16.527 (4) (e) of the statutes is amended to read:

24           16.527 (4) (e) ~~At Subject to pars. (h) and (i), at~~ the time of, or in anticipation  
25 of, contracting for the appropriation obligations and at any time thereafter so long

1 as the appropriation obligations are outstanding, the department may enter into  
2 agreements and ancillary arrangements relating to the appropriation obligations,  
3 including trust indentures, liquidity facilities, remarketing or dealer agreements,  
4 letter of credit agreements, insurance policies, guaranty agreements,  
5 reimbursement agreements, indexing agreements, or interest exchange  
6 agreements. Any payments made or received pursuant to any such agreement or  
7 ancillary arrangement shall be made from or deposited as provided in the agreement  
8 or ancillary arrangement. The determination of the department included in an  
9 interest exchange agreement that such agreement relates to an appropriation  
10 obligation shall be conclusive.

11 **SECTION 59.** 16.527 (4) (h) of the statutes is created to read:

12 16.527 (4) (h) 1. Subject to subd. 2., the terms and conditions of an interest  
13 exchange agreement under par. (e) shall not be structured so that, as of the trade date  
14 of the agreement, both of the following are reasonably expected to occur:

15 a. The aggregate expected debt service and net exchange payments relating to  
16 the agreement during the fiscal year in which the trade date occurs will be less than  
17 the aggregate expected debt service and net exchange payments relating to the  
18 agreement that would be payable during that fiscal year if the agreement is not  
19 executed.

20 b. The aggregate expected debt service and net exchange payments relating to  
21 the agreement in subsequent fiscal years will be greater than the aggregate expected  
22 debt service and net exchange payments relating to the agreement that would be  
23 payable in those fiscal years if the agreement is not executed.

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

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

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

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

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

14           16.527 (4) (i) With respect to any interest exchange agreement or agreements  
15 specified in par. (e), all of the following shall apply:

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

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

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



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

- 3 a. The conditions under which the department may enter into the agreements.
- 4 b. The form and content of the agreements.
- 5 c. The aspects of risk exposure associated with the agreements.
- 6 d. The standards and procedures for counterparty selection.
- 7 e. The standards for the procurement of, and the setting aside of reserves, if  
8 any, in connection with, the agreements.
- 9 f. The provisions, if any, for collateralization or other requirements for securing  
10 any counterparty's obligations under the agreements.
- 11 g. A system for financial monitoring and periodic assessment of the  
12 agreements.

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

14 16.527 (4) (j) Semiannually, during any year in which the state is a party to an  
15 agreement entered into pursuant to par. (e), the department shall submit a report  
16 to the cochairpersons of the joint committee on finance listing all such agreements.

17 The report shall include all of the following:

- 18 1. A description of each agreement, including a summary of its terms and  
19 conditions, rates, maturity, and the estimated market value of each agreement.
- 20 2. An accounting of amounts that were required to be paid and received on each  
21 agreement.
- 22 3. Any credit enhancement, liquidity facility, or reserves, including an  
23 accounting of the costs and expenses incurred by the state.
- 24 4. A description of the counterparty to each agreement.

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

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

4           16.528 **(1)** (a) “Agency” means an office, department, independent agency,  
5 institution of higher education, association, society, or other body in state  
6 government created or authorized to be created by the constitution or any law, that  
7 is entitled to expend moneys appropriated by law, including the legislature and the  
8 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
9 ch. 149 or in ch. 231, 233, 234, ~~or 237,~~ or 279.

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

11          16.53 **(2)** IMPROPER INVOICES. If an agency receives an improperly completed  
12 invoice, the agency shall notify the sender of the invoice within 10 working days after  
13 it receives the invoice of the reason it is improperly completed. In this subsection,  
14 “agency” means an office, department, independent agency, institution of higher  
15 education, association, society, or other body in state government created or  
16 authorized to be created by the constitution or any law, that is entitled to expend  
17 moneys appropriated by law, including the legislature and the courts, but not  
18 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
19 231, 233, 234, ~~or 237,~~ or 279.

20          **SECTION 60.** 16.53 (10) (a) of the statutes is amended to read:

21          16.53 **(10)** (a) If an emergency arises which requires the department to draw  
22 vouchers for payments which will be in excess of available moneys in any state fund,  
23 the secretary, after notifying the joint committee on finance under par. (b), may  
24 prorate and establish priority schedules for all payments within each fund, including  
25 those payments for which a specific payment date is provided by statute, except as

1 otherwise provided in this paragraph. The secretary shall draw all vouchers  
2 according to the preference provided in this paragraph. All direct or indirect  
3 payments of principal or interest on state bonds and notes issued under subch. I of  
4 ch. 18 and payments due, if any, under an agreement or ancillary arrangement  
5 entered into under s. 18.06 (8) (a) relating to any public debt contracted under  
6 subchs. I and IV of ch. 18 have first priority. All direct or indirect payments of  
7 principal or interest on state notes issued under subch. III of ch. 18 have 2nd priority.  
8 No payment having a 1st or 2nd priority may be prorated or reduced under this  
9 subsection. All state employee payrolls have 3rd priority. The secretary shall draw  
10 all remaining vouchers according to a priority determined by the secretary. The  
11 secretary shall maintain records of all claims prorated under this subsection.

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

13 16.54 (9) (a) 1. “Agency” means an office, department, independent agency,  
14 institution of higher education, association, society or other body in state  
15 government created or authorized to be created by the constitution or any law, which  
16 is entitled to expend moneys appropriated by law, including the legislature and the  
17 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
18 ch. 149 or in ch. 231, 233, 234, ~~or 237,~~ or 279.

19 **SECTION 61.** 16.54 (12) (a) of the statutes is amended to read:

20 16.54 (12) (a) The Except as provided under 2007 Wisconsin Act .... (this act),  
21 section 9121 (1m), the department of health and family services may not expend or  
22 encumber any moneys received under s. 20.435 (8) (mm) unless the department of  
23 health and family services submits a plan for the expenditure of the moneys to the  
24 department of administration and the department of administration approves the  
25 plan.

1           **SECTION 62.** 16.54 (12) (a) of the statutes, as affected by 2007 Wisconsin Act ...  
2 (this act), is amended to read:

3           16.54 **(12)** (a) ~~Except as provided under 2007 Wisconsin Act .... (this act),~~  
4 ~~section 9121 (1m), the~~ The department of health and family services may not expend  
5 or encumber any moneys received under s. 20.435 (8) (mm) unless the department  
6 of health and family services submits a plan for the expenditure of the moneys to the  
7 department of administration and the department of administration approves the  
8 plan.

9           **SECTION 63.** 16.54 (12) (b) of the statutes is amended to read:

10           16.54 **(12)** (b) ~~The~~ Except as provided under 2007 Wisconsin Act .... (this act),  
11 section 9155 (1m), the department of ~~workforce development~~ children and families  
12 may not expend or encumber any moneys received under s. 20.445 credited to the  
13 appropriation account under s. 20.437 (2) (mm) or (3) (mm) unless the department  
14 of ~~workforce development~~ children and families submits a plan for the expenditure  
15 of the moneys to the department of administration and the department of  
16 administration approves the plan.

17           **SECTION 64.** 16.54 (12) (b) of the statutes, as affected by 2007 Wisconsin Act ...  
18 (this act), is amended to read:

19           16.54 **(12)** (b) ~~Except as provided under 2007 Wisconsin Act .... (this act),~~  
20 ~~section 9155 (1m), the~~ The department of children and families may not expend or  
21 encumber any moneys credited to the appropriation account under s. 20.437 (2) (mm)  
22 or (3) (mm) unless the department of children and families submits a plan for the  
23 expenditure of the moneys to the department of administration and the department  
24 of administration approves the plan.

25           **SECTION 65.** 16.54 (12) (d) of the statutes is amended to read:

1           16.54 (12) (d) At the end of each fiscal year, the department of administration  
2 shall determine the amount of moneys that remain in the appropriation accounts  
3 under ss. 20.435 (8) (mm) and 20.445 (3) (mm) that have not been encumbered or  
4 expended under 2007 Wisconsin Act ... (this act), section 9121 (1m), or approved for  
5 encumbrance or expenditure by the department pursuant to a plan submitted under  
6 par. (a) or (b) and shall require that such moneys be lapsed to the general fund. The  
7 department shall notify the cochairpersons of the joint committee on finance, in  
8 writing, of the department's action under this paragraph.

9           **SECTION 66.** 16.54 (12) (d) of the statutes, as affected by 2007 Wisconsin Act ...  
10 (this act), section 65, is amended to read:

11           16.54 (12) (d) At the end of each fiscal year, the department of administration  
12 shall determine the amount of moneys that remain in the appropriation accounts  
13 under ss. 20.435 (8) (mm) and ~~20.445~~ 20.437 (2) (mm) and (3) (mm) that have not been  
14 encumbered or expended under 2007 Wisconsin Act ... (this act), section ~~9121~~ 9155  
15 (1m), or approved for encumbrance or expenditure by the department pursuant to  
16 a plan submitted under par. (a) or (b) and shall require that such moneys be lapsed  
17 to the general fund. The department shall notify the cochairpersons of the joint  
18 committee on finance, in writing, of the department's action under this paragraph.

19           **SECTION 67.** 16.54 (12) (d) of the statutes, as affected by 2007 Wisconsin Act ...  
20 (this act), section 66, is repealed and recreated to read:

21           16.54 (12) (d) At the end of each fiscal year, the department of administration  
22 shall determine the amount of moneys that remain in the appropriation accounts  
23 under ss. 20.435 (8) (mm) and 20.437 (2) (mm) and (3) (mm) that have not been  
24 approved for encumbrance or expenditure by the department pursuant to a plan  
25 submitted under par. (a) or (b) and shall require that such moneys be lapsed to the

1 general fund. The department shall notify the cochairpersons of the joint committee  
2 on finance, in writing, of the department's action under this paragraph.

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

4 16.70 (2) "Authority" means a body created under subch. II of ch. 114 or subch.  
5 III of ch. 149 or under ch. 231, 232, 233, 234, 235, ~~or 237,~~ or 279.

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

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

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

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

1 authority, shall incorporate requirements for the purchase of products made from  
2 recycled materials and recovered materials if their use is technically and  
3 economically feasible. The specifications shall include requirements for the  
4 purchase of the following materials:

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

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

16 **SECTION 68.** 16.75 (1) (a) 1. of the statutes, as affected by 2005 Wisconsin Act  
17 141, is amended to read:

18 16.75 (1) (a) 1. All orders awarded or contracts made by the department for all  
19 materials, supplies, equipment, and contractual services to be provided to any  
20 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),  
21 (6), (7), (8), (9), (10e), and (10m) and ss. 16.73 (4) (a), 16.751, 16.754, 16.964 (8), 50.05  
22 (7) (f), 153.05 (2m) (a), and 287.15 (7), ~~and 301.265~~, shall be awarded to the lowest  
23 responsible bidder, taking into consideration life cycle cost estimates under sub.  
24 (1m), when appropriate, the location of the agency, the quantities of the articles to

1 be supplied, their conformity with the specifications, and the purposes for which they  
2 are required and the date of delivery.

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

4 16.75 **(1m)** The department shall award each order or contract for materials,  
5 supplies or equipment on the basis of life cycle cost estimates, whenever such action  
6 is appropriate. Each authority other than the University of Wisconsin Hospitals and  
7 Clinics Authority ~~and, the Lower Fox River Remediation Authority,~~ the Wisconsin  
8 Aerospace Authority, and the Health Insurance Risk–Sharing Plan Authority shall  
9 award each order or contract for materials, supplies or equipment on the basis of life  
10 cycle cost estimates, whenever such action is appropriate. The terms, conditions and  
11 evaluation criteria to be applied shall be incorporated in the solicitation of bids or  
12 proposals. The life cycle cost formula may include, but is not limited to, the  
13 applicable costs of energy efficiency, acquisition and conversion, money,  
14 transportation, warehousing and distribution, training, operation and maintenance  
15 and disposition or resale. The department shall prepare documents containing  
16 technical guidance for the development and use of life cycle cost estimates, and shall  
17 make the documents available to local governmental units.

18 **SECTION 69.** 16.75 (6) (bm) of the statutes is amended to read:

19 16.75 **(6)** (bm) If the secretary determines that it is in the best interest of this  
20 state to do so, he or she may waive any requirement under subs. (1) to (5) and ss.  
21 16.705 and 16.72 (2) (e) and (f) and (5) with respect to any contract entered into by  
22 the department of ~~workforce development~~ children and families under s. 49.143, if  
23 the department of ~~workforce development~~ children and families presents the  
24 secretary with a process for the procurement of contracts under s. 49.143 and the  
25 secretary approves the process.



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

2           16.75 **(8)** (a) 1. The department, any other designated purchasing agent under  
3 s. 16.71 (1), any agency making purchases under s. 16.74, and each authority other  
4 than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox  
5 River Remediation Authority, and the Health Insurance Risk–Sharing Plan  
6 Authority shall, to the extent practicable, make purchasing selections using  
7 specifications developed under s. 16.72 (2) (e) to maximize the purchase of materials  
8 utilizing recycled materials and recovered materials.

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

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

16           16.75 **(9)** The department, any other designated purchasing agent under s.  
17 16.71 (1), any agency making purchases under s. 16.74, and any authority other than  
18 the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River  
19 Remediation Authority, and the Health Insurance Risk–Sharing Plan Authority  
20 shall, to the extent practicable, make purchasing selections using specifications  
21 prepared under s. 16.72 (2) (f).

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

23           16.765 **(1)** Contracting agencies, the University of Wisconsin Hospitals and  
24 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
25 Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority, the Lower

1 Fox River Remediation Authority, and the Bradley Center Sports and  
2 Entertainment Corporation shall include in all contracts executed by them a  
3 provision obligating the contractor not to discriminate against any employee or  
4 applicant for employment because of age, race, religion, color, handicap, sex, physical  
5 condition, developmental disability as defined in s. 51.01 (5), sexual orientation as  
6 defined in s. 111.32 (13m), or national origin and, except with respect to sexual  
7 orientation, obligating the contractor to take affirmative action to ensure equal  
8 employment opportunities.

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

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

1 applicants for employment, notices to be provided by the contracting officer setting  
2 forth the provisions of the nondiscrimination clause”.

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

4 16.765 (4) Contracting agencies, the University of Wisconsin Hospitals and  
5 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
6 Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority, the Lower  
7 Fox River Remediation Authority, and the Bradley Center Sports and  
8 Entertainment Corporation shall take appropriate action to revise the standard  
9 government contract forms under this section.

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

11 16.765 (5) The head of each contracting agency and the boards of directors of  
12 the University of Wisconsin Hospitals and Clinics Authority, the Fox River  
13 Navigational System Authority, the Wisconsin Aerospace Authority, the Health  
14 Insurance Risk–Sharing Plan Authority, the Lower Fox River Remediation  
15 Authority, and the Bradley Center Sports and Entertainment Corporation shall be  
16 primarily responsible for obtaining compliance by any contractor with the  
17 nondiscrimination and affirmative action provisions prescribed by this section,  
18 according to procedures recommended by the department. The department shall  
19 make recommendations to the contracting agencies and the boards of directors of the  
20 University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational  
21 System Authority, the Wisconsin Aerospace Authority, the Health Insurance  
22 Risk–Sharing Plan Authority, the Lower Fox River Remediation Authority, and the  
23 Bradley Center Sports and Entertainment Corporation for improving and making  
24 more effective the nondiscrimination and affirmative action provisions of contracts.

1 The department shall promulgate such rules as may be necessary for the  
2 performance of its functions under this section.

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

4 16.765 (6) The department may receive complaints of alleged violations of the  
5 nondiscrimination provisions of such contracts. The department shall investigate  
6 and determine whether a violation of this section has occurred. The department may  
7 delegate this authority to the contracting agency, the University of Wisconsin  
8 Hospitals and Clinics Authority, the Fox River Navigational System Authority, the  
9 Wisconsin Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority,  
10 the Lower Fox River Remediation Authority, or the Bradley Center Sports and  
11 Entertainment Corporation for processing in accordance with the department’s  
12 procedures.

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

14 16.765 (7) (intro.) When a violation of this section has been determined by the  
15 department, the contracting agency, the University of Wisconsin Hospitals and  
16 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
17 Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority, the Lower  
18 Fox River Remediation Authority, or the Bradley Center Sports and Entertainment  
19 Corporation, the contracting agency, the University of Wisconsin Hospitals and  
20 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
21 Aerospace Authority, the Health Insurance Risk–Sharing Plan Authority, the Lower  
22 Fox River Remediation Authority, or the Bradley Center Sports and Entertainment  
23 Corporation shall:

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

1           16.765 (7) (d) Direct the violating party to take immediate steps to prevent  
2 further violations of this section and to report its corrective action to the contracting  
3 agency, the University of Wisconsin Hospitals and Clinics Authority, the Fox River  
4 Navigational System Authority, the Wisconsin Aerospace Authority, the Health  
5 Insurance Risk–Sharing Plan Authority, the Lower Fox River Remediation  
6 Authority, or the Bradley Center Sports and Entertainment Corporation.

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

8           16.765 (8) If further violations of this section are committed during the term  
9 of the contract, the contracting agency, the Fox River Navigational System Authority,  
10 the Wisconsin Aerospace Authority, the Health Insurance Risk–Sharing Plan  
11 Authority, the Lower Fox River Remediation Authority, or the Bradley Center Sports  
12 and Entertainment Corporation may permit the violating party to complete the  
13 contract, after complying with this section, but thereafter the contracting agency, the  
14 Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the  
15 Health Insurance Risk–Sharing Plan Authority, the Lower Fox River Remediation  
16 Authority, or the Bradley Center Sports and Entertainment Corporation shall  
17 request the department to place the name of the party on the ineligible list for state  
18 contracts, or the contracting agency, the Fox River Navigational System Authority,  
19 the Wisconsin Aerospace Authority, the Health Insurance Risk–Sharing Plan  
20 Authority, the Lower Fox River Remediation Authority, or the Bradley Center Sports  
21 and Entertainment Corporation may terminate the contract without liability for the  
22 uncompleted portion or any materials or services purchased or paid for by the  
23 contracting party for use in completing the contract.

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

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

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

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

15           **SECTION 70.** 16.848 (2) (gc), (gg), (gn), (gr), (gt) and (gw) of the statutes are  
16 created to read:

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

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

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

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

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

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

5 **SECTION 71.** 16.848 (4) of the statutes is amended to read:

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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

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

3 **SECTION 72.** 16.957 (3) (a) of the statutes is amended to read:

4 16.957 (3) (a) The department shall, on the basis of competitive bids, contract  
5 with community action agencies described in s. ~~46.30~~ 49.265 (2) (a) 1., nonstock,  
6 nonprofit corporations organized under ch. 181, or local units of government to  
7 provide services under the programs established under sub. (2) (a).

8 **SECTION 73.** 16.964 (1) (f) of the statutes is repealed.

9 **SECTION 74.** 16.964 (3) of the statutes is amended to read:

10 16.964 (3) The governor shall appoint an executive director under s. 15.105 (19)  
11 (a) outside of the classified service.

12 **SECTION 75.** 16.964 (10) of the statutes is repealed.

13 **SECTION 76.** 16.964 (12) (c) 10. of the statutes is amended to read:

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

21 **SECTION 77.** 16.964 (12) (e) 1. of the statutes is amended to read:

22 16.964 (12) (e) 1. A county that receives a grant under this subsection shall  
23 create an oversight committee to advise the county in administering and evaluating  
24 its program. Each committee shall consist of a circuit court judge, the district  
25 attorney or his or her designee, the state public defender or his or her designee, a local

1 law enforcement official, a representative of the county, a representative of each  
2 other county agency responsible for providing social services, including services  
3 relating to child welfare, mental health, and the Wisconsin Works program,  
4 representatives of the departments of corrections, children and families, and health  
5 and family services, a representative from private social services agencies, a  
6 representative of substance abuse treatment providers, and other members to be  
7 determined by the county.

8 **SECTION 78.** 16.964 (13) of the statutes is created to read:

9 16.964 **(13)** (a) The bureau of criminal justice research shall do all of the  
10 following:

11 1. Serve as a clearinghouse of justice system data and information and conduct  
12 justice system research and data analysis under this section.

13 8. Not later than the first day of the 12th month beginning after the effective  
14 date of this subdivision ... [revisor inserts date], and biennially thereafter, prepare  
15 a report containing statewide statistics on standard sentences for each felony offense  
16 by region and for the state as a whole. The report shall be distributed to the  
17 appropriate standing committees of the legislature in the manner provided under s.  
18 13.172 (3), to the governor, and to the director of state courts.

19 (b) The executive director shall appoint a staff director under s. 15.105 (19) (b)  
20 outside of the classified service.

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

22 16.971 **(2)** (Lg) 1. Develop, in consultation with each executive branch agency,  
23 other than the Board of Regents of the University of Wisconsin System, and adopt  
24 the following written policies for information technology development projects  
25 included in the strategic plan required of each executive branch agency under par.

1 (L) and that either exceed \$1,000,000 or that are vital to the functions of the executive  
2 branch agency:

3 a. A standardized reporting format.

4 b. A requirement that both proposed and ongoing information technology  
5 development projects be included.

6 2. The department shall submit for review by the joint legislative audit  
7 committee and for approval by the joint committee on information policy and  
8 technology any proposed policies required under subd. 1. and any proposed revisions  
9 to the policies.

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

11 16.971 (6) Notwithstanding sub. (2), the ~~revisor of statutes~~ legislative  
12 reference bureau shall approve the specifications for preparation and schedule for  
13 delivery of computer databases containing the Wisconsin statutes.

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

15 16.973 (10) In consultation with the legislative audit bureau and the joint  
16 legislative audit committee, promulgate administrative rules applicable to each  
17 executive branch agency, other than the Board of Regents of the University of  
18 Wisconsin System, pertaining to large, high-risk information technology projects  
19 that shall include:

20 (a) A definition of and methodology for identifying large, high-risk information  
21 technology projects.

22 (b) Standardized, quantifiable project performance measures for evaluating  
23 large, high-risk information technology projects.

24 (c) Policies and procedures for routine monitoring of large, high-risk  
25 information technology projects.

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

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

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

7 (g) Policies and procedures for the use of master leases under s. 16.76 (4) to  
8 finance new large, high-risk information technology system costs and maintain  
9 current large, high-risk information technology systems.

10 (h) A standardized progress point in the execution of large, high-risk  
11 information technology projects at which time the estimated costs and date of  
12 completion of the project is reported to the department and the joint committee on  
13 information policy and technology.

14 **(11)** Promulgate administrative rules applicable to each executive branch  
15 agency, other than the Board of Regents of the University of Wisconsin System,  
16 pertaining to the use of commercially available information technology products,  
17 which shall include all of the following:

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

22 (b) Procedures and criteria to determine when a commercially available  
23 information technology product must be used and when an executive branch agency  
24 may consider the modification or creation of a customized information technology  
25 product.

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

5 (12) (a) In this subsection, “master lease” has the meaning given under s. 16.76  
6 (4).

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

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

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

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

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

22 (13) (a) Except as provided in par. (b), include in each contract with a vendor  
23 of information technology that involves a large, high-risk information technology  
24 project under sub. (10) or that has a projected cost greater than \$1,000,000, and  
25 require each executive branch agency authorized under s. 16.71 (1m) to enter into

1 a contract for materials, supplies, equipment, or contractual services relating to  
2 information technology to include in each contract with a vendor of information  
3 technology that involves a large, high-risk information technology project under  
4 sub. (10) or that has a projected cost greater than \$1,000,000 a stipulation requiring  
5 the vendor to submit to the department for approval any order or amendment that  
6 would change the scope of the contract and have the effect of increasing the contract  
7 price. The stipulation shall authorize the department to review the original contract  
8 and the order or amendment to determine all of the following and, if necessary, to  
9 negotiate with the vendor regarding any change to the original contract price:

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

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

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

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

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

23 3. If the exclusion is sought by the department, the department prepares a  
24 plain-language explanation of the reasons the stipulation was excluded and the

1 alternative provisions the department will include in the contract to ensure that the  
2 contract will be completed on time and within the contract budget.

3 4. The department submits for approval by the joint committee on information  
4 policy and technology any explanation and alternative contract provisions required  
5 under subd. 2. or 3. If, within 14 working days after the date that the department  
6 submits any explanation and alternative contract provisions required under this  
7 subdivision, the joint committee on information policy and technology does not  
8 contact the department, the explanation and alternative contract provisions shall be  
9 deemed approved.

10 **(14)** (a) Require each executive branch agency, other than the Board of Regents  
11 of the University of Wisconsin system, that has entered into an open-ended contract  
12 for the development of information technology to submit to the department quarterly  
13 reports documenting the amount expended on the information technology  
14 development project. In this subsection, “open-ended contract” means a contract for  
15 information technology that includes one or both of the following:

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

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

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

23 **SECTION 79.** 16.997 (6) of the statutes is repealed.

24 **SECTION 80.** 17.13 (intro.) of the statutes is amended to read:



1           **17.13 Removal of village, town, town sanitary district, school district,**  
2 **and technical college and family care district officers.** (intro.) Officers of  
3 towns, town sanitary districts, villages, school districts, and technical college  
4 districts ~~and family care districts~~ may be removed as follows:

5           **SECTION 81.** 17.13 (4) of the statutes is repealed.

6           **SECTION 82.** 17.15 (5) of the statutes is amended to read:

7           17.15 (5) ~~FAMILY~~ LONG-TERM CARE DISTRICT. Any member of a family long-term  
8 care district governing board appointed under s. 46.2895 (3) (a) ~~2.~~ may be removed  
9 by the appointing authority for cause.

10          **SECTION 83.** 17.27 (3m) of the statutes is amended to read:

11          17.27 (3m) ~~FAMILY~~ LONG-TERM CARE DISTRICT BOARD. If a vacancy occurs in the  
12 position of any appointed member of a family long-term care district board, the  
13 appointing authority shall appoint to serve for the residue of the unexpired term a  
14 person who meets the applicable requirements under s. 46.2895 (3) (b).

15          **SECTION 84.** 18.01 (1) of the statutes is renumbered 18.01 (1m).

16          **SECTION 85.** 18.01 (1e) of the statutes is created to read:

17          18.01 (1e) “Aggregate expected debt service and net exchange payments”  
18 means the sum of the following:

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

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

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

1           **SECTION 86.** 18.01 (4) (intro.) of the statutes is amended to read:

2           18.01 **(4)** (intro.) “Public debt” or “debt” means every voluntary, unconditional  
3 undertaking by the state, other than an operating note ~~or an interest exchange~~  
4 agreement, to repay a sum certain:

5           **SECTION 87.** 18.06 (8) (a) of the statutes is renumbered 18.06 (8) (a) (intro.) and  
6 amended to read:

7           18.06 **(8)** (a) (intro.) The Subject to pars. (am) and (ar), at the time of, or in  
8 anticipation of, contracting public debt and at any time thereafter while the public  
9 debt is outstanding, the commission may enter into agreements and ancillary  
10 arrangements ~~for relating to~~ the public debt, including liquidity facilities,  
11 remarketing or dealer agreements, letter of credit agreements, insurance policies,  
12 guaranty agreements, reimbursement agreements, indexing agreements, or interest  
13 exchange agreements. The commission shall determine all of the following, if  
14 applicable, with respect to any such agreement or ancillary arrangement:

15           **SECTION 88.** 18.06 (8) (a) 1. of the statutes is created to read:

16           18.06 **(8)** (a) 1. For any payment to be received with respect to the agreement  
17 or ancillary arrangement, whether the payment will be deposited into the bond  
18 security and redemption fund or the capital improvement fund.

19           **SECTION 89.** 18.06 (8) (a) 2. of the statutes is created to read:

20           18.06 **(8)** (a) 2. For any payment to be made with respect to the agreement or  
21 ancillary arrangement, whether the payment will be made from the bond security  
22 and redemption fund or the capital improvement fund and the timing of any transfer  
23 of funds.

24           **SECTION 90.** 18.06 (8) (am) of the statutes is created to read:

1           18.06 **(8)** (am) With respect to any interest exchange agreement or agreements  
2 specified in par. (a), all of the following shall apply:

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

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

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

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

16           b. The form and content of the agreements.

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

18           d. The standards and procedures for counterparty selection.

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

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

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

25           **SECTION 91.** 18.06 (8) (ar) of the statutes is created to read:

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

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

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

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

14           a. The commission receives a determination by the independent financial  
15 consulting firm under par. (am) 1. that the terms and conditions of the agreement  
16 reflect payments by the state that represent on–market rates as of the trade date for  
17 the particular type of agreement.

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

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

1           **SECTION 92.** 18.06 (8) (b) of the statutes is amended to read:

2           18.06 **(8)** (b) The commission may delegate to other persons the authority and  
3 responsibility to take actions necessary and appropriate to implement agreements  
4 and ancillary arrangements under ~~par.~~ pars. (a) and (am).

5           **SECTION 93.** 18.06 (8) (d) of the statutes is created to read:

6           18.06 **(8)** (d) Semiannually, during any year in which the state is a party to an  
7 agreement entered into pursuant to par. (a) (intro.), the department of  
8 administration shall submit a report to the commission and to the cochairpersons of  
9 the joint committee on finance listing all such agreements. The report shall include  
10 all of the following:

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

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

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

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

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

20           **SECTION 94.** 18.08 (1) (a) of the statutes is renumbered 18.08 (1) (a) (intro.) and  
21 amended to read:

22           18.08 **(1)** (a) (intro.) All moneys resulting from the contracting of public debt  
23 or any payment to be received with respect to any agreement or ancillary  
24 arrangement entered into under s. 18.06 (8) (a) with respect to any such public debt

1 shall be credited to a separate and distinct fund, established in the state treasury,  
2 designated as the capital improvement fund, except that ~~such~~:

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

7 **SECTION 95.** 18.08 (1) (a) 2. of the statutes is created to read:

8 18.08 (1) (a) 2. Any such moneys that represent premium or any payments  
9 received pursuant to any agreement or ancillary arrangement entered into under s.  
10 18.06 (8) (a) with respect to any such public debt may be credited to one or more of  
11 the sinking funds of the bond security and redemption fund or to the capital  
12 improvement fund, as determined by the commission.

13 **SECTION 96.** 18.08 (2) of the statutes is amended to read:

14 18.08 (2) The capital improvement fund may be expended, pursuant to  
15 appropriations, only for the purposes and in the amounts for which the public debts  
16 have been contracted, for the payment of principal and interest on loans or on notes,  
17 for the payment due, if any, under an agreement or ancillary arrangement entered  
18 into under s. 18.06 (8) (a) with respect to any such public debt, for the purposes  
19 identified under s. 20.867 (2) (v) and (4) (q), and for expenses incurred in contracting  
20 public debt.

21 **SECTION 97.** 18.08 (4) of the statutes is amended to read:

22 18.08 (4) If at any time it appears that there will not be on hand in the capital  
23 improvement fund sufficient moneys for the payment of principal and interest on  
24 loans or on notes or for the payment due, if any, under an agreement or ancillary  
25 arrangement that has been entered into under s. 18.06 (8) (a) with respect to any

1 public debt and that has been determined to be payable from the capital  
2 improvement fund under s. 18.06 (8) (a) 2., the department of administration shall  
3 transfer to such fund, out of the appropriation made pursuant to s. 20.866, a sum  
4 sufficient which, together with any available money on hand in such fund, is  
5 sufficient to make such payment.

6 **SECTION 98.** 18.09 (2) of the statutes is amended to read:

7 18.09 (2) Each sinking fund shall be expended, and all moneys from time to  
8 time on hand therein are irrevocably appropriated, in sums sufficient, only for the  
9 payment of principal and interest on the bonds giving rise to it and, premium, if any,  
10 due upon ~~refunding~~ redemption of any such bonds, and payment due, if any, under  
11 an agreement or ancillary arrangement that has been entered into under s. 18.06 (8)  
12 (a) with respect to any such bonds and that has been determined to be payable from  
13 the bond security and redemption fund under s. 18.06 (8) (a) 2.

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

15 18.52 (1c) “Aggregate expected debt service and net exchange payments”  
16 means the sum of the following:

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

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

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

24 **SECTION 99.** 18.55 (6) (a) of the statutes is amended to read:

1           18.55 (6) (a) ~~At~~ Subject to pars. (d) and (e), at the time of, or in anticipation of,  
2           contracting revenue obligations and at any time thereafter while the revenue  
3           obligations are outstanding, the commission may enter into agreements and  
4           ancillary arrangements relating to the revenue obligations, including trust  
5           indentures, liquidity facilities, remarketing or dealer agreements, letter of credit  
6           agreements, insurance policies, guaranty agreements, reimbursement agreements,  
7           indexing agreements, or interest exchange agreements. Any payment made or  
8           received pursuant to any such agreements or ancillary arrangements shall be made  
9           from or deposited into a fund relating to the relevant revenue obligation, as  
10          determined by the commission. The determination of the commission included in an  
11          interest exchange agreement that such an agreement relates to a revenue obligation  
12          shall be conclusive.

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

14           18.55 (6) (d) With respect to any interest exchange agreement or agreements  
15          specified in par. (a), all of the following shall apply:

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

19           2. The interest exchange agreement must identify by maturity, bond issue, or  
20          bond purpose the obligation to which the agreement is related. The determination  
21          of the commission included in an interest exchange agreement that such agreement  
22          relates to an obligation shall be conclusive.

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



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

- 3 a. The conditions under which the commission may enter into the agreements.
- 4 b. The form and content of the agreements.
- 5 c. The aspects of risk exposure associated with the agreements.
- 6 d. The standards and procedures for counterparty selection.
- 7 e. The standards for the procurement of, and the setting aside of reserves, if  
8 any, in connection with, the agreements.
- 9 f. The provisions, if any, for collateralization or other requirements for securing  
10 any counterparty's obligations under the agreements.
- 11 g. A system for financial monitoring and periodic assessment of the  
12 agreements.

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

14 18.55 (6) (e) 1. Subject to subd. 2., the terms and conditions of an interest  
15 exchange agreement under par. (a) shall not be structured so that, as of the trade date  
16 of the agreement, both of the following are reasonably expected to occur:

17 a. The aggregate expected debt service and net exchange payments relating to  
18 the agreement during the fiscal year in which the trade date occurs will be less than  
19 the aggregate expected debt service and net exchange payments relating to the  
20 agreement that would be payable during that fiscal year if the agreement is not  
21 executed.

22 b. The aggregate expected debt service and net exchange payments relating to  
23 the agreement in subsequent fiscal years will be greater than the aggregate expected  
24 debt service and net exchange payments relating to the agreement that would be  
25 payable in those fiscal years if the agreement is not executed.

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

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

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

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

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

15           18.55 **(6)** (f) Semiannually, during any year in which the state is a party to an  
16 agreement entered into pursuant to par. (a), the department of administration shall  
17 submit a report to the commission and to the cochairpersons of the joint committee  
18 on finance listing all such agreements. The report shall include all of the following:

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

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

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

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

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

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

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

5           18.71 (1d) “Aggregate expected debt service and net exchange payments”  
6 means the sum of the following:

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

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

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

14           **SECTION 100.** 18.73 (5) of the statutes is created to read:

15           18.73 (5) AGREEMENTS AND ARRANGEMENTS; DELEGATION; USE OF OPERATING NOTES.

16           (a) Subject to pars. (d) and (e), at the time of, or in anticipation of, contracting  
17 operating notes and at any time thereafter while the operating notes are  
18 outstanding, the commission may enter into agreements and ancillary  
19 arrangements relating to the operating notes, including liquidity facilities,  
20 remarketing or dealer agreements, letter of credit agreements, insurance policies,  
21 guaranty agreements, reimbursement agreements, indexing agreements, or interest  
22 exchange agreements. Any payment received pursuant to any such agreements or  
23 ancillary arrangements shall be deposited in, and any payments made pursuant to  
24 any such agreements or ancillary arrangements will be made from, the general fund  
25 or the operating note redemption fund, as determined by the commission. The

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

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

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

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

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

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

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

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

22 b. The form and content of the agreements.

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

24 d. The standards and procedures for counterparty selection.

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

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

5 g. A system for financial monitoring and periodic assessment of the  
6 agreements.

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

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

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

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

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

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

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

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

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

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

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

17          **SECTION 101.** 18.74 of the statutes is amended to read:

18          **18.74 Application of operating note proceeds.** All moneys resulting from  
19 the contracting of operating notes or any payment to be received under an agreement  
20 or ancillary arrangement entered into under s. 18.73 (5) with respect to any such  
21 operating notes shall be credited to the general fund, except that moneys which  
22 represent premium and accrued interest on operating notes, or moneys for purposes  
23 of funding or refunding operating notes pursuant to s. 18.72 (1) shall be credited to  
24 the operating note redemption fund.

25          **SECTION 102.** 18.75 (2) of the statutes is amended to read:

1           18.75 (2) The operating note redemption fund shall be expended and all  
2 moneys from time to time on hand therein are irrevocably appropriated, in sums  
3 sufficient, only for the payment of principal and interest on operating notes giving  
4 rise to it and premium, if any, due upon refunding or early redemption of such  
5 operating notes, and for the payment due, if any, under an agreement or ancillary  
6 arrangement entered into under s. 18.73 (5) with respect to such operating notes.

7           **SECTION 103.** 18.75 (4) of the statutes is amended to read:

8           18.75 (4) There shall be transferred, under s. 20.855 (1) (a), a sum sufficient  
9 for the payment of the principal, interest and premium due, if any, ~~on the~~ and for the  
10 payment due, if any, under an agreement or ancillary arrangement entered into  
11 pursuant to s. 18.73 (5) with respect to operating notes giving rise to it as the same  
12 falls due. Such transfers shall be so timed that there is at all times on hand in the  
13 fund an amount not less than the amount to be paid out of it during the ensuing 30  
14 days or such other period if so provided for in the authorizing resolution. The  
15 commission may pledge the deposit of additional amounts at periodic intervals and  
16 the secretary of the department may impound moneys of the general fund, including  
17 moneys temporarily reallocated from other funds under s. 20.002 (11), in accordance  
18 with the pledge of revenues in the authorizing resolution, and all such  
19 impoundments are deemed to be payments for purposes of s. 16.53 (10), but no such  
20 impoundment may be made until the amounts to be paid into the bond security and  
21 redemption fund under s. 18.09 during the ensuing 30 days have been deposited in  
22 the bond security and redemption fund.

23           **SECTION 104.** 19.32 (1) of the statutes is amended to read:

24           19.32 (1) “Authority” means any of the following having custody of a record: a  
25 state or local office, elected official, agency, board, commission, committee, council,

1 department or public body corporate and politic created by constitution, law,  
2 ordinance, rule or order; a governmental or quasi-governmental corporation except  
3 for the Bradley center sports and entertainment corporation; a local exposition  
4 district under subch. II of ch. 229; a ~~family~~ long-term care district under s. 46.2895;  
5 any court of law; the assembly or senate; a nonprofit corporation which receives more  
6 than 50% of its funds from a county or a municipality, as defined in s. 59.001 (3), and  
7 which provides services related to public health or safety to the county or  
8 municipality; ~~a nonprofit corporation operating the Olympic ice training center~~  
9 ~~under s. 42.11 (3);~~ or a formally constituted subunit of any of the foregoing.

10 **SECTION 105.** 19.42 (10) (p) of the statutes is amended to read:

11 19.42 **(10)** (p) A member, the executive staff director, or the deputy director of  
12 the ~~sentencing commission~~ bureau of criminal justice research.

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

14 19.42 **(10)** (r) The employees and members of the board of directors of the Lower  
15 Fox River Remediation Authority.

16 **SECTION 106.** 19.42 (13) (o) of the statutes is amended to read:

17 19.42 **(13)** (o) The position of member, executive staff director, or deputy  
18 director of the ~~sentencing commission~~ bureau of criminal justice research.

19 **SECTION 107.** 19.55 (2) (b) of the statutes is amended to read:

20 19.55 **(2)** (b) Records obtained or prepared by the board in connection with an  
21 investigation, except that the board shall permit inspection of records that are made  
22 public in the course of a hearing by the board to determine if a violation of this  
23 subchapter or subch. III of ch. 13 has occurred. Whenever the board refers such  
24 investigation and hearing records to a district attorney or to the attorney general,  
25 they may be made public in the course of a prosecution initiated under this



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

5 **SECTION 108.** 19.55 (2) (d) of the statutes is amended to read:

6 19.55 (2) (d) Records of the social security number of any individual who files  
7 an application for licensure as a lobbyist under s. 13.63 or who registers as a principal  
8 under s. 13.64, except to the department of ~~workforce development~~ children and  
9 families for purposes of administration of s. 49.22 or to the department of revenue  
10 for purposes of administration of s. 73.0301.

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

12 19.62 (8) “State authority” means an authority that is a state elected official,  
13 agency, board, commission, committee, council, department or public body corporate  
14 and politic created by constitution, statute, rule or order; a state governmental or  
15 quasi-governmental corporation; the supreme court or court of appeals; or the  
16 assembly or senate; ~~or a nonprofit corporation operating the Olympic Ice Training~~  
17 ~~Center under s. 42.11 (3).~~

18 **SECTION 109.** 19.82 (1) of the statutes is amended to read:

19 19.82 (1) “Governmental body” means a state or local agency, board,  
20 commission, committee, council, department or public body corporate and politic  
21 created by constitution, statute, ordinance, rule or order; a governmental or  
22 quasi-governmental corporation except for the Bradley center sports and  
23 entertainment corporation; a local exposition district under subch. II of ch. 229; a  
24 family long-term care district under s. 46.2895; ~~a nonprofit corporation operating~~  
25 ~~the Olympic ice training center under s. 42.11 (3);~~ or a formally constituted subunit

1 of any of the foregoing, but excludes any such body or committee or subunit of such  
2 body which is formed for or meeting for the purpose of collective bargaining under  
3 subch. I, IV or V of ch. 111.

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

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

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

11 **SECTION 110.** 19.86 of the statutes is amended to read:

12 **19.86 Notice of collective bargaining negotiations.** Notwithstanding s.  
13 19.82 (1), where notice has been given by either party to a collective bargaining  
14 agreement under subch. I, IV or V of ch. 111 to reopen such agreement at its  
15 expiration date, the employer shall give notice of such contract reopening as provided  
16 in s. 19.84 (1) (b). If the employer is not a governmental body, notice shall be given  
17 by the employer's chief officer or such person's designee. ~~This section does not apply~~  
18 ~~to a nonprofit corporation operating the Olympic Ice Training Center under s. 42.11~~  
19 ~~(3).~~

20 **SECTION 111.** 20.001 (2) (e) of the statutes is amended to read:

21 20.001 (2) (e) *Federal revenues.* "Federal revenues" consist of moneys received  
22 from the federal government, except that under s. ~~20.445 (3)~~ 20.437 (2) (md) "federal  
23 revenues" also include moneys treated as refunds of expenditures, and under s.  
24 ~~20.445 (3)~~ 20.437 (2) (me) "federal revenues" consist only of moneys treated as  
25 received from the federal government. Federal revenues may be deposited as

1 program revenues in the general fund or as segregated revenues in a segregated  
2 fund. In either case they are indicated in s. 20.005 by the addition of “–F” after the  
3 abbreviation assigned under pars. (b) and (d).

4 **SECTION 112.** 20.001 (5) of the statutes is amended to read:

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

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

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

8 20.003 (2) ~~REVISOR'S~~ LEGISLATIVE REFERENCE BUREAU AUTHORITY. All  
9 appropriations made by the legislature shall be listed in this chapter. The ~~revisor of~~  
10 ~~statutes~~ legislative reference bureau shall assign numbers in this chapter to any  
11 appropriation not so numbered and if appropriation laws are enacted which are not  
12 numbered to correspond with the numbering system of this chapter as outlined in  
13 sub. (3), the ~~revisor of statutes~~ legislative reference bureau shall renumber such laws  
14 accordingly.

15 **SECTION 113.** 20.003 (4) (fm) of the statutes is repealed.

16 **SECTION 114.** 20.003 (4) (fr) of the statutes is repealed.

17 **SECTION 115.** 20.003 (4) (ft) of the statutes is amended to read:

18 20.003 (4) (ft) For fiscal year 2007–08, \$65,000,000 \$130,000,000.

19 **SECTION 116.** 20.003 (4) (fv) of the statutes is amended to read:

20 20.003 (4) (fv) For fiscal year 2008–09, \$65,000,000 \$130,000,000.

21 **SECTION 117.** 20.003 (4) (fw) of the statutes is created to read:

22 20.003 (4) (fw) For fiscal year 2009–10, \$130,000,000.

23 **SECTION 118.** 20.003 (4) (fx) of the statutes is created to read:

24 20.003 (4) (fx) For fiscal year 2010–11, \$130,000,000.

25 **SECTION 119.** 20.003 (4) (g) of the statutes is amended to read:

1           20.003 (4) (g) For fiscal year ~~2009–10~~ 2011–12 and each fiscal year thereafter,  
2           2%.

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

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

19          **SECTION 120.** 20.005 (1) of the statutes is repealed and recreated to read:

20          20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for  
21          the state of Wisconsin for all funds beginning on July 1, 2007, and ending on June  
22          30, 2009, is summarized as follows: [See Figure 20.005 (1) following]

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**Figure: 20.005 (1)**

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**GENERAL FUND SUMMARY**

	<b>2007-08</b>	<b>2008-09</b>
<b>Opening Balance, July 1</b>	\$ 130,364,600	\$ 159,809,100
<b>Revenues and Transfers</b>		
Taxes	\$12,887,775,000	\$13,317,925,000
Departmental Revenues		
Tribal Gaming	45,166,700	46,800,700
Other	<u>391,712,100</u>	<u>415,503,900</u>
<b>Total Available</b>	<b>\$13,455,018,400</b>	<b>\$13,940,051,000</b>
<b>Appropriations and Reserves</b>		
Gross Appropriations	\$13,443,615,900	\$13,824,283,100
Compensation Reserves	67,784,500	172,546,700
Less Lapses	<u>-216,191,100</u>	<u>-220,774,800</u>
<b>Total Expenditures</b>	<b>\$13,295,209,300</b>	<b>\$13,776,055,000</b>
<b>Balances</b>		
Gross Balance	\$ 159,809,100	\$ 163,983,700
Less Required Statutory Balance	<u>-130,000,000</u>	<u>-130,000,000</u>
<b>Net Balance, June 30</b>	<b>\$ 29,809,100</b>	<b>\$ 33,983,700</b>

**SUMMARY OF APPROPRIATIONS — ALL FUNDS**

	<b>2007-08</b>	<b>2008-09</b>
General Purpose Revenue	\$13,443,615,900	\$13,824,283,100
Federal Revenue	7,284,763,000	7,516,939,800
Program	6,463,471,300	6,689,415,700
Segregated	821,291,700	827,524,100

	<b>2007–08</b>	<b>2008–09</b>
Program Revenue	4,005,366,400	4,128,753,800
Nonservice	3,226,546,900	3,335,132,600
Service	778,819,500	793,621,200
Segregated Revenue	3,637,980,900	3,762,429,200
State nonservice	3,327,775,900	3,449,542,800
Local	106,167,600	107,191,700
Service	204,037,400	205,694,700
<b>GRAND TOTAL</b>	<b>\$ 28,371,726,200</b>	<b>\$ 29,232,405,900</b>

**SUMMARY OF COMPENSATION RESERVES — ALL FUNDS**

General Purpose Revenue	\$ 67,784,500	\$ 172,546,700
Federal Revenue	36,589,600	93,760,400
Program Revenue	20,454,900	52,569,300
Segregated Revenue	<u>18,482,400</u>	<u>47,551,500</u>
<b>TOTAL</b>	<b>\$ 143,311,400</b>	<b>\$ 366,427,800</b>

**LOTTERY FUND SUMMARY**

	<b>2007–08</b>	<b>2008–09</b>
<b>Gross Revenue</b>		
Ticket Sales	\$ 504,690,200	\$ 511,890,200
Miscellaneous Revenue	<u>96,600</u>	<u>96,600</u>
	<b>\$ 504,786,800</b>	<b>\$ 511,986,800</b>
<b>Expenses</b>		
Prizes	\$ 293,145,200	\$ 297,798,500

	<b>2007–08</b>	<b>2008–09</b>
Administrative Expenses	<u>71,304,100</u>	<u>72,458,300</u>
	\$ 364,449,300	\$ 370,256,800
<b>Net Proceeds</b>	\$ 140,337,500	\$ 141,730,000
<b>Total Available for Property Tax Relief</b>		
Opening Balance	\$ 9,796,700	\$ 10,095,700
Net Proceeds	140,337,500	141,730,000
Interest Earnings	3,668,500	3,668,500
Gaming–related Revenue	<u>333,100</u>	<u>333,100</u>
	\$ 154,135,800	\$ 155,827,300
<b>Property Tax Relief</b>	\$ 144,040,100	\$ 145,587,600
<b>Gross Closing Balance</b>	\$ 10,095,700	\$ 10,239,700
<b>Reserve</b>	\$ <u>10,095,700</u>	\$ <u>10,239,700</u>
<b>Net Closing Balance</b>	\$ –0–	\$ –0–

1 \_\_\_\_\_

2 **SECTION 121.** 20.005 (2) of the statutes is repealed and recreated to read:

3 20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets

4 forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b)

5 following]



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

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

<b>Source and Purpose</b>	<b>Amount</b>
<b>GENERAL OBLIGATIONS</b>	
<b>Administration</b>	
Energy conservation projects; capital improvement fund	\$ 30,000,000
School educational technology infrastructure financial assistance	–18,288,700
Public library educational technology infrastructure financial assistance	–31,000
<b>Agriculture, Trade and Consumer Protection</b>	
Soil and water	7,000,000
<b>Building Commission</b>	
Other public purposes	165,000,000
Housing state departments and agencies	69,264,500
<b>Corrections</b>	
Correctional facilities	10,256,500
<b>Educational Communications Board</b>	
Educational communications facilities	1,123,400
<b>Environmental Improvement Fund</b>	
Clean water fund program	59,900,000
Safe drinking water loan program	6,090,000
<b>Health and Family Services</b>	
Mental health and secure treatment facilities	45,056,000

<b>Source and Purpose</b>	<b>Amount</b>
Historical Society	
Historic records	3,250,000
Medical College of Wisconsin, Inc.	
Biomedical research and technology incubator	10,000,000
Military Affairs	
Armories and military facilities	5,308,600
Natural Resources	
Contaminated sediment removal	17,000,000
Environmental repair	3,000,000
Nonpoint source	5,500,000
Nonpoint source grants	5,000,000
Urban nonpoint source cost-sharing	4,700,000
Stewardship 2000 program	1,050,000,000
Segregated fund supported facilities	18,199,600
Environmental segregated fund supported facilities	2,849,800
State Fair Park Board	
Self-amortizing facilities	-3,800,000
Transportation	
Harbor improvements	12,700,000
Marquette interchange and I-94 north-south corridor reconstruction projects	90,200,000
Rail acquisitions and improvements	22,000,000
Rail passenger route development	32,000,000
University of Wisconsin	
Academic facilities	205,365,000
Self-amortizing facilities	85,257,500

<b>Source and Purpose</b>	<b>Amount</b>
Veterans Affairs	
Self-amortizing mortgage loans	85,000,000
Self-amortizing facilities	<u>3,139,000</u>
<b>TOTAL General Obligation Bonds</b>	<b>\$ 2,032,040,200</b>
<b>REVENUE OBLIGATIONS</b>	
Commerce	
Petroleum storage remedial action	\$ -49,076,000
Environmental Improvement Fund	
Clean water fund	368,145,000
Transportation	
Major highway projects, transportation facilities	<u>383,963,100</u>
<b>TOTAL Revenue Obligation Bonds</b>	<b>\$ 703,032,100</b>
<b>GRAND TOTAL</b>	<b>\$ 2,735,072,100</b>

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


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

STATUTE, AGENCY AND PURPOSE	SOURCE	2007-08	2008-09
<b><i>20.115 Agriculture, trade and consumer protection, department of</i></b>			
(2) (d) Principal repayment and interest	GPR	\$ 12,000	\$ 11,700
(7) (b) Principal repayment and interest, conservation reserve enhancement	GPR	510,300	693,700
(7) (f) Principal repayment and interest; soil and water	GPR	1,738,900	2,354,600

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
<b><i>20.190 State fair park board</i></b>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	985,200	983,300
(1) (d) Principal repayment and interest	GPR	1,507,000	1,477,600
<b><i>20.225 Educational communications board</i></b>			
(1) (c) Principal repayment and interest	GPR	2,477,700	2,574,000
<b><i>20.245 Historical society</i></b>			
(1) (e) Principal repayment, interest, and rebates	GPR	2,031,600	2,716,600
<b><i>20.250 Medical College of Wisconsin</i></b>			
(1) (c) Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	1,807,000	2,021,800
(1) (e) Principal repayment and interest	GPR	169,400	167,100
<b><i>20.255 Public instruction, department of</i></b>			
(1) (d) Principal repayment and interest	GPR	1,133,400	1,096,100
<b><i>20.285 University of Wisconsin System</i></b>			
(1) (d) Principal repayment and interest	GPR	134,407,000	137,570,900
(1) (db) Self-amortizing facilities principal and interest	GPR	–0–	–0–
<b><i>20.320 Environmental improvement program</i></b>			
(1) (c) Principal repayment and interest – clean water fund program	GPR	42,127,000	46,675,500
(2) (c) Principal repayment and interest – safe drinking water loan program	GPR	2,765,800	3,015,000

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
<b><i>20.370 Natural resources, department of</i></b>			
(7) (aa) Resource acquisition and development – principal repayment and interest	GPR	42,021,100	47,527,600
(7) (ac) Principal repayment and interest – recreational boating bonds	GPR	–0–	–0–
(7) (ca) Principal repayment and interest – nonpoint source grants	GPR	6,654,400	7,068,700
(7) (cb) Principal repayment and interest – pollution abatement bonds	GPR	46,284,400	44,667,900
(7) (cc) Principal repayment and interest – combined sewer overflow; pollution abatement bonds	GPR	15,275,200	14,380,300
(7) (cd) Principal repayment and interest – municipal clean drinking water grants	GPR	867,500	871,600
(7) (ce) Principal repayment and interest – nonpoint source	GPR	261,500	324,100
(7) (cf) Principal repayment and interest – urban nonpoint source cost-sharing	GPR	1,531,000	1,875,200
(7) (ea) Administrative facilities – principal repayment and interest	GPR	817,000	824,200
<b><i>20.395 Transportation, department of</i></b>			
(6) (af) Principal repayment and interest, local roads for job preservation program and major highway and rehabilitation projects, state funds	GPR	58,890,700	47,114,400
<b><i>20.410 Corrections, department of</i></b>			
(1) (e) Principal repayment and interest	GPR	74,592,500	73,637,000

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
(3) (e) Principal repayment and interest	GPR	4,877,500	4,900,400
<b><i>20.435 Health and family services, department of</i></b>			
(2) (ee) Principal repayment and interest	GPR	13,756,000	13,592,200
(6) (e) Principal repayment and interest	GPR	68,400	66,500
<b><i>20.465 Military affairs, department of</i></b>			
(1) (d) Principal repayment and interest	GPR	4,173,400	4,265,700
<b><i>20.485 Veterans affairs, department of</i></b>			
(1) (f) Principal repayment and interest	GPR	1,547,500	1,536,400
<b><i>20.505 Administration, department of</i></b>			
(4) (es) Principal, interest, and rebates; general purpose revenue – schools	GPR	4,478,400	4,475,700
(4) (et) Principal, interest, and rebates; general purpose revenue – public library boards	GPR	19,900	19,900
(5) (c) Principal repayment and interest; Black Point Estate	GPR	113,400	127,700
<b><i>20.855 Miscellaneous appropriations</i></b>			
(8) (a) Dental clinic and education facility; principal repayment, interest and rebates	GPR	997,800	992,800
<b><i>20.867 Building commission</i></b>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	–0–	–0–
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	10,778,800	10,522,900
(3) (a) Principal repayment and interest	GPR	23,345,800	36,124,000

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
(3) (b) Principal repayment and interest	GPR	1,423,200	1,478,800
(3) (bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	112,800	116,300
(3) (bp) Principal repayment, interest and rebates	GPR	–0–	30,000
(3) (bq) Principal repayment, interest and rebates	GPR	772,100	806,300
(3) (br) Principal repayment, interest and rebates	GPR	86,100	84,400
(3) (bt) Principal repayment, interest, and rebates; Discovery Place museum	GPR	<u>–0–</u>	<u>30,000</u>
<b>TOTAL General Purpose Revenue Debt Service</b>		<b>\$505,418,700</b>	<b>\$518,818,900</b>
 <b><i>20.190 State Fair Park Board</i></b>			
(1) (i) State fair capital expenses	PR	\$ 3,707,200	\$ 3,865,100
<b><i>20.225 Educational communications board</i></b>			
(1) (i) Program revenue facilities; principal repayment, interest, and rebates	PR	13,100	13,300
<b><i>20.245 Historical society</i></b>			
(1) (j) Self–amortizing facilities; principal repayment, interest, and rebates	PR	103,500	96,600
<b><i>20.285 University of Wisconsin System</i></b>			
(1) (jq) Steam and chilled–water plant; principal repayment, interest, and rebates; nonstate entities	PR	877,400	880,700
(1) (kd) Principal repayment, interest and rebates	PR–S	65,019,700	72,716,800
(1) (km) Aquaculture demonstration facility; principal repayment and interest	PR–S	261,700	260,100

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
(1) (ko) Steam and chilled–water plant; principal repayment, interest and rebates	PR	4,971,600	4,990,400
<b><i>20.370 Natural resources, department of</i></b>			
(7) (ag) Land acquisition – principal repayment and interest	PR	–0–	–0–
(7) (cg) Principal repayment and interest – nonpoint repayments	PR	–0–	–0–
<b><i>20.410 Corrections, department of</i></b>			
(1) (ko) Prison industries principal repayment, interest and rebates	PR–S	117,600	386,500
<b><i>20.485 Veterans affairs, department of</i></b>			
(1) (go) Self–amortizing housing facilities; principal repayment and interest	PR	1,578,800	2,522,600
<b><i>20.505 Administration, department of</i></b>			
(4) (ha) Principal, interest, and rebates; program revenue – schools	PR	1,255,100	1,260,200
(4) (hb) Principal, interest, and rebates; program revenue – public library boards	PR	11,500	11,500
(5) (g) Principal repayment, interest and rebates; parking	PR–S	1,796,400	1,796,000
(5) (kc) Principal repayment, interest and rebates	PR–S	18,624,100	18,137,300
(5) (kd) Energy conservation construction projects; principal repayment, interest and rebates	PR–S	–0–	–0–
<b><i>20.867 Building commission</i></b>			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	–0–	–0–
(3) (h) Principal repayment, interest and rebates	PR	–0–	–0–



<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	<u>-0-</u>	<u>-0-</u>
<b>TOTAL Program Revenue Debt Service</b>		\$ 98,337,700	\$106,937,100

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

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

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

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

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007–08</b>	<b>2008–09</b>
<b><i>20.395 Transportation, department of</i></b>			
(6) (aq) Principal repayment and interest, transportation facilities, state funds	SEG	5,434,300	6,885,600
(6) (ar) Principal repayment and interest, buildings, state funds	SEG	8,500	8,500
(6) (au) Principal repayment and interest, Marquette interchange and I 94 north–south corridor reconstruction projects, state funds	SEG	16,920,800	16,920,200
(6) (bq) Principal repayment and interest, major highway and rehabilitation projects, state funds	SEG	26,600,000	43,300,000
<b><i>20.485 Veterans affairs, department of</i></b>			
(3) (t) Debt service	SEG	33,378,900	32,059,200
(4) (qm) Repayment of principal and interest	SEG	99,100	98,600
<b><i>20.867 Building commission</i></b>			
(3) (q) Principal repayment and interest; segregated revenues	SEG	_____–0–	_____–0–
<b>TOTAL Segregated Revenue Debt Service</b>		<b>\$ 110,408,200</b>	<b>\$ 128,136,700</b>
<b>GRAND TOTAL All Debt Service</b>		<b>\$ 714,164,600</b>	<b>\$ 753,892,700</b>

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2 **SECTION 122.** 20.005 (3) of the statutes is repealed and recreated to read:

3 20.005 (3) APPROPRIATIONS. The following schedule sets forth all annual,

4 biennial, and sum certain continuing appropriations and anticipated expenditures

5 from other appropriations for the programs and other purposes indicated. All

6 appropriations are made from the general fund unless otherwise indicated. The

1 letter abbreviations shown designating the type of appropriation apply to both fiscal  
2 years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

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**Figure: 20.005 (3)**

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
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### Commerce

6 **20.115 Agriculture, trade and consumer protection, department of**

7 (1) FOOD SAFETY AND CONSUMER PROTECTION

8	(a) General program operations	GPR	A	–0–	–0–
9	Food inspection	GPR	A	3,777,600	3,777,600
10	Meat and poultry inspection	GPR	A	3,327,900	3,327,900
11	Trade and consumer protection	GPR	A	2,549,400	2,549,400
	NET APPROPRIATION			9,654,900	9,654,900
12	(g) Related services	PR	A	50,500	50,500
13	(gb) Food regulation	PR	A	4,910,800	4,910,800
14	(gf) Fruit and vegetable inspection	PR	C	988,000	988,000
15	(gh) Public warehouse regulation	PR	A	108,900	108,900
16	(gm) Dairy trade regulation	PR	A	191,000	191,000
17	(h) Grain inspection and certification	PR	C	1,363,300	1,363,300
18	(hm) Ozone–depleting refrigerants and				
19	products regulation	PR	A	491,900	491,900
20	(i) Sale of supplies	PR	A	30,000	30,000
21	(j) Weights and measures inspection	PR	A	1,275,400	1,276,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(jb) Consumer protection, information,				
2	and education	PR	A	175,000	175,000
3	(m) Federal funds	PR–F	C	4,213,100	4,213,100
4	(q) Dairy, grain, and vegetable security	SEG	A	1,270,200	1,272,300
5	(r) Unfair sales act enforcement	SEG	A	224,300	224,300
6	(s) Weights and measures; petroleum				
7	inspection fund	SEG	A	644,900	644,900
8	(u) Recyclable and nonrecyclable				
9	products regulation	SEG	A	–0–	–0–
10	(v) Agricultural producer security;				
11	contingent financial backing	SEG	S	350,000	350,000
12	(w) Agricultural producer security;				
13	payments	SEG	S	2,000,000	2,000,000
14	(wb) Agricultural producer security;				
15	proceeds of contingent financial				
16	backing	SEG	C	–0–	–0–
17	(wc) Agricultural producer security;				
18	repayment of contingent financial				
19	backing	SEG	S	–0–	–0–
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			9,654,900	9,654,900
	PROGRAM REVENUE			13,797,900	13,798,800
	FEDERAL			(4,213,100)	(4,213,100)
	OTHER			(9,584,800)	(9,585,700)
	SEGREGATED FUNDS			4,489,400	4,491,500
	OTHER			(4,489,400)	(4,491,500)
	TOTAL–ALL SOURCES			27,942,200	27,945,200
20	(2) ANIMAL HEALTH SERVICES				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
1	(a) General program operations	GPR	A	2,623,600	2,623,600	
2	(b) Animal disease indemnities	GPR	S	108,600	108,600	
3	(c) Financial assistance for					
4	paratuberculosis testing	GPR	A	250,000	250,000	
5	(d) Principal repayment and interest	GPR	S	12,000	11,700	
6	(g) Related services	PR	C	–0–	–0–	
7	(h) Sale of supplies	PR	A	30,300	30,300	
8	(ha) Inspection, testing and enforcement	PR	C	664,200	664,200	
9	(j) Dog licenses, rabies control, and					
10	related services	PR	C	166,900	166,900	
11	(m) Federal funds	PR–F	C	3,008,100	3,008,100	
	<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			2,994,200	2,993,900	
	PROGRAM REVENUE			3,869,500	3,869,500	
	FEDERAL			(3,008,100)	(3,008,100)	
	OTHER			(861,400)	(861,400)	
	TOTAL–ALL SOURCES			6,863,700	6,863,400	
12	(3) AGRICULTURAL DEVELOPMENT SERVICES					
13	(a) General program operations	GPR	A	2,052,700	2,052,700	
14	(g) Related services	PR	A	–0–	–0–	
15	(h) Loans for rural development	PR	C	62,500	62,500	
16	(i) Marketing orders and agreements	PR	C	89,000	89,000	
17	(j) Stray voltage program	PR	A	521,600	521,600	
18	(ja) Agricultural development services					
19	and materials	PR	C	152,000	152,000	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(jm) Stray voltage program; rural				
2	electric cooperatives	PR	A	25,300	25,300
3	(L) Something special from Wisconsin				
4	promotion	PR	A	30,500	30,500
5	(m) Federal funds	PR–F	C	3,637,900	3,637,900
	<b>(3) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			2,052,700	2,052,700
	PROGRAM REVENUE			4,518,800	4,518,800
	FEDERAL			(3,637,900)	(3,637,900)
	OTHER			(880,900)	(880,900)
	TOTAL–ALL SOURCES			6,571,500	6,571,500
6	(4) AGRICULTURAL ASSISTANCE				
7	(a) Aid to Wisconsin livestock breeders				
8	association	GPR	A	–0–	–0–
9	(b) Aids to county and district fairs	GPR	A	350,000	350,000
10	(c) Agricultural investment aids	GPR	B	380,000	380,000
11	(e) Aids to World Dairy Expo, Inc.	GPR	A	23,700	23,700
12	(f) Exposition center grants	GPR	A	216,300	216,300
13	(q) Grants for agriculture in the				
14	classroom program	SEG	A	100,000	100,000
15	(r) Agricultural investment aids,				
16	agrichemical management fund	SEG	B	–0–	–0–
	<b>(4) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			970,000	970,000
	SEGREGATED FUNDS			100,000	100,000
	OTHER			(100,000)	(100,000)
	TOTAL–ALL SOURCES			1,070,000	1,070,000
17	(7) AGRICULTURAL RESOURCE MANAGEMENT				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(a) General program operations	GPR	A	798,300	798,300
2	(b) Principal repayment and interest,				
3	conservation reserve enhancement	GPR	S	510,300	693,700
4	(c) Soil and water resource				
5	management program	GPR	C	5,081,900	5,081,900
6	(f) Principal repayment and interest,				
7	soil and water	GPR	S	1,738,900	2,354,600
8	(g) Agricultural impact statements	PR	C	255,500	255,500
9	(ga) Related services	PR	C	132,500	137,400
10	(gm) Seed testing and labeling	PR	C	79,900	79,900
11	(h) Fertilizer research assessments	PR	C	160,500	160,500
12	(ha) Liming material research funds	PR	C	25,000	25,000
13	(ja) Plant protection	PR	C	203,700	203,700
14	(k) Agricultural resource management				
15	services	PR–S	C	594,500	594,500
16	(m) Federal funds	PR–F	C	1,115,500	1,115,500
17	(qc) Plant protection; conservation fund	SEG	A	1,555,500	1,560,400
18	(qd) Soil and water management;				
19	environmental fund	SEG	A	11,911,000	13,911,000
20	(r) General program operations;				
21	agrichemical management	SEG	A	5,939,400	5,904,400
22	(s) Principal repayment and interest;				
23	soil and water, environmental fund	SEG	A	847,700	847,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(t) International crane foundation				
2	funding	SEG	A	71,000	71,000
3	(va) Clean sweep grants	SEG	A	1,000,000	1,000,000
4	(wm) Agricultural chemical cleanup				
5	reimbursement	SEG	C	3,000,000	3,000,000
<b>(7) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			8,129,400	8,928,500
	PROGRAM REVENUE			2,567,100	2,572,000
	FEDERAL			(1,115,500)	(1,115,500)
	OTHER			(857,100)	(862,000)
	SERVICE			(594,500)	(594,500)
	SEGREGATED FUNDS			24,324,600	26,294,500
	OTHER			(24,324,600)	(26,294,500)
	TOTAL–ALL SOURCES			35,021,100	37,795,000
6	(8) CENTRAL ADMINISTRATIVE SERVICES				
7	(a) General program operations	GPR	A	5,442,600	5,442,600
8	(g) Gifts and grants	PR	C	764,200	764,200
9	(gm) Enforcement cost recovery	PR	A	5,000	5,000
10	(h) Sale of material and supplies	PR	C	11,400	11,400
11	(ha) General laboratory related services	PR	C	50,200	50,200
12	(hm) Restitution	PR	C	–0–	–0–
13	(i) Related services	PR	A	100,000	100,000
14	(j) Electronic processing	PR	C	–0–	–0–
15	(jm) Telephone solicitation regulation	PR	C	725,100	725,100
16	(k) Computer system equipment, staff				
17	and services	PR–S	A	2,104,300	2,104,300
18	(kL) Central services	PR–S	C	786,700	786,700



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(km) General laboratory services	PR–S	B	2,786,600	2,789,000
2	(ks) State services	PR–S	C	142,400	142,400
3	(m) Federal funds	PR–F	C	1,400,000	1,400,000
4	(pz) Indirect cost reimbursements	PR–F	C	1,609,400	1,609,400
	<b>(8) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			5,442,600	5,442,600
	PROGRAM REVENUE			10,485,300	10,487,700
	FEDERAL			(3,009,400)	(3,009,400)
	OTHER			(1,655,900)	(1,655,900)
	SERVICE			(5,820,000)	(5,822,400)
	TOTAL–ALL SOURCES			15,927,900	15,930,300
	<b>20.115 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			29,243,800	30,042,600
	PROGRAM REVENUE			35,238,600	35,246,800
	FEDERAL			(14,984,000)	(14,984,000)
	OTHER			(13,840,100)	(13,845,900)
	SERVICE			(6,414,500)	(6,416,900)
	SEGREGATED FUNDS			28,914,000	30,886,000
	OTHER			(28,914,000)	(30,886,000)
	TOTAL–ALL SOURCES			93,396,400	96,175,400
5	<b>20.143 Commerce, department of</b>				
6	(1) ECONOMIC AND COMMUNITY DEVELOPMENT				
7	(a) General program operations	GPR	A	4,249,800	4,249,800
8	(b) Economic development promotion,				
9	plans and studies	GPR	A	30,000	30,000
10	(bm) Aid to Forward Wisconsin, Inc.	GPR	A	320,000	320,000
11	(c) Wisconsin development fund;				
12	grants, loans, reimbursements, and				
13	assistance	GPR	B	8,098,400	7,098,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cf) Community-based, nonprofit				
2	organization grant for educational				
3	project	GPR	A	–0–	–0–
4	(d) High-technology business				
5	development corporation	GPR	A	250,000	250,000
6	(dr) Main street program	GPR	A	408,300	408,300
7	(e) Technology-based economic				
8	development	GPR	A	–0–	–0–
9	(em) Hazardous pollution prevention;				
10	contract	GPR	A	–0–	–0–
11	(er) Rural economic development				
12	program	GPR	B	606,500	606,500
13	(ew) International trade, business and				
14	economic development grant	GPR	B	–0–	–0–
15	(fg) Community-based economic				
16	development programs	GPR	A	712,100	712,100
17	(fj) Manufacturing extension center				
18	grants	GPR	A	1,200,000	1,200,000
19	(fm) Minority business projects; grants				
20	and loans	GPR	B	254,200	254,200
21	(fy) Women's business incubator grant	GPR	B	–0–	–0–
22	(g) Gifts, grants, and proceeds	PR	C	487,300	487,300
23	(gc) Business development assistance				
24	center	PR	C	–0–	–0–

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

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(jp) Manufactured housing				
2	rehabilitation and recycling;				
3	program revenue	PR	A	70,000	70,000
4	(k) Sale of materials or services	PR–S	C	–0–	–0–
5	(ka) Sale of materials and services —				
6	local assistance	PR–S	C	–0–	–0–
7	(kb) Sale of materials and services —				
8	individuals and organizations	PR–S	C	–0–	–0–
9	(kc) Clean air act compliance assistance	PR–S	A	234,400	234,400
10	(kf) American Indian economic				
11	development; technical assistance	PR–S	A	94,000	94,000
12	(kg) American Indian economic liaison				
13	and gaming grants specialist and				
14	pgm mktg	PR–S	A	112,800	112,800
15	(kh) American Indian economic				
16	development; liaison–grants	PR–S	A	–0–	–0–
17	(kj) Gaming economic development and				
18	diversification; grants and loans	PR–S	B	1,538,700	2,188,700
19	(kr) Physician and dent and hlth care				
20	prov loan assist pgms; repay and				
21	contract	PR–S	B	488,700	488,700
22	(kt) Funds transferred from other state				
23	agencies	PR–S	C	–0–	–0–
24	(m) Federal aid, state operations	PR–F	C	1,231,300	1,231,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(n) Federal aid, local assistance	PR-F	C	34,400,000	34,400,000
2	(o) Federal aid, individuals and				
3	organizations	PR-F	C	-0-	-0-
4	(qa) Brownfields redevelopment				
5	activities; administration	SEG	A	216,000	216,000
6	(qm) Brownfields grant program and				
7	related grants; environmental fund	SEG	A	7,000,000	7,000,000
8	(x) Industrial building construction				
9	loan fund	SEG	C	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			16,129,300	15,129,300
	PROGRAM REVENUE			44,505,600	44,505,600
	FEDERAL			(35,631,300)	(35,631,300)
	OTHER			(6,405,700)	(5,755,700)
	SERVICE			(2,468,600)	(3,118,600)
	SEGREGATED FUNDS			7,216,000	7,216,000
	OTHER			(7,216,000)	(7,216,000)
	TOTAL-ALL SOURCES			67,850,900	66,850,900
10	(2) HOUSING ASSISTANCE				
11	(a) General program operations	GPR	A	641,600	641,600
12	(b) Housing grants and loans; general				
13	purpose revenue	GPR	B	1,300,300	1,300,300
14	(c) Payments to designated agents	GPR	A	-0-	-0-
15	(fm) Shelter for homeless and				
16	transitional housing grants	GPR	A	1,506,000	1,506,000
17	(fr) Mental health for homeless				
18	individuals	GPR	A	45,000	45,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(gg) Housing program services; other				
2	entities	PR	C	200,000	200,000
3	(gm) Housing grants and loans; surplus				
4	transfer	PR	B	2,000,000	2,000,000
5	(h) Funding for the homeless	PR	C	500,000	500,000
6	(k) Sale of materials or services	PR-S	C	-0-	-0-
7	(kg) Housing program services	PR-S	C	500,000	500,000
8	(L) Shelter for homeless and				
9	transitional housing grants;				
10	surplus transfer	PR	B	1,000,000	1,000,000
11	(m) Federal aid; state operations	PR-F	C	1,159,600	1,159,600
12	(n) Federal aid; local assistance	PR-F	C	10,000,000	10,000,000
13	(o) Federal aid; individuals and				
14	organizations	PR-F	C	23,000,000	23,000,000
	<b>(2) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			3,492,900	3,492,900
	PROGRAM REVENUE			38,359,600	38,359,600
	FEDERAL			(34,159,600)	(34,159,600)
	OTHER			(3,700,000)	(3,700,000)
	SERVICE			(500,000)	(500,000)
	TOTAL-ALL SOURCES			41,852,500	41,852,500
15	(3) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
16	(a) General program operations	GPR	A	-0-	-0-
17	(de) Private sewage system replacement				
18	and rehabilitation	GPR	C	2,999,000	2,999,000
19	(dm) Storage tank inventory	GPR	A	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(g) Gifts and grants	PR	C	18,000	18,000
2	(ga) Auxiliary services	PR	C	25,000	25,000
3	(gb) Local agreements	PR	C	–0–	–0–
4	(h) Local energy resource system fees	PR	A	–0–	–0–
5	(j) Safety and building operations	PR	A	17,462,600	17,462,600
6	(ka) Interagency agreements	PR–S	C	125,500	125,500
7	(kg) Construction career academy grant	PR	B	250,000	–0–
8	(km) Crex Meadows Youth Conservation				
9	Camp grant	PR	B	80,000	–0–
10	(ks) Data processing	PR–S	C	–0–	–0–
11	(L) Fire dues distribution	PR	C	14,390,000	14,870,000
12	(La) Fire prevention and fire dues				
13	administration	PR	A	697,600	697,600
14	(Lm) Petroleum storage remedial action				
15	fees	PR	A	–0–	–0–
16	(m) Federal funds	PR–F	C	1,676,700	1,676,700
17	(ma) Federal aid – program				
18	administration	PR–F	C	–0–	–0–
19	(pz) Indirect cost reimbursements	PR–F	C	–0–	–0–
20	(q) Groundwater – standards;				
21	implementation	SEG	A	–0–	–0–
22	(r) Safety and building operations;				
23	petroleum inspection fund	SEG	A	5,547,400	5,547,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>	
1	(sm) Diesel truck idling reduction grants	SEG	A	2,000,000	2,000,000	
2	(sn) Diesel truck idling reduction grant					
3	administration	SEG	A	70,400	70,400	
4	(t) Petroleum inspection fund –					
5	revenue obligation repayment	SEG	S	–0–	–0–	
6	(v) Petroleum storage environmental					
7	remedial action; awards	SEG	B	20,000,000	20,000,000	
8	(w) Petroleum storage environmental					
9	remedial action; administration	SEG	A	2,824,300	2,824,300	
	<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			2,999,000	2,999,000	
	PROGRAM REVENUE			34,725,400	34,875,400	
	FEDERAL			(1,676,700)	(1,676,700)	
	OTHER			(32,923,200)	(33,073,200)	
	SERVICE			(125,500)	(125,500)	
	SEGREGATED FUNDS			30,442,100	30,442,100	
	OTHER			(30,442,100)	(30,442,100)	
	TOTAL-ALL SOURCES			68,166,500	68,316,500	
10	(4) EXECUTIVE AND ADMINISTRATIVE SERVICES					
11	(a) General program operations	GPR	A	1,445,800	1,445,800	
12	(g) Gifts, grants and proceeds	PR	C	12,000	12,000	
13	(k) Sale of materials or services	PR-S	C	42,200	42,200	
14	(ka) Sale of materials and services —					
15	local assistance	PR-S	C	–0–	–0–	
16	(kb) Sale of materials and services —					
17	individuals and organizations	PR-S	C	–0–	–0–	
18	(kd) Administrative services	PR-S	A	3,715,900	3,715,900	



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(ke) Transfer of unappropriated				
2	balances	PR-S	C	-0-	-0-
3	(m) Federal aid, state operations	PR-F	C	-0-	-0-
4	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
5	(o) Federal aid, individuals and				
6	organizations	PR-F	C	-0-	-0-
7	(pz) Indirect cost reimbursements	PR-F	C	440,900	440,900
<b>(4) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,445,800	1,445,800
	PROGRAM REVENUE			4,211,000	4,211,000
	FEDERAL			(440,900)	(440,900)
	OTHER			(12,000)	(12,000)
	SERVICE			(3,758,100)	(3,758,100)
	TOTAL-ALL SOURCES			5,656,800	5,656,800
<b>20.143 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			24,067,000	23,067,000
	PROGRAM REVENUE			121,801,600	121,951,600
	FEDERAL			(71,908,500)	(71,908,500)
	OTHER			(43,040,900)	(42,540,900)
	SERVICE			(6,852,200)	(7,502,200)
	SEGREGATED FUNDS			37,658,100	37,658,100
	OTHER			(37,658,100)	(37,658,100)
	TOTAL-ALL SOURCES			183,526,700	182,676,700
8	<b>20.144 Financial institutions, department of</b>				
9	(1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REG. AND OTHER FUNCTIONS				
10	(a) Losses on public deposits	GPR	S	-0-	-0-
11	(g) General program operations	PR	A	14,875,000	14,875,000
12	(h) Gifts, grants, settlements and				
13	publications	PR	C	65,000	65,000
14	(i) Investor education fund	PR	A	100,000	100,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(u) State deposit fund	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			15,040,000	15,040,000
	OTHER			(15,040,000)	(15,040,000)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			15,040,000	15,040,000
2	(2) OFFICE OF CREDIT UNIONS				
3	(g) General program operations	PR	A	1,923,700	1,936,100
4	(m) Credit union examinations, federal				
5	funds	PR-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			1,923,700	1,936,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,923,700)	(1,936,100)
	TOTAL-ALL SOURCES			1,923,700	1,936,100
	20.144 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			16,963,700	16,976,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(16,963,700)	(16,976,100)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			16,963,700	16,976,100
6	<b>20.145 Insurance, office of the commissioner of</b>				
7	(1) SUPERVISION OF THE INSURANCE INDUSTRY				
8	(g) General program operations	PR	A	15,704,300	15,754,200
9	(gm) Gifts and grants	PR	C	-0-	-0-
10	(h) Holding company restructuring				
11	expenses	PR	C	-0-	-0-
12	(m) Federal funds	PR-F	C	-0-	-0-

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
(1) PROGRAM TOTALS					
PROGRAM REVENUE				15,704,300	15,754,200
FEDERAL				(-0-)	(-0-)
OTHER				(15,704,300)	(15,754,200)
TOTAL-ALL SOURCES				15,704,300	15,754,200
1	(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND				
2	(q) Interest earned on future medical				
3	expenses	SEG	S	-0-	-0-
4	(u) Administration	SEG	A	1,579,100	1,179,300
5	(um) Peer review council	SEG	A	135,000	135,000
6	(v) Specified responsibilities, inv. board				
7	payments and future medical				
8	expenses	SEG	C	54,697,400	54,697,400
(2) PROGRAM TOTALS					
SEGREGATED FUNDS				56,411,500	56,011,700
OTHER				(56,411,500)	(56,011,700)
TOTAL-ALL SOURCES				56,411,500	56,011,700
9	(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND				
10	(u) Administration	SEG	A	898,500	898,500
11	(v) Specified payments, fire dues and				
12	reinsurance	SEG	C	26,926,600	26,926,600
(3) PROGRAM TOTALS					
SEGREGATED FUNDS				27,825,100	27,825,100
OTHER				(27,825,100)	(27,825,100)
TOTAL-ALL SOURCES				27,825,100	27,825,100
13	(4) STATE LIFE INSURANCE FUND				
14	(u) Administration	SEG	A	621,000	621,000
15	(v) Specified payments and losses	SEG	C	3,564,000	3,564,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09	
(4) PROGRAM TOTALS					
SEGREGATED FUNDS			4,185,000	4,185,000	
OTHER			(4,185,000)	(4,185,000)	
TOTAL-ALL SOURCES			4,185,000	4,185,000	
20.145 DEPARTMENT TOTALS					
PROGRAM REVENUE			15,704,300	15,754,200	
FEDERAL			(-0-)	(-0-)	
OTHER			(15,704,300)	(15,754,200)	
SEGREGATED FUNDS			88,421,600	88,021,800	
OTHER			(88,421,600)	(88,021,800)	
TOTAL-ALL SOURCES			104,125,900	103,776,000	
<b>1</b>	<b>20.155 Public service commission</b>				
<b>2</b>	(1) REGULATION OF PUBLIC UTILITIES				
<b>3</b>	(g) Utility regulation	PR	A	15,657,900	15,657,900
<b>4</b>	(h) Holding company and nonutility				
<b>5</b>	affiliate regulation	PR	C	681,900	681,900
<b>6</b>	(j) Intervenor financing	PR	A	750,000	750,000
<b>7</b>	(L) Stray voltage program	PR	A	227,700	227,700
<b>8</b>	(Lb) Gifts for stray voltage program	PR	C	-0-	-0-
<b>9</b>	(Lm) Consumer education and awareness	PR	C	-0-	-0-
<b>10</b>	(m) Federal funds	PR-F	C	165,100	165,100
<b>11</b>	(n) Indirect costs reimbursement	PR-F	C	50,000	50,000
<b>12</b>	(q) Universal telecommunications				
<b>13</b>	service	SEG	A	6,000,000	6,000,000
<b>14</b>	(r) Nuclear waste escrow fund	SEG	S	-0-	-0-
(1) PROGRAM TOTALS					
PROGRAM REVENUE			17,532,600	17,532,600	
FEDERAL			(215,100)	(215,100)	
OTHER			(17,317,500)	(17,317,500)	
SEGREGATED FUNDS			6,000,000	6,000,000	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
	OTHER			(6,000,000)	(6,000,000)
	TOTAL-ALL SOURCES			23,532,600	23,532,600
1	(2) OFFICE OF THE COMMISSIONER OF RAILROADS				
2	(g) Railroad regulation and general				
3	program operations	PR	A	526,200	526,200
4	(m) Railroad regulation; federal funds	PR-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			526,200	526,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(526,200)	(526,200)
	TOTAL-ALL SOURCES			526,200	526,200
5	(3) AFFILIATED GRANT PROGRAMS				
6	(q) General program operations and				
7	grants	SEG	C	3,026,400	3,026,400
8	(s) Energy efficiency and renewable				
9	resource programs	SEG	A	376,400	376,400
	(3) PROGRAM TOTALS				
	SEGREGATED FUNDS			3,402,800	3,402,800
	OTHER			(3,402,800)	(3,402,800)
	TOTAL-ALL SOURCES			3,402,800	3,402,800
	20.155 DEPARTMENT TOTALS				
	PROGRAM REVENUE			18,058,800	18,058,800
	FEDERAL			(215,100)	(215,100)
	OTHER			(17,843,700)	(17,843,700)
	SEGREGATED FUNDS			9,402,800	9,402,800
	OTHER			(9,402,800)	(9,402,800)
	TOTAL-ALL SOURCES			27,461,600	27,461,600
10	<b>20.165 Regulation and licensing, department of</b>				
11	(1) PROFESSIONAL REGULATION				
12	(g) General program operations	PR	A	11,103,800	11,048,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(gm) Applicant investigation				
2	reimbursement	PR	C	133,800	133,800
3	(h) Technical assistance; nonstate				
4	agencies and organizations	PR	C	-0-	-0-
5	(i) Examinations; general program				
6	operations	PR	C	1,519,200	1,519,200
7	(k) Technical assistance; state agencies	PR-S	C	-0-	-0-
8	(m) Federal funds	PR-F	C	-0-	-0-
9	(s) Wholesale drug distributor bonding	SEG	C	-0-	-0-
<b>20.165 DEPARTMENT TOTALS</b>					
	PROGRAM REVENUE			12,756,800	12,701,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(12,756,800)	(12,701,400)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			12,756,800	12,701,400
10	<b>20.190 State fair park board</b>				
11	(1) STATE FAIR PARK				
12	(c) Housing facilities principal				
13	repayment, interest and rebates	GPR	S	985,200	983,300
14	(d) Principal repayment and interest	GPR	S	1,507,000	1,477,600
15	(h) State fair operations	PR	C	13,848,100	14,096,400
16	(i) State fair capital expenses	PR	C	224,000	224,000
17	(j) State fair principal repayment,				
18	interest and rebates	PR	S	3,707,200	3,865,100
19	(jm) Gifts and grants	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(m) Federal funds	PR-F	C	–0–	–0–
<b>20.190 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			2,492,200	2,460,900
	PROGRAM REVENUE			17,779,300	18,185,500
	FEDERAL			(–0–)	(–0–)
	OTHER			(17,779,300)	(18,185,500)
	TOTAL–ALL SOURCES			20,271,500	20,646,400
<b>Commerce</b>					
<b>FUNCTIONAL AREA TOTALS</b>					
	GENERAL PURPOSE REVENUES			55,803,000	55,570,500
	PROGRAM REVENUE			238,303,100	238,874,400
	FEDERAL			(87,107,600)	(87,107,600)
	OTHER			(137,928,800)	(137,847,700)
	SERVICE			(13,266,700)	(13,919,100)
	SEGREGATED FUNDS			164,396,500	165,968,700
	FEDERAL			(–0–)	(–0–)
	OTHER			(164,396,500)	(165,968,700)
	SERVICE			(–0–)	(–0–)
	LOCAL			(–0–)	(–0–)
	TOTAL–ALL SOURCES			458,502,600	460,413,600
<b>Education</b>					
2	<b>20.215 Arts board</b>				
3	(1) SUPPORT OF ARTS PROJECTS				
4	(a) General program operations	GPR	A	370,400	370,400
5	(b) State aid for the arts	GPR	A	1,885,500	1,885,500
6	(c) Portraits of governors	GPR	A	–0–	–0–
7	(d) Challenge grant program	GPR	A	90,000	90,000
8	(e) High point fund	GPR	A	–0–	–0–
9	(f) Wisconsin regrating program	GPR	A	124,300	124,300
10	(fm) One–time grants	GPR	A	40,000	–0–
11	(g) Gifts and grants; state operations	PR	C	20,000	20,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(h) Gifts and grants; aids to individuals				
2	and organizations	PR	C	-0-	-0-
3	(j) Support of arts programs	PR	C	-0-	-0-
4	(k) Funds received from other state				
5	agencies	PR-S	C	444,800	444,800
6	(ka) Percent-for-art administration	PR-S	A	-0-	-0-
7	(km) State aid for the arts; Indian				
8	gaming receipts	PR-S	A	25,200	25,200
9	(m) Federal grants; state operations	PR-F	C	433,600	433,600
10	(o) Federal grants; aids to individuals				
11	and organizations	PR-F	C	236,000	236,000
	<b>20.215 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			2,510,200	2,470,200
	PROGRAM REVENUE			1,159,600	1,159,600
	FEDERAL			(669,600)	(669,600)
	OTHER			(20,000)	(20,000)
	SERVICE			(470,000)	(470,000)
	TOTAL-ALL SOURCES			3,669,800	3,629,800
12	<b>20.220 Wisconsin artistic endowment foundation</b>				
13	(1) WISCONSIN ARTISTIC ENDOWMENT FOUNDATION				
14	(a) Education and marketing	GPR	C	-0-	-0-
15	(q) General program operations	SEG	A	-0-	-0-
16	(r) Support of the arts	SEG	C	-0-	-0-
	<b>20.220 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	<b>20.225 Educational communications board</b>				
2	(1) INSTRUCTIONAL TECHNOLOGY				
3	(a) General program operations	GPR	A	3,306,100	3,306,100
4	(b) Energy costs	GPR	A	753,400	790,800
5	(c) Principal repayment and interest	GPR	S	2,477,700	2,574,000
6	(d) Milwaukee area technical college	GPR	A	250,800	250,800
7	(eg) Transmitter construction	GPR	C	–0–	–0–
8	(er) Transmitter operation	GPR	A	19,000	19,000
9	(f) Programming	GPR	A	1,194,400	1,194,400
10	(g) Gifts, grants, contracts, leases,				
11	instructional material, and				
12	copyrights	PR	C	8,755,200	8,755,200
13	(i) Program revenue facilities;				
14	principal repayment, interest, and				
15	rebates	PR	S	13,100	13,300
16	(k) Funds received from other state				
17	agencies	PR–S	C	–0–	–0–
18	(kb) Emergency weather warning				
19	system operation	PR–S	A	154,400	154,400
20	(m) Federal grants	PR–F	C	1,171,800	1,171,800
	<b>20.225 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			8,001,400	8,135,100
	PROGRAM REVENUE			10,094,500	10,094,700
	FEDERAL			(1,171,800)	(1,171,800)
	OTHER			(8,768,300)	(8,768,500)

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
	SERVICE			(154,400)	(154,400)
	TOTAL–ALL SOURCES			18,095,900	18,229,800
<b>1</b>	<b>20.235 Higher educational aids board</b>				
<b>2</b>	(1) STUDENT SUPPORT ACTIVITIES				
<b>3</b>	(b) Tuition grants	GPR	B	25,456,600	26,077,500
<b>4</b>	(cg) Nursing student loans	GPR	A	–0–	–0–
<b>5</b>	(cm) Nursing student loan program	GPR	A	450,000	450,000
<b>6</b>	(cr) Minority teacher loans	GPR	A	262,100	262,100
<b>7</b>	(cu) Teacher education loan program	GPR	A	275,000	275,000
<b>8</b>	(cx) Loan pgm for teachers & orient &				
<b>9</b>	mobility instructors of vis imp				
<b>10</b>	pupils	GPR	A	100,000	100,000
<b>11</b>	(d) Dental education contract	GPR	A	1,400,400	1,400,400
<b>12</b>	(e) Minnesota–Wisconsin student				
<b>13</b>	reciprocity agreement	GPR	S	7,770,500	7,770,500
<b>14</b>	(fc) Independent student grants				
<b>15</b>	program	GPR	B	–0–	–0–
<b>16</b>	(fd) Talent incentive grants	GPR	B	4,503,800	4,503,800
<b>17</b>	(fe) Wisconsin higher education grants;				
<b>18</b>	University of Wisconsin system				
<b>19</b>	students	GPR	S	50,000,000	55,000,000
<b>20</b>	(ff) Wisconsin higher education grants;				
<b>21</b>	technical college students	GPR	B	17,130,200	17,548,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(fg) Minority undergraduate retention				
2	grants program	GPR	B	775,900	794,900
3	(fj) Handicapped student grants	GPR	B	123,800	123,800
4	(fm) Wisconsin covenant scholars grants	GPR	A	-0-	-0-
5	(fy) Academic excellence higher				
6	education scholarship program	GPR	S	3,170,000	3,170,000
7	(fz) Remission of fees for veterans and				
8	dependents	GPR	B	5,013,700	6,562,300
9	(g) Student loans	PR	A	-0-	-0-
10	(gg) Nursing student loan repayments	PR	C	-0-	-0-
11	(gm) Indian student assistance;				
12	contributions	PR	C	-0-	-0-
13	(i) Gifts and grants	PR	C	-0-	-0-
14	(k) Indian student assistance	PR-S	B	787,600	787,600
15	(km) Wisconsin higher education grants;				
16	tribal college students	PR-S	B	414,000	424,000
17	(no) Federal aid; aids to individuals and				
18	organizations	PR-F	C	1,354,500	1,354,500
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			116,432,000	124,038,300
	PROGRAM REVENUE			2,556,100	2,566,100
	FEDERAL			(1,354,500)	(1,354,500)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,201,600)	(1,211,600)
	TOTAL-ALL SOURCES			118,988,100	126,604,400
19	(2) ADMINISTRATION				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(aa) General program operations	GPR	A	904,600	910,400
2	(bb) Student loan interest, loans sold or				
3	conveyed	GPR	S	–0–	–0–
4	(bc) Write–off of uncollectible student				
5	loans	GPR	A	–0–	–0–
6	(bd) Purchase of defective student loans	GPR	S	–0–	–0–
7	(ga) Student interest payments	PR	C	1,000	1,000
8	(gb) Student interest payments, loans				
9	sold or conveyed	PR	C	–0–	–0–
10	(ia) Student loans; collection and				
11	administration	PR	C	–0–	–0–
12	(ja) Write–off of defaulted student loans	PR	A	–0–	–0–
13	(n) Federal aid; state operations	PR–F	C	–0–	–0–
14	(qa) Student loan revenue obligation				
15	repayment	SEG	C	–0–	–0–

**(2) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	904,600	910,400
PROGRAM REVENUE	1,000	1,000
FEDERAL	(–0–)	(–0–)
OTHER	(1,000)	(1,000)
SEGREGATED FUNDS	–0–	–0–
OTHER	(–0–)	(–0–)
TOTAL–ALL SOURCES	905,600	911,400

**20.235 DEPARTMENT TOTALS**

GENERAL PURPOSE REVENUES	117,336,600	124,948,700
PROGRAM REVENUE	2,557,100	2,567,100
FEDERAL	(1,354,500)	(1,354,500)
OTHER	(1,000)	(1,000)
SERVICE	(1,201,600)	(1,211,600)
SEGREGATED FUNDS	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			119,893,700	127,515,800
<b>1</b>	<b>20.245 Historical society</b>				
<b>2</b>	(1) HISTORY SERVICES				
<b>3</b>	(a) General program operations	GPR	A	10,945,200	11,074,100
<b>4</b>	(b) Wisconsin black historical society				
<b>5</b>	and museum	GPR	A	90,000	90,000
<b>6</b>	(c) Energy costs	GPR	A	827,200	862,200
<b>7</b>	(e) Principal repayment, interest, and				
<b>8</b>	rebates	GPR	S	2,031,600	2,716,600
<b>9</b>	(h) Gifts, grants, and membership				
<b>10</b>	sales	PR	C	338,700	338,700
<b>11</b>	(j) Self–amortizing facilities; principal				
<b>12</b>	repayment, interest and rebates	PR	S	103,500	96,600
<b>13</b>	(k) Storage facility	PR–S	A	–0–	127,600
<b>14</b>	(km) Northern great lakes center	PR–S	A	261,200	261,200
<b>15</b>	(ks) General program operations –				
<b>16</b>	service funds	PR–S	C	1,791,500	1,791,500
<b>17</b>	(kw) Records management — service				
<b>18</b>	funds	PR–S	C	193,400	258,000
<b>19</b>	(m) General program operations;				
<b>20</b>	federal funds	PR–F	C	1,091,300	1,091,300
<b>21</b>	(n) Federal aids	PR–F	C	–0–	–0–
<b>22</b>	(pz) Indirect cost reimbursements	PR–F	C	97,400	97,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(q) Endowment principal	SEG	C	617,400	617,400
2	(r) History preservation partnership				
3	trust fund	SEG	C	3,321,300	3,321,300
4	(y) Northern great lakes center;				
5	interpretive programming	SEG	A	49,000	49,000
<b>20.245 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			13,894,000	14,742,900
	PROGRAM REVENUE			3,877,000	4,062,300
	FEDERAL			(1,188,700)	(1,188,700)
	OTHER			(442,200)	(435,300)
	SERVICE			(2,246,100)	(2,438,300)
	SEGREGATED FUNDS			3,987,700	3,987,700
	OTHER			(3,987,700)	(3,987,700)
	TOTAL–ALL SOURCES			21,758,700	22,792,900
6	<b>20.250 Medical college of Wisconsin</b>				
7	(1) TRAINING OF HEALTH PERSONNEL				
8	(a) General program operations	GPR	A	2,052,500	2,052,500
9	(b) Family medicine and practice	GPR	A	3,371,900	3,371,900
10	(c) Principal repay, int & rebates;				
11	biomedical research & technology				
12	incubator	GPR	S	1,807,000	2,021,800
13	(e) Principal repayment and interest	GPR	S	169,400	167,100
14	(k) Tobacco–related illnesses	PR–S	C	–0–	–0–
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			7,400,800	7,613,300
	PROGRAM REVENUE			–0–	–0–
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			7,400,800	7,613,300
15	(2) RESEARCH				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(g) Breast cancer research	PR	C	250,000	250,000
2	(h) Prostate cancer research	PR	C	-0-	-0-
(2) PROGRAM TOTALS					
	PROGRAM REVENUE			250,000	250,000
	OTHER			(250,000)	(250,000)
	TOTAL-ALL SOURCES			250,000	250,000
20.250 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			7,400,800	7,613,300
	PROGRAM REVENUE			250,000	250,000
	OTHER			(250,000)	(250,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			7,650,800	7,863,300
3	<b>20.255 Public instruction, department of</b>				
4	(1) EDUCATIONAL LEADERSHIP				
5	(a) General program operations	GPR	A	11,651,300	11,651,300
6	(b) Gen pgm ops: program for the deaf				
7	and center for the blind	GPR	A	11,478,400	11,485,900
8	(c) Energy costs: program for the deaf				
9	and center for the blind	GPR	A	588,100	613,600
10	(d) Principal repayment and interest	GPR	S	1,133,400	1,096,100
11	(dw) Pupil assessment	GPR	A	3,110,700	3,110,700
12	(g) Student activity therapy	PR	A	1,000	1,000
13	(gb) Program for the deaf and center for				
14	the blind; nonresident fees	PR	C	50,000	50,000
15	(gL) Program for the deaf and center for				
16	the blind; leasing of space	PR	C	16,500	18,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gs) Program for the deaf and center for				
2	the blind; services	PR	C	65,000	70,000
3	(gt) Program for the deaf and center for				
4	the blind; pupil transportation	PR	A	935,000	1,028,500
5	(hf) Administrative leadership academy	PR	A	–0–	–0–
6	(hg) Personnel licensure, teacher supply,				
7	info. and analysis and teacher				
8	improv.	PR	A	3,218,100	3,271,600
9	(hj) General educational development				
10	and high school graduation				
11	equivalency	PR	A	105,000	110,000
12	(hm) Services for drivers	PR–S	A	265,200	265,200
13	(i) Publications	PR	A	250,000	250,000
14	(im) Library products and services	PR	C	250,000	250,000
15	(j) Milwaukee parental choice program				
16	fees	PR	C	67,100	87,800
17	(jg) School lunch handling charges	PR	A	14,990,400	14,990,400
18	(jm) Professional services center charges	PR	A	175,000	175,000
19	(jr) Gifts, grants and trust funds	PR	C	2,050,000	2,050,000
20	(jz) School district boundary appeal				
21	proceedings	PR	C	10,500	10,500
22	(kd) Alcohol and other drug abuse				
23	program	PR–S	A	647,300	647,300



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ke) Funds transferred from other state				
2	agencies; program operations	PR–S	C	2,337,600	2,324,100
3	(km) State agency library processing				
4	center	PR–S	A	40,300	40,300
5	(ks) Data processing	PR–S	C	2,983,500	3,055,500
6	(me) Federal aids; program operations	PR–F	C	39,532,300	39,343,400
7	(pz) Indirect cost reimbursements	PR–F	C	2,819,100	2,819,100
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			27,961,900	27,957,600
	PROGRAM REVENUE			70,808,900	70,858,000
	FEDERAL			(42,351,400)	(42,162,500)
	OTHER			(22,183,600)	(22,363,100)
	SERVICE			(6,273,900)	(6,332,400)
	TOTAL–ALL SOURCES			98,770,800	98,815,600
8	(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
9	(ac) General equalization aids	GPR	A	4,802,065,100	4,878,821,100
10	(ad) Supplemental aid	GPR	A	125,000	125,000
11	(b) Aids for special education and				
12	school age parents programs	GPR	A	350,192,500	368,939,100
13	(bc) Aid for children–at–risk programs	GPR	A	3,500,000	3,500,000
14	(bd) Additional special education aid	GPR	A	3,500,000	3,500,000
15	(bh) Aid to county children with				
16	disabilities education boards	GPR	A	4,214,800	4,214,800
17	(bs) School district consolidation grants	GPR	A	–0–	250,000
18	(cc) Bilingual–bicultural education aids	GPR	A	10,946,200	11,931,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ce) English for Southeast Asian				
2	children	GPR	A	100,000	100,000
3	(cf) Alternative education grants	GPR	A	5,000,000	5,000,000
4	(cg) Tuition payments; full–time open				
5	enrollment transfer payments	GPR	A	9,491,000	9,491,000
6	(cm) Grants for school breakfast				
7	programs	GPR	C	2,513,500	2,890,600
8	(cn) Aids for school lunches and				
9	nutritional improvement	GPR	A	4,371,100	4,371,100
10	(cp) Wisconsin school day milk program	GPR	A	710,600	710,600
11	(cs) Aid for debt service	GPR	A	150,000	150,000
12	(cu) Achievement guarantee contracts	GPR	A	108,954,900	109,494,900
13	(df) Grants for improving pupil				
14	academic achievement	GPR	A	5,000,000	10,000,000
15	(dm) Grants for alcohol & other drug				
16	abuse prevention & intervention				
17	programs	GPR	A	4,520,000	4,520,000
18	(do) Grants for preschool to grade 5				
19	programs	GPR	A	7,353,700	7,353,700
20	(dp) Four–year–old kindergarten grants	GPR	A	–0–	3,000,000
21	(eh) Head start supplement	GPR	A	7,212,500	7,212,500
22	(ep) Second chance partnership	GPR	S	147,500	147,500
23	(fg) Aid for cooperative educational				
24	service agencies	GPR	A	300,000	300,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(fk) Grant program for peer review and				
2	mentoring	GPR	A	500,000	500,000
3	(fm) Charter schools	GPR	S	44,179,000	48,804,000
4	(fu) Milwaukee parental choice program	GPR	S	118,980,000	127,604,000
5	(fw) Grants for advanced placement				
6	courses	GPR	A	100,000	100,000
7	(fy) Grants to support gifted and				
8	talented pupils	GPR	A	182,000	182,000
9	(k) Funds transferred from other state				
10	agencies; local aids	PR-S	C	9,519,100	9,519,100
11	(kd) Aid for alcohol and other drug				
12	abuse programs	PR-S	A	1,518,600	1,518,600
13	(kg) Mentoring grants for initial				
14	educators	GPR	A	1,350,000	1,350,000
15	(m) Federal aids; local aid	PR-F	C	554,443,200	556,751,000
16	(s) School library aids	SEG	C	35,000,000	40,000,000
17	(vr) Aid for pupil transportation	SEG	A	27,292,500	27,292,500
18	(vw) Aid for transportation; youth				
19	options program	SEG	A	20,000	20,000
20	(vy) Aid for transportation; open				
21	enrollment	SEG	A	500,000	500,000

**(2) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	5,495,659,400	5,614,563,200
PROGRAM REVENUE	565,480,900	567,788,700
FEDERAL	(554,443,200)	(556,751,000)
SERVICE	(11,037,700)	(11,037,700)
SEGREGATED FUNDS	62,812,500	67,812,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
OTHER				(62,812,500)	(67,812,500)
TOTAL–ALL SOURCES				6,123,952,800	6,250,164,400
1	(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				
2	(a) One–time grants to organizations	GPR	A	50,000	12,500
3	(b) Adult literacy grants	GPR	A	50,000	50,000
4	(c) Grants for national teacher				
5	certification or master educator				
6	licensure	GPR	S	1,306,500	1,553,800
7	(d) Elks and Easter Seals center for				
8	respite and recreation	GPR	A	87,500	87,500
9	(e) Aid to public library systems	GPR	A	2,097,400	11,297,400
10	(ea) Library service contracts	GPR	A	1,134,200	1,097,200
11	(eg) Milwaukee public museum	GPR	A	50,000	50,000
12	(fa) Very special arts	GPR	A	75,000	75,000
13	(fg) Special olympics	GPR	A	75,000	75,000
14	(fz) Precollege scholarships	GPR	A	2,286,400	2,286,400
15	(mm) Federal funds; local assistance	PR–F	C	1,241,900	1,241,900
16	(ms) Federal funds; individuals and				
17	organizations	PR–F	C	47,712,000	47,712,000
18	(q) Periodical and reference				
19	information databases; newslines for				
20	the blind	SEG	A	2,167,700	2,219,000
21	(qm) Supplemental aid to public library				
22	systems	SEG	A	14,040,600	5,486,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09		
(3) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES			7,212,000	16,584,800		
PROGRAM REVENUE			48,953,900	48,953,900		
FEDERAL			(48,953,900)	(48,953,900)		
SEGREGATED FUNDS			16,208,300	7,705,100		
OTHER			(16,208,300)	(7,705,100)		
TOTAL–ALL SOURCES			72,374,200	73,243,800		
20.255 DEPARTMENT TOTALS						
GENERAL PURPOSE REVENUES			5,530,833,300	5,659,105,600		
PROGRAM REVENUE			685,243,700	687,600,600		
FEDERAL			(645,748,500)	(647,867,400)		
OTHER			(22,183,600)	(22,363,100)		
SERVICE			(17,311,600)	(17,370,100)		
SEGREGATED FUNDS			79,020,800	75,517,600		
OTHER			(79,020,800)	(75,517,600)		
TOTAL–ALL SOURCES			6,295,097,800	6,422,223,800		
<b>1</b>	<b>20.285 University of Wisconsin system</b>					
<b>2</b>	<b>(1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE</b>					
<b>3</b>	(a)	General program operations	GPR	A	763,591,300	784,827,000
<b>4</b>	(ab)	Student aid	GPR	A	1,347,400	1,347,400
<b>5</b>	(am)	Distinguished professorships	GPR	A	882,100	882,100
<b>6</b>	(as)	Industrial and economic				
<b>7</b>		development research	GPR	A	1,794,300	1,794,300
<b>8</b>	(b)	Area health education centers	GPR	A	1,152,400	1,152,400
<b>9</b>	(bm)	Fee remissions	GPR	A	30,000	30,000
<b>10</b>	(c)	Energy costs	GPR	A	119,714,500	131,626,200
<b>11</b>	(cm)	Educational technology	GPR	A	6,646,900	6,646,900
<b>12</b>	(d)	Principal repayment and interest	GPR	S	134,407,000	137,570,900
<b>13</b>	(da)	Lease rental payments	GPR	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(db) Self-amortizing facilities principal				
2	and interest	GPR	S	–0–	–0–
3	(em) Schools of business	GPR	A	1,713,600	1,713,600
4	(eo) Extension outreach	GPR	A	369,100	369,100
5	(ep) Extension local planning program	GPR	A	91,700	91,700
6	(er) Grants for study abroad	GPR	A	1,000,000	1,000,000
7	(fc) Department of family medicine and				
8	practice	GPR	A	9,440,900	9,840,900
9	(fd) State laboratory of hygiene; general				
10	program operations	GPR	A	9,184,200	9,184,200
11	(fj) Veterinary diagnostic laboratory	GPR	A	4,625,300	4,625,300
12	(fm) Laboratories	GPR	A	3,907,000	3,907,000
13	(fp) Biomedical Technology Alliance	GPR	B	500,000	–0–
14	(fs) Farm safety program grants	GPR	A	19,400	19,400
15	(ft) Wisconsin humanities council	GPR	A	72,600	72,600
16	(fx) Alcohol and other drug abuse				
17	prevention and intervention	GPR	A	74,200	74,200
18	(g) Physical plant service departments	PR	C	2,625,300	2,625,300
19	(gm) Breast cancer research	PR	C	258,500	258,500
20	(gn) Prostate cancer research	PR	C	–0–	–0–
21	(gr) Center for urban land economics				
22	research	PR	A	184,700	184,700
23	(gs) Charter school operator payments	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(h) Auxiliary enterprises	PR	C	507,911,000	529,240,100
2	(ha) Stores	PR	C	4,138,500	4,138,500
3	(hm) Extension outreach	PR	C	136,700	136,700
4	(i) State laboratory of hygiene	PR	C	22,257,100	22,257,100
5	(ia) State laboratory of hygiene, drivers	PR–S	C	1,653,000	1,653,000
6	(im) Academic student fees	PR	C	882,551,300	899,691,700
7	(in) Payment of debt service;				
8	UW–Platteville tri–state initiative				
9	facilities	PR–S	C	–0–	–0–
10	(ip) Extension student fees	PR	C	33,641,200	33,641,200
11	(iz) General operations receipts	PR	C	201,235,200	205,978,600
12	(j) Gifts and donations	PR	C	463,788,000	476,124,600
13	(ja) Gifts; student loans	PR	C	3,797,700	3,797,700
14	(je) Veterinary diagnostic laboratory;				
15	fees	PR	C	3,138,800	3,138,800
16	(jm) Distinguished professorships	PR	C	913,600	913,600
17	(jp) License plate scholarship programs	PR	C	201,500	201,500
18	(jq) Steam and chilled–water plant;				
19	prin repaymt, int, and rebates;				
20	nonstate ent	PR	C	877,400	880,700
21	(k) Funds transferred from other state				
22	agencies	PR–S	C	129,800	129,800
23	(ka) Sale of real property	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kb) Great Lakes studies	PR–S	A	47,500	47,500
2	(kc) Charter school	PR–S	C	–0–	–0–
3	(kd) Principal repayment, interest and				
4	rebates	PR–S	S	65,019,700	72,716,800
5	(ke) Lease rental payments	PR–S	S	–0–	–0–
6	(kf) Outdoors skills training	PR–S	A	48,300	48,300
7	(kg) Veterinary diagnostic laboratory;				
8	state agencies	PR–S	C	844,400	844,400
9	(km) Aquaculture demonstration facility;				
10	principal repayment and interest	PR–S	A	261,700	260,100
11	(kn) Aquaculture demonstration facility;				
12	operational costs	PR–S	A	402,100	402,100
13	(ko) Steam and chilled–water plant;				
14	principal repayment, interest, and				
15	rebates	PR–S	C	4,971,600	4,990,400
16	(kp) Student–related activities	PR–S	C	–0–	–0–
17	(kr) University of Wisconsin center for				
18	tobacco research and intervention	PR–S	C	–0–	–0–
19	(Lm) Laboratories	PR	A	4,405,400	4,405,400
20	(Ls) Schools of business	PR	A	607,900	607,900
21	(m) Federal aid	PR–F	C	613,932,000	613,932,000
22	(ma) Federal aid; loans and grants	PR–F	C	282,708,400	282,708,400
23	(mc) Veterinary diagnostic lab–federal				
24	aid	PR–F	C	1,690,500	1,690,500



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(n) Federal indirect cost				
2	reimbursement	PR-F	C	129,423,400	129,423,400
3	(q) Telecommunications services	SEG	A	1,054,800	1,054,800
4	(qm) Grants for forestry programs	SEG	A	131,100	131,100
5	(qr) Discovery farm grants	SEG	B	150,000	150,000
6	(r) Environmental education;				
7	environmental assessments	SEG	C	50,000	50,000
8	(rc) Environmental education; forestry	SEG	A	400,000	400,000
9	(tb) Extension recycling education	SEG	A	352,300	352,300
10	(tm) Solid waste research and				
11	experiments	SEG	A	156,400	156,400
12	(u) Trust fund income	SEG	C	25,174,900	26,078,700
13	(w) Trust fund operations	SEG	C	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,060,563,900	1,096,775,200
	PROGRAM REVENUE			3,233,802,200	3,297,069,300
	FEDERAL			(1,027,754,300)	(1,027,754,300)
	OTHER			(2,132,669,800)	(2,188,222,600)
	SERVICE			(73,378,100)	(81,092,400)
	SEGREGATED FUNDS			27,469,500	28,373,300
	OTHER			(27,469,500)	(28,373,300)
	TOTAL-ALL SOURCES			4,321,835,600	4,422,217,800
14	(3) UNIVERSITY SYSTEM ADMINISTRATION				
15	(a) General program operations	GPR	A	9,348,000	9,348,000
16	(iz) General operations receipts	PR	C	162,500	162,500
17	(n) Federal indirect cost				
18	reimbursement	PR-F	C	2,265,400	2,265,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			9,348,000	9,348,000
	PROGRAM REVENUE			2,427,900	2,427,900
	FEDERAL			(2,265,400)	(2,265,400)
	OTHER			(162,500)	(162,500)
	TOTAL-ALL SOURCES			11,775,900	11,775,900
1	(4) MINORITY AND DISADVANTAGED PROGRAMS				
2	(a) Minority and disadvantaged				
3	programs	GPR	A	11,361,400	11,361,400
4	(b) Graduate student financial aid	GPR	A	7,453,100	7,799,500
5	(dd) Lawton minority undergraduate				
6	grants program	GPR	S	5,907,500	6,175,800
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			24,722,000	25,336,700
	TOTAL-ALL SOURCES			24,722,000	25,336,700
7	(5) UNIVERSITY OF WISCONSIN-MADISON INTERCOLLEGIATE ATHLETICS				
8	(h) Auxiliary enterprises	PR	A	58,198,900	61,264,800
9	(i) Nonincome sports	PR	C	275,000	302,500
10	(j) Gifts and grants	PR	C	12,463,800	12,974,400
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			70,937,700	74,541,700
	OTHER			(70,937,700)	(74,541,700)
	TOTAL-ALL SOURCES			70,937,700	74,541,700
11	(6) UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY				
12	(a) Services received from authority	GPR	A	4,555,900	4,555,900
13	(g) Services provided to authority	PR	C	36,000,000	36,000,000
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,555,900	4,555,900
	PROGRAM REVENUE			36,000,000	36,000,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
OTHER			(36,000,000)	(36,000,000)
TOTAL–ALL SOURCES			40,555,900	40,555,900
<b>20.285 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			1,099,189,800	1,136,015,800
PROGRAM REVENUE			3,343,167,800	3,410,038,900
FEDERAL			(1,030,019,700)	(1,030,019,700)
OTHER			(2,239,770,000)	(2,298,926,800)
SERVICE			(73,378,100)	(81,092,400)
SEGREGATED FUNDS			27,469,500	28,373,300
OTHER			(27,469,500)	(28,373,300)
TOTAL–ALL SOURCES			4,469,827,100	4,574,428,000

1	<b>20.292</b>	<b>Technical college system, board of</b>				
2	(1)	TECHNICAL COLLEGE SYSTEM				
3	(a)	General program operations	GPR	A	3,565,900	3,565,900
4	(am)	Fee remissions	GPR	A	14,300	14,300
5	(b)	Displaced homemakers' program	GPR	A	813,400	813,400
6	(c)	Minority student participation and				
7		retention grants	GPR	A	589,200	589,200
8	(ce)	Basic skills grants	GPR	A	–0–	–0–
9	(ch)	Health care education programs	GPR	A	5,450,000	5,450,000
10	(d)	State aid for technical colleges;				
11		statewide guide	GPR	A	118,415,000	118,415,000
12	(dc)	Incentive grants	GPR	C	6,483,100	6,483,100
13	(dd)	Farm training program tuition				
14		grants	GPR	A	143,200	143,200
15	(de)	Services for handicapped students;				
16		local assistance	GPR	A	382,000	382,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(dm) Aid for special collegiate transfer				
2	programs	GPR	A	1,073,700	1,073,700
3	(e) Technical college instructor				
4	occupational competency program	GPR	A	68,100	68,100
5	(ef) School-to-work programs for				
6	children at risk	GPR	A	285,000	285,000
7	(eg) Faculty development grants	GPR	A	794,600	794,600
8	(eh) Training program grants	GPR	A	2,000,000	3,000,000
9	(em) Apprenticeship curriculum				
10	development	GPR	A	71,600	71,600
11	(fm) Supplemental aid	GPR	A	1,432,500	1,432,500
12	(g) Text materials	PR	A	123,000	123,000
13	(ga) Auxiliary services	PR	C	18,000	18,000
14	(gm) Fire schools; state operations	PR	A	442,500	442,500
15	(gr) Fire schools; local assistance	PR	A	600,000	600,000
16	(h) Gifts and grants	PR	C	20,600	20,600
17	(hm) Truck driver training	PR-S	C	616,000	616,000
18	(i) Conferences	PR	C	85,900	85,900
19	(j) Personnel certification	PR	A	296,700	296,700
20	(k) Gifts and grants	PR	C	30,200	30,200
21	(ka) Interagency projects; local				
22	assistance	PR-S	A	3,414,700	3,414,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(kb) Interagency projects; state				
2	operations	PR-S	A	696,200	696,200
3	(kd) Transfer of Indian gaming receipts;				
4	work-based learning programs	PR-S	A	600,000	600,000
5	(km) Master logger apprenticeship				
6	grants	SEG	C	-0-	-0-
7	(kx) Interagency and intra-agency				
8	programs	PR-S	C	290,700	290,700
9	(L) Services for district boards	PR	A	136,200	136,200
10	(m) Federal aid, state operations	PR-F	C	3,972,200	3,972,200
11	(n) Federal aid, local assistance	PR-F	C	28,424,300	28,424,300
12	(o) Federal aid, aids to individuals and				
13	organizations	PR-F	C	800,000	800,000
14	(pz) Indirect cost reimbursements	PR-F	C	196,000	196,000
15	(q) Agricultural education consultant	GPR	A	72,400	72,400
16	(r) Emergency medical technician –				
17	basic training; state operations	SEG	A	-0-	-0-
18	(u) Driver education, local assistance	SEG	A	307,500	307,500
19	(v) Chauffeur training grants	SEG	A	191,000	191,000

**(1) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	141,654,000	142,654,000
PROGRAM REVENUE	40,763,200	40,763,200
FEDERAL	(33,392,500)	(33,392,500)
OTHER	(1,753,100)	(1,753,100)
SERVICE	(5,617,600)	(5,617,600)
SEGREGATED FUNDS	498,500	498,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
OTHER			(498,500)	(498,500)
TOTAL-ALL SOURCES			182,915,700	183,915,700
1 (2) EDUCATIONAL APPROVAL BOARD				
2 (g) Proprietary school programs	PR-S	A	508,000	508,000
3 (gm) Student protection	PR-S	C	60,300	60,300
4 (i) Closed schools; preservation of				
5 student records	PR-S	A	12,900	12,900
(2) PROGRAM TOTALS				
PROGRAM REVENUE			581,200	581,200
SERVICE			(581,200)	(581,200)
TOTAL-ALL SOURCES			581,200	581,200
20.292 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			141,654,000	142,654,000
PROGRAM REVENUE			41,344,400	41,344,400
FEDERAL			(33,392,500)	(33,392,500)
OTHER			(1,753,100)	(1,753,100)
SERVICE			(6,198,800)	(6,198,800)
SEGREGATED FUNDS			498,500	498,500
OTHER			(498,500)	(498,500)
TOTAL-ALL SOURCES			183,496,900	184,496,900
Education				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			6,920,820,100	7,095,685,600
PROGRAM REVENUE			4,087,694,100	4,157,117,600
FEDERAL			(1,713,545,300)	(1,715,664,200)
OTHER			(2,273,188,200)	(2,332,517,800)
SERVICE			(100,960,600)	(108,935,600)
SEGREGATED FUNDS			110,976,500	108,377,100
FEDERAL			(-0-)	(-0-)
OTHER			(110,976,500)	(108,377,100)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			11,119,490,700	11,361,180,300

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
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## Environmental Resources

1	<b>20.320 Environmental improvement program</b>			
2	(1) CLEAN WATER FUND PROGRAM OPERATIONS			
3	(a) Environmental aids — clean water			
4	fund program	GPR	A	–0–      –0–
5	(c) Principal repayment and			
6	interest — clean water fund			
7	program	GPR	S	42,127,000      46,675,500
8	(r) Clean water fund program			
9	repayment of revenue obligations	SEG	S	–0–      –0–
10	(s) Clean water fund program financial			
11	assistance	SEG	S	–0–      –0–
12	(sm) Land recycling loan program			
13	financial assistance	SEG	S	–0–      –0–
14	(t) Principal repayment and			
15	interest — clean water fund			
16	program bonds	SEG	A	6,000,000      6,000,000
17	(u) Principal repay. & interest – clean			
18	water fd. prog. rev. obligation repay.	SEG	C	–0–      –0–
19	(x) Clean water fund program financial			
20	assistance; federal	SEG–F	C	–0–      –0–
21	(y) Clean water fund program federal			
22	financial hardship assistance	SEG–F	C	–0–      –0–
	(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUES			42,127,000      46,675,500
	SEGREGATED FUNDS			6,000,000      6,000,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
	FEDERAL			(–0–)	(–0–)
	OTHER			(6,000,000)	(6,000,000)
	TOTAL–ALL SOURCES			48,127,000	52,675,500
1	(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
2	(c) Principal repayment and				
3	interest — safe drinking water loan				
4	program	GPR	S	2,765,800	3,015,000
5	(s) Safe drinking water loan programs				
6	financial assistance	SEG	S	–0–	–0–
7	(x) Safe drinking water loan programs				
8	financial assistance; federal	SEG–F	C	–0–	–0–
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,765,800	3,015,000
	SEGREGATED FUNDS			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			2,765,800	3,015,000
9	(3) PRIVATE SEWAGE SYSTEM PROGRAM				
10	(q) Private sewage system loans	SEG	C	–0–	–0–
	(3) PROGRAM TOTALS				
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
	20.320 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			44,892,800	49,690,500
	SEGREGATED FUNDS			6,000,000	6,000,000
	FEDERAL			(–0–)	(–0–)
	OTHER			(6,000,000)	(6,000,000)
	TOTAL–ALL SOURCES			50,892,800	55,690,500
11	<b>20.360 Lower Wisconsin state riverway board</b>				
12	(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(g) Gifts and grants	PR	C	-0-	-0-
2	(q) General program operations —				
3	conservation fund	SEG	A	186,900	186,900
<b>20.360 DEPARTMENT TOTALS</b>					
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			186,900	186,900
	OTHER			(186,900)	(186,900)
	TOTAL-ALL SOURCES			186,900	186,900
4	<b>20.370 Natural resources, department of</b>				
5	(1) LAND				
6	(cq) Forestry — reforestation	SEG	C	100,000	101,500
7	(cr) Forestry — recording fees	SEG	C	90,000	90,000
8	(cs) Forestry — forest fire emergencies	SEG	C	-0-	-0-
9	(ct) Timber sales contracts – repair and				
10	reimbursement costs	SEG	C	-0-	-0-
11	(cu) Forestry – forestry education				
12	curriculum	SEG	A	200,000	200,000
13	(cv) Forestry – public education	SEG	C	200,000	200,000
14	(cx) Forestry–management plans	SEG	C	320,000	320,000
15	(cy) Forestry – cooperating foresters	SEG	C	-0-	-0-
16	(ea) Parks — general program				
17	operations	GPR	A	5,506,900	5,506,900
18	(eq) Parks and forests – operation and				
19	maintenance	SEG	S	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(er) Parks and forests – campground				
2	reservation fees	SEG	C	–0–	–0–
3	(es) Parks – interpretive programs	SEG	C	–0–	–0–
4	(fb) Endangered resources — general				
5	program operations	GPR	A	–0–	–0–
6	(fc) Endangered resources — Wisconsin				
7	stewardship program	GPR	A	–0–	–0–
8	(fd) Endangered resources — natural				
9	heritage inventory program	GPR	A	250,300	250,300
10	(fe) Endangered resources — general				
11	fund	GPR	S	500,000	500,000
12	(fs) Endangered resources — voluntary				
13	payments; sales, leases, and fees	SEG	C	1,757,800	1,767,500
14	(ft) Endangered resources —				
15	application fees	SEG	C	–0–	–0–
16	(gr) Endangered resources program —				
17	gifts and grants	SEG	C	–0–	–0–
18	(gt) Habitat conservation plan fees	SEG	C	10,000	10,000
19	(hc) Indemnification agreements	GPR	S	–0–	–0–
20	(hk) Elk management	PR–S	A	103,600	104,300
21	(hq) Elk hunting fees	SEG	C	–0–	–0–
22	(hr) Pheasant restoration	SEG	C	199,200	203,800
23	(hs) Chronic wasting disease				
24	management	SEG	A	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ht) Wild turkey restoration	SEG	C	751,700	762,400
2	(hu) Wetlands habitat improvement	SEG	C	340,400	343,400
3	(hv) Aquatic and terrestrial resources				
4	inventory	SEG	A	129,800	129,800
5	(hw) Pheasant stocking and propagation	SEG	C	270,000	270,000
6	(it) Atlas revenues	SEG	C	–0–	–0–
7	(iu) Gravel pit reclamation	SEG	C	–0–	–0–
8	(jr) Rental property and equipment —				
9	maintenance and replacement	SEG	C	–0–	8,400
10	(kq) Taxes and assessments;				
11	conservation fund	SEG	A	300,000	300,000
12	(Lk) Reintroduction of whooping cranes	PR–S	A	62,600	62,600
13	(Lq) Trapper education program	SEG	C	48,700	49,000
14	(Lr) Beaver control; fish and wildlife				
15	account	SEG	C	36,600	36,600
16	(Ls) Control of wild animals	SEG	C	246,100	246,200
17	(Lt) Wildlife management	SEG	A	–0–	–0–
18	(Lu) Fish and wildlife habitat	SEG	S	–0–	–0–
19	(ma) General program operations —				
20	state funds	GPR	A	5,900	5,900
21	(mg) General program operations —				
22	endangered resources	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(mi) General program operations —				
2	private and public sources	PR	C	627,800	627,800
3	(mk) General program operations —				
4	service funds	PR-S	C	796,200	796,200
5	(mq) General program operations —				
6	state snowmobile trails and areas	SEG	A	208,700	211,800
7	(ms) General program operations —				
8	state all-terrain vehicle projects	SEG	A	629,100	313,600
9	(mt) Land preservation and				
10	management – endowment fund	SEG	S	–0–	–0–
11	(mu) General program operations —				
12	state funds	SEG	A	–0–	–0–
13	Land program management	SEG	A	940,200	941,400
14	Wildlife management	SEG	A	12,749,000	12,814,400
15	Southern forests	SEG	A	5,352,000	5,384,400
16	Parks and recreation	SEG	A	11,116,300	11,350,400
17	Endangered resources	SEG	A	724,100	727,800
18	Facilities and lands	SEG	A	7,639,500	7,650,700
	NET APPROPRIATION			38,521,100	38,869,100
19	(mv) General program operations – state				
20	funds; forestry	SEG	A	50,347,400	50,780,500
21	(my) General program operations —				
22	federal funds	SEG-F	C	–0–	–0–
23	Wildlife management	SEG-F	C	4,556,200	4,556,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	Forestry	SEG-F	C	1,375,600	1,375,600
2	Southern forests	SEG-F	C	94,400	94,400
3	Parks and recreation	SEG-F	C	626,900	626,900
4	Endangered resources	SEG-F	C	1,498,100	1,498,100
5	Facilities and lands	SEG-F	C	1,910,600	1,910,600
	NET APPROPRIATION			10,061,800	10,061,800
6	(mz) Forest fire emergencies — federal				
7	funds	SEG-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			6,263,100	6,263,100
	PROGRAM REVENUE			1,590,200	1,590,900
	OTHER			(627,800)	(627,800)
	SERVICE			(962,400)	(963,100)
	SEGREGATED FUNDS			104,768,400	105,275,400
	FEDERAL			(10,061,800)	(10,061,800)
	OTHER			(94,706,600)	(95,213,600)
	TOTAL-ALL SOURCES			112,621,700	113,129,400
8	(2) AIR AND WASTE				
9	(bg) Air management — stationary				
10	sources	PR	A	9,058,000	9,060,300
11	(bh) Air management — state permit				
12	sources	PR	A	1,292,000	1,292,000
13	(bi) Air management — asbestos				
14	management	PR	C	460,300	460,500
15	(bq) Air management — vapor recovery				
16	administration	SEG	A	92,100	92,200
17	(br) Air management — mobile sources	SEG	A	1,318,400	1,326,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cg) Air management — recovery of				
2	ozone-depleting refrigerants	PR	A	139,000	139,100
3	(ch) Air management — emission				
4	analysis	PR	C	–0–	–0–
5	(ci) Air management — permit review				
6	and enforcement	PR	A	3,168,000	2,219,400
7	(cL) Air waste management —				
8	incinerator operator certification	PR	C	–0–	–0–
9	(cq) Air management – motor veh.				
10	emission inspection & maint. prog.,				
11	state funds	SEG	A	64,500	64,500
12	(dg) Solid waste management — solid				
13	and hazardous waste disposal				
14	administration	PR	C	3,333,700	3,336,600
15	(dh) Solid waste				
16	management–remediated property	PR	C	799,000	799,400
17	(dq) Solid waste management — waste				
18	management fund	SEG	C	–0–	–0–
19	(dt) Solid waste management — closure				
20	and long–term care	SEG	C	–0–	–0–
21	(du) Solid waste management –				
22	site–specific remediation	SEG	C	–0–	–0–
23	(dv) Solid waste management —				
24	environmental repair; spills;				
25	abandoned containers	SEG	C	2,440,800	2,441,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(dw) Solid waste management —				
2	environmental repair; petroleum				
3	spills; admin.	SEG	A	554,000	554,200
4	(dy) Solid waste mgt. — corrective				
5	action; proofs of financial				
6	responsibility	SEG	C	–0–	–0–
7	(eh) Solid waste management — source				
8	reduction review	PR	C	–0–	–0–
9	(eq) Solid waste management – dry				
10	cleaner environmental response	SEG	A	159,000	159,000
11	(fq) Indemnification agreements	SEG	S	–0–	–0–
12	(gh) Mining — mining regulation and				
13	administration	PR	A	120,800	120,800
14	(gr) Solid waste management — mining				
15	programs	SEG	C	–0–	–0–
16	(hq) Recycling; administration	SEG	A	1,280,300	1,281,200
17	(ma) General program operations —				
18	state funds	GPR	A	1,681,600	1,681,600
19	(mi) General program operations —				
20	private and public sources	PR	C	–0–	–0–
21	(mk) General program operations —				
22	service funds	PR–S	C	100,000	100,000
23	(mm) General program operations —				
24	federal funds	PR–F	C	8,972,200	8,972,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(mq) General program operations –				
2	environmental fund	SEG	A	3,198,000	3,201,200
3	(mr) General program operations –				
4	brownfields	SEG	A	367,500	367,600
5	(mu) Petroleum inspection fd. suppl. to				
6	env. fd.; env. repair and well comp.	SEG	A	1,049,400	1,049,400
7	(my) General program operations —				
8	environmental fund; federal funds	SEG–F	C	979,900	979,900
	<b>(2) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			1,681,600	1,681,600
	PROGRAM REVENUE			27,443,000	26,500,300
	FEDERAL			(8,972,200)	(8,972,200)
	OTHER			(18,370,800)	(17,428,100)
	SERVICE			(100,000)	(100,000)
	SEGREGATED FUNDS			11,503,900	11,517,600
	FEDERAL			(979,900)	(979,900)
	OTHER			(10,524,000)	(10,537,700)
	TOTAL–ALL SOURCES			40,628,500	39,699,500
9	(3) ENFORCEMENT AND SCIENCE				
10	(ak) Law enforcement – snowmobile				
11	enforcement and safety training;				
12	service funds	PR–S	A	1,196,900	1,204,800
13	(aq) Law enforcement — snowmobile				
14	enforcement and safety training	SEG	A	5,900	1,400
15	(ar) Law enforcement — boat				
16	enforcement and safety training	SEG	A	2,680,800	2,876,700
17	(as) Law enforcement — all–terrain				
18	vehicle enforcement	SEG	A	1,270,500	1,267,500
19	(at) Education and safety programs	SEG	C	341,000	341,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(aw) Law enforcement — car kill deer	SEG	A	514,600	514,600
2	(ax) Law enforcement – water resources				
3	enforcement	SEG	A	422,600	206,200
4	(ay) Law enforcement – car kill deer;				
5	transportation fund	SEG	A	514,600	514,600
6	(bg) Enforcement — stationary sources	PR	A	105,100	105,400
7	(bL) Operator certification — fees	PR	A	87,800	87,800
8	(dg) Environmental impact —				
9	consultant services; printing and				
10	postage costs	PR	C	–0–	–0–
11	(dh) Environmental impact — power				
12	projects	PR	C	27,800	27,800
13	(di) Environmental consulting costs —				
14	federal power projects	PR	A	–0–	–0–
15	(fj) Environmental quality – laboratory				
16	certification	PR	A	710,100	712,900
17	(is) Lake research; voluntary				
18	contributions	SEG	C	69,300	69,300
19	(ma) General program operations —				
20	state funds	GPR	A	3,241,600	3,241,600
21	(mi) General program operations —				
22	private and public sources	PR	C	398,600	398,600
23	(mk) General program operations —				
24	service funds	PR–S	C	1,409,100	1,459,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
1	(mm) General program operations —					
2	federal funds	PR-F	C	531,500	531,500	
3	(mq) General program operations —					
4	environmental fund	SEG	A	1,183,800	1,182,200	
5	(mr) Recycling; enforcement and					
6	research	SEG	A	287,700	286,600	
7	(ms) General program operations –					
8	pollution prevention	SEG	A	92,400	92,400	
9	(mt) General program operations,					
10	nonpoint source — environmental					
11	fund	SEG	A	411,100	411,800	
12	(mu) General program operations —					
13	state funds	SEG	A	20,326,700	20,181,300	
14	(mw) Water resources – public health	SEG	A	25,000	25,000	
15	(my) General program operations —					
16	federal funds	SEG-F	C	6,544,300	6,544,300	
	<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			3,241,600	3,241,600	
	PROGRAM REVENUE			4,466,900	4,528,100	
	FEDERAL			(531,500)	(531,500)	
	OTHER			(1,329,400)	(1,332,500)	
	SERVICE			(2,606,000)	(2,664,100)	
	SEGREGATED FUNDS			34,690,300	34,514,900	
	FEDERAL			(6,544,300)	(6,544,300)	
	OTHER			(28,146,000)	(27,970,600)	
	TOTAL–ALL SOURCES			42,398,800	42,284,600	
17	(4) WATER					
18	(af) Water resources – remedial action	GPR	C	142,500	142,500	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ag) Water resources – pollution credits	PR	C	–0–	–0–
2	(ah) Water resources – Great Lakes				
3	protection fund	PR	C	229,000	229,000
4	(aq) Water resources management –				
5	lake, river and invasive species				
6	management	SEG	A	3,265,900	3,270,700
7	(ar) Water resources – groundwater				
8	management	SEG	B	91,900	91,900
9	(as) Water resources — trading water				
10	pollution credits	SEG	C	–0–	–0–
11	(at) Watershed — nonpoint source				
12	contracts	SEG	B	997,600	997,600
13	(au) Cooperative remedial action;				
14	contributions	SEG	C	–0–	–0–
15	(av) Cooperative remedial action;				
16	interest on contributions	SEG	S	–0–	–0–
17	(bg) Water regulation and zoning –				
18	computer access fees	PR	C	–0–	–0–
19	(bh) Water regulation and zoning – dam				
20	inspect. and safety administ.; gen.				
21	fund	PR	A	–0–	–0–
22	(bi) Water regulation and zoning – fees	PR	C	820,100	824,000
23	(bj) Storm water management – fees	PR	A	1,699,400	1,701,700
24	(bL) Wastewater management – fees	PR	C	165,000	165,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(br) Water reg. & zoning — dam safety				
2	& wetland mapping; conservation				
3	fund	SEG	A	655,100	655,300
4	(cg) Groundwater quantity				
5	administration	PR	A	507,600	507,600
6	(ch) Groundwater quantity research	PR	B	100,000	100,000
7	(kk) Fishery resources for ceded				
8	territories	PR–S	A	162,700	162,900
9	(kr) Commercial fish protection and				
10	Great Lakes resource surcharges	SEG	C	5,600	5,600
11	(ku) Great Lakes trout and salmon	SEG	C	1,264,800	1,278,300
12	(kv) Trout habitat improvement	SEG	C	1,251,600	1,280,600
13	(kw) Sturgeon stock and habitat	SEG	C	133,600	136,600
14	(ky) Sturgeon stock and habitat – inland				
15	waters	SEG	C	137,300	137,300
16	(ma) General program operations – state				
17	funds	GPR	A	–0–	–0–
18	Watershed management	GPR	A	12,619,800	12,619,800
19	Fisheries management and habitat				
20	protection	GPR	A	231,500	231,500
21	Drinking water and groundwater	GPR	A	2,455,600	2,455,600
22	Water program management	GPR	A	993,300	993,300
	<b>NET APPROPRIATION</b>			<b>16,300,200</b>	<b>16,300,200</b>

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(mi) General program operations –				
2	private and public sources	PR	C	230,000	230,000
3	(mk) General program operations —				
4	service funds	PR–S	C	584,400	584,400
5	(mm) General program operations –				
6	federal funds	PR–F	C	–0–	–0–
7	Watershed management	PR–F	C	9,770,600	9,602,100
8	Fisheries management and habitat				
9	protection	PR–F	C	619,100	619,100
10	Drinking water and groundwater	PR–F	C	4,989,600	4,989,600
	NET APPROPRIATION			15,379,300	15,210,800
11	(mq) General program operations –				
12	environmental fund	SEG	A	–0–	–0–
13	Watershed management	SEG	A	2,119,900	2,120,400
14	Drinking water and groundwater	SEG	A	2,313,800	2,320,000
15	Water program management	SEG	A	–0–	–0–
	NET APPROPRIATION			4,433,700	4,440,400
16	(mr) General program operations,				
17	nonpoint source	SEG	A	543,600	544,600
18	(mt) General program				
19	operations–environmental				
20	improvement programs; state funds	SEG	A	731,400	731,400
21	(mu) General program operations – state				
22	funds	SEG	A	16,932,700	17,005,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(mw) Petroleum inspection fund				
2	supplement to env. fund;				
3	groundwater management	SEG	A	766,900	766,900
4	(mx) General program operations – clean				
5	water fund program; federal funds	SEG–F	C	788,100	788,100
6	(my) General program operations –				
7	environmental fund – federal funds	SEG–F	C	–0–	–0–
8	(mz) General program operations –				
9	federal funds	SEG–F	C	4,592,000	4,592,000
10	(nz) General program operations–safe				
11	drinking water loan programs;				
12	federal funds	SEG–F	C	807,500	807,500
	<b>(4) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			16,442,700	16,442,700
	PROGRAM REVENUE			19,877,500	19,715,500
	FEDERAL			(15,379,300)	(15,210,800)
	OTHER			(3,751,100)	(3,757,400)
	SERVICE			(747,100)	(747,300)
	SEGREGATED FUNDS			37,399,300	37,530,000
	FEDERAL			(6,187,600)	(6,187,600)
	OTHER			(31,211,700)	(31,342,400)
	TOTAL–ALL SOURCES			73,719,500	73,688,200
13	(5) CONSERVATION AIDS				
14	(ac) Resource aids – Milwaukee Public				
15	Museum	GPR	A	–0–	–0–
16	(ad) Resource aids — interpretive center	GPR	A	25,000	–0–
17	(aq) Resource aids – Canadian agencies				
18	migratory waterfowl aids	SEG	C	169,200	169,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ar) Resource aids – county				
2	conservation aids	SEG	C	150,000	150,000
3	(as) Recreation aids – fish, wildlife and				
4	forestry recreation aids	SEG	C	234,500	234,500
5	(at) Ice age trail area grants	SEG	A	75,000	75,000
6	(au) Resource aids – Ducks Unlimited,				
7	Inc., payments	SEG	C	–0–	–0–
8	(av) Resource aids – forest grants	SEG	B	1,650,000	1,710,000
9	(aw) Resource aids – nonprofit				
10	conservation organizations	SEG	C	235,000	235,000
11	(ax) Resource aids – forestry	SEG	A	150,000	150,000
12	(ay) Resource aids – urban land				
13	conservation	SEG	A	75,000	75,000
14	(bq) Resource aids – county forest loans;				
15	severance share payments	SEG	C	–0–	–0–
16	(br) Resource aids – forest croplands				
17	and managed forest land aids	SEG	A	1,250,000	1,250,000
18	(bs) Resource aids – county forest loans	SEG	A	622,400	622,400
19	(bt) Resource aids – county forest				
20	project loans	SEG	C	400,000	400,000
21	(bu) Resource aids – county forest				
22	project loans; severance share				
23	payments	SEG	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(bv) Res. aids – county forests, forest				
2	croplands and managed forest land				
3	aids	SEG	S	1,416,400	1,416,400
4	(bw) Res. aids–urban forestry, county				
5	sust. forestry & county forest adm.				
6	grants	SEG	A	2,128,100	2,128,100
7	(bx) Resource aids – national forest				
8	income aids	SEG–F	C	782,200	782,200
9	(by) Resource aids — fire suppression				
10	grants	SEG	A	448,000	448,000
11	(bz) Resource aids – forestry outdoor				
12	activity grants	SEG	C	–0–	1,000,000
13	(cb) Recreation aids – snowmobile trail				
14	and area aids; general fund	GPR	A	–0–	–0–
15	(cq) Recreation aids – recreational				
16	boating and other projects	SEG	C	3,122,000	3,122,000
17	(cr) Recreation aids – county				
18	snowmobile trail and area aids	SEG	C	2,500,400	2,500,400
19	(cs) Recreation aids – snowmobile trail				
20	areas	SEG	C	4,537,600	4,499,000
21	(ct) Recreation aids – all–terrain				
22	vehicle project aids; gas tax				
23	payment	SEG	C	1,815,200	1,877,200
24	(cu) Recreation aids — all–terrain				
25	vehicle project aids	SEG	C	2,088,000	2,000,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cw) Recreation aids – supplemental				
2	snowmobile trail aids	SEG	C	537,300	537,300
3	(cx) Recreation aids — all-terrain				
4	vehicle safety program	SEG	A	300,000	300,000
5	(cy) Recreation and resource aids,				
6	federal funds	SEG-F	C	3,162,100	3,162,100
7	(da) Aids in lieu of taxes – general fund	GPR	S	4,723,000	5,878,000
8	(dq) Aids in lieu of taxes – sum				
9	sufficient	SEG	S	780,000	780,000
10	(dr) Aids in lieu of taxes – sum certain	SEG	A	4,000,000	4,000,000
11	(dx) Resource aids — payment in lieu of				
12	taxes; federal	SEG-F	C	440,000	440,000
13	(ea) Enforcement aids — spearfishing				
14	enforcement	GPR	C	–0–	–0–
15	(eq) Enforcement aids — boating				
16	enforcement	SEG	A	1,400,000	1,400,000
17	(er) Enforcement aids — all-terrain				
18	vehicle enforcement	SEG	A	500,000	500,000
19	(es) Enforcement aids — snowmobiling				
20	enforcement	SEG	A	400,000	400,000
21	(ex) Enforcement aids — federal funds	SEG-F	C	–0–	–0–
22	(fq) Wildlife damage claims and				
23	abatement	SEG	C	2,187,700	2,187,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(fr) Wildlife abatement and control				
2	grants	SEG	B	25,000	25,000
3	(fs) Venison processing	SEG	B	600,000	600,000
4	(ft) Venison processing; voluntary				
5	contributions	SEG	C	–0–	–0–
	<b>(5) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			4,748,000	5,878,000
	SEGREGATED FUNDS			38,181,100	39,176,500
	FEDERAL			(4,384,300)	(4,384,300)
	OTHER			(33,796,800)	(34,792,200)
	TOTAL–ALL SOURCES			42,929,100	45,054,500
6	(6) ENVIRONMENTAL AIDS				
7	(aa) Environmental aids – nonpoint				
8	source	GPR	B	839,400	839,400
9	(ar) Environmental aids – lake				
10	protection	SEG	C	2,675,400	2,675,400
11	(as) Environmental aids — invasive				
12	aquatic species	SEG	B	1,800,000	1,800,000
13	(au) Environmental aids — river				
14	protection; environmental fund	SEG	A	–0–	–0–
15	(av) Environmental aids – river				
16	protection; conservation fund	SEG	A	292,400	292,400
17	(aw) Environmental aids – river				
18	protection, nonprofit organization				
19	contracts	SEG	C	75,000	75,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(bj) Environmental aids — waste				
2	reduction and recycling grants and				
3	gifts	PR	C	–0–	–0–
4	(bk) Environmental aids — wastewater				
5	and drinking water grant	PR–S	A	–0–	–0–
6	(br) Environmental aids – waste				
7	reduction and recycling	SEG	C	1,500,000	1,500,000
8	(bu) Financial assistance for responsible				
9	units	SEG	A	24,500,000	24,500,000
10	(bv) Recycling efficiency incentive				
11	grants	SEG	A	1,900,000	1,900,000
12	(ca) Environmental aids – scenic urban				
13	waterways	GPR	C	–0–	–0–
14	(cm) Environmental aids – federal funds	PR–F	C	–0–	–0–
15	(cr) Environmental aids – compensation				
16	for well contamination and				
17	abandonment	SEG	C	294,000	294,000
18	(da) Environmental planning aids –				
19	local water quality planning	GPR	A	269,200	269,200
20	(dm) Environmental planning aids –				
21	federal funds	PR–F	C	150,000	150,000
22	(dq) Environmental aids — urban				
23	nonpoint source	SEG	B	1,399,000	1,399,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ef) Brownfields revolving loan				
2	repayments	PR	C	-0-	-0-
3	(eg) Groundwater mitigation and local				
4	assistance	PR	C	1,762,100	512,100
5	(eh) Brownfields revolving loan funds				
6	administered for other entity	PR	C	-0-	-0-
7	(em) Federal brownfields revolving loan				
8	funds	PR-F	C	1,000,000	1,000,000
9	(eq) Environmental aids – dry cleaner				
10	environmental response	SEG	B	1,050,000	1,220,000
11	(et) Environmental aids – brownfield				
12	site assessment	SEG	B	1,700,000	1,700,000
13	(eu) Environmental aids – brownfields				
14	green space grants	SEG	B	500,000	500,000
	<b>(6) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			1,108,600	1,108,600
	PROGRAM REVENUE			2,912,100	1,662,100
	FEDERAL			(1,150,000)	(1,150,000)
	OTHER			(1,762,100)	(512,100)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			37,685,800	37,855,800
	OTHER			(37,685,800)	(37,855,800)
	TOTAL-ALL SOURCES			41,706,500	40,626,500
15	(7) DEBT SERVICE AND DEVELOPMENT				
16	(aa) Resource acquisition and				
17	development – principal repayment				
18	and interest	GPR	S	42,021,100	47,527,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ac) Principal repayment and interest –				
2	recreational boating bonds	GPR	S	–0–	–0–
3	(ag) Land acquisition – principal				
4	repayment and interest	PR	C	–0–	–0–
5	(aq) Resource acquisition and				
6	development – principal repayment				
7	and interest	SEG	S	233,800	153,300
8	(ar) Dam repair and removal – principal				
9	repayment and interest	SEG	S	508,600	523,200
10	(at) Recreation development – principal				
11	repayment and interest	SEG	S	–0–	–0–
12	(au) State forest acquisition and				
13	development — principal				
14	repayment and interest	SEG	A	13,500,000	13,500,000
15	(bq) Principal repayment and interest –				
16	remedial action	SEG	S	3,747,600	4,086,000
17	(br) Principal repayment and interest –				
18	contaminated sediment	SEG	S	–0–	–0–
19	(ca) Principal repayment and interest –				
20	nonpoint source grants	GPR	S	6,654,400	7,068,700
21	(cb) Principal repayment and interest –				
22	pollution abatement bonds	GPR	S	46,284,400	44,667,900
23	(cc) Principal repay. and int. – combined				
24	sewer overflow; pollution abat.				
25	bonds	GPR	S	15,275,200	14,380,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cd) Principal repayment and interest –				
2	municipal clean drinking water				
3	grants	GPR	S	867,500	871,600
4	(ce) Principal repayment and interest –				
5	nonpoint source	GPR	S	261,500	324,100
6	(cf) Principal repayment and interest –				
7	urban nonpoint source cost-sharing	GPR	S	1,531,000	1,875,200
8	(cg) Principal repayment and interest –				
9	nonpoint repayments	PR	C	–0–	–0–
10	(ea) Administrative facilities – principal				
11	repayment and interest	GPR	S	817,000	824,200
12	(eq) Administrative facilities – principal				
13	repayment and interest	SEG	S	2,647,000	3,174,300
14	(er) Administrative facilities – principal				
15	repayment & interest; env. fund	SEG	S	481,900	580,100
16	(fa) Resource maintenance and				
17	development – state funds	GPR	C	894,400	894,400
18	(fk) Resource acquisition and				
19	development – service funds;				
20	transportation moneys	PR-S	C	1,000,000	1,000,000
21	(fr) Resource acq. and dev. – boating				
22	access to southeastern lakes	SEG	C	100,000	100,000
23	(fs) Resource acquisition and				
24	development – state funds	SEG	C	898,100	898,100

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

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
(7) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				114,777,400	118,604,900
PROGRAM REVENUE				1,000,000	1,000,000
OTHER				(–0–)	(–0–)
SERVICE				(1,000,000)	(1,000,000)
SEGREGATED FUNDS				32,197,700	33,095,700
FEDERAL				(9,120,000)	(9,120,000)
OTHER				(23,077,700)	(23,975,700)
TOTAL–ALL SOURCES				147,975,100	152,700,600
1	(8) ADMINISTRATION AND TECHNOLOGY				
2	(ir) Promotional activities and				
3	publications	SEG	C	83,000	83,000
4	(iw) Statewide recycling administration	SEG	A	281,200	281,200
5	(ma) General program operations —				
6	state funds	GPR	A	2,691,900	2,691,900
7	(mg) General program operations —				
8	stationary sources	PR	A	–0–	–0–
9	(mi) General program operations —				
10	private and public sources	PR	C	–0–	–0–
11	(mk) General program operations —				
12	service funds	PR–S	C	5,111,400	5,111,400
13	(mq) General program operations —				
14	mobile sources	SEG	A	737,400	737,400
15	(mr) General program operations –				
16	environmental improvement fund	SEG	A	353,700	353,700
17	(mt) Equipment pool operations	SEG–S	C	–0–	–0–
18	(mu) General program operations —				
19	state funds	SEG	A	15,359,300	15,361,400



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

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ht) Approval fees to Lac du Flambeau				
2	band	SEG	S	–0–	–0–
3	(hu) Handling and other fees	SEG	C	154,000	154,000
4	(hv) Fee amounts for statewide				
5	automated issuing system	SEG	C	954,400	2,892,000
6	(iq) Natural resources magazine	SEG	C	955,800	955,800
7	(is) Statewide recycling administration	SEG	A	452,200	452,300
8	(ma) General program operations – state				
9	funds	GPR	A	1,143,500	1,143,500
10	(mh) General programs operations –				
11	stationary sources	PR	A	440,600	440,600
12	(mi) General program operations —				
13	private and public sources	PR	C	40,000	40,000
14	(mk) General program operations —				
15	service funds	PR–S	C	1,734,400	1,734,400
16	(mm) General program operations –				
17	federal funds	PR–F	C	1,066,100	1,066,100
18	(mq) General program operations –				
19	mobile sources	SEG	A	178,300	178,300
20	(mt) Aids administration —				
21	environmental improvement				
22	programs; state funds	SEG	A	1,296,000	1,296,200
23	(mu) General program operations – state				
24	funds	SEG	A	13,581,100	11,481,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(mv) General program operations —				
2	environmental fund	SEG	A	984,800	985,000
3	(mw) Aids administration – snowmobile				
4	recreation	SEG	A	192,700	192,900
5	(mx) Aids administration – clean water				
6	fund program; federal funds	SEG-F	C	1,179,000	1,179,000
7	(my) General program operations –				
8	federal funds	SEG-F	C	288,700	288,700
9	(mz) Indirect cost reimbursements	SEG-F	C	1,415,400	1,415,400
10	(nq) Aids administration – dry cleaner				
11	environmental response	SEG	A	75,800	75,800
12	(ny) Aids administration – safe drinking				
13	water loan programs; federal funds	SEG-F	C	182,900	182,900

**(9) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	1,143,500	1,143,500
PROGRAM REVENUE	3,444,800	3,444,800
FEDERAL	(1,066,100)	(1,066,100)
OTHER	(544,300)	(544,300)
SERVICE	(1,834,400)	(1,834,400)
SEGREGATED FUNDS	21,891,100	21,730,200
FEDERAL	(3,066,000)	(3,066,000)
OTHER	(18,825,100)	(18,664,200)
TOTAL-ALL SOURCES	26,479,400	26,318,500

**20.370 DEPARTMENT TOTALS**

GENERAL PURPOSE REVENUES	152,098,400	157,055,900
PROGRAM REVENUE	67,583,300	65,290,500
FEDERAL	(27,099,100)	(26,930,600)
OTHER	(26,424,200)	(24,240,900)
SERVICE	(14,060,000)	(14,119,000)
SEGREGATED FUNDS	343,467,400	345,850,800
FEDERAL	(47,524,800)	(47,524,800)
OTHER	(295,942,600)	(298,326,000)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
SERVICE				(–0–)	(–0–)
TOTAL–ALL SOURCES				563,149,100	568,197,200
1	<b>20.373 Fox river navigational system authority</b>				
2	(1) INITIAL COSTS				
3	(g) Administration, operation, repair,				
4	and rehabilitation	PR	C	–0–	–0–
5	(r) Establishment and operation	SEG	C	126,700	126,700
20.373 DEPARTMENT TOTALS					
PROGRAM REVENUE				–0–	–0–
OTHER				(–0–)	(–0–)
SEGREGATED FUNDS				126,700	126,700
OTHER				(126,700)	(126,700)
TOTAL–ALL SOURCES				126,700	126,700
6	<b>20.375 Lower Fox River remediation authority</b>				
7	(1) INITIAL COSTS				
8	(a) Initial costs	GPR	B	100,000	–0–
20.375 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES				100,000	–0–
TOTAL–ALL SOURCES				100,000	–0–
9	<b>20.380 Tourism, department of</b>				
10	(1) TOURISM DEVELOPMENT AND PROMOTION				
11	(a) General program operations	GPR	A	3,573,100	3,578,500
12	(b) Tourism marketing; general				
13	purpose revenue	GPR	A	–0–	–0–
14	(g) Gifts, grants and proceeds	PR	C	6,200	6,200
15	(h) Tourism promotion; sale of surplus				
16	property receipts	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ig) Golf promotion	PR	C	-0-	-0-
2	(ir) Payments to the WPGA Junior				
3	Foundation	PR	C	-0-	-0-
4	(j) Tourism promotion – private and				
5	public sources	PR	C	100,000	100,000
6	(k) Sale of materials or services	PR-S	C	-0-	-0-
7	(ka) Sale of materials and services–local				
8	assistance	PR-S	C	-0-	-0-
9	(kb) Sale of materials and				
10	services–individuals and				
11	organizations	PR-S	C	-0-	-0-
12	(kc) Marketing clearinghouse charges	PR-S	A	-0-	-0-
13	(kg) Tourism marketing; gaming				
14	revenue	PR-S	B	9,149,400	9,149,400
15	(km) Tourist information assistant	PR-S	A	101,600	101,600
16	(m) Federal aid, state operations	PR-F	C	-0-	-0-
17	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
18	(o) Federal aid, individuals and				
19	organizations	PR-F	C	-0-	-0-
20	(q) Administrative				
21	services–conservation fund	SEG	A	12,200	12,200
22	(w) Tourism marketing; transportation				
23	fund	SEG	B	2,200,000	2,200,000
<b>(1) PROGRAM TOTALS</b>					
<b>GENERAL PURPOSE REVENUES</b>				<b>3,573,100</b>	<b>3,578,500</b>

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
	PROGRAM REVENUE			9,357,200	9,357,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(106,200)	(106,200)
	SERVICE			(9,251,000)	(9,251,000)
	SEGREGATED FUNDS			2,212,200	2,212,200
	OTHER			(2,212,200)	(2,212,200)
	TOTAL-ALL SOURCES			15,142,500	15,147,900
1	(2) KICKAPOO VALLEY RESERVE				
2	(ip) Kickapoo reserve management				
3	board; program services	PR	C	107,300	107,300
4	(ir) Kickapoo reserve management				
5	board; gifts and grants	PR	C	-0-	-0-
6	(kc) Kickapoo valley reserve; law				
7	enforcement services	PR-S	A	32,300	32,300
8	(ms) Kickapoo reserve management				
9	board; federal aid	PR-F	C	-0-	-0-
10	(q) Kickapoo reserve management				
11	board; general program operations	SEG	A	410,100	410,100
12	(r) Kickapoo valley reserve; aids in lieu				
13	of taxes	SEG	S	270,600	295,000
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			139,600	139,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(107,300)	(107,300)
	SERVICE			(32,300)	(32,300)
	SEGREGATED FUNDS			680,700	705,100
	OTHER			(680,700)	(705,100)
	TOTAL-ALL SOURCES			820,300	844,700
	20.380 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			3,573,100	3,578,500
	PROGRAM REVENUE			9,496,800	9,496,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(213,500)	(213,500)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
SERVICE			(9,283,300)	(9,283,300)
SEGREGATED FUNDS			2,892,900	2,917,300
OTHER			(2,892,900)	(2,917,300)
TOTAL–ALL SOURCES			15,962,800	15,992,600
<b>1 20.395 Transportation, department of</b>				
<b>2 (1) Aids</b>				
<b>3 (ar) Corrections of transportation aid</b>				
<b>4 payments</b>	SEG	S	–0–	–0–
<b>5 (as) Transportation aids to counties,</b>				
<b>6 state funds</b>	SEG	A	94,619,200	96,511,600
<b>7 (at) Transportation aids to</b>				
<b>8 municipalities, state funds</b>	SEG	A	297,683,400	303,637,000
<b>9 (br) Milwaukee urban area rail transit</b>				
<b>10 system planning study; state funds</b>	SEG	A	–0–	–0–
<b>11 (bs) Transportation employment and</b>				
<b>12 mobility, state funds</b>	SEG	C	336,000	336,000
<b>13 (bt) Urban rail transit system grants</b>	SEG	C	–0–	–0–
<b>14 (bv) Transit and transportation</b>				
<b>15 employment and mobility aids, local</b>				
<b>16 funds</b>	SEG–L	C	110,000	110,000
<b>17 (bx) Transit and transportation</b>				
<b>18 employment and mobility aids,</b>				
<b>19 federal funds</b>	SEG–F	C	38,000,000	38,000,000
<b>20 (cq) Elderly and disabled capital aids,</b>				
<b>21 state funds</b>	SEG	C	921,900	921,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cr) Elderly and disabled county aids,				
2	state funds	SEG	A	12,638,900	12,910,100
3	(cv) Elderly and disabled aids, local				
4	funds	SEG–L	C	605,500	605,500
5	(cx) Elderly and disabled aids, federal				
6	funds	SEG–F	C	1,500,000	1,500,000
7	(ex) Highway safety, local assistance,				
8	federal funds	SEG–F	C	1,700,000	1,700,000
9	(fq) Connecting highways aids, state				
10	funds	SEG	A	12,851,900	12,851,900
11	(fs) Flood damage aids, state funds	SEG	S	600,000	600,000
12	(ft) Lift bridge aids, state funds	SEG	B	1,918,900	1,918,900
13	(fu) County forest road aids, state funds	SEG	A	303,300	303,300
14	(gq) Expressway policing aids, state				
15	funds	SEG	A	1,090,800	1,090,800
16	(gt) Soo Locks improvements, state				
17	funds	SEG	A	117,800	117,800
18	(hr) Tier B transit operating aids, state				
19	funds	SEG	A	22,749,900	23,204,900
20	(hs) Tier C transit operating aids, state				
21	funds	SEG	A	5,149,700	5,252,700
22	(ht) Tier A–1 transit operating aids,				
23	state funds	SEG	A	59,402,500	60,590,600



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(hu) Tier A–2 transit operating aids,				
2	state funds	SEG	A	15,858,500	16,175,700
3	(ig) Professional football stadium				
4	maintenance and operating costs,				
5	state funds	PR	C	–0–	–0–
6	(ih) Child abuse and neglect prevention,				
7	state funds	PR	C	–0–	–0–
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SEGREGATED FUNDS			568,158,200	578,338,700
	FEDERAL			(41,200,000)	(41,200,000)
	OTHER			(526,242,700)	(536,423,200)
	LOCAL			(715,500)	(715,500)
	TOTAL–ALL SOURCES			568,158,200	578,338,700
8	(2) LOCAL TRANSPORTATION ASSISTANCE				
9	(aq) Accelerated local bridge				
10	improvement assistance, state				
11	funds	SEG	C	–0–	–0–
12	(av) Accelerated local bridge				
13	improvement assistance, local				
14	funds	SEG–L	C	–0–	–0–
15	(ax) Accelerated local bridge				
16	improvement assistance, federal				
17	funds	SEG–F	C	–0–	–0–
18	(bq) Rail service assistance, state funds	SEG	C	786,600	786,600
19	(bu) Freight rail infrastructure				
20	improvements, state funds	SEG	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(bv) Rail service assistance, local funds	SEG–L	C	500,000	500,000
2	(bw) Freight rail assistance loan				
3	repayments, local funds	SEG–L	C	4,000,000	4,000,000
4	(bx) Rail service assistance, federal				
5	funds	SEG–F	C	50,000	50,000
6	(cq) Harbor assistance, state funds	SEG	C	612,500	612,500
7	(cr) Rail passenger service, state funds	SEG	C	1,391,800	1,430,600
8	(cs) Harbor assistance, federal funds	SEG–F	C	–0–	–0–
9	(ct) Pass. railroad station imprvmt. &				
10	comm. rail trans. sys. grants, state				
11	fds.	SEG	B	1,000,000	–0–
12	(cu) Pass. railroad station imprvmt. &				
13	comm. rail trans. sys. grants, local				
14	fds.	SEG–L	C	–0–	–0–
15	(cv) Rail passenger service, local funds	SEG–L	C	–0–	–0–
16	(cw) Harbor assistance, local funds	SEG–L	C	–0–	–0–
17	(cx) Rail passenger service, federal				
18	funds	SEG–F	C	5,567,300	5,722,300
19	(dq) Aeronautics assistance, state funds	SEG	C	12,985,400	13,242,700
20	(ds) Aviation career education, state				
21	funds	SEG	A	155,300	155,300
22	(dv) Aeronautics assistance, local funds	SEG–L	C	42,000,000	42,000,000
23	(dx) Aeronautics assistance, federal				
24	funds	SEG–F	C	74,000,000	74,000,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(eq) Highway and local bridge				
2	improvement assistance, state				
3	funds	SEG	C	8,543,800	8,543,800
4	(ev) Loc. brdg. imprvmt. & trfc. marking				
5	enhncmnt. asst., loc. & transfrd.				
6	fnds.	SEG–L	C	8,780,400	8,780,400
7	(ex) Local bridge improvement				
8	assistance, federal funds	SEG–F	C	24,438,300	24,438,300
9	(fb) Local roads for job preservation,				
10	state funds	GPR	C	–0–	–0–
11	(fr) Local roads improvement program,				
12	state funds	SEG	C	16,917,400	17,255,700
13	(ft) Local roads improvement program;				
14	discretionary grants, state funds	SEG	C	7,140,000	7,282,800
15	(fv) Local transportation facility				
16	improvement assistance, local				
17	funds	SEG–L	C	38,414,400	38,895,500
18	(fx) Local transportation facility				
19	improvement assistance, federal				
20	funds	SEG–F	C	70,391,300	70,391,300
21	(fz) Local roads for job preservation,				
22	federal funds	SEG–F	C	–0–	–0–
23	(gj) Railroad crossing protection				
24	installation and maintenance, state				
25	funds	SEG	C	–0–	–0–

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

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(jq) Surface transportation grants, state				
2	funds	SEG	C	–0–	–0–
3	(jv) Surface transportation grants, local				
4	funds	SEG–L	C	–0–	680,000
5	(jx) Surface transportation grants,				
6	federal funds	SEG–F	C	–0–	2,720,000
7	(kv) Congestion mitigation and air				
8	quality improvement, local funds	SEG–L	C	3,124,700	3,124,700
9	(kx) Congestion mitigation and air				
10	quality improvement, federal funds	SEG–F	C	11,619,000	11,619,000
11	(mq) Astronautics assistance, state funds	SEG	C	–0–	–0–
12	(mv) Astronautics assistance, local funds	SEG–L	C	–0–	–0–
13	(mx) Astronautics assistance, federal				
14	funds	SEG–F	C	–0–	–0–
15	(nv) Transportation enhancement				
16	activities, local funds	SEG–L	C	1,682,600	1,682,600
17	(nx) Transportation enhancement				
18	activities, federal funds	SEG–F	C	6,251,600	6,251,600
19	(ny) Milwaukee lakeshore walkway,				
20	federal funds	SEG–F	B	–0–	–0–
21	(ph) Transportation infrastructure				
22	loans, gifts and grants	SEG	C	–0–	–0–
23	(pq) Transportation infrastructure				
24	loans, state funds	SEG	C	5,000	5,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(pu) Transportation infrastructure				
2	loans, service funds	SEG-S	C	-0-	-0-
3	(pv) Transportation infrastructure				
4	loans, local funds	SEG-L	C	-0-	-0-
5	(px) Transportation infrastructure				
6	loans, federal funds	SEG-F	C	-0-	-0-
7	(qv) Safe routes to school, local funds	SEG-L	C	460,000	323,000
8	(qx) Safe routes to school, federal funds	SEG-F	C	4,600,000	3,230,100
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			360,167,000	362,473,400
	FEDERAL			(200,217,100)	(201,722,200)
	OTHER			(57,362,800)	(57,140,000)
	SERVICE			(-0-)	(-0-)
	LOCAL			(102,587,100)	(103,611,200)
	TOTAL-ALL SOURCES			360,167,000	362,473,400
9	(3) STATE HIGHWAY FACILITIES				
10	(bq) Major highway development, state				
11	funds	SEG	C	58,668,200	61,553,500
12	(br) Major highway development,				
13	service funds	SEG-S	C	165,738,300	167,395,600
14	(bv) Major highway development, local				
15	funds	SEG-L	C	-0-	-0-
16	(bx) Major highway development,				
17	federal funds	SEG-F	C	78,975,000	78,975,000
18	(ck) West Canal Street reconstruction				
19	and extension, service funds	PR-S	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cq) State highway rehabilitation, state				
2	funds	SEG	C	280,549,500	308,466,300
3	(cr) Southeast Wisconsin freeway				
4	rehabilitation, state funds	SEG	C	64,256,500	87,658,400
5	(ct) Marquette interchange reconstr,				
6	owner controlled ins pgm, service				
7	funds	SEG–S	C	–0–	–0–
8	(cv) State highway rehabilitation, local				
9	funds	SEG–L	C	2,000,000	2,000,000
10	(cw) Southeast Wisconsin freeway				
11	rehabilitation, local funds	SEG–L	C	–0–	–0–
12	(cx) State highway rehabilitation,				
13	federal funds	SEG–F	C	347,963,200	345,243,200
14	(cy) Southeast Wisconsin freeway				
15	rehabilitation, federal funds	SEG–F	C	72,493,500	80,091,600
16	(eq) Highway maintenance, repair, and				
17	traffic operations, state funds	SEG	C	209,193,100	217,559,400
18	(er) State–owned lift bridge operations				
19	and maintenance, state funds	SEG	A	2,232,400	2,232,400
20	(ev) Highway maintenance, repair, and				
21	traffic operations, local funds	SEG–L	C	496,000	496,000
22	(ex) Highway maintenance, repair, and				
23	traffic operations, federal funds	SEG–F	C	1,102,900	1,102,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(iq) Administration and planning, state				
2	funds	SEG	A	17,697,600	17,697,600
3	(ir) Disadvantaged business				
4	mobilization assistance, state funds	SEG	C	-0-	-0-
5	(iv) Administration and planning, local				
6	funds	SEG-L	C	-0-	-0-
7	(ix) Administration and planning,				
8	federal funds	SEG-F	C	3,679,900	3,679,900
9	(jh) Utility facilities within highway				
10	rights-of-way, state funds	PR	C	-0-	-0-
11	(jj) Damage claims	PR	C	1,850,000	1,850,000
12	(js) Telecommunications services,				
13	service funds	SEG-S	C	-0-	-0-
	<b>(3) PROGRAM TOTALS</b>				
	PROGRAM REVENUE			1,850,000	1,850,000
	OTHER			(1,850,000)	(1,850,000)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			1,305,046,100	1,374,151,800
	FEDERAL			(504,214,500)	(509,092,600)
	OTHER			(632,597,300)	(695,167,600)
	SERVICE			(165,738,300)	(167,395,600)
	LOCAL			(2,496,000)	(2,496,000)
	TOTAL-ALL SOURCES			1,306,896,100	1,376,001,800
14	(4) GENERAL TRANSPORTATION OPERATIONS				
15	(aq) Departmental management and				
16	operations, state funds	SEG	A	62,199,900	62,098,500
17	(ar) Minor construction projects, state				
18	funds	SEG	C	-0-	-0-



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

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ch) Repaired salvage vehicle				
2	examinations, state funds	PR	C	–0–	–0–
3	(ci) Breath screening instruments,				
4	state funds	PR	C	299,200	299,200
5	(cj) Vehicle registration, special group				
6	plates, state funds	PR	C	–0–	–0–
7	(cL) Licensing fees, state funds	PR	C	–0–	–0–
8	(cq) Veh. reg., insp. & maint., driver				
9	licensing & aircraft reg., state				
10	funds	SEG	A	70,829,100	70,649,200
11	(cx) Vehicle registration and driver				
12	licensing, federal funds	SEG–F	C	200,000	200,000
13	(dg) Escort, security and traffic				
14	enforcement services, state funds	PR	C	162,100	162,100
15	(dh) Traffic academy tuition payments,				
16	state funds	PR	C	474,800	474,800
17	(di) Chemical testing training and				
18	services, state funds	PR	A	1,388,600	1,388,600
19	(dk) Public safety radio management,				
20	service funds	PR–S	C	286,100	286,100
21	(dL) Public safety radio management,				
22	state funds	PR	C	22,000	22,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(dq) Vehicle inspection, traffic				
2	enforcement and radio				
3	management, state funds	SEG	A	59,438,400	59,788,000
4	(dr) Transportation safety, state funds	SEG	A	1,512,200	1,512,200
5	(dx) Vehicle inspection and traffic				
6	enforcement, federal funds	SEG-F	C	8,526,300	8,473,200
7	(dy) Transportation safety, federal funds	SEG-F	C	3,826,200	3,826,200
8	(ek) Safe-ride grant program; state				
9	funds	PR-S	C	-0-	-0-
10	(hq) Mtr. veh. emission inspec. & maint.				
11	prog.; contractor costs & equip.				
12	grants	SEG	A	13,324,400	-0-
13	(hx) Motor vehicle emission inspection				
14	and maintenance programs, federal				
15	funds	SEG-F	C	-0-	-0-
16	(iv) Municipal and county registration				
17	fee, local funds	SEG-L	C	-0-	-0-
18	(jr) Pretrial intoxicated driver				
19	intervention grants, state funds	SEG	A	779,400	779,400
<b>(5) PROGRAM TOTALS</b>					
	PROGRAM REVENUE			2,632,800	2,632,800
	OTHER			(2,346,700)	(2,346,700)
	SERVICE			(286,100)	(286,100)
	SEGREGATED FUNDS			158,436,000	145,228,200
	FEDERAL			(12,552,500)	(12,499,400)
	OTHER			(145,883,500)	(132,728,800)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			161,068,800	147,861,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(6) DEBT SERVICES				
2	(af) Prin. rpmt. & int., local rds. job				
3	psrv. & maj. hwy & rehab., state				
4	funds	GPR	S	58,890,700	47,114,400
5	(aq) Principal repayment and interest,				
6	transportation facilities, state funds	SEG	S	5,434,300	6,885,600
7	(ar) Principal repayment and interest,				
8	buildings, state funds	SEG	S	8,500	8,500
9	(au) Prin pmt & int, Marq interch & I94				
10	n-s corridor reconst proj, state fds	SEG	S	16,920,800	16,920,200
11	(bq) Princ. repay. & interest, major				
12	highway and rehab. projects, state				
13	funds	SEG	A	26,600,000	43,300,000
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			58,890,700	47,114,400
	SEGREGATED FUNDS			48,963,600	67,114,300
	OTHER			(48,963,600)	(67,114,300)
	TOTAL-ALL SOURCES			107,854,300	114,228,700
14	(9) GENERAL PROVISIONS				
15	(gg) Credit card use charges	SEG	C	-0-	-0-
16	(qd) Freeway land disposal				
17	reimbursement clearing account	SEG	C	-0-	-0-
18	(qh) Highways, bridges and local				
19	transportation assistance clearing				
20	account	SEG	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(qj) Hwys., bridges & local transp.				
2	assist. clearing acct., fed. funded				
3	pos.	SEG-F	C	-0-	-0-
4	(qn) Motor vehicle financial				
5	responsibility	SEG	C	-0-	-0-
6	(th) Temporary funding of projects				
7	financed by revenue bonds	SEG	S	-0-	-0-

**(9) PROGRAM TOTALS**

SEGREGATED FUNDS	-0-	-0-
FEDERAL	(-0-)	(-0-)
OTHER	(-0-)	(-0-)
TOTAL-ALL SOURCES	-0-	-0-

**20.395 DEPARTMENT TOTALS**

GENERAL PURPOSE REVENUES	58,890,700	47,114,400
PROGRAM REVENUE	4,482,800	4,482,800
OTHER	(4,196,700)	(4,196,700)
SERVICE	(286,100)	(286,100)
SEGREGATED FUNDS	2,554,922,700	2,641,356,800
FEDERAL	(771,110,300)	(777,440,400)
OTHER	(1,473,607,400)	(1,551,030,000)
SERVICE	(204,037,400)	(205,694,700)
LOCAL	(106,167,600)	(107,191,700)
TOTAL-ALL SOURCES	2,618,296,200	2,692,954,000

**Environmental Resources****FUNCTIONAL AREA TOTALS**

GENERAL PURPOSE REVENUES	259,555,000	257,439,300
PROGRAM REVENUE	81,562,900	79,270,100
FEDERAL	(27,099,100)	(26,930,600)
OTHER	(30,834,400)	(28,651,100)
SERVICE	(23,629,400)	(23,688,400)
SEGREGATED FUNDS	2,907,596,600	2,996,438,500
FEDERAL	(818,635,100)	(824,965,200)
OTHER	(1,778,756,500)	(1,858,586,900)
SERVICE	(204,037,400)	(205,694,700)
LOCAL	(106,167,600)	(107,191,700)
TOTAL-ALL SOURCES	3,248,714,500	3,333,147,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
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### Human Relations and Resources

1	<b>20.410 Corrections, department of</b>				
2	(1) ADULT CORRECTIONAL SERVICES				
3	(a) General program operations	GPR	A	663,044,400	666,080,000
4	(aa) Institutional repair and				
5	maintenance	GPR	A	4,201,300	4,201,300
6	(ab) Corrections contracts and				
7	agreements	GPR	A	24,829,500	17,832,300
8	(b) Services for community corrections	GPR	A	127,684,700	130,630,500
9	(bm) Pharmacological treatment for				
10	certain child sex offenders	GPR	A	110,000	110,000
11	(bn) Reimbursing counties for probation,				
12	extended supervision and parole				
13	holds	GPR	A	4,935,100	4,935,100
14	(c) Reimbursemnt claims of counties				
15	containing state prisons	GPR	S	185,700	185,700
16	(cw) Mother–young child care program	GPR	A	200,000	200,000
17	(d) Purchased services for offenders	GPR	A	28,700,200	30,995,200
18	(e) Principal repayment and interest	GPR	S	74,592,500	73,637,000
19	(ec) Prison industries principal, interest				
20	and rebates	GPR	S	–0–	–0–
21	(f) Energy costs	GPR	A	28,425,600	29,532,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(g) Loan fund for persons on probation,				
2	extended supervision or parole	PR	A	–0–	–0–
3	(gb) Drug testing	PR	C	–0–	–0–
4	(gc) Sex offender honesty testing	PR	C	122,000	122,000
5	(gd) Sex offender management	PR	A	813,000	1,076,500
6	(gf) Probation, parole and extended				
7	supervision	PR	A	11,845,800	11,845,800
8	(gi) General operations	PR	A	4,076,500	4,076,600
9	(gk) Global positioning system tracking				
10	devices	PR	C	4,200	26,000
11	(gr) Home detention services	PR	A	615,500	616,000
12	(gt) Telephone company commissions	PR	A	1,116,300	1,116,300
13	(h) Administration of restitution	PR	A	928,100	821,900
14	(i) Gifts and grants	PR	C	33,400	33,400
15	(jz) Operations and maintenance	PR	C	360,000	382,500
16	(kc) Correctional institution enterprises;				
17	inmate activities and employment	PR–S	C	3,158,700	3,158,700
18	(kf) Correctional farms	PR–S	A	4,282,700	4,284,300
19	(kh) Victim services and programs	PR–S	A	272,700	272,700
20	(kk) Institutional operations and				
21	charges	PR–S	A	17,642,900	17,944,300
22	(km) Prison industries	PR–S	A	18,412,900	18,279,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ko) Prison industries principal				
2	repayment, interest and rebates	PR-S	S	117,600	386,500
3	(kp) Correctional officer training	PR-S	A	2,689,200	2,689,200
4	(kx) Interagency and intra-agency				
5	programs	PR-S	C	2,460,900	2,516,900
6	(ky) Interagency and intra-agency aids	PR-S	C	1,442,100	1,442,100
7	(m) Federal project operations	PR-F	C	2,473,100	2,473,100
8	(n) Federal program operations	PR-F	C	86,800	86,800
9	(qm) Computer recycling	SEG	A	295,800	294,400
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			956,909,000	958,339,800
	PROGRAM REVENUE			72,954,400	73,650,600
	FEDERAL			(2,559,900)	(2,559,900)
	OTHER			(19,914,800)	(20,117,000)
	SERVICE			(50,479,700)	(50,973,700)
	SEGREGATED FUNDS			295,800	294,400
	OTHER			(295,800)	(294,400)
	TOTAL-ALL SOURCES			1,030,159,200	1,032,284,800
10	(2) PAROLE COMMISSION				
11	(a) General program operations	GPR	A	1,142,900	1,143,000
	<b>(2) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			1,142,900	1,143,000
	TOTAL-ALL SOURCES			1,142,900	1,143,000
12	(3) JUVENILE CORRECTIONAL SERVICES				
13	(a) General program operations	GPR	A	1,051,900	1,052,100
14	(ba) Mendota juvenile treatment center	GPR	A	1,379,300	1,379,300
15	(c) Reimbursement claims of counties				
16	containing juvenile corr facilities	GPR	A	200,000	200,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cd) Community youth and family aids	GPR	A	90,841,000	90,841,000
2	(cg) Serious juvenile offenders	GPR	B	15,837,300	16,829,800
3	(e) Principal repayment and interest	GPR	S	4,877,500	4,900,400
4	(f) Community intervention program	GPR	A	3,750,000	3,750,000
5	(hm) Juvenile correctional services	PR	A	54,599,500	55,087,400
6	(ho) Juvenile residential aftercare	PR	A	5,088,300	5,395,300
7	(hr) Juvenile corrective sanctions				
8	program	PR	A	4,794,400	4,783,700
9	(i) Gifts and grants	PR	C	7,700	7,700
10	(j) State–owned housing maintenance	PR	A	35,000	35,000
11	(jr) Institutional operations and				
12	charges	PR	A	217,400	217,400
13	(ko) Interagency programs; community				
14	youth and family aids	PR–S	C	2,449,200	2,449,200
15	(kx) Interagency and intra–agency				
16	programs	PR–S	C	1,702,200	1,702,200
17	(ky) Interagency and intra–agency aids	PR–S	C	–0–	–0–
18	(n) Federal program operations	PR–F	C	30,000	30,000
19	(r) County aid fund; community youth				
20	and family aids	SEG	A	7,400,000	9,400,000

**(3) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	117,937,000	118,952,600
PROGRAM REVENUE	68,923,700	69,707,900
FEDERAL	(30,000)	(30,000)
OTHER	(64,742,300)	(65,526,500)
SERVICE	(4,151,400)	(4,151,400)
SEGREGATED FUNDS	7,400,000	9,400,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
OTHER			(7,400,000)	(9,400,000)
TOTAL–ALL SOURCES			194,260,700	198,060,500

## 20.410 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES			1,075,988,900	1,078,435,400
PROGRAM REVENUE			141,878,100	143,358,500
FEDERAL			(2,589,900)	(2,589,900)
OTHER			(84,657,100)	(85,643,500)
SERVICE			(54,631,100)	(55,125,100)
SEGREGATED FUNDS			7,695,800	9,694,400
OTHER			(7,695,800)	(9,694,400)
TOTAL–ALL SOURCES			1,225,562,800	1,231,488,300

1 **20.425 Employment relations commission**

## 2 (1) LABOR RELATIONS

3	(a)	General program operations	GPR	A	2,587,600	2,587,600
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4	(i)	Fees, collective bargaining training,				
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5		publications, and appeals	PR	A	558,100	598,000
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## 20.425 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES			2,587,600	2,587,600
PROGRAM REVENUE			558,100	598,000
OTHER			(558,100)	(598,000)
TOTAL–ALL SOURCES			3,145,700	3,185,600

6 **20.432 Board on aging and long-term care**

## 7 (1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED

8	(a)	General program operations	GPR	A	1,034,700	1,071,900
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9	(i)	Gifts and grants	PR	C	–0–	–0–
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10	(k)	Contracts with other state agencies	PR–S	C	916,500	928,300
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11	(kb)	Insurance and other information,				
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12		counseling and assistance	PR–S	A	425,900	434,900
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13	(m)	Federal aid	PR–F	C	–0–	–0–
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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
<b>20.432 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			1,034,700	1,071,900
PROGRAM REVENUE			1,342,400	1,363,200
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(1,342,400)	(1,363,200)
TOTAL-ALL SOURCES			2,377,100	2,435,100
<b>1     20.433 Child abuse and neglect prevention board</b>				
<b>2     (1)    PREVENTION OF CHILD ABUSE AND NEGLECT</b>				
<b>3       (b)   Grants to organizations</b>	GPR	C	990,400	1,129,700
<b>4       (g)   General program operations</b>	PR	A	442,400	442,400
<b>5       (h)   Grants to organizations; program</b>				
<b>6           revenues</b>	PR	C	1,480,000	1,480,000
<b>7       (i)   Gifts and grants</b>	PR	C	-0-	-0-
<b>8       (k)   Interagency programs</b>	PR-S	C	26,900	-0-
<b>9       (m)   Federal project operations</b>	PR-F	C	167,400	167,400
<b>10      (ma)  Federal project aids</b>	PR-F	C	450,000	450,000
<b>11      (q)   Children's trust fund; gifts and</b>				
<b>12           grants</b>	SEG	C	23,100	23,100
<b>20.433 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			990,400	1,129,700
PROGRAM REVENUE			2,566,700	2,539,800
FEDERAL			(617,400)	(617,400)
OTHER			(1,922,400)	(1,922,400)
SERVICE			(26,900)	(-0-)
SEGREGATED FUNDS			23,100	23,100
OTHER			(23,100)	(23,100)
TOTAL-ALL SOURCES			3,580,200	3,692,600
<b>13     20.435 Health and family services, department of</b>				
<b>14      (1)    PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; STATE OPERATIONS</b>				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(a) General program operations	GPR	A	5,700,200	5,650,200
2	(ac) Child abuse and neglect prevention				
3	technical assistance	GPR	A	–0–	–0–
4	(c) Public health emergency				
5	quarantine costs	GPR	S	–0–	–0–
6	(gm) Licensing, review and certifying				
7	activities fees; supplies and services	PR	A	9,412,400	9,412,500
8	(gr) Supplemental food program for				
9	women, infants and children				
10	adminstration	PR	C	110,000	–0–
11	(hg) General program operations: health				
12	care information	PR	A	1,174,800	862,100
13	(hi) Compilations and special reports;				
14	health care information	PR	C	50,000	50,000
15	(i) Gifts and grants	PR	C	404,000	300,700
16	(jb) Congenital disorders; operations	PR	A	86,200	86,200
17	(kx) Interagency and intra–agency				
18	programs	PR–S	C	2,917,700	3,177,700
19	(m) Federal project operations	PR–F	C	20,080,000	20,010,900
20	(mc) Block grant operations	PR–F	C	5,864,700	5,743,600
21	(n) Federal program operations	PR–F	C	5,681,300	247,500
22	(q) Groundwater and air quality				
23	standards	SEG	A	306,000	306,000
<b>(1) PROGRAM TOTALS</b>					
GENERAL PURPOSE REVENUES				5,700,200	5,650,200

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
	PROGRAM REVENUE			45,781,100	39,891,200
	FEDERAL			(31,626,000)	(26,002,000)
	OTHER			(11,237,400)	(10,711,500)
	SERVICE			(2,917,700)	(3,177,700)
	SEGREGATED FUNDS			306,000	306,000
	OTHER			(306,000)	(306,000)
	TOTAL–ALL SOURCES			51,787,300	45,847,400
1	(2) DISABILITY AND ELDER SERVICES; INSTITUTIONS				
2	(a) General program operations	GPR	A	63,193,100	63,421,100
3	(aa) Institutional repair and				
4	maintenance	GPR	A	659,300	659,300
5	(bj) Competency examinations and				
6	conditional and supervised release				
7	services	GPR	B	8,528,300	9,313,300
8	(bm) Secure mental health units or				
9	facilities	GPR	A	75,273,300	79,574,500
10	(ee) Principal repayment and interest	GPR	S	13,756,000	13,592,200
11	(ef) Lease rental payments	GPR	S	–0–	–0–
12	(f) Energy costs	GPR	A	3,879,400	4,077,700
13	(g) Alternative services of institutes				
14	and centers	PR	C	11,837,800	11,853,000
15	(gk) Institutional operations and				
16	charges	PR	A	164,752,100	166,482,800
17	(gL) Extended intensive treatment				
18	surcharge	PR	C	–0–	–0–
19	(gs) Sex offender honesty testing	PR	C	–0–	–0–
20	(i) Gifts and grants	PR	C	388,600	388,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kx) Interagency and intra–agency				
2	programs	PR–S	C	7,149,900	7,241,700
3	(ky) Interagency and intra–agency aids	PR–S	C	–0–	–0–
4	(kz) Interagency and intra–agency local				
5	assistance	PR–S	C	–0–	–0–
6	(m) Federal project operations	PR–F	C	–0–	–0–
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			165,289,400	170,638,100
	PROGRAM REVENUE			184,128,400	185,966,100
	FEDERAL			(–0–)	(–0–)
	OTHER			(176,978,500)	(178,724,400)
	SERVICE			(7,149,900)	(7,241,700)
	TOTAL–ALL SOURCES			349,417,800	356,604,200
7	(3) CHILDREN AND FAMILY SERVICES				
8	(a) General program operations	GPR	A	5,727,400	–0–
9	(bc) Grants for children's community				
10	programs	GPR	A	597,200	–0–
11	(bm) Services for children and families	GPR	S	–0–	–0–
12	(cd) Domestic abuse grants	GPR	A	7,290,300	–0–
13	(cf) Foster, trtmt foster &				
14	family–operated group home parent				
15	ins & liability	GPR	A	60,000	–0–
16	(cw) Milwaukee child welfare services;				
17	general program operations	GPR	A	12,418,700	–0–
18	(cx) Milwaukee child welfare services;				
19	aids	GPR	A	36,862,400	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(da) Child welfare program				
2	enhancement plan; aids	GPR	A	1,117,200	–0–
3	(dd) State foster care and adoption				
4	services	GPR	A	48,059,700	–0–
5	(dg) State adoption info exch, state				
6	adoption ctr, & post–adoption				
7	resource ctrs	GPR	A	281,000	–0–
8	(eg) Brighter futures initiative and				
9	tribal adolescent services	GPR	A	1,959,500	–0–
10	(f) Second–chance homes	GPR	A	–0–	–0–
11	(fr) Skills enhancement grants	GPR	A	1,170,000	–0–
12	(gx) Milwaukee child welfare services;				
13	collections	PR	C	7,720,700	–0–
14	(hh) Domestic abuse surcharge grants	PR	C	641,500	–0–
15	(i) Gifts and grants	PR	C	–0–	–0–
16	(j) Statewide automated child welfare				
17	information system receipts	PR	C	850,800	–0–
18	(jb) Fees for administrative services	PR	C	78,800	–0–
19	(jj) Searches for birth parents and				
20	adoption record information;				
21	foreign adopt	PR	A	90,300	–0–
22	(jm) Licensing activities	PR	A	958,400	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kc) Interagency and intra–agency aids;				
2	kinship care and long–term kinship				
3	care	PR–S	A	21,878,300	–0–
4	(kd) Kinship care and long–term kinship				
5	care assessments	PR–S	A	1,464,000	–0–
6	(km) Federal block grant transfer; aids	PR–S	A	–0–	–0–
7	(kw) Interagency and intra–agency aids;				
8	Milwaukee child welfare services	PR–S	A	21,991,100	–0–
9	(kx) Interagency and intra–agency				
10	programs	PR–S	C	15,706,000	–0–
11	(ky) Interagency and intra–agency aids	PR–S	C	–0–	–0–
12	(kz) Interagency and intra–agency local				
13	assistance	PR–S	C	–0–	–0–
14	(m) Federal project operations	PR–F	C	782,400	–0–
15	(ma) Federal project aids	PR–F	C	3,780,700	–0–
16	(mb) Federal project local assistance	PR–F	C	–0–	–0–
17	(mc) Federal block grant operations	PR–F	C	2,371,500	–0–
18	(md) Federal block grant aids	PR–F	C	8,911,200	–0–
19	(me) Federal block grant local assistance	PR–F	C	–0–	–0–
20	(mw) Federal aid; Milwaukee child				
21	welfare services general program				
22	operations	PR–F	C	5,453,000	–0–
23	(mx) Federal aid; Milwaukee child				
24	welfare services aids	PR–F	C	13,537,600	–0–



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(n) Federal program operations	PR–F	C	6,720,700	–0–
2	(na) Federal program aids	PR–F	C	3,258,100	–0–
3	(nL) Federal program local assistance	PR–F	C	10,796,800	–0–
4	(pd) Federal aid; state foster care and				
5	adoption services	PR–F	C	43,906,100	–0–
6	(pm) Federal aid; adoption incentive				
7	payments	PR–F	C	–0–	–0–
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			115,543,400	–0–
	PROGRAM REVENUE			170,898,000	–0–
	FEDERAL			(99,518,100)	(–0–)
	OTHER			(10,340,500)	(–0–)
	SERVICE			(61,039,400)	(–0–)
	TOTAL–ALL SOURCES			286,441,400	–0–
8	(4) HEALTH SERVICES PLANNING, REG & DELIVERY; HLTH CARE FIN; OTHER SUPPORT PGMS				
9	(a) General program operations	GPR	A	10,415,700	10,426,000
10	(b) Medical assistance program				
11	benefits	GPR	B	1,401,854,500	1,501,585,000
12	(bm) MA food stamp program admin;				
13	contracts costs; ins reports & res				
14	ctrs	GPR	B	37,224,500	35,467,100
15	(bn) Income maintenance	GPR	B	37,206,300	37,356,300
16	(bt) Relief block grants to counties	GPR	A	400,000	400,000
17	(bv) Prescription drug assistance for				
18	elderly; aids	GPR	B	54,229,100	62,792,800
19	(d) Facility appeals mechanism	GPR	A	546,800	546,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(e) Disease aids	GPR	B	4,641,600	4,229,400
2	(g) Family care benefit; cost sharing	PR	C	–0–	–0–
3	(gm) Health services regulation	PR	A	21,200	21,200
4	(h) General or medical assistance				
5	medical program;				
6	intergovernmental transfer	PR	A	6,799,400	6,799,400
7	(i) Gifts and grants; health care				
8	financing	PR	C	115,800	115,800
9	(iL) Medical assistance provider				
10	assessments	PR	C	–0–	–0–
11	(im) Medical assistance; correct				
12	payment recovery; collections; other				
13	recoveries	PR	C	17,321,200	17,341,000
14	(in) Community options program;				
15	family care; recovery of costs				
16	administration	PR	A	102,600	102,600
17	(j) Prescription drug assistance for				
18	elderly; manufacturer rebates	PR	C	67,303,500	81,413,200
19	(jb) Prescription drug assistance for				
20	elderly; enrollment fees	PR	C	3,408,400	3,467,600
21	(je) Disease aids; drug manufacturer				
22	rebates	PR	C	224,400	252,200
23	(jw) BadgerCare plus administrative				
24	costs	PR	B	476,100	2,186,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(jz) Medical assistance and BadgerCare				
2	cost sharing and employer penalty				
3	assess	PR	C	11,924,600	27,785,500
4	(kb) Relief block grants to tribal				
5	governing bodies	PR–S	A	800,000	800,000
6	(kt) Medical assistance outreach and				
7	reimbursements for tribes	PR–S	B	1,070,000	1,070,000
8	(kx) Interagency and intra–agency				
9	programs	PR–S	C	2,681,900	2,681,900
10	(ky) Interagency and intra–agency aids	PR–S	C	995,600	995,600
11	(kz) Interagency and intra–agency local				
12	assistance	PR–S	C	386,100	386,100
13	(L) Fraud and error reduction	PR	C	801,300	801,300
14	(m) Federal project operations	PR–F	C	645,600	645,600
15	(ma) Federal project aids	PR–F	C	800,000	800,000
16	(md) Federal block grant aids	PR–F	C	–0–	–0–
17	(n) Federal program operations	PR–F	C	44,143,000	44,129,800
18	(na) Federal program aids	PR–F	C	9,244,100	9,244,100
19	(nn) Federal aid; income maintenance	PR–F	C	57,005,300	57,155,300
20	(o) Federal aid; medical assistance	PR–F	C	3,074,860,800	3,303,222,900
21	(pa) Federal aid; medical assistance and				
22	food stamps contracts				
23	administration	PR–F	C	66,865,500	68,883,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(pg) Federal aid; prescription drug				
2	assistance for elderly	PR–F	C	48,101,000	52,765,900
3	(pv) Food stamps; electronic benefits				
4	transfer	PR–F	C	–0–	–0–
5	(w) Medical assistance trust fund	SEG	B	110,176,400	106,157,000
6	(wm) Medical assistance trust fund;				
7	nursing homes	SEG	S	–0–	–0–
8	(wp) Medical assistance trust fund;				
9	county reimbursement	SEG	S	–0–	–0–
10	(x) Badger care health care program;				
11	medical assistance trust fund	SEG	C	–0–	–0–
12	(xd) Health care quality fund; medical				
13	assistance and BadgerCare benefits	SEG	C	568,432,800	588,396,800
14	(xe) Health care quality fund;				
15	administration	SEG	C	–0–	1,386,200
16	(xf) Health care quality fund; special				
17	purposes	SEG	B	162,500	137,500
18	(xh) Health care quality fund;				
19	prescription drug assistance;				
20	benefits	SEG	C	–0–	–0–
21	(xi) Health care quality fund;				
22	prescription drug assistance;				
23	administration	SEG	C	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(y) Utility public benefits fund; income				
2	maintenance	SEG	A	–0–	–0–
(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			1,546,518,500	1,652,803,400
	PROGRAM REVENUE			3,416,097,400	3,683,066,200
	FEDERAL			(3,301,665,300)	(3,536,846,600)
	OTHER			(108,498,500)	(140,286,000)
	SERVICE			(5,933,600)	(5,933,600)
	SEGREGATED FUNDS			678,771,700	696,077,500
	OTHER			(678,771,700)	(696,077,500)
	TOTAL–ALL SOURCES			5,641,387,600	6,031,947,100
3	(5) PUBLIC HEALTH SERVICES PLANNING, REGULATION & DELIVERY; AIDS & LOCAL ASSIST				
4	(ab) Child abuse and neglect prevention				
5	and universal home visitation				
6	grants	GPR	A	995,700	–0–
7	(am) Services, reimbursement and				
8	payment related to human				
9	immunodeficiency virus	GPR	A	5,108,800	5,530,400
10	(cb) Well woman program	GPR	A	2,188,200	2,188,200
11	(cc) Cancer control and prevention	GPR	A	394,600	394,600
12	(ce) Primary health for homeless				
13	individuals	GPR	C	125,000	125,000
14	(cm) Immunization	GPR	S	–0–	–0–
15	(de) Dental services	GPR	A	3,136,600	3,136,600
16	(dm) Rural health dental clinics	GPR	A	987,600	987,600
17	(dn) Food distribution costs	GPR	A	320,000	–0–
18	(ds) Statewide poison control program	GPR	A	375,000	375,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(e) Public health dispensaries and				
2	drugs	GPR	B	425,500	450,300
3	(ed) Radon aids	GPR	A	30,000	30,000
4	(ef) Lead poisoning or lead exposure				
5	services	GPR	A	1,004,100	1,004,100
6	(eg) Pregnancy counseling	GPR	A	77,600	77,600
7	(em) Supplemental food program for				
8	women, infants and children				
9	benefits	GPR	C	179,300	–0–
10	(eu) Reducing fetal and infant mortality				
11	and morbidity	GPR	B	250,000	250,000
12	(ev) Pregnancy outreach and infant				
13	health	GPR	A	211,200	211,200
14	(f) Family planning	GPR	A	1,955,200	1,955,200
15	(fh) Community health services	GPR	A	3,075,000	6,075,000
16	(fi) Payments to the Wisconsin				
17	Women's Health Foundation	PR	C	–0–	–0–
18	(fm) Tobacco use control grants	GPR	C	–0–	–0–
19	(i) Gifts and grants; aids	PR	C	4,554,500	3,443,400
20	(ja) Congenital disorders; diagnosis,				
21	special dietary treatment and				
22	counseling	PR	A	2,194,300	2,294,300
23	(kb) Minority health	PR–S	A	150,000	150,000
24	(ke) American Indian health projects	PR–S	A	120,000	120,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ky) Interagency and intra–agency aids	PR–S	C	192,700	252,700
2	(ma) Federal project aids	PR–F	C	45,753,300	44,994,500
3	(md) Block grant aids	PR–F	C	8,159,000	8,159,000
4	(na) Federal program aids	PR–F	C	64,152,300	–0–
5	(r) Health care quality fund; tobacco				
6	use control	SEG	C	19,837,500	19,862,500
7	(rb) Emergency medical services; aids	SEG	A	2,200,000	2,200,000
<b>(5) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			20,839,400	22,790,800
	PROGRAM REVENUE			125,276,100	59,413,900
	FEDERAL			(118,064,600)	(53,153,500)
	OTHER			(6,748,800)	(5,737,700)
	SERVICE			(462,700)	(522,700)
	SEGREGATED FUNDS			22,037,500	22,062,500
	OTHER			(22,037,500)	(22,062,500)
	TOTAL–ALL SOURCES			168,153,000	104,267,200
8	(6) DISABILITY AND ELDER SERVICES; STATE OPERATIONS NON–INSTITUTION				
9	(a) General program operations;				
10	physical disabilities	GPR	A	15,800,500	15,893,400
11	(dm) Nursing home monitoring and				
12	receivership supplement	GPR	S	–0–	–0–
13	(e) Principal repayment and interest	GPR	S	68,400	66,500
14	(ee) Admin. exp. for state suppl to				
15	federal supplemental security				
16	income program	GPR	A	611,800	611,800
17	(g) Nursing facility resident protection	PR	C	151,000	151,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ga) Community–based residential				
2	facility monitoring and receivership				
3	ops	PR	C	–0–	–0–
4	(gb) Alcohol and drug abuse initiatives	PR	C	846,700	846,500
5	(gc) Disabled children’s long–term				
6	support waivers; state operations	PR	A	–0–	–0–
7	(hs) Interpreter services for hearing				
8	impaired	PR	A	40,100	40,100
9	(hx) Services related to drivers, receipts	PR	A	–0–	–0–
10	(i) Gifts and grants	PR	C	294,100	207,100
11	(jb) Fees for administrative services	PR	C	202,300	202,300
12	(jm) Licensing and support services	PR	A	4,566,000	4,485,800
13	(k) Nursing home monitoring and				
14	receivership operations	PR–S	C	–0–	–0–
15	(kx) Interagency and intra–agency				
16	programs	PR–S	C	1,545,300	1,517,100
17	(m) Federal project operations	PR–F	C	6,151,700	5,378,500
18	(mc) Federal block grant operations	PR–F	C	3,581,500	3,581,500
19	(n) Federal program operations	PR–F	C	24,270,300	24,424,300
<b>(6) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			16,480,700	16,571,700
	PROGRAM REVENUE			41,649,000	40,834,200
	FEDERAL			(34,003,500)	(33,384,300)
	OTHER			(6,100,200)	(5,932,800)
	SERVICE			(1,545,300)	(1,517,100)
	TOTAL–ALL SOURCES			58,129,700	57,405,900



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(7) DISABILITY AND ELDER SERVICES; AIDS AND LOCAL ASSISTANCE				
2	(b) Community aids and medical				
3	assistance payments	GPR	A	173,483,400	163,621,400
4	(bc) Grants for community programs	GPR	A	6,727,900	6,727,900
5	(bd) Long-term care programs	GPR	A	94,321,200	94,321,200
6	(be) Mental health treatment services	GPR	A	10,583,800	10,583,800
7	(bg) Alzheimer’s disease; training and				
8	information grants	GPR	A	132,700	132,700
9	(bL) Community support programs and				
10	psychosocial services	GPR	A	1,186,900	1,186,900
11	(bm) Purchased services for clients	GPR	A	94,800	94,800
12	(br) Respite care	GPR	A	225,000	225,000
13	(bt) Early intervention services for				
14	infants and toddlers with				
15	disabilities	GPR	C	6,878,700	6,878,700
16	(c) Independent living centers	GPR	A	983,500	983,500
17	(cg) Guardianship grant program	GPR	A	100,000	100,000
18	(co) Integrated service programs for				
19	children with severe disabilities	GPR	A	133,300	133,300
20	(d) Interpreter services and				
21	telecommunication aid for the				
22	hearing impaired	GPR	A	180,000	180,000
23	(da) Reimbursements to local units of				
24	government	GPR	S	400,000	400,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(dh) Programs for senior citizens; elder				
2	abuse services; benefit specialist				
3	pgm	GPR	A	11,909,800	11,909,800
4	(ed) State supplement to federal				
5	supplemental security income				
6	program	GPR	S	133,491,200	135,657,900
7	(g) Long–term care; county				
8	contributions	PR	C	10,415,200	29,480,100
9	(gg) Collection remittances to local units				
10	of government	PR	C	5,000	5,000
11	(h) Disabled children’s long–term				
12	support waivers	PR	C	–0–	–0–
13	(hy) Services for drivers, local assistance	PR	C	1,000,000	1,000,000
14	(i) Gifts and grants; local assistance	PR	C	–0–	–0–
15	(im) Community options program;				
16	family care benefit; recovery of				
17	costs	PR	C	375,000	375,000
18	(kb) Severely emotionally disturbed				
19	children	PR–S	C	731,800	731,800
20	(kc) Independent living center grants	PR–S	A	600,000	600,000
21	(kg) Compulsive gambling awareness				
22	campaigns	PR–S	A	300,000	300,000
23	(kL) Indian aids	PR–S	A	271,600	271,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
1	(km) Indian drug abuse prevention and					
2	education	PR–S	A	500,000	500,000	
3	(kn) Elderly nutrition; home–delivered					
4	and congregate meals	PR–S	A	500,000	500,000	
5	(ky) Interagency and intra–agency aids	PR–S	C	29,868,000	29,868,000	
6	(kz) Interagency and intra–agency local					
7	assistance	PR–S	C	100,000	100,000	
8	(ma) Federal project aids	PR–F	C	3,813,900	770,300	
9	(mb) Federal project local assistance	PR–F	C	–0–	–0–	
10	(md) Federal block grant aids	PR–F	C	8,709,300	8,709,200	
11	(me) Federal block grant local assistance	PR–F	C	7,451,400	7,451,400	
12	(na) Federal program aids	PR–F	C	27,875,700	27,875,700	
13	(nL) Federal program local assistance	PR–F	C	6,684,400	6,762,300	
14	(o) Federal aid; community aids	PR–F	C	84,732,700	45,955,300	
	<b>(7) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			440,832,200	433,136,900	
	PROGRAM REVENUE			183,934,000	161,255,700	
	FEDERAL			(139,267,400)	(97,524,200)	
	OTHER			(11,795,200)	(30,860,100)	
	SERVICE			(32,871,400)	(32,871,400)	
	TOTAL–ALL SOURCES			624,766,200	594,392,600	
15	(8) GENERAL ADMINISTRATION					
16	(a) General program operations	GPR	A	13,254,600	12,905,300	
17	(i) Gifts and grants	PR	C	500	500	
18	(k) Administrative and support					
19	services	PR–S	A	34,293,600	34,946,500	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kx) Interagency and intra–agency				
2	programs	PR–S	C	140,600	140,600
3	(ky) Interagency and intra–agency aids	PR–S	C	–0–	–0–
4	(kz) Interagency and intra–agency local				
5	assistance	PR–S	C	–0–	–0–
6	(ma) Federal project aids	PR–F	C	–0–	–0–
7	(mb) Income augmentation services				
8	receipts	PR–F	C	8,346,600	6,402,200
9	(mc) Federal block grant operations	PR–F	C	1,221,600	1,221,600
10	(mm) Reimbursements from federal				
11	government	PR–F	C	–0–	–0–
12	(n) Federal program operations	PR–F	C	2,399,200	2,362,200
13	(pz) Indirect cost reimbursements	PR–F	C	3,513,000	3,469,700
<b>(8) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			13,254,600	12,905,300
	PROGRAM REVENUE			49,915,100	48,543,300
	FEDERAL			(15,480,400)	(13,455,700)
	OTHER			(500)	(500)
	SERVICE			(34,434,200)	(35,087,100)
	TOTAL–ALL SOURCES			63,169,700	61,448,600
<b>20.435 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			2,324,458,400	2,314,496,400
	PROGRAM REVENUE			4,217,679,100	4,218,970,600
	FEDERAL			(3,739,625,300)	(3,760,366,300)
	OTHER			(331,699,600)	(372,253,000)
	SERVICE			(146,354,200)	(86,351,300)
	SEGREGATED FUNDS			701,115,200	718,446,000
	OTHER			(701,115,200)	(718,446,000)
	TOTAL–ALL SOURCES			7,243,252,700	7,251,913,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	<b>20.437 Children and families, department of</b>				
2	(1) CHILDREN AND FAMILY SERVICES				
3	(a) General program operations	GPR	A	–0–	5,758,100
4	(b) Children and family aids payments	GPR	A	–0–	28,959,400
5	(bc) Grants for children’s community				
6	programs	GPR	A	–0–	597,200
7	(bm) Services for children and families	GPR	S	–0–	–0–
8	(cd) Domestic abuse grants	GPR	A	–0–	7,150,800
9	(cf) Foster, trtmt foster &				
10	family–operated group home parent				
11	ins & liability	GPR	A	–0–	60,000
12	(cw) Milwaukee child welfare services;				
13	general program operations	GPR	A	–0–	12,418,700
14	(cx) Milwaukee child welfare services;				
15	aids	GPR	A	–0–	42,248,900
16	(da) Child welfare program				
17	enhancement plan; aids	GPR	A	–0–	1,117,200
18	(dd) State foster care and adoption				
19	services	GPR	A	–0–	50,408,800
20	(dg) State adoption information				
21	exchange and state adoption center	GPR	A	–0–	287,900
22	(eg) Brighter futures initiative and				
23	tribal adolescent services	GPR	A	–0–	1,959,500
24	(f) Second–chance homes	GPR	A	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gg) Collection remittances to local units				
2	of government	PR	C	–0–	–0–
3	(gx) Milwaukee child welfare services;				
4	collections	PR	C	–0–	2,589,700
5	(hh) Domestic abuse surcharge grants	PR	C	–0–	781,000
6	(i) Gifts and grants	PR	C	–0–	–0–
7	(j) Statewide automated child welfare				
8	information system receipts	PR	C	–0–	783,400
9	(jb) Fees for administrative services	PR	C	–0–	78,800
10	(jj) Searches for birth parents and				
11	adoption record information;				
12	foreign adopt	PR	A	–0–	90,300
13	(kc) Interagency and intra–agency aids;				
14	kinship care and long–term kinship				
15	care	PR–S	A	–0–	21,878,300
16	(kd) Kinship care and long–term kinship				
17	care assessments	PR–S	A	–0–	1,464,000
18	(kw) Interagency and intra–agency aids;				
19	Milwaukee child welfare services	PR–S	A	–0–	21,991,100
20	(kx) Interagency and intra–agency				
21	programs	PR–S	C	–0–	17,841,200
22	(ky) Interagency and intra–agency aids	PR–S	C	–0–	7,328,200
23	(kz) Interagency and intra–agency local				
24	assistance	PR–S	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(m) Federal project operations	PR–F	C	–0–	782,000
2	(ma) Federal project aids	PR–F	C	–0–	3,780,700
3	(mb) Federal project local assistance	PR–F	C	–0–	–0–
4	(mc) Federal block grant operations	PR–F	C	–0–	360,600
5	(md) Federal block grant aids	PR–F	C	–0–	1,583,000
6	(me) Federal block grant local assistance	PR–F	C	–0–	–0–
7	(mw) Federal aid; Milwaukee child				
8	welfare services general program				
9	operations	PR–F	C	–0–	5,453,000
10	(mx) Federal aid; Milwaukee child				
11	welfare services aids	PR–F	C	–0–	13,700,900
12	(n) Federal program operations	PR–F	C	–0–	6,671,600
13	(na) Federal program aids	PR–F	C	–0–	3,041,800
14	(nL) Federal program local assistance	PR–F	C	–0–	10,796,800
15	(o) Federal aid; children and family				
16	aids	PR–F	C	–0–	38,905,400
17	(pd) Federal aid; state foster care and				
18	adoption services	PR–F	C	–0–	46,866,400
19	(pm) Federal aid; adoption incentive				
20	payments	PR–F	C	–0–	–0–
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			–0–	150,966,500
	PROGRAM REVENUE			–0–	206,768,200
	FEDERAL			(–0–)	(131,942,200)
	OTHER			(–0–)	(4,323,200)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
SERVICE				(-0-)	(70,502,800)
TOTAL-ALL SOURCES				-0-	357,734,700
1	(2) ECONOMIC SUPPORT				
2	(a) General program operations	GPR	A	-0-	5,122,300
3	(ab) Child abuse and neglect prevention				
4	grants	GPR	A	-0-	995,700
5	(ac) Child abuse and neglect prevention				
6	technical assistance	GPR	A	-0-	-0-
7	(b) Child support local assistance	GPR	C	-0-	-0-
8	(cm) Wisconsin works child care	GPR	A	-0-	28,849,400
9	(dn) Food distribution costs	GPR	A	-0-	320,000
10	(dz) Temporary assistance for needy				
11	families; maintenance of effort	GPR	A	-0-	120,971,700
12	(em) Supplemental food program for				
13	women, infants and children				
14	benefits	GPR	C	-0-	179,300
15	(g) Wisconsin Works; fraud				
16	investigation recoveries	PR	C	-0-	-0-
17	(gr) Supplemental food program for				
18	women, infants and children				
19	administration	PR	C	-0-	129,600
20	(i) Gifts and grants	PR	C	-0-	2,500
21	(ja) Child support state operations –				
22	fees and reimbursements	PR	C	-0-	14,469,900



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(jb) Fees for administrative services	PR	C	–0–	733,300
2	(jL) Job access loan repayments	PR	C	–0–	616,400
3	(jm) Licensing activities	PR	A	–0–	958,400
4	(k) Child support transfers	PR–S	C	–0–	17,373,300
5	(kp) Delinquent support, maintenance				
6	and fee payments	PR–S	C	–0–	–0–
7	(kx) Interagency and intra–agency				
8	programs	PR–S	C	–0–	24,915,300
9	(L) Public assistance overpayment				
10	recovery, fraud and error reduction	PR	C	–0–	210,400
11	(m) Federal project operations	PR–F	C	–0–	–0–
12	(ma) Federal project activities	PR–F	C	–0–	1,277,700
13	(mc) Federal block grant operations	PR–F	A	–0–	18,743,100
14	(md) Federal block grant aids	PR–F	A	–0–	365,197,900
15	(me) Child care and temporary				
16	assistance overpayment recovery	PR–F	C	–0–	2,194,900
17	(mm) Reimbursement from federal				
18	government	PR–F	C	–0–	–0–
19	(n) Child support operations; federal				
20	funds	PR–F	C	–0–	14,056,000
21	(na) Federal program aids	PR–F	C	–0–	64,152,300
22	(nL) Child support local assistance	PR–F	C	–0–	49,905,200
23	(nn) Federal program operations	PR–F	C	–0–	5,502,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(pv) Electronic benefits transfer	PR-F	C	-0-	-0-
2	(pz) Income augmentation services				
3	receipts	PR-F	C	-0-	-0-
4	(q) Centralized support receipt and				
5	disbursement; interest	SEG	S	-0-	195,400
6	(qm) Child support state ops and reimb				
7	for claims and exp; unclaimed				
8	pymnts	SEG	S	-0-	469,200
9	(r) Support receipt and disbursement				
10	program; payments	SEG	C	-0-	-0-
11	(s) Economic support – public benefits	SEG	A	-0-	9,232,000
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			-0-	156,438,400
	PROGRAM REVENUE			-0-	580,439,100
	FEDERAL			(-0-)	(521,030,000)
	OTHER			(-0-)	(17,120,500)
	SERVICE			(-0-)	(42,288,600)
	SEGREGATED FUNDS			-0-	9,896,600
	OTHER			(-0-)	(9,896,600)
	TOTAL-ALL SOURCES			-0-	746,774,100
12	(3) GENERAL ADMINISTRATION				
13	(a) General program operations	GPR	A	-0-	364,300
14	(fr) Skills enhancement grants	GPR	A	-0-	1,170,000
15	(i) Gifts and grants	PR	C	-0-	-0-
16	(jb) Fees for administrative services	PR	C	-0-	-0-
17	(k) Administrative and support				
18	services	PR-S	A	-0-	132,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(kx) Interagency and intra-agency				
2	programs	PR-S	C	-0-	-0-
3	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
4	(kz) Interagency and intra-agency local				
5	assistance	PR-S	C	-0-	-0-
6	(m) Federal project operations	PR-F	C	-0-	-0-
7	(ma) Federal project aids	PR-F	C	-0-	-0-
8	(mb) Federal project local assistance	PR-F	C	-0-	-0-
9	(mc) Federal block grant operations	PR-F	C	-0-	-0-
10	(md) Federal block grant aids	PR-F	C	-0-	-0-
11	(me) Federal block grant local assistance	PR-F	C	-0-	-0-
12	(mg) Council on developmental				
13	disabilities; federal aid	PR-F	C	-0-	1,268,200
14	(mm) Reimbursements from federal				
15	government	PR-F	C	-0-	-0-
16	(mp) Income augmentation services				
17	receipts	PR-F	C	-0-	-0-
18	(n) Federal program operations	PR-F	C	-0-	37,000
19	(na) Federal program aids	PR-F	C	-0-	-0-
20	(nL) Federal program local assistance	PR-F	C	-0-	-0-
21	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			-0-	1,534,300
	PROGRAM REVENUE			-0-	1,437,400
	FEDERAL			(-0-)	(1,305,200)
	OTHER			(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
	SERVICE			(–0–)	(132,200)
	TOTAL–ALL SOURCES			–0–	2,971,700
<b>20.437 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			–0–	308,939,200
	PROGRAM REVENUE			–0–	788,644,700
	FEDERAL			(–0–)	(654,277,400)
	OTHER			(–0–)	(21,443,700)
	SERVICE			(–0–)	(112,923,600)
	SEGREGATED FUNDS			–0–	9,896,600
	OTHER			(–0–)	(9,896,600)
	TOTAL–ALL SOURCES			–0–	1,107,480,500
<b>1</b>	<b>20.440 Health and educational facilities authority</b>				
<b>2</b>	(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
<b>3</b>	(a) General program operations	GPR	C	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–
<b>4</b>	(2) RURAL HOSPITAL LOAN GUARANTEE				
<b>5</b>	(a) Rural assistance loan fund	GPR	C	–0–	–0–
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–
	<b>20.440 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–
<b>6</b>	<b>20.445 Workforce development, department of</b>				
<b>7</b>	(1) WORKFORCE DEVELOPMENT				
<b>8</b>	(a) General program operations	GPR	A	6,731,800	6,761,000
<b>9</b>	(aa) Special death benefit	GPR	S	479,100	479,100
<b>10</b>	(bc) Assistance for dislocated workers	GPR	A	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cm) Wisconsin service corps member				
2	education vouchers	GPR	C	–0–	–0–
3	(cr) State supplement to employment				
4	opportunity demonstration projects	GPR	A	–0–	237,500
5	(e) Local youth apprenticeship grants	GPR	A	1,425,000	2,200,000
6	(em) Youth apprenticeship training				
7	grants	GPR	A	–0–	–0–
8	(f) Death and disability benefit				
9	payments; public insurrections	GPR	S	–0–	–0–
10	(fm) Youth summer jobs programs	GPR	A	500,000	500,000
11	(fr) Racine County workforce				
12	development grant	GPR	A	25,000	–0–
13	(g) Gifts and grants	PR	C	–0–	–0–
14	(ga) Auxiliary services	PR	C	449,800	449,800
15	(gb) Local agreements	PR	C	2,111,000	2,111,000
16	(gc) Unemployment administration	PR	C	–0–	–0–
17	(gd) Unemployment interest and				
18	penalty payments	PR	C	2,028,400	2,028,400
19	(gg) Unemployment information				
20	technology systems; interest and				
21	penalties	PR	C	–0–	–0–
22	(gh) Unemployment tax and accounting				
23	system; assessments	PR	C	2,243,100	2,243,100
24	(jm) Dislocated worker program grants	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ka) Interagency and intra–agency				
2	agreements	PR–S	C	3,445,800	7,515,300
3	(kc) Administrative services	PR–S	A	48,422,500	48,290,300
4	(m) Workforce investment and				
5	assistance; federal moneys	PR–F	C	84,554,700	84,478,200
6	(n) Employment assistance and				
7	unemployment ins. administration;				
8	federal moneys	PR–F	C	56,094,800	56,094,800
9	(na) Employment security buildings and				
10	equipment	PR–F	C	–0–	–0–
11	(nb) Unemployment administration;				
12	information technology systems	PR–F	C	–0–	–0–
13	(nc) Unemployment insurance				
14	administration; special federal				
15	monies	PR–F	C	3,263,800	3,263,800
16	(nd) Unemployment administration;				
17	apprenticeship	PR–F	C	1,707,600	1,743,700
18	(ne) Unemployment administration;				
19	bank service costs	PR–F	C	1,020,000	1,020,000
20	(o) Equal rights; federal moneys	PR–F	C	996,400	996,400
21	(om) Refugee assistance; federal funds	PR–F	C	–0–	6,035,300
22	(p) Worker’s compensation; federal				
23	moneys	PR–F	C	–0–	–0–
24	(pz) Indirect cost reimbursements	PR–F	C	280,100	234,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>	
1	(ra) Worker's compensation operations					
2	fund; administration	SEG	A	11,619,000	11,627,700	
3	(rb) Worker's compensation operations					
4	fund; contracts	SEG	C	100,000	100,000	
5	(rp) Worker's compensation operations					
6	fund; uninsured employers					
7	program; admin	SEG	A	979,300	979,300	
8	(s) Self-insured employers liability					
9	fund	SEG	C	-0-	-0-	
10	(sm) Uninsured employers fund;					
11	payments	SEG	S	3,600,000	3,600,000	
12	(t) Work injury supplemental benefit					
13	fund	SEG	C	4,500,000	4,500,000	
14	(uz) Employment transit aids, state					
15	funds	SEG	A	550,100	550,100	
	<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			9,160,900	10,177,600	
	PROGRAM REVENUE			206,618,000	216,504,100	
	FEDERAL			(147,917,400)	(153,866,200)	
	OTHER			(6,832,300)	(6,832,300)	
	SERVICE			(51,868,300)	(55,805,600)	
	SEGREGATED FUNDS			21,348,400	21,357,100	
	OTHER			(21,348,400)	(21,357,100)	
	TOTAL-ALL SOURCES			237,127,300	248,038,800	
16	(2) REVIEW COMMISSION					
17	(a) General program operations, review					
18	commission	GPR	A	202,900	202,900	
19	(ha) Worker's compensation operations	PR	A	730,500	730,500	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(m) Federal moneys	PR-F	C	213,700	213,700
2	(n) Unemployment administration;				
3	federal moneys	PR-F	C	2,105,300	2,105,300
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			202,900	202,900
	PROGRAM REVENUE			3,049,500	3,049,500
	FEDERAL			(2,319,000)	(2,319,000)
	OTHER			(730,500)	(730,500)
	TOTAL-ALL SOURCES			3,252,400	3,252,400
4	(3) ECONOMIC SUPPORT				
5	(a) General program operations	GPR	A	5,222,300	–0–
6	(b) Child support local assistance	GPR	C	–0–	–0–
7	(cm) Wisconsin works child care	GPR	A	28,849,400	–0–
8	(cr) State supplement to employment				
9	opportunity demonstration projects	GPR	A	237,500	–0–
10	(dz) Temporary assistance for needy				
11	families; maintenance of effort	GPR	A	120,971,700	–0–
12	(e) Grant to Racine YWCA	GPR	A	25,000	–0–
13	(g) Wisconsin Works; fraud				
14	investigation recoveries	PR	C	–0–	–0–
15	(i) Gifts and grants	PR	C	20,500	–0–
16	(ja) Child support state operations–fees				
17	and reimbursements	PR	C	11,698,300	–0–
18	(jb) Fees for administrative services	PR	C	733,300	–0–
19	(jL) Job access loan repayments	PR	C	616,400	–0–
20	(k) Child support transfers	PR-S	C	18,209,200	–0–



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(kp) Delinquent support, maintenance,				
2	and fee payments	PR–S	C	–0–	–0–
3	(kx) Interagency and intra–agency				
4	programs	PR–S	C	28,863,700	–0–
5	(L) Public assistance overpayment				
6	recovery and fraud and error				
7	reduction	PR	C	187,500	–0–
8	(ma) Federal project activities	PR–F	C	518,900	–0–
9	(mc) Federal block grant operations	PR–F	A	19,146,500	–0–
10	(md) Federal block grant aids	PR–F	A	364,794,500	–0–
11	(me) Child care and temporary				
12	assistance overpayment recovery	PR–F	C	2,194,900	–0–
13	(mm) Reimbursements from federal				
14	government	PR–F	C	–0–	–0–
15	(n) Child support state operations;				
16	federal funds	PR–F	C	14,550,700	–0–
17	(na) Refugee assistance; federal funds	PR–F	C	6,088,100	–0–
18	(nL) Child support local assistance;				
19	federal funds	PR–F	C	50,904,500	–0–
20	(pv) Electronic benefits transfer	PR–F	C	–0–	–0–
21	(pz) Income augmentation services				
22	receipts	PR–F	C	–0–	–0–
23	(q) Centralized support receipt and				
24	disbursement; interest	SEG	S	393,400	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(qm) Child support state ops and reimb				
2	for claims and expenses; unclaimed				
3	pymts	SEG	S	946,800	–0–
4	(r) Support receipt and disbursement				
5	program; payments	SEG	C	–0–	–0–
6	(s) Economic support – public benefits	SEG	A	9,232,000	–0–
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			155,305,900	–0–
	PROGRAM REVENUE			518,527,000	–0–
	FEDERAL			(458,198,100)	(–0–)
	OTHER			(13,256,000)	(–0–)
	SERVICE			(47,072,900)	(–0–)
	SEGREGATED FUNDS			10,572,200	–0–
	OTHER			(10,572,200)	(–0–)
	TOTAL–ALL SOURCES			684,405,100	–0–
7	(5) VOCATIONAL REHABILITATION SERVICES				
8	(a) General program operations;				
9	purchased services for clients	GPR	C	14,582,900	15,060,100
10	(gg) Contractual services	PR	C	–0–	–0–
11	(gp) Contractual services aids	PR	C	–0–	–0–
12	(h) Enterprises and services for blind				
13	and visually impaired	PR	C	213,000	213,000
14	(he) Supervised business enterprise	PR	C	120,000	120,000
15	(i) Gifts and grants	PR	C	–0–	–0–
16	(kg) Vocational rehabilitation services				
17	for tribes	PR–S	A	350,000	350,000
18	(kx) Interagency and intra–agency				
19	programs	PR–S	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ky) Interagency and intra-agency aids	PR-S	C	287,000	287,000
2	(kz) Interagency and intra-agency local				
3	assistance	PR-S	C	-0-	-0-
4	(m) Federal project operations	PR-F	C	104,000	104,000
5	(ma) Federal project aids	PR-F	C	-0-	-0-
6	(n) Federal program aids and				
7	operations	PR-F	C	58,888,900	60,652,000
8	(nL) Federal program local assistance	PR-F	C	-0-	-0-
<b>(5) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			14,582,900	15,060,100
	PROGRAM REVENUE			59,962,900	61,726,000
	FEDERAL			(58,992,900)	(60,756,000)
	OTHER			(333,000)	(333,000)
	SERVICE			(637,000)	(637,000)
	TOTAL-ALL SOURCES			74,545,800	76,786,100
<b>20.445 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			179,252,600	25,440,600
	PROGRAM REVENUE			788,157,400	281,279,600
	FEDERAL			(667,427,400)	(216,941,200)
	OTHER			(21,151,800)	(7,895,800)
	SERVICE			(99,578,200)	(56,442,600)
	SEGREGATED FUNDS			31,920,600	21,357,100
	OTHER			(31,920,600)	(21,357,100)
	TOTAL-ALL SOURCES			999,330,600	328,077,300
9	<b>20.455 Justice, department of</b>				
10	(1) LEGAL SERVICES				
11	(a) General program operations	GPR	A	13,502,500	13,524,600
12	(b) Special counsel	GPR	S	805,700	805,700
13	(d) Legal expenses	GPR	B	825,100	825,100
14	(gh) Investigation and prosecution	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gs) Delinquent obligation collection	PR	A	–0–	–0–
2	(hm) Restitution	PR	C	–0–	–0–
3	(k) Environment litigation project	PR–S	C	555,400	555,400
4	(km) Interagency and intra–agency				
5	assistance	PR–S	A	1,053,600	1,053,600
6	(m) Federal aid	PR–F	C	1,025,000	1,061,600
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			15,133,300	15,155,400
	PROGRAM REVENUE			2,634,000	2,670,600
	FEDERAL			(1,025,000)	(1,061,600)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,609,000)	(1,609,000)
	TOTAL–ALL SOURCES			17,767,300	17,826,000
7	(2) LAW ENFORCEMENT SERVICES				
8	(a) General program operations	GPR	A	16,444,700	16,510,300
9	(am) Officer training reimbursement	GPR	S	134,000	134,000
10	(b) Investigations and operations	GPR	A	–0–	–0–
11	(c) Crime laboratory equipment	GPR	B	–0–	–0–
12	(cm) Computers for transaction				
13	information for management of				
14	enforcement system	GPR	A	–0–	–0–
15	(dg) Weed and seed and law				
16	enforcement technology	GPR	A	–0–	–0–
17	(dq) Law enforcement community				
18	policing grants	GPR	B	250,000	250,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(g) Gaming law enforcement; racing				
2	revenues	PR	A	148,600	148,600
3	(gc) Gaming law enforcement; Indian				
4	gaming	PR	A	131,600	131,600
5	(gj) General operations; child				
6	pornography surcharge	PR	C	–0–	–0–
7	(gm) Criminal history searches;				
8	fingerprint identification	PR	C	5,156,700	4,593,200
9	(gr) Handgun purchaser record check	PR	C	456,400	456,400
10	(h) Terminal charges	PR	A	2,697,300	2,699,100
11	(i) Penalty surcharge, receipts	PR	A	–0–	–0–
12	(j) Law enforcement training fund,				
13	local assistance	PR	A	5,159,400	5,159,400
14	(ja) Law enforcement training fund,				
15	state operations	PR	A	3,702,600	3,702,600
16	(jb) Crime laboratory equipment and				
17	supplies	PR	A	364,100	364,100
18	(k) Interagency and intra–agency				
19	assistance	PR–S	C	238,500	238,500
20	(kc) Transaction information				
21	management of enforcement system	PR–S	A	982,000	982,000
22	(kd) Drug law enforcement, crime				
23	laboratories, and genetic evidence				
24	activities	PR–S	A	8,244,000	8,244,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ke) Drug enforcement intelligence				
2	operations	PR-S	A	1,679,500	1,680,300
3	(kg) Interagency and intra-agency				
4	assistance; fingerprint				
5	identification	PR-S	A	-0-	-0-
6	(km) Lottery background investigations	PR-S	A	-0-	-0-
7	(kp) Drug crimes enforcement; local				
8	grants	PR-S	A	848,600	848,600
9	(kq) County law enforcement services	PR-S	A	550,000	550,000
10	(kt) County-tribal programs, local				
11	assistance	PR-S	A	708,400	708,400
12	(ku) County-tribal programs, state				
13	operations	PR-S	A	91,500	91,500
14	(kw) Tribal law enforcement assistance	PR-S	A	780,000	780,000
15	(Lm) Crime laboratories;				
16	deoxyribonucleic acid analysis	PR	C	726,300	726,300
17	(m) Federal aid, state operations	PR-F	C	2,098,700	2,098,700
18	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
19	(r) Gaming law enforcement; lottery				
20	revenues	SEG	A	348,000	348,000

**(2) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	16,828,700	16,894,300
PROGRAM REVENUE	34,764,200	34,203,300
FEDERAL	(2,098,700)	(2,098,700)
OTHER	(18,543,000)	(17,981,300)
SERVICE	(14,122,500)	(14,123,300)
SEGREGATED FUNDS	348,000	348,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
OTHER				(348,000)	(348,000)
TOTAL–ALL SOURCES				51,940,900	51,445,600
1	(3) ADMINISTRATIVE SERVICES				
2	(a) General program operations	GPR	A	4,905,900	4,905,900
3	(g) Gifts, grants and proceeds	PR	C	–0–	–0–
4	(k) Interagency and intra–agency				
5	assistance	PR–S	A	–0–	–0–
6	(m) Federal aid, state operations	PR–F	C	–0–	–0–
7	(pz) Indirect cost reimbursements	PR–F	C	216,100	216,100
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				4,905,900	4,905,900
PROGRAM REVENUE				216,100	216,100
FEDERAL				(216,100)	(216,100)
OTHER				(–0–)	(–0–)
SERVICE				(–0–)	(–0–)
TOTAL–ALL SOURCES				5,122,000	5,122,000
8	(5) VICTIMS AND WITNESSES				
9	(a) General program operations	GPR	A	1,117,700	1,117,700
10	(b) Awards for victims of crimes	GPR	A	1,258,000	1,258,000
11	(c) Reimbursement for victim and				
12	witness services	GPR	A	1,422,200	1,422,200
13	(d) Reimbursement for forensic				
14	examinations	GPR	S	50,000	50,000
15	(g) Crime victim and witness				
16	assistance surcharge, general				
17	services	PR	A	3,182,000	3,438,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(gc) Crime victim and witness				
2	surcharge, sexual assault victim				
3	services	PR	C	2,000,000	2,000,000
4	(h) Crime victim compensation services	PR	A	51,200	51,200
5	(hh) Crime victim restitution	PR	C	300,000	300,000
6	(i) Victim compensation, inmate				
7	payments	PR	C	10,900	10,900
8	(k) Interagency and intra–agency				
9	assistance; reimbursement to				
10	counties	PR–S	A	505,300	505,300
11	(kj) Victim payments, victim surcharge	PR–S	A	488,800	488,800
12	(kk) Reimbursement to counties for				
13	providing victim and witness				
14	services	PR–S	C	–0–	–0–
15	(kp) Reimbursement to counties for				
16	victim–witness services	PR–S	A	885,300	885,300
17	(m) Federal aid; victim compensation	PR–F	C	643,900	823,900
18	(ma) Federal aid, state operations				
19	relating to crime victim services	PR–F	C	95,600	95,600
20	(mh) Federal aid; victim assistance	PR–F	C	4,102,800	4,102,800
<b>(5) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			3,847,900	3,847,900
	PROGRAM REVENUE			12,265,800	12,701,900
	FEDERAL			(4,842,300)	(5,022,300)
	OTHER			(5,544,100)	(5,800,200)
	SERVICE			(1,879,400)	(1,879,400)
	TOTAL–ALL SOURCES			16,113,700	16,549,800



STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
<b>20.455 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			40,715,800	40,803,500
PROGRAM REVENUE			49,880,100	49,791,900
FEDERAL			(8,182,100)	(8,398,700)
OTHER			(24,087,100)	(23,781,500)
SERVICE			(17,610,900)	(17,611,700)
SEGREGATED FUNDS			348,000	348,000
OTHER			(348,000)	(348,000)
TOTAL–ALL SOURCES			90,943,900	90,943,400
<b>1 20.465 Military affairs, department of</b>				
<b>2 (1) NATIONAL GUARD OPERATIONS</b>				
<b>3 (a) General program operations</b>	GPR	A	5,438,600	5,438,600
<b>4 (b) Repair and maintenance</b>	GPR	A	815,100	815,100
<b>5 (c) Public emergencies</b>	GPR	S	48,500	48,500
<b>6 (d) Principal repayment and interest</b>	GPR	S	4,173,400	4,265,700
<b>7 (e) State service flags</b>	GPR	A	400	400
<b>8 (f) Energy costs</b>	GPR	A	2,834,300	2,967,300
<b>9 (g) Military property</b>	PR	A	582,000	582,000
<b>10 (h) Intergovernmental services</b>	PR	A	281,600	281,600
<b>11 (i) Distance learning centers</b>	PR	C	–0–	–0–
<b>12 (k) Armory store operations</b>	PR–S	A	244,200	244,200
<b>13 (km) Agency services</b>	PR–S	A	68,300	68,300
<b>14 (Li) Gifts and grants</b>	PR	C	–0–	–0–
<b>15 (m) Federal aid</b>	PR–F	C	27,309,700	27,309,700
<b>16 (pz) Indirect cost reimbursements</b>	PR–F	C	517,400	517,400
<b>(1) PROGRAM TOTALS</b>				
GENERAL PURPOSE REVENUES			13,310,300	13,535,600
PROGRAM REVENUE			29,003,200	29,003,200
FEDERAL			(27,827,100)	(27,827,100)

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
	OTHER			(863,600)	(863,600)
	SERVICE			(312,500)	(312,500)
	TOTAL–ALL SOURCES			42,313,500	42,538,800
1	(2) GUARD MEMBERS' BENEFITS				
2	(a) Tuition grants	GPR	S	3,508,800	3,719,300
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,508,800	3,719,300
	TOTAL–ALL SOURCES			3,508,800	3,719,300
3	(3) EMERGENCY MANAGEMENT SERVICES				
4	(a) General program operations	GPR	A	821,900	821,900
5	(b) Major disaster assistance	GPR	A	–0–	–0–
6	(e) Disaster recovery aid; public health				
7	emergency quarantine costs	GPR	S	1,347,000	1,347,000
8	(g) Program services	PR	A	1,201,400	1,201,400
9	(h) Interstate emergency assistance	PR	A	–0–	–0–
10	(i) Emergency planning and reporting;				
11	administration	PR	A	918,400	918,400
12	(j) Division of emergency				
13	management; gifts and grants	PR	C	–0–	–0–
14	(jm) Division of emergency				
15	management; emergency planning				
16	grants	PR	C	834,700	834,700
17	(jt) Regional emergency response				
18	reimbursement	PR	C	–0–	–0–
19	(m) Federal aid, state operations	PR–F	C	3,620,600	3,620,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
1	(n) Federal aid, local assistance	PR-F	C	12,800,000	12,800,000	
2	(o) Federal aid, individuals and					
3	organizations	PR-F	C	1,926,400	1,926,400	
4	(r) Division of emergency					
5	management; petroleum inspection					
6	fund	SEG	A	466,800	466,800	
7	(s) Major disaster assistance;					
8	petroleum inspection fund	SEG	C	-0-	-0-	
9	(t) Emergency response training –					
10	environmental fund	SEG	B	7,700	7,700	
11	(u) Regional emergency response					
12	teams	SEG	A	1,400,000	1,400,000	
13	(v) Emergency response equipment	SEG	A	468,000	468,000	
14	(w) Emergency response training	SEG	B	64,900	64,900	
15	(x) Emergency response supplement	SEG	C	-0-	-0-	
16	(y) Civil air patrol aids	SEG	A	19,000	19,000	
	<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			2,168,900	2,168,900	
	PROGRAM REVENUE			21,301,500	21,301,500	
	FEDERAL			(18,347,000)	(18,347,000)	
	OTHER			(2,954,500)	(2,954,500)	
	SEGREGATED FUNDS			2,426,400	2,426,400	
	OTHER			(2,426,400)	(2,426,400)	
	TOTAL-ALL SOURCES			25,896,800	25,896,800	
17	(4) NATIONAL GUARD YOUTH PROGRAMS					
18	(b) Badger challenge program	GPR	A	-0-	-0-	
19	(g) Program fees	PR	C	-0-	-0-	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(h) Gifts and grants	PR	C	–0–	–0–
2	(k) Interagency assistance; Badger				
3	Challenge program	PR–S	C	–0–	–0–
4	(ka) Youth challenge program; public				
5	instruction funds	PR–S	C	1,554,600	1,554,600
6	(m) Federal aid	PR–F	C	2,350,500	2,350,500
	<b>(4) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			3,905,100	3,905,100
	FEDERAL			(2,350,500)	(2,350,500)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,554,600)	(1,554,600)
	TOTAL–ALL SOURCES			3,905,100	3,905,100
	<b>20.465 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			18,988,000	19,423,800
	PROGRAM REVENUE			54,209,800	54,209,800
	FEDERAL			(48,524,600)	(48,524,600)
	OTHER			(3,818,100)	(3,818,100)
	SERVICE			(1,867,100)	(1,867,100)
	SEGREGATED FUNDS			2,426,400	2,426,400
	OTHER			(2,426,400)	(2,426,400)
	TOTAL–ALL SOURCES			75,624,200	76,060,000
7	<b>20.475 District attorneys</b>				
8	(1) DISTRICT ATTORNEYS				
9	(d) Salaries and fringe benefits	GPR	A	42,635,400	42,635,400
10	(h) Gifts and grants	PR	C	2,848,100	2,789,000
11	(i) Other employees	PR	A	302,000	311,100
12	(k) Interagency and intra–agency				
13	assistance	PR–S	C	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(km) Deoxyribonucleic acid evidence				
2	activities	PR–S	A	135,500	135,500
3	(m) Federal aid	PR–F	C	–0–	–0–
<b>20.475 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			42,635,400	42,635,400
	PROGRAM REVENUE			3,285,600	3,235,600
	FEDERAL			(–0–)	(–0–)
	OTHER			(3,150,100)	(3,100,100)
	SERVICE			(135,500)	(135,500)
	TOTAL–ALL SOURCES			45,921,000	45,871,000
4	<b>20.485 Veterans affairs, department of</b>				
5	(1) VETERANS HOMES				
6	(a) Aids to indigent veterans	GPR	A	104,300	208,700
7	(b) General fund supplement to				
8	institutional operations	GPR	B	–0–	–0–
9	(d) Cemetery maintenance and				
10	beautification	GPR	A	24,900	24,900
11	(e) Lease rental payments	GPR	S	–0–	–0–
12	(f) Principal repayment and interest	GPR	S	1,547,500	1,536,400
13	(g) Home exchange	PR	A	475,500	475,500
14	(gd) Veterans home cemetery operations	PR	C	12,000	12,000
15	(gk) Institutional operations	PR	A	76,234,200	77,145,900
16	(go) Self–amortizing facilities; principal				
17	repayment and interest	PR	S	1,578,800	2,522,600
18	(h) Gifts and bequests	PR	C	214,700	214,700
19	(hm) Gifts and grants	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(i) State–owned housing maintenance	PR	A	65,700	65,700
2	(j) Geriatric program receipts	PR	C	192,600	192,600
3	(m) Federal aid; care at veterans homes	PR–F	C	–0–	–0–
4	(mj) Federal aid; geriatric unit	PR–F	C	–0–	–0–
5	(mn) Federal projects	PR–F	C	25,000	25,000
6	(q) Assistance to indigent residents	SEG	A	208,700	208,700
7	(t) Veterans homes member accounts	SEG	C	–0–	–0–
8	(u) Rentals; improvements; equipment;				
9	land acquisition	SEG	A	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,676,700	1,770,000
	PROGRAM REVENUE			78,798,500	80,654,000
	FEDERAL			(25,000)	(25,000)
	OTHER			(78,773,500)	(80,629,000)
	SEGREGATED FUNDS			208,700	208,700
	OTHER			(208,700)	(208,700)
	TOTAL–ALL SOURCES			80,683,900	82,632,700
10	(2) LOANS AND AIDS TO VETERANS				
11	(ac) Veterans assistance	GPR	A	75,000	50,000
12	(b) Housing vouchers for homeless				
13	veterans	GPR	A	–0–	–0–
14	(c) Operation of Wisconsin veterans				
15	museum	GPR	A	443,000	450,000
16	(d) Veterans memorials at the				
17	Highground	GPR	C	–0–	–0–
18	(db) General fund supplement to				
19	veterans trust fund	GPR	A	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(dm) Military funeral honors	GPR	B	204,000	204,000
2	(eg) Victorious charge monument grant	GPR	A	–0–	–0–
3	(f) Mission welcome home	GPR	A	17,000	17,000
4	(g) Consumer reporting agency fees	PR	C	–0–	–0–
5	(kg) American Indian services				
6	coordinator	PR–S	A	75,800	75,800
7	(km) American Indian grants	PR–S	A	56,000	56,000
8	(kt) Operation of Wisconsin veterans				
9	museum; Indian gaming receipts	PR–S	A	–0–	–0–
10	(m) Federal payments; veterans				
11	assistance	PR–F	C	517,600	517,600
12	(mn) Federal projects; museum				
13	acquisitions and operations	PR–F	C	–0–	–0–
14	(rm) Veterans assistance program	SEG	B	723,900	273,900
15	(rp) Veterans assistance program				
16	receipts	SEG	A	80,000	80,000
17	(s) Transportation payment	SEG	A	200,000	200,000
18	(tf) Veterans tuition reimbursement				
19	program	SEG	B	1,798,100	2,041,600
20	(tj) Retraining assistance program	SEG	A	210,000	210,000
21	(tm) Facilities	SEG	C	265,000	–0–
22	(u) Administration of loans and aids to				
23	veterans	SEG	A	5,404,300	5,368,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(v) Wisconsin veterans museum sales				
2	receipts	SEG	C	133,400	133,400
3	(vm) Assistance to needy veterans	SEG	A	918,000	918,000
4	(vo) Veterans of World War I	SEG	A	2,500	2,500
5	(vp) Assistance to needy veterans	SEG	C	–0–	–0–
6	(vw) Payments to veterans organizations				
7	for claims service	SEG	A	177,500	177,500
8	(vx) County grants	SEG	A	315,900	302,600
9	(w) Home for needy veterans	SEG	C	10,000	10,000
10	(wd) Operation of Wisconsin Veterans				
11	Museum	SEG	A	1,550,700	1,550,700
12	(x) Federal per diem payments	SEG–F	A	1,081,100	1,081,100
13	(yg) Acquisition of 1981 revenue bond				
14	mortgages	SEG	S	–0–	–0–
15	(yn) Veterans trust fund loans and				
16	expenses	SEG	B	10,150,000	10,150,000
17	(yo) Debt payment	SEG	S	–0–	–0–
18	(z) Gifts	SEG	C	–0–	–0–
19	(zm) Museum gifts and bequests	SEG	C	–0–	–0–

**(2) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	739,000	721,000
PROGRAM REVENUE	649,400	649,400
FEDERAL	(517,600)	(517,600)
OTHER	(–0–)	(–0–)
SERVICE	(131,800)	(131,800)
SEGREGATED FUNDS	23,020,400	22,499,600
FEDERAL	(1,081,100)	(1,081,100)



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
	OTHER			(21,939,300)	(21,418,500)
	TOTAL–ALL SOURCES			24,408,800	23,870,000
1	(3) SELF-AMORTIZING MORTGAGE LOANS FOR VETERANS				
2	(b) Self insurance	GPR	S	–0–	–0–
3	(e) General program deficiency	GPR	S	–0–	–0–
4	(q) Foreclosure loss payments	SEG	C	801,000	801,000
5	(r) Funded reserves	SEG	C	50,000	50,000
6	(rm) Other reserves	SEG	C	–0–	–0–
7	(s) General program operations	SEG	A	3,509,100	3,455,100
8	(sm) County grants	SEG	A	469,000	450,900
9	(t) Debt service	SEG	C	33,378,900	32,059,200
10	(v) Revenue obligation repayment	SEG	C	–0–	–0–
11	(w) Revenue obligation funding	SEG	C	–0–	–0–
12	(wd) Loan–servicing administration	SEG	A	–0–	–0–
13	(wg) Escrow payments, recoveries, and				
14	refunds	SEG	C	–0–	–0–
15	(wp) Loan–servicing rights	SEG	B	–0–	–0–
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	SEGREGATED FUNDS			38,208,000	36,816,200
	OTHER			(38,208,000)	(36,816,200)
	TOTAL–ALL SOURCES			38,208,000	36,816,200
16	(4) VETERANS MEMORIAL CEMETERIES				
17	(ad) Cemetery administration and				
18	maintenance	GPR	A	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
1	(g) Cemetery operations	PR	A	88,900	88,900	
2	(h) Gifts, grants and bequests	PR	C	–0–	–0–	
3	(m) Federal aid; cemetery operations					
4	and burials	PR–F	C	310,200	310,200	
5	(q) Cemetery administration and					
6	maintenance	SEG	A	644,000	644,000	
7	(qm) Repayment of principal and					
8	interest	SEG	S	99,100	98,600	
9	(r) Cemetery energy costs	SEG	A	50,700	55,800	
	<b>(4) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			–0–	–0–	
	PROGRAM REVENUE			399,100	399,100	
	FEDERAL			(310,200)	(310,200)	
	OTHER			(88,900)	(88,900)	
	SEGREGATED FUNDS			793,800	798,400	
	OTHER			(793,800)	(798,400)	
	TOTAL–ALL SOURCES			1,192,900	1,197,500	
	<b>20.485 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			2,415,700	2,491,000	
	PROGRAM REVENUE			79,847,000	81,702,500	
	FEDERAL			(852,800)	(852,800)	
	OTHER			(78,862,400)	(80,717,900)	
	SERVICE			(131,800)	(131,800)	
	SEGREGATED FUNDS			62,230,900	60,322,900	
	FEDERAL			(1,081,100)	(1,081,100)	
	OTHER			(61,149,800)	(59,241,800)	
	TOTAL–ALL SOURCES			144,493,600	144,516,400	
10	<b>20.490 Wisconsin housing and economic development authority</b>					
11	(1) FACILITATION OF CONSTRUCTION					
12	(a) Capital reserve fund deficiency	GPR	C	–0–	–0–	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
1	(2) HOUSING REHABILITATION LOAN PROGRAM				
2	(a) General program operations	GPR	C	-0-	-0-
3	(q) Loan loss reserve fund	SEG	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4	(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
5	(g) Disadvantaged business				
6	mobilization loan guarantee	PR	C	-0-	-0-
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
7	(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
8	(a) Wisconsin development reserve				
9	fund	GPR	C	-0-	-0-
10	(q) Recycling fund transfer to				
11	Wisconsin development reserve				
12	fund	SEG	C	-0-	-0-
13	(r) Agrichemical management fund				
14	transfer to Wisconsin development				
15	reserve fund	SEG	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(s) Petroleum inspection fund transfer				
2	to Wisconsin development reserve				
3	fund	SEG	A	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4	(6) WISCONSIN JOB TRAINING LOAN GUARANTEES				
5	(a) Wisconsin job training reserve fund	GPR	S	-0-	-0-
6	(k) Department of commerce				
7	appropriations transfer to				
8	Wisconsin job training	PR-S	C	-0-	-0-
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.490 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9	<b>20.495 University of Wisconsin hospitals and clinics board</b>				
10	(1) CONTRACTUAL SERVICES				
11	(g) General program operations	PR	C	143,850,500	143,850,500
	20.495 DEPARTMENT TOTALS				
	PROGRAM REVENUE			143,850,500	143,850,500
	OTHER			(143,850,500)	(143,850,500)
	TOTAL-ALL SOURCES			143,850,500	143,850,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
Human Relations and Resources FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			3,689,067,500	3,837,454,500
PROGRAM REVENUE			5,483,254,800	5,769,544,700
FEDERAL			(4,467,819,500)	(4,692,568,300)
OTHER			(693,757,200)	(745,024,500)
SERVICE			(321,678,100)	(331,951,900)
SEGREGATED FUNDS			805,760,000	822,514,500
FEDERAL			(1,081,100)	(1,081,100)
OTHER			(804,678,900)	(821,433,400)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			9,978,082,300	10,429,513,700

### General Executive Functions

1	<b>20.505 Administration, department of</b>				
2	(1) SUPERVISION AND MANAGEMENT				
3	(a) General program operations	GPR	A	7,125,200	7,125,200
4	(b) Midwest interstate low-level				
5	radioactive waste compact; loan				
6	from gen. fund	GPR	C	–0–	–0–
7	(br) Appropriation obligations				
8	repayment	GPR	A	190,833,100	200,629,300
9	(cm) Comprehensive planning grants;				
10	general purpose revenue	GPR	A	–0–	–0–
11	(cn) Comprehensive planning;				
12	administrative support	GPR	A	–0–	–0–
13	(e) Indigent civil legal services	GPR	A	–0–	1,000,000
14	(fo) Federal resource acquisition				
15	support grants	GPR	A	109,500	109,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(g) Midwest interstate low-level				
2	radioactive waste compact;				
3	membership & costs	PR	A	5,000	5,000
4	(ge) High-voltage transmission line				
5	annual impact fee distributions	PR	C	–0–	–0–
6	(gs) High-voltage transmission line				
7	environmental impact fee				
8	distributions	PR	C	–0–	–0–
9	(ie) Land	PR	C	3,000,000	3,000,000
10	(if) Comprehensive planning grants;				
11	program revenue	PR	A	–0–	–0–
12	(im) Services to nonstate governmental				
13	units; entity contract	PR	A	1,394,800	1,394,800
14	(iq) Appropriation obligation proceeds	PR	C	–0–	–0–
15	(ir) Relay service	PR–S	A	4,733,500	4,733,500
16	(is) Information technology and				
17	communications services; nonstate				
18	entities	PR	A	19,029,500	19,029,500
19	(it) Appropriation obligations;				
20	agreements and ancillary				
21	arrangements	PR	C	–0–	–0–
22	(iu) Plat and proposed incorporation				
23	and annexation review	PR	C	607,300	607,300
24	(j) Gifts, grants, and bequests	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ja) Justice information systems	PR	A	3,613,200	3,729,100
2	(ka) Materials and services to state				
3	agencies and certain districts	PR–S	A	7,405,400	7,405,400
4	(kb) Transportation, records, and				
5	document services	PR–S	A	20,483,000	20,483,000
6	(kc) Capital planning and building				
7	construction services	PR–S	A	12,166,900	12,166,900
8	(ke) Telecommunications services; state				
9	agencies; veterans services	PR–S	A	21,677,600	21,677,600
10	(kf) Procurement services	PR–S	C	4,929,500	4,929,500
11	(kj) Financial services	PR–S	A	9,844,700	9,844,700
12	(kL) Printing, mail, communication and				
13	information technology services;				
14	agencies	PR–S	A	106,288,400	110,444,100
15	(km) University of Wisconsin–Green Bay				
16	programming	PR–S	A	250,000	250,000
17	(kn) Weatherization assistance	PR–S	C	10,000,000	10,000,000
18	(kp) Interagency assistance; justice				
19	information systems	PR–S	A	732,500	732,500
20	(kq) Justice information systems				
21	development, operation and				
22	maintenance	PR–S	A	13,900	–0–
23	(ku) Management assistance grants to				
24	counties	PR–S	A	550,000	550,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(mb) Federal aid	PR–F	C	8,528,800	8,510,500
2	(md) Oil overcharge restitution funds	PR–F	C	268,700	268,700
3	(n) Federal aid; local assistance	PR–F	C	90,000,000	90,000,000
4	(ng) Sale of forest products; funds for				
5	public schools and public roads	PR	C	–0–	–0–
6	(pz) Indirect cost reimbursements	PR–F	C	359,500	186,100
7	(r) VendorNet fund administration	SEG	A	90,200	90,200
8	(sm) Excise tax fund – provision of				
9	reserves and pymt. of costs – rev.				
10	oblig.	SEG	S	–0–	–0–
11	(v) General program operations —				
12	environmental improvement				
13	programs; state funds	SEG	A	979,300	979,300
14	(x) General program operations —				
15	clean water fund program; federal				
16	funds	SEG–F	C	–0–	–0–
17	(y) General program operations — safe				
18	drinking water loan program;				
19	federal funds	SEG–F	C	–0–	–0–
20	(z) Transportation planning grants to				
21	local governmental units	SEG–S	B	–0–	–0–

**(1) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	198,067,800	208,864,000
PROGRAM REVENUE	325,882,200	329,948,200
FEDERAL	(99,157,000)	(98,965,300)
OTHER	(27,649,800)	(27,765,700)
SERVICE	(199,075,400)	(203,217,200)
SEGREGATED FUNDS	1,069,500	1,069,500



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
	FEDERAL			(–0–)	(–0–)
	OTHER			(1,069,500)	(1,069,500)
	SERVICE			(–0–)	(–0–)
	<b>TOTAL–ALL SOURCES</b>			<b>525,019,500</b>	<b>539,881,700</b>
1	(2) RISK MANAGEMENT				
2	(a) General fund supplement — risk				
3	management claims	GPR	S	–0–	–0–
4	(am) Costs and judgments	GPR	S	–0–	–0–
5	(k) Risk management costs	PR–S	C	24,607,000	25,695,000
6	(ki) Risk management administration	PR–S	A	7,245,600	7,245,600
	<b>(2) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			31,852,600	32,940,600
	SERVICE			(31,852,600)	(32,940,600)
	<b>TOTAL–ALL SOURCES</b>			<b>31,852,600</b>	<b>32,940,600</b>
7	(3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				
8	(q) General program operations; utility				
9	public benefits	SEG	A	12,608,600	12,608,600
10	(r) Low–income assistance grants	SEG	S	20,500,000	20,500,000
11	(rr) Air quality improvement grants	SEG	S	–0–	–0–
12	(s) Transfer to air quality improvement				
13	fund	SEG	S	–0–	–0–
	<b>(3) PROGRAM TOTALS</b>				
	SEGREGATED FUNDS			33,108,600	33,108,600
	OTHER			(33,108,600)	(33,108,600)
	<b>TOTAL–ALL SOURCES</b>			<b>33,108,600</b>	<b>33,108,600</b>
14	(4) ATTACHED DIVISIONS AND OTHER BODIES				
15	(a) Adjudication of tax appeals	GPR	A	551,000	554,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(b) Adjudication of equalization				
2	appeals	GPR	S	–0–	–0–
3	(bm) Aid to the Wisconsin covenant				
4	foundation, inc.	GPR	A	180,200	180,200
5	(d) Claims awards	GPR	S	23,700	23,700
6	(ea) Women’s council operations	GPR	A	144,200	144,200
7	(ec) Service award program; general				
8	program operations	GPR	A	20,300	20,300
9	(er) Service award program; state				
10	matching awards	GPR	S	1,642,200	1,785,000
11	(es) Principal, interest & rebates;				
12	general purpose revenue–schools	GPR	S	4,478,400	4,475,700
13	(et) Principal, interest & rebates;				
14	general purpose rev.–public library				
15	boards	GPR	S	19,900	19,900
16	(f) Hearings and appeals operations	GPR	A	2,494,200	2,494,200
17	(h) Program services	PR	A	32,100	32,100
18	(ha) Principal, interest & rebates;				
19	program revenue–schools	PR	C	1,255,100	1,260,200
20	(hb) Principal, interest & rebates;				
21	program revenue–public library				
22	boards	PR	C	11,500	11,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(hc) Administration of Governor's				
2	Wisconsin Educational Technology				
3	Conference	PR	A	180,000	180,000
4	(j) National and community service				
5	board; gifts and grants	PR	C	–0–	–0–
6	(js) Educ. tech. block grants; Wisc.				
7	advncd. telecomm. foundation				
8	assessments	PR	C	–0–	–0–
9	(k) Waste facility siting board; general				
10	program operations	PR–S	A	53,900	53,900
11	(ka) State use board — general program				
12	operations	PR–S	A	126,000	126,000
13	(kb) National and community service				
14	board; administrative support	PR–S	A	48,000	48,000
15	(kp) Hearings and appeals fees	PR–S	A	3,156,900	3,156,900
16	(L) Equipment purchases and leases	PR	C	–0–	–0–
17	(Lm) Educational telecommunications;				
18	additional services	PR	C	–0–	–0–
19	(mp) Federal e–rate aid	PR–F	C	5,365,000	5,365,000
20	(o) National and community service				
21	board; federal aid for				
22	administration	PR–F	C	428,800	428,800
23	(p) National and community service				
24	board; federal aid for grants	PR–F	C	3,354,300	3,354,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(r) State capitol and executive				
2	residence board; gifts and grants	SEG	C	–0–	–0–
3	(s) Telecommunications access; school				
4	districts	SEG	B	11,340,700	11,340,700
5	(t) Telecommunications access; private				
6	and technical colleges and libraries	SEG	B	5,066,000	5,066,000
7	(tm) Telecommunications access; private				
8	schools	SEG	B	701,300	701,300
9	(tu) Telecommunications access; state				
10	schools	SEG	B	68,200	68,200
11	(tw) Telecommunications access;				
12	juvenile correctional facilities	SEG	B	102,300	102,300
	<b>(4) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			9,554,100	9,697,800
	PROGRAM REVENUE			14,011,600	14,016,700
	FEDERAL			(9,148,100)	(9,148,100)
	OTHER			(1,478,700)	(1,483,800)
	SERVICE			(3,384,800)	(3,384,800)
	SEGREGATED FUNDS			17,278,500	17,278,500
	OTHER			(17,278,500)	(17,278,500)
	TOTAL–ALL SOURCES			40,844,200	40,993,000
13	(5) FACILITIES MANAGEMENT				
14	(c) Principal repayment and interest;				
15	Black Point Estate	GPR	S	113,400	127,700
16	(g) Principal repayment, interest and				
17	rebates; parking	PR–S	S	1,796,400	1,796,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
1	(ka) Facility operations and					
2	maintenance; police and protection					
3	functions	PR-S	A	39,230,000	39,777,200	
4	(kb) Parking	PR	A	924,800	954,100	
5	(kc) Principal repayment, interest and					
6	rebates	PR-S	C	18,624,100	18,137,300	
7	(kd) Energy conservation construction					
8	projects; prin repymt, interest &					
9	rebates	PR	S	–0–	–0–	
10	(ke) Additional energy conservation					
11	construction projects	PR-S	C	–0–	–0–	
	(5) P R O G R A M T O T A L S					
	GENERAL PURPOSE REVENUES			113,400	127,700	
	PROGRAM REVENUE			60,575,300	60,664,600	
	OTHER			(924,800)	(954,100)	
	SERVICE			(59,650,500)	(59,710,500)	
	TOTAL–ALL SOURCES			60,688,700	60,792,300	
12	(6) OFFICE OF JUSTICE ASSISTANCE					
13	(a) General program operations	GPR	A	1,284,900	1,548,700	
14	(b) Alts. to pros. & incar. for pers. who					
15	use alch. or oth. drgs.; pre. assess.	GPR	A	375,000	–0–	
16	(c) Law enforcement officer					
17	supplement grants	GPR	A	1,450,000	1,450,000	
18	(d) Youth diversion	GPR	A	380,000	380,000	
19	(gj) Grants for victims of sexual					
20	assault; child pornography					
21	surcharge	PR	C	–0–	–0–	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(i) Gifts and grants	PR	C	–0–	–0–
2	(k) Law enforcement programs and				
3	youth diversion – administration	PR–S	A	204,500	204,500
4	(kc) Grants for digital recording of				
5	custodial interrogations	PR–S	A	750,000	750,000
6	(kj) Youth diversion program	PR–S	A	794,900	794,900
7	(km) Interagency and intra–agency aids	PR–S	C	300,000	300,000
8	(ku) Grants for substance abuse				
9	treatment programs for criminal				
10	offenders	PR	C	755,000	755,000
11	(m) Federal aid, justice assistance,				
12	state operations	PR–F	C	3,005,100	2,587,100
13	(mb) Federal aid, homeland security	PR–F	C	36,745,100	36,600,000
14	(p) Federal aid, local assistance and				
15	aids	PR–F	C	18,904,900	18,904,900
	<b>(6) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			3,489,900	3,378,700
	PROGRAM REVENUE			61,459,500	60,896,400
	FEDERAL			(58,655,100)	(58,092,000)
	OTHER			(755,000)	(755,000)
	SERVICE			(2,049,400)	(2,049,400)
	TOTAL–ALL SOURCES			64,949,400	64,275,100
16	(8) DIVISION OF GAMING				
17	(am) Interest on racing and bingo				
18	moneys	GPR	S	12,300	12,300
19	(g) General program operations; racing	PR	A	1,624,100	1,593,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(h) General program operations; Indian				
2	gaming	PR	A	1,811,200	1,811,200
3	(hm) Indian gaming receipts	PR	C	–0–	–0–
4	(j) General program operations; raffles				
5	and crane games	PR	A	212,300	212,300
6	(jm) General program operations; bingo	PR	A	272,000	272,000
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			12,300	12,300
	PROGRAM REVENUE			3,919,600	3,888,900
	OTHER			(3,919,600)	(3,888,900)
	TOTAL–ALL SOURCES			3,931,900	3,901,200
	20.505 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			211,237,500	222,080,500
	PROGRAM REVENUE			497,700,800	502,355,400
	FEDERAL			(166,960,200)	(166,205,400)
	OTHER			(34,727,900)	(34,847,500)
	SERVICE			(296,012,700)	(301,302,500)
	SEGREGATED FUNDS			51,456,600	51,456,600
	FEDERAL			(–0–)	(–0–)
	OTHER			(51,456,600)	(51,456,600)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			760,394,900	775,892,500
7	<b>20.507 Board of commissioners of public lands</b>				
8	(1) TRUST LANDS AND INVESTMENTS				
9	(h) Trust lands and investments –				
10	general program operations	PR–S	A	1,504,400	1,504,400
11	(j) Payments to American Indian				
12	tribes or bands for raised sunken				
13	logs	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(k) Trust lands and investments –				
2	interagency and intra–agency				
3	assistance	PR–S	A	–0–	–0–
4	(mg) Federal aid — flood control	PR–F	C	52,700	52,700
<b>2 0 . 5 0 7 D E P A R T M E N T T O T A L S</b>					
	PROGRAM REVENUE			1,557,100	1,557,100
	FEDERAL			(52,700)	(52,700)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,504,400)	(1,504,400)
	TOTAL–ALL SOURCES			1,557,100	1,557,100
5	<b>20.511 Government accountability board</b>				
6	(1) ADMINISTRATION OF ELECTIONS, ETHICS, AND LOBBYING LAWS				
7	(a) General program operations;				
8	general purpose revenue	GPR	B	2,285,700	2,287,800
9	(b) Election–related cost				
10	reimbursement	GPR	S	80,000	160,000
11	(be) Investigations	GPR	S	32,800	32,800
12	(bm) Training of chief inspectors	GPR	B	–0–	–0–
13	(c) Voting system transitional				
14	assistance	GPR	B	–0–	–0–
15	(d) Election administration transfer	GPR	A	–0–	–0–
16	(g) Recount fees	PR	C	–0–	–0–
17	(h) Materials and services	PR	A	115,000	115,000
18	(i) Elections administration; program				
19	revenue	PR	A	37,500	37,500



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(im) Lobbying administration; program				
2	revenue	PR	A	411,200	411,200
3	(j) Electronic filing software	PR	C	–0–	–0–
4	(jm) Gifts and grants	PR	C	–0–	–0–
5	(q) Wisconsin election campaign fund	SEG	C	750,000	750,000
6	(t) Election administration	SEG	A	100	100
7	(x) Federal aid	SEG–F	C	1,575,500	1,477,800
	<b>20.511 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			2,398,500	2,480,600
	PROGRAM REVENUE			563,700	563,700
	OTHER			(563,700)	(563,700)
	SEGREGATED FUNDS			2,325,600	2,227,900
	FEDERAL			(1,575,500)	(1,477,800)
	OTHER			(750,100)	(750,100)
	TOTAL–ALL SOURCES			5,287,800	5,272,200
8	<b>20.515 Employee trust funds, department of</b>				
9	(1) EMPLOYEE BENEFIT PLANS				
10	(a) Annuity supplements and				
11	payments	GPR	S	1,300,400	1,068,700
12	(c) Contingencies	GPR	S	250,000	250,000
13	(gm) Gifts and grants	PR	C	–0–	–0–
14	(m) Federal aid	PR–F	C	–0–	–0–
15	(sr) Gifts and grants; public employee				
16	trust fund	SEG	C	–0–	–0–
17	(t) Automated operating system	SEG	C	2,692,500	645,200
18	(u) Employee–funded reimbursement				
19	account plan	SEG	C	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(um) Benefit administration <sup>275</sup>	SEG	B	5,000	5,000
2	(ut) Health insurance data collection				
3	and analysis contracts	SEG	A	850,100	803,600
4	(w) Administration	SEG	A	23,385,500	23,463,100
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,550,400	1,318,700
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			26,933,100	24,916,900
	OTHER			(26,933,100)	(24,916,900)
	TOTAL-ALL SOURCES			28,483,500	26,235,600
5	(2) PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM				
6	(a) Private employer health care				
7	coverage program; operating costs	GPR	B	-0-	-0-
8	(b) Grants for program administration	GPR	B	-0-	-0-
9	(g) Private employer health care				
10	coverage plan	PR	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.515 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			1,550,400	1,318,700
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			26,933,100	24,916,900
	OTHER			(26,933,100)	(24,916,900)
	TOTAL-ALL SOURCES			28,483,500	26,235,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	<b>20.525 Office of the governor</b>				
2	(1) EXECUTIVE ADMINISTRATION				
3	(a) General program operations	GPR	S	3,981,900	3,981,900
4	(b) Contingent fund	GPR	S	21,700	21,700
5	(c) Membership in national				
6	associations	GPR	S	125,900	125,900
7	(d) Disability board	GPR	S	-0-	-0-
8	(f) Literacy improvement aids	GPR	A	25,200	25,200
9	(i) Gifts and grants	PR	C	-0-	-0-
10	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,154,700	4,154,700
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,154,700	4,154,700
11	(2) EXECUTIVE RESIDENCE				
12	(a) General program operations	GPR	S	248,400	248,400
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			248,400	248,400
	TOTAL-ALL SOURCES			248,400	248,400
	20.525 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			4,403,100	4,403,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,403,100	4,403,100
13	<b>20.536 Investment board</b>				
14	(1) INVESTMENT OF FUNDS				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(k) General program operations	PR	C	22,474,700	22,474,700
2	(ka) General program operations;				
3	environmental improvement fund	PR–S	C	–0–	–0–
<b>20.536 DEPARTMENT TOTALS</b>					
	PROGRAM REVENUE			22,474,700	22,474,700
	OTHER			(22,474,700)	(22,474,700)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			22,474,700	22,474,700
4	<b>20.540 Office of the lieutenant governor</b>				
5	(1) EXECUTIVE COORDINATION				
6	(a) General program operations	GPR	A	408,200	408,200
7	(g) Gifts, grants and proceeds	PR	C	–0–	–0–
8	(k) Grants from state agencies	PR–S	C	–0–	–0–
9	(m) Federal aid	PR–F	C	–0–	–0–
<b>20.540 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			408,200	408,200
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			408,200	408,200
10	<b>20.545 State employment relations, office of</b>				
11	(1) STATE EMPLOYMENT RELATIONS				
12	(a) General program operations	GPR	A	5,238,000	5,238,000
13	(i) Services to non–state governmental				
14	units	PR	A	214,100	214,100
15	(j) Gifts and donations	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(jm) Employee development and				
2	training services	PR	A	282,700	282,700
3	(k) Funds received from other state				
4	agencies	PR	C	325,000	325,000
5	(ka) Publications	PR	A	158,700	158,700
6	(km) Collective bargaining grievance				
7	arbitrations	PR	A	140,600	157,800
8	(m) Federal grants and contracts	PR–F	C	–0–	–0–
9	(pz) Indirect cost reimbursements	PR–F	C	–0–	–0–
<b>20.545 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			5,238,000	5,238,000
	PROGRAM REVENUE			1,121,100	1,138,300
	FEDERAL			(–0–)	(–0–)
	OTHER			(1,121,100)	(1,138,300)
	TOTAL–ALL SOURCES			6,359,100	6,376,300
10	<b>20.550 Public defender board</b>				
11	(1) LEGAL ASSISTANCE				
12	(a) Program administration	GPR	A	2,547,000	2,548,800
13	(b) Appellate representation	GPR	A	5,004,300	5,005,900
14	(c) Trial representation	GPR	A	46,236,100	46,390,300
15	(d) Private bar and investigator				
16	reimbursement	GPR	B	24,425,800	22,777,900
17	(e) Private bar and investigator				
18	payments; administration costs	GPR	A	684,900	685,000
19	(f) Transcripts, discovery and				
20	interpreters	GPR	A	1,339,100	1,339,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(fb) Payments from clients;				
2	administrative costs	PR	A	242,400	246,500
3	(g) Gifts, grants and proceeds	PR	C	–0–	–0–
4	(h) Contractual agreements	PR–S	A	–0–	–0–
5	(i) Tuition payments	PR	C	–0–	–0–
6	(kj) Conferences and training	PR–S	A	140,800	140,800
7	(L) Private bar and inv.				
8	reimbursement; payments for legal				
9	representation	PR	C	1,024,700	1,024,700
10	(m) Federal aid	PR–F	C	–0–	–0–
<b>20.550 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			80,237,200	78,747,000
	PROGRAM REVENUE			1,407,900	1,412,000
	FEDERAL			(–0–)	(–0–)
	OTHER			(1,267,100)	(1,271,200)
	SERVICE			(140,800)	(140,800)
	TOTAL–ALL SOURCES			81,645,100	80,159,000
11	<b>20.566 Revenue, department of</b>				
12	(1) COLLECTION OF TAXES				
13	(a) General program operations	GPR	A	47,670,400	47,670,400
14	(g) Administration of county sales and				
15	use taxes	PR	A	3,457,200	3,460,000
16	(ga) Cigarette tax stamps	PR	A	261,700	261,700
17	(gb) Business tax registration	PR	A	1,625,800	1,627,000
18	(gd) Administration of special district				
19	taxes	PR	A	466,500	466,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ge) Administration of local professional				
2	football stadium districts	PR	A	143,700	143,700
3	(gf) Administration of resort tax	PR	A	23,400	23,400
4	(gg) Administration of local taxes	PR	A	195,500	195,500
5	(gh) Administration of regional transit				
6	authority fees	PR	A	–0–	–0–
7	(gm) Administration of tax on controlled				
8	substances dealers	PR	A	–0–	–0–
9	(h) Debt collection	PR	A	433,600	433,600
10	(ha) Administration of liquor tax and				
11	alcohol beverages enforcement	PR	A	1,073,800	1,073,800
12	(hb) Collections by the department	PR	A	505,700	592,100
13	(hm) Collections under contracts	PR	S	354,200	354,200
14	(hn) Collections under the multi–state				
15	tax commission audit program	PR–S	S	57,400	57,400
16	(ho) Collections under multistate				
17	streamlined sales tax	PR	S	20,000	40,000
18	(hp) Administration of income tax				
19	checkoff voluntary payments	PR	A	30,000	30,000
20	(i) Gifts and grants	PR	C	–0–	–0–
21	(m) Federal funds; state operations	PR–F	C	–0–	–0–
22	(q) Recycling surcharge administration	SEG	A	218,600	218,600
23	(qm) Administration of rental vehicle fee	SEG	A	37,900	37,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(r) Administration of dry cleaner fees	SEG	A	60,200	60,200
2	(s) Petroleum inspection fee collection	SEG	A	163,700	163,700
3	(u) Motor fuel tax administration	SEG	A	1,690,100	1,676,900
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			47,670,400	47,670,400
	PROGRAM REVENUE			8,648,500	8,758,900
	FEDERAL			(–0–)	(–0–)
	OTHER			(8,591,100)	(8,701,500)
	SERVICE			(57,400)	(57,400)
	SEGREGATED FUNDS			2,170,500	2,157,300
	OTHER			(2,170,500)	(2,157,300)
	TOTAL–ALL SOURCES			58,489,400	58,586,600
4	(2) STATE AND LOCAL FINANCE				
5	(a) General program operations	GPR	A	8,619,000	8,619,000
6	(b) Integrated property assessment				
7	system technology	GPR	A	2,700,000	2,700,000
8	(g) County assessment studies	PR	C	–0–	–0–
9	(gb) Manufacturing property				
10	assessment	PR	A	1,309,100	1,309,100
11	(gi) Municipal finance report				
12	compliance	PR	A	40,300	40,300
13	(h) Reassessments	PR	A	635,500	635,500
14	(hi) Wisconsin property assessment				
15	manual	PR	A	–0–	–0–
16	(hm) Administration of tax incremental				
17	financing program	PR	C	125,000	125,300
18	(i) Gifts and grants	PR	C	–0–	–0–



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(m) Federal funds; state operations	PR-F	C	-0-	-0-
2	(q) Railroad and air carrier tax				
3	administration	SEG	A	215,700	218,400
4	(r) Lottery credit administration	SEG	A	282,600	282,600
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			11,319,000	11,319,000
	PROGRAM REVENUE			2,109,900	2,110,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(2,109,900)	(2,110,200)
	SEGREGATED FUNDS			498,300	501,000
	OTHER			(498,300)	(501,000)
	TOTAL-ALL SOURCES			13,927,200	13,930,200
5	(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
6	(a) General program operations	GPR	A	27,077,700	27,077,700
7	(b) Integrated tax system technology	GPR	A	4,259,700	4,259,700
8	(c) Expert professional services	GPR	B	75,000	75,000
9	(g) Services	PR	A	98,200	98,200
10	(gm) Reciprocity agreement and				
11	publications	PR	A	201,100	201,100
12	(go) Reciprocity agreement; Illinois	PR	A	-0-	-0-
13	(i) Gifts and grants	PR	C	-0-	-0-
14	(k) Internal services	PR-S	A	3,272,700	3,272,700
15	(m) Federal funds; state operations	PR-F	C	-0-	-0-
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			31,412,400	31,412,400
	PROGRAM REVENUE			3,572,000	3,572,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(299,300)	(299,300)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
SERVICE				(3,272,700)	(3,272,700)
TOTAL–ALL SOURCES				34,984,400	34,984,400
1	(7)	INVESTMENT AND LOCAL IMPACT FUND			
2	(e)	Investment and local impact fund			
3		supplement	GPR A	–0–	–0–
4	(g)	Investment and local impact fund			
5		administrative expenses	PR A	–0–	–0–
6	(n)	Federal mining revenue		–0–	–0–
7	(v)	Investment and local impact fund	SEG C	–0–	–0–
(7) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				–0–	–0–
PROGRAM REVENUE				–0–	–0–
FEDERAL				(–0–)	(–0–)
OTHER				(–0–)	(–0–)
SEGREGATED FUNDS				–0–	–0–
OTHER				(–0–)	(–0–)
TOTAL–ALL SOURCES				–0–	–0–
8	(8)	LOTTERY			
9	(q)	General program operations	SEG A	22,074,700	22,074,700
10	(r)	Retailer compensation	SEG S	35,531,700	36,053,700
11	(s)	Prizes	SEG S	–0–	–0–
12	(v)	Vendor fees	SEG S	12,819,100	13,002,000
(8) PROGRAM TOTALS					
SEGREGATED FUNDS				70,425,500	71,130,400
OTHER				(70,425,500)	(71,130,400)
TOTAL–ALL SOURCES				70,425,500	71,130,400
20.566 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES				90,401,800	90,401,800
PROGRAM REVENUE				14,330,400	14,441,100
FEDERAL				(–0–)	(–0–)
OTHER				(11,000,300)	(11,111,000)
SERVICE				(3,330,100)	(3,330,100)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
	SEGREGATED FUNDS			73,094,300	73,788,700
	OTHER			(73,094,300)	(73,788,700)
	TOTAL–ALL SOURCES			177,826,500	178,631,600
1	<b>20.575 Secretary of state</b>				
2	(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				
3	(g) Program fees	PR	A	759,400	759,400
4	(ka) Agency collections	PR–S	A	4,000	4,000
	20.575 DEPARTMENT TOTALS				
	PROGRAM REVENUE			763,400	763,400
	OTHER			(759,400)	(759,400)
	SERVICE			(4,000)	(4,000)
	TOTAL–ALL SOURCES			763,400	763,400
5	<b>20.585 Treasurer, state</b>				
6	(1) CUSTODIAN OF STATE FUNDS				
7	(b) Insurance	GPR	A	–0–	–0–
8	(e) Unclaimed property; contingency				
9	appropriation	GPR	S	–0–	–0–
10	(g) Processing services	PR	A	267,500	267,500
11	(h) Training conferences	PR	C	–0–	–0–
12	(i) Gifts and grants	PR	C	–0–	–0–
13	(j) Unclaimed property; claims	PR	C	–0–	–0–
14	(k) Unclaimed property; administrative				
15	expenses	PR	A	5,111,400	5,113,000
16	(kb) General program operations	PR–S	A	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			5,378,900	5,380,500
	OTHER			(5,378,900)	(5,380,500)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
SERVICE				(–0–)	(–0–)
TOTAL–ALL SOURCES				5,378,900	5,380,500
1	(2) COLLEGE TUITION PREPAYMENT PROGRAM				
2	(q) Pymt of qualified higher ed				
3	expenses & refunds; college tuition				
4	& exp pgm	SEG	S	–0–	–0–
5	(s) Administrative expenses; college				
6	tuition and expenses program	SEG	A	67,000	67,000
7	(t) Pymt of qualified higher ed exp &				
8	refunds; college savings pgm trust				
9	fund	SEG	S	–0–	–0–
10	(tm) Administrative expenses; college				
11	savings program trust fund	SEG	A	815,100	815,100
12	(u) Pymt of qualified higher ed exp &				
13	ref; college svgs pgm bank dep trust				
14	fund	SEG	S	–0–	–0–
15	(um) Administrative expenses; college				
16	savings program bank deposit trust				
17	fund	SEG	A	–0–	–0–
18	(v) Pymt of qualified higher ed exp &				
19	ref; college svgs pgm CU dep trust				
20	fund	SEG	S	–0–	–0–
21	(vm) Administrative expenses; college				
22	svgs pgm credit union deposit trust				
23	fund	SEG	A	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
(2) PROGRAM TOTALS				
SEGREGATED FUNDS			882,100	882,100
OTHER			(882,100)	(882,100)
TOTAL-ALL SOURCES			882,100	882,100
20.585 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			5,378,900	5,380,500
OTHER			(5,378,900)	(5,380,500)
SERVICE			(-0-)	(-0-)
SEGREGATED FUNDS			882,100	882,100
OTHER			(882,100)	(882,100)
TOTAL-ALL SOURCES			6,261,000	6,262,600
General Executive Functions FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			395,874,700	405,077,900
PROGRAM REVENUE			545,298,000	550,086,200
FEDERAL			(167,012,900)	(166,258,100)
OTHER			(77,293,100)	(77,546,300)
SERVICE			(300,992,000)	(306,281,800)
SEGREGATED FUNDS			154,691,700	153,272,200
FEDERAL			(1,575,500)	(1,477,800)
OTHER			(153,116,200)	(151,794,400)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			1,095,864,400	1,108,436,300

## Judicial

### 1     **20.625 Circuit courts**

#### 2     (1)   COURT OPERATIONS

3	(a)	Circuit courts	GPR	S	64,254,300	64,254,300
4	(as)	Violent crime court costs	GPR	A	-0-	-0-
5	(b)	Permanent reserve judges	GPR	A	-0-	-0-
6	(c)	Court interpreter fees	GPR	A	1,060,600	1,125,100
7	(d)	Circuit court support payments	GPR	B	18,739,600	18,739,600
8	(e)	Guardian ad litem costs	GPR	A	4,738,500	4,738,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(m) Federal aid	PR-F	C	–0–	–0–
2	(q) Circuit court support payments	SEG	A	9,103,000	10,012,500
	<b>20.625 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			88,793,000	88,857,500
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	SEGREGATED FUNDS			9,103,000	10,012,500
	OTHER			(9,103,000)	(10,012,500)
	TOTAL–ALL SOURCES			97,896,000	98,870,000
3	<b>20.660 Court of appeals</b>				
4	(1) APPELLATE PROCEEDINGS				
5	(a) General program operations	GPR	S	9,527,000	9,527,000
6	(m) Federal aid	PR-F	C	–0–	–0–
	<b>20.660 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			9,527,000	9,527,000
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	TOTAL–ALL SOURCES			9,527,000	9,527,000
7	<b>20.665 Judicial commission</b>				
8	(1) JUDICIAL CONDUCT				
9	(a) General program operations	GPR	A	220,900	220,900
10	(cm) Contractual agreements	GPR	B	18,200	18,200
11	(mm) Federal aid	PR-F	C	–0–	–0–
	<b>20.665 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			239,100	239,100
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	TOTAL–ALL SOURCES			239,100	239,100
12	<b>20.670 Judicial council</b>				
13	(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(a) General program operations	GPR	A	90,000	111,200
2	(m) Federal aid	PR-F	C	-0-	-0-
<b>20.670 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			90,000	111,200
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			90,000	111,200
3	<b>20.680 Supreme court</b>				
4	(1) SUPREME COURT PROCEEDINGS				
5	(a) General program operations	GPR	S	4,865,900	4,865,900
6	(m) Federal aid	PR-F	C	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			4,865,900	4,865,900
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,865,900	4,865,900
7	(2) DIRECTOR OF STATE COURTS				
8	(a) General program operations	GPR	A	7,039,100	7,065,100
9	(b) Judicial planning and research	GPR	A	-0-	-0-
10	(g) Gifts and grants	PR	C	-0-	-0-
11	(ga) Court commissioner training	PR	C	60,600	60,600
12	(gc) Court interpreter training and				
13	certification	PR	C	45,600	45,600
14	(h) Materials and services	PR	C	60,900	60,900
15	(i) Municipal judge training	PR	C	146,400	146,400
16	(j) Court information systems	PR	C	9,310,800	9,310,800
17	(kc) Central services	PR-S	A	220,500	220,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ke) Interagency and intra–agency				
2	automation assistance	PR–S	C	–0–	–0–
3	(m) Federal aid	PR–F	C	886,900	886,900
4	(qm) Mediation fund	SEG	C	755,800	755,800
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			7,039,100	7,065,100
	PROGRAM REVENUE			10,731,700	10,731,700
	FEDERAL			(886,900)	(886,900)
	OTHER			(9,624,300)	(9,624,300)
	SERVICE			(220,500)	(220,500)
	SEGREGATED FUNDS			755,800	755,800
	OTHER			(755,800)	(755,800)
	TOTAL–ALL SOURCES			18,526,600	18,552,600
5	(3) BAR EXAMINERS AND RESPONSIBILITY				
6	(g) Board of bar examiners	PR	C	704,900	704,900
7	(h) Office of lawyer regulation	PR	C	2,524,700	2,524,700
	(3) PROGRAM TOTALS				
	PROGRAM REVENUE			3,229,600	3,229,600
	OTHER			(3,229,600)	(3,229,600)
	TOTAL–ALL SOURCES			3,229,600	3,229,600
8	(4) LAW LIBRARY				
9	(a) General program operations	GPR	A	2,058,200	2,058,200
10	(g) Library collections and services	PR	C	137,200	137,200
11	(h) Gifts and grants	PR	C	554,100	554,100
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,058,200	2,058,200
	PROGRAM REVENUE			691,300	691,300
	OTHER			(691,300)	(691,300)
	TOTAL–ALL SOURCES			2,749,500	2,749,500
	20.680 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			13,963,200	13,989,200
	PROGRAM REVENUE			14,652,600	14,652,600



STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
FEDERAL			(886,900)	(886,900)
OTHER			(13,545,200)	(13,545,200)
SERVICE			(220,500)	(220,500)
SEGREGATED FUNDS			755,800	755,800
OTHER			(755,800)	(755,800)
TOTAL–ALL SOURCES			29,371,600	29,397,600

Judicial  
FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUES			112,612,300	112,724,000
PROGRAM REVENUE			14,652,600	14,652,600
FEDERAL			(886,900)	(886,900)
OTHER			(13,545,200)	(13,545,200)
SERVICE			(220,500)	(220,500)
SEGREGATED FUNDS			9,858,800	10,768,300
FEDERAL			(–0–)	(–0–)
OTHER			(9,858,800)	(10,768,300)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			137,123,700	138,144,900

## Legislative

1     **20.765 Legislature**

2     (1)    ENACTMENT OF STATE LAWS

3     (a)    General program operations —

4         assembly                                   GPR     S           24,089,400     24,089,400

5     (b)    General program operations —

6         senate                                    GPR     S           17,116,800     17,116,800

7     (d)    Legislative documents                GPR     S           4,108,800     4,108,800

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUES			45,315,000	45,315,000
TOTAL–ALL SOURCES			45,315,000	45,315,000

8     (3)    SERVICE AGENCIES AND NATIONAL ASSOCIATIONS

9     (a)    Revisor of statutes bureau               GPR     B           925,400       –0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>	
1	(b) Legislative reference bureau	GPR	B	5,814,900	5,923,600	
2	(c) Legislative audit bureau	GPR	B	5,773,800	5,773,800	
3	(d) Legislative fiscal bureau	GPR	B	3,715,700	3,715,700	
4	(e) Joint leg council, exec of functions,					
5	research, dev studies, comm assist	GPR	B	3,743,000	3,743,000	
6	(ec) Joint legislative council;					
7	contractual studies	GPR	B	15,000	–0–	
8	(em) Legislative technology services					
9	bureau	GPR	B	3,673,100	3,679,200	
10	(f) Joint committee on legislative					
11	organization	GPR	B	–0–	–0–	
12	(fa) Membership in national					
13	associations	GPR	S	201,400	214,700	
14	(g) Gifts and grants to service agencies	PR	C	–0–	–0–	
15	(ka) Audit bureau reimbursable audits	PR–S	A	1,946,800	1,959,700	
16	(m) Federal aid	PR–F	C	–0–	–0–	
	<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			23,862,300	23,050,000	
	PROGRAM REVENUE			1,946,800	1,959,700	
	FEDERAL			(–0–)	(–0–)	
	OTHER			(–0–)	(–0–)	
	SERVICE			(1,946,800)	(1,959,700)	
	TOTAL–ALL SOURCES			25,809,100	25,009,700	
17	(4) CAPITOL OFFICES RELOCATION					
18	(a) Capitol offices relocation costs	GPR	B	–0–	–0–	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
20.765 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			69,177,300	68,365,000
PROGRAM REVENUE			1,946,800	1,959,700
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(1,946,800)	(1,959,700)
TOTAL-ALL SOURCES			71,124,100	70,324,700
Legislative FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			69,177,300	68,365,000
PROGRAM REVENUE			1,946,800	1,959,700
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(1,946,800)	(1,959,700)
SEGREGATED FUNDS			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			71,124,100	70,324,700

## General Appropriations

1	<b>20.835 Shared revenue and tax relief</b>				
2	(1) SHARED REVENUE PAYMENTS				
3	(b) Small municipalities shared				
4	revenue	GPR	S	-0-	-0-
5	(c) Expenditure restraint program				
6	account	GPR	S	58,145,700	58,145,700
7	(cf) County levy restraint payment				
8	account	GPR	S	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cg) County levy restraint bonus				
2	payment account	GPR	S	–0–	–0–
3	(d) Shared revenue account	GPR	S	16,392,400	16,758,500
4	(db) Municipal aid account	GPR	S	697,483,400	709,740,200
5	(dc) County aid account; supplemental	GPR	S	67,044,100	59,888,200
6	(dm) Public utility distribution account	GPR	S	2,871,200	2,871,200
7	(e) State aid; tax exempt property	GPR	S	65,067,600	65,300,000
8	(f) County mandate relief account	GPR	S	–0–	–0–
9	(q) County aid account	SEG	S	110,054,500	120,087,500
10	(t) Shared revenue and municipal aid				
11	account; transportation fund	SEG	A	–0–	–0–
12	(u) Shared revenue and municipal aid				
13	account; utility public benefits fund	SEG	A	–0–	–0–
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			907,004,400	912,703,800
	SEGREGATED FUNDS			110,054,500	120,087,500
	OTHER			(110,054,500)	(120,087,500)
	TOTAL–ALL SOURCES			1,017,058,900	1,032,791,300
14	(2) TAX RELIEF				
15	(b) Claim of right credit	GPR	S	–0–	–0–
16	(bm) Film production services credit	GPR	S	250,000	750,000
17	(br) Interest payments on				
18	overassessments of manufacturing				
19	property	GPR	S	10,000	10,000
20	(c) Homestead tax credit	GPR	S	123,600,000	125,100,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(ci) Development zones investment				
2	credit	GPR	S	–0–	–0–
3	(cL) Development zones location credit	GPR	S	–0–	–0–
4	(cm) Development zones jobs credit	GPR	S	–0–	–0–
5	(cn) Development zones sales tax credit	GPR	S	–0–	–0–
6	(co) Enterprise zone jobs credit	GPR	S	1,625,000	6,500,000
7	(d) Farmers' drought property tax				
8	credit	GPR	S	–0–	–0–
9	(dm) Farmland preservation credit	GPR	S	12,600,000	12,800,000
10	(dn) Farmland tax relief credit	GPR	S	–0–	–0–
11	(em) Veterans and surviving spouses				
12	property tax credit	GPR	S	1,000,000	1,000,000
13	(ep) Cigarette and tobacco product tax				
14	refunds	GPR	S	22,500,000	22,400,000
15	(f) Earned income tax credit	GPR	S	75,974,600	90,735,800
16	(ka) Farmland tax relief credit; Indian				
17	gaming receipts	PR–S	C	–0–	–0–
18	(kf) Earned income tax credit;				
19	temporary assistance for needy				
20	families	PR–S	A	16,125,400	6,664,200
21	(q) Farmland tax relief credit	SEG	S	15,000,000	15,000,000
22	(r) Earned income tax credit; utility				
23	public benefits	SEG	A	–0–	–0–
<b>(2) PROGRAM TOTALS</b>					
<b>GENERAL PURPOSE REVENUES</b>				<b>237,559,600</b>	<b>259,295,800</b>

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
	PROGRAM REVENUE			16,125,400	6,664,200
	SERVICE			(16,125,400)	(6,664,200)
	SEGREGATED FUNDS			15,000,000	15,000,000
	OTHER			(15,000,000)	(15,000,000)
	TOTAL–ALL SOURCES			268,685,000	280,960,000
1	(3) STATE PROPERTY TAX CREDITS				
2	(b) School levy tax credit and first				
3	dollar credit	GPR	S	593,050,000	593,050,000
4	(q) Lottery and gaming credit	SEG	S	128,799,400	130,346,900
5	(s) Lottery and gaming credit; late				
6	applications	SEG	S	240,700	240,700
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			593,050,000	593,050,000
	SEGREGATED FUNDS			129,040,100	130,587,600
	OTHER			(129,040,100)	(130,587,600)
	TOTAL–ALL SOURCES			722,090,100	723,637,600
7	(4) COUNTY AND LOCAL TAXES				
8	(g) County taxes	PR	C	–0–	–0–
9	(gb) Special district taxes	PR	C	–0–	–0–
10	(gd) Premier resort area tax	PR	C	–0–	–0–
11	(ge) Local professional football stadium				
12	district taxes	PR	C	–0–	–0–
13	(gg) Local taxes	PR	C	–0–	–0–
14	(gh) Regional transit authority fees	PR	C	–0–	–0–
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
15	(5) PAYMENTS IN LIEU OF TAXES				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(a) Payments for municipal services	GPR	A	21,998,800	21,998,800
	(5) P R O G R A M T O T A L S				
	GENERAL PURPOSE REVENUES			21,998,800	21,998,800
	TOTAL–ALL SOURCES			21,998,800	21,998,800
	2 0 . 8 3 5 D E P A R T M E N T T O T A L S				
	GENERAL PURPOSE REVENUES			1,759,612,800	1,787,048,400
	PROGRAM REVENUE			16,125,400	6,664,200
	OTHER			(–0–)	(–0–)
	SERVICE			(16,125,400)	(6,664,200)
	SEGREGATED FUNDS			254,094,600	265,675,100
	OTHER			(254,094,600)	(265,675,100)
	TOTAL–ALL SOURCES			2,029,832,800	2,059,387,700
2	<b>20.855 Miscellaneous appropriations</b>				
3	(1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
4	(a) Obligation on operating notes	GPR	S	11,725,000	11,200,000
5	(b) Operating note expenses	GPR	S	350,000	350,000
6	(bm) Payment of cancelled drafts	GPR	S	1,275,000	1,275,000
7	(c) Interest payments to program				
8	revenue accounts	GPR	S	–0–	–0–
9	(d) Interest payments to segregated				
10	funds	GPR	S	–0–	–0–
11	(dm) Interest reimbursements to federal				
12	government	GPR	S	–0–	–0–
13	(e) Interest on prorated local				
14	government payments	GPR	S	–0–	–0–
15	(gm) Payment of cancelled drafts;				
16	program revenues	PR	S	–0–	–0–
17	(q) Redemption of operating notes	SEG	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(r) Interest payments to general fund	SEG	S	–0–	–0–
2	(rm) Payment of cancelled drafts;				
3	segregated revenues	SEG	S	–0–	–0–
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			13,350,000	12,825,000
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			13,350,000	12,825,000
4	(3) CAPITOL RENOVATION EXPENSES				
5	(b) Capitol restoration and relocation				
6	planning	GPR	B	–0–	–0–
7	(c) Historically significant furnishings	GPR	B	–0–	–0–
	<b>(3) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–
8	(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
9	(a) Interest on overpayment of taxes	GPR	S	4,500,000	2,500,000
10	(am) Great Lakes protection fund				
11	contribution	GPR	C	–0–	–0–
12	(b) Election campaign payments	GPR	S	242,900	242,900
13	(bm) Oil pipeline terminal tax				
14	distribution	GPR	S	1,071,400	1,188,500
15	(c) Minnesota income tax reciprocity	GPR	S	68,559,500	74,044,300
16	(ca) Minnesota income tax reciprocity				
17	bench mark	GPR	A	–0–	–0–



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cm) Illinois income tax reciprocity	GPR	S	37,108,700	39,706,300
2	(cn) Illinois income tax reciprocity				
3	bench mark	GPR	A	–0–	–0–
4	(co) Illinois income tax reciprocity, 1998				
5	and 1999	GPR	A	–0–	–0–
6	(e) Transfer to conservation fund; land				
7	acquisition reimbursement	GPR	S	233,800	153,300
8	(fm) Transfer to the transportation fund;				
9	hub facility exemptions	GPR	S	1,953,300	1,953,300
10	(fs) Aid for certain local purchases and				
11	projects	GPR	A	72,500	–0–
12	(q) Terminal tax distribution	SEG	S	1,380,200	1,458,900
13	(r) Petroleum allowance	SEG	S	600,000	600,000
14	(rm) Supplemental title fee transfer	SEG	S	10,290,000	12,763,000
15	(s) Transfer to conservation fund;				
16	motorboat formula	SEG	S	13,560,800	13,756,700
17	(t) Transfer to conservation fund;				
18	snowmobile formula	SEG	S	4,537,600	4,499,000
19	(u) Transfer to conservation fund;				
20	all-terrain vehicle formula	SEG	S	1,815,200	1,877,200
21	(w) Transfer to transportation fund;				
22	petroleum inspection fund	SEG	A	6,321,700	6,321,700
<b>(4) PROGRAM TOTALS</b>					
GENERAL PURPOSE REVENUES				113,742,100	119,788,600
SEGREGATED FUNDS				38,505,500	41,276,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
OTHER				(38,505,500)	(41,276,500)
TOTAL-ALL SOURCES				152,247,600	161,065,100
1	(5) STATE HOUSING AUTHORITY RESERVE FUND				
2	(a) Enhancement of credit of authority				
3	debt	GPR	A	-0-	-0-
(5) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				-0-	-0-
TOTAL-ALL SOURCES				-0-	-0-
4	(6) MISCELLANEOUS RECEIPTS				
5	(g) Gifts and grants	PR	C	-0-	-0-
6	(h) Vehicle and aircraft receipts	PR	A	-0-	-0-
7	(i) Miscellaneous program revenue	PR	A	-0-	-0-
8	(j) Custody accounts	PR	C	-0-	-0-
9	(k) Aids to individuals and				
10	organizations	PR-S	C	-0-	-0-
11	(ka) Local assistance	PR-S	C	-0-	-0-
12	(m) Federal aid	PR-F	C	-0-	-0-
13	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
(6) PROGRAM TOTALS					
PROGRAM REVENUE				-0-	-0-
FEDERAL				(-0-)	(-0-)
OTHER				(-0-)	(-0-)
SERVICE				(-0-)	(-0-)
TOTAL-ALL SOURCES				-0-	-0-
14	(8) MARQUETTE UNIVERSITY				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
1	(a) Dental clinic and educ facility;				
2	principal repayment, interest &				
3	rebates	GPR	S	997,800	992,800
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			997,800	992,800
	TOTAL–ALL SOURCES			997,800	992,800
4	(9) STATE CAPITOL RENOVATION AND RESTORATION				
5	(a) South wing renovation and				
6	restoration	GPR	C	–0–	–0–
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			–0–	–0–
	TOTAL–ALL SOURCES			–0–	–0–
	20.855 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			128,089,900	133,606,400
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			38,505,500	41,276,500
	OTHER			(38,505,500)	(41,276,500)
	TOTAL–ALL SOURCES			166,595,400	174,882,900
7	<b>20.865 Program supplements</b>				
8	(1) EMPLOYEE COMPENSATION AND SUPPORT				
9	(a) Judgments, legal expenses and				
10	worker’s compensation benefits	GPR	S	46,700	46,700
11	(c) Compensation and related				
12	adjustments	GPR	S	–0–	–0–
13	(ci) Nonrepresented university system				
14	faculty and academic pay				
15	adjustments	GPR	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(cj) Pay adjustments for certain				
2	university employees	GPR	A	–0–	–0–
3	(d) Employer fringe benefit costs	GPR	S	–0–	–0–
4	(e) Additional biweekly payroll	GPR	A	–0–	–0–
5	(em) Financial and procurement services	GPR	A	–0–	–0–
6	(fm) Risk management	GPR	A	–0–	–0–
7	(fn) Physically handicapped				
8	supplements	GPR	A	6,800	6,800
9	(g) Judgments and legal expenses;				
10	program revenues	PR	S	–0–	–0–
11	(i) Compensation and related				
12	adjustments; program revenues	PR	S	–0–	–0–
13	(ic) Nonrepresented university system				
14	faculty and academic pay				
15	adjustments	PR	S	–0–	–0–
16	(j) Employer fringe benefit costs;				
17	program revenues	PR	S	–0–	–0–
18	(jm) Additional biweekly payroll;				
19	nonfederal program revenue	PR	S	–0–	–0–
20	(js) Financial and procurement				
21	services; program revenues	PR	S	–0–	–0–
22	(kr) Risk management; program				
23	revenues	PR–S	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(Ln) Physically handicapped				
2	supplements; program revenues	PR	S	–0–	–0–
3	(m) Additional biweekly payroll; federal				
4	program revenues	PR–F	S	–0–	–0–
5	(q) Judgments and legal expenses;				
6	segregated revenues	SEG	S	–0–	–0–
7	(s) Compensation and related				
8	adjustments; segregated revenues	SEG	S	–0–	–0–
9	(si) Nonrepresented university system				
10	faculty and academic pay				
11	adjustments	SEG	S	–0–	–0–
12	(t) Employer fringe benefit costs;				
13	segregated revenues	SEG	S	–0–	–0–
14	(tm) Additional biweekly payroll;				
15	nonfederal segregated revenues	SEG	S	–0–	–0–
16	(ts) Financial and procurement				
17	services; segregated revenues	SEG	S	–0–	–0–
18	(ur) Risk management; segregated				
19	revenues	SEG	S	–0–	–0–
20	(vn) Physically handicapped				
21	supplements; segregated revenues	SEG	S	–0–	–0–
22	(x) Additional biweekly payroll; federal				
23	segregated revenues	SEG–F	S	–0–	–0–
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			53,500	53,500
	PROGRAM REVENUE			–0–	–0–

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007–08	2008–09
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			53,500	53,500
1	(2) STATE PROGRAMS AND FACILITIES				
2	(a) Private facility rental increases	GPR	A	902,400	1,374,100
3	(ag) State–owned office rent supplement	GPR	A	–0–	–0–
4	(am) Space management and child care	GPR	A	–0–	–0–
5	(d) State deposit fund	GPR	S	–0–	–0–
6	(e) Maintenance of capitol and				
7	executive residence	GPR	A	5,337,400	5,337,400
8	(eb) Executive residence furnishings				
9	replacement	GPR	C	12,000	12,000
10	(em) Groundwater survey and analysis	GPR	A	216,100	216,100
11	(g) Private facility rental increases;				
12	program revenues	PR	S	–0–	–0–
13	(gg) State–owned office rent				
14	supplements; program revenues	PR	S	–0–	–0–
15	(gm) Space management and child care;				
16	program revenues	PR	S	–0–	–0–
17	(i) Integrated business information				
18	system; program revenues	PR–S	S	–0–	–0–
19	(j) State deposit fund; program				
20	revenues	PR	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(L) Data processing and				
2	telecommunications study; program				
3	revenues	PR–S	S	–0–	–0–
4	(q) Private facility rental increases;				
5	segregated revenues	SEG	S	–0–	–0–
6	(qg) State–owned office rent				
7	supplements; segregated revenues	SEG	S	–0–	–0–
8	(qm) Space management and child care;				
9	segregated revenues	SEG	S	–0–	–0–
10	(r) Integrated business information				
11	system; segregated revenues	SEG–S	S	–0–	–0–
12	(t) State deposit fund; segregated				
13	revenues	SEG	S	–0–	–0–
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			6,467,900	6,939,600
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			–0–	–0–
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			6,467,900	6,939,600
14	(3) TAXES AND SPECIAL CHARGES				
15	(a) Property taxes	GPR	S	–0–	–0–
16	(g) Property taxes; program revenues	PR	S	–0–	–0–
17	(i) Payments for municipal services;				
18	program revenues	PR	S	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(q) Property taxes; segregated				
2	revenues <sup>295</sup>				
	(?) Title	SEG	S	-0-	-0-
3	(s) Payments for municipal services;				
4	segregated revenues	SEG	S	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
5	(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS				
6	(a) General purpose revenue funds				
7	general program supplementation	GPR	B	9,963,100	15,125,700
8	(g) Program revenue funds general				
9	program supplementation	PR	S	-0-	-0-
10	(gm) Wisconsin advanced				
11	telecommunications foundation				
12	funds supplementation	PR	C	-0-	-0-
13	(k) Public assistance programs				
14	supplementation	PR-S	C	-0-	-0-
15	(m) Federal funds general program				
16	supplementation	PR-F	C	-0-	-0-
17	(u) Segregated funds general program				
18	supplementation	SEG	S	12,368,200	24,638,200
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			9,963,100	15,125,700
	PROGRAM REVENUE			-0-	-0-



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			12,368,200	24,638,200
	OTHER			(12,368,200)	(24,638,200)
	TOTAL-ALL SOURCES			22,331,300	39,763,900
1	(8) SUPPLEMENTATION OF PGM REV & PGM REV-SVC APPNS FROM PUBLIC EMP TRUST FUND				
2	(g) Supplementation of program				
3	revenue and program rev.-service				
4	appropriations	PR	S	-0-	-0-
5	(s) Supplementation of appropriations				
6	from the public employee trust fund	SEG	S	-0-	-0-
	(8) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.865 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			16,484,500	22,118,800
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			12,368,200	24,638,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(12,368,200)	(24,638,200)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			28,852,700	46,757,000
7	<b>20.866 Public debt</b>				
8	(1) BOND SECURITY AND REDEMPTION FUND				
9	(u) Principal repayment and interest	SEG	S	-0-	-0-
	20.866 DEPARTMENT TOTALS				
	SEGREGATED FUNDS			-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007–08	2008–09
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
<b>1 20.867 Building commission</b>				
2 (1) STATE OFFICE BUILDINGS				
3 (a) Principal repayment and interest;				
4 housing of state agencies	GPR	S	–0–	–0–
5 (b) Principal repayment and interest;				
6 capitol and executive residence	GPR	S	10,778,800	10,522,900
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			10,778,800	10,522,900
TOTAL–ALL SOURCES			10,778,800	10,522,900
7 (2) ALL STATE–OWNED FACILITIES				
8 (b) Asbestos removal	GPR	A	–0–	–0–
9 (c) Hazardous materials removal	GPR	A	–0–	–0–
10 (f) Facilities preventive maintenance	GPR	A	–0–	–0–
11 (q) Building trust fund	SEG	C	–0–	–0–
12 (r) Planning and design	SEG	C	–0–	–0–
13 (u) Aids for buildings	SEG	C	–0–	–0–
14 (v) Building program funding				
15 contingency	SEG	C	–0–	–0–
16 (w) Building program funding	SEG	C	–0–	–0–
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			–0–	–0–
SEGREGATED FUNDS			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007–08</b>	<b>2008–09</b>
1	(3) STATE BUILDING PROGRAM				
2	(a) Principal repayment and interest	GPR	S	23,345,800	36,124,000
3	(b) Principal repayment and interest	GPR	S	1,423,200	1,478,800
4	(bm) Principal repayment, interest, and				
5	rebates; HR academy, inc.	GPR	S	112,800	116,300
6	(bp) Principal repayment, interest and				
7	rebates	GPR	S	–0–	30,000
8	(bq) Principal repayment, interest and				
9	rebates; children’s research				
10	institute	GPR	S	772,100	806,300
11	(br) Principal repayment, interest and				
12	rebates	GPR	S	86,100	84,400
13	(bt) Principal repayment, interest, and				
14	rebates; discovery place museum	GPR	S	–0–	30,000
15	(c) Lease rental payments	GPR	S	–0–	–0–
16	(d) Interest rebates on obligation				
17	proceeds; general fund	GPR	S	–0–	–0–
18	(e) Principal repayment, interest and				
19	rebates; parking ramp	GPR	S	–0–	–0–
20	(g) Principal repayment, interest and				
21	rebates; program revenues	PR	S	–0–	–0–
22	(h) Principal repayment, interest and				
23	rebates	PR	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(i) Principal repayment, interest and				
2	rebates; capital equipment	PR	S	-0-	-0-
3	(k) Interest rebates on obligation				
4	proceeds; program revenues	PR-S	C	-0-	-0-
5	(q) Principal repayment and interest;				
6	segregated revenues	SEG	S	-0-	-0-
7	(r) Interest rebates on obligation				
8	proceeds; conservation fund	SEG	S	-0-	-0-
9	(s) Interest rebates on obligation				
10	proceeds; transportation fund	SEG	S	-0-	-0-
11	(t) Interest rebates on obligation				
12	proceeds; veterans trust fund	SEG	S	-0-	-0-
13	(w) Bonding services	SEG	S	1,024,200	1,024,200
	<b>(3) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			25,740,000	38,669,800
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			26,764,200	39,694,000
14	(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
15	(q) Funding in lieu of borrowing	SEG	C	-0-	-0-
16	(r) Interest on veterans obligations	SEG	C	-0-	-0-
	<b>(4) PROGRAM TOTALS</b>				
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
17	(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(g) Financial consulting services	PR	C	-0-	-0-
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.867 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			36,518,800	49,192,700
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			37,543,000	50,216,900
2	<b>20.875 Budget stabilization fund</b>				
3	(1) TRANSFERS TO FUND				
4	(a) General fund transfer	GPR	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
5	(2) TRANSFERS FROM FUND				
6	(q) Budget stabilization fund transfer	SEG	A	-0-	-0-
	(2) PROGRAM TOTALS				
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.875 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	General Appropriations FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			1,940,706,000	1,991,966,300
	PROGRAM REVENUE			16,125,400	6,664,200
	FEDERAL			(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
OTHER			(-0-)	(-0-)
SERVICE			(16,125,400)	(6,664,200)
SEGREGATED FUNDS			305,992,500	332,614,000
FEDERAL			(-0-)	(-0-)
OTHER			(305,992,500)	(332,614,000)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			2,262,823,900	2,331,244,500
S T A T E T O T A L			28,371,726,200	29,232,405,900
GENERAL PURPOSE REVENUES			13,443,615,900	13,824,283,100
PROGRAM REVENUE			10,468,837,700	10,818,169,500
FEDERAL			(6,463,471,300)	(6,689,415,700)
OTHER			(3,226,546,900)	(3,335,132,600)
SERVICE			(778,819,500)	(793,621,200)
SEGREGATED FUNDS			4,459,272,600	4,589,953,300
FEDERAL			(821,291,700)	(827,524,100)
OTHER			(3,327,775,900)	(3,449,542,800)
SERVICE			(204,037,400)	(205,694,700)
LOCAL			(106,167,600)	(107,191,700)

1           **SECTION 123.** 20.115 (1) (d) of the statutes is repealed.

2           **SECTION 124.** 20.115 (1) (k) of the statutes is repealed.

3           **SECTION 125.** 20.115 (2) (d) of the statutes is amended to read:

4           20.115 **(2)** (d) *Principal repayment and interest.* A sum sufficient to reimburse  
5           s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
6           the acquisition, construction, development, enlargement or improvement of  
7           department facilities and, to make the payments determined by the building  
8           commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
9           obligations incurred in financing this acquisition, construction, development,  
10           enlargement, or improvement, and to make payments under an agreement or  
11           ancillary arrangement entered into under s. 18.06 (8) (a).

12           **SECTION 126.** 20.115 (3) (title) of the statutes is amended to read:

13           20.115 **(3)** (title) ~~MARKETING~~ AGRICULTURAL DEVELOPMENT SERVICES.

1           **SECTION 127.** 20.115 (3) (g) of the statutes is amended to read:

2           20.115 (3) (g) *Related services.* The amounts in the schedule for the conduct of  
3 authorized marketing agricultural development services. All moneys received from  
4 authorized fees related to marketing agricultural development services shall be  
5 credited to this appropriation account.

6           **SECTION 128.** 20.115 (3) (ja) of the statutes is amended to read:

7           20.115 (3) (ja) *Marketing Agricultural development services and materials.* All  
8 moneys received from publication sales and service fees authorized by law that are  
9 related to marketing agricultural development, for the publication of informational  
10 materials and the provision of services related to marketing agricultural  
11 development.

12           **SECTION 129.** 20.115 (4) (d) of the statutes is repealed.

13           **SECTION 130.** 20.115 (7) (b) of the statutes is amended to read:

14           20.115 (7) (b) *Principal repayment and interest, conservation reserve*  
15 *enhancement.* A sum sufficient to reimburse s. 20.866 (1) (u) for the principal and  
16 interest costs incurred in financing the conservation reserve enhancement program  
17 under s. 20.866 (2) (wf) and, to make the payments determined by the building  
18 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
19 obligations incurred in financing those projects, and to make payments under an  
20 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

21           **SECTION 131.** 20.115 (7) (d) of the statutes is repealed.

22           **SECTION 132.** 20.115 (7) (e) of the statutes is repealed.

23           **SECTION 133.** 20.115 (7) (f) of the statutes is amended to read:

24           20.115 (7) (f) *Principal repayment and interest; soil and water.* A sum sufficient  
25 to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred

1 in providing funds for soil and water resource management projects under s. 92.14  
2 and, to make the payments determined by the building commission under s. 13.488  
3 (1) (m) that are attributable to the proceeds of obligations incurred in financing those  
4 projects, and to make payments under an agreement or ancillary arrangement  
5 entered into under s. 18.06 (8) (a).

6 **SECTION 134.** 20.115 (7) (s) of the statutes is amended to read:

7 20.115 (7) (s) *Principal repayment and interest; soil and water; environmental*  
8 *fund.* From the environmental fund, the amounts in the schedule for the payment  
9 of principal and interest costs incurred in providing funds for soil and water resource  
10 management projects under s. 92.14 and, to make the payments determined by the  
11 building commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
12 obligations incurred in financing those projects, and to make payments under an  
13 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

14 **SECTION 192e.** 20.115 (7) (t) of the statutes is created to read:

15 20.115 (7) (t) *International Crane Foundation funding.* From the agricultural  
16 management fund, the amounts in the schedule to provide funding to the  
17 International Crane Foundation under 2007 Wisconsin Act .... (this act), section 9103  
18 (2c).

19 **SECTION 192g.** 20.115 (7) (t) of the statutes, as created by 2007 Wisconsin Act  
20 .... (this act), is repealed.

21 **SECTION 135.** 20.115 (7) (ue) of the statutes is repealed.

22 **SECTION 136.** 20.115 (7) (wm) of the statutes is amended to read:

23 20.115 (7) (wm) *Agricultural chemical cleanup reimbursement.* From the  
24 agricultural chemical cleanup fund, as a continuing appropriation, the amounts in



1 the schedule for reimbursement of corrective action costs under s. 94.73 and for  
2 financial assistance to prevent pollution from agricultural chemicals under s. 94.74.

3 **SECTION 194n.** 20.143 (1) (br) of the statutes is repealed.

4 **SECTION 137.** 20.143 (1) (c) of the statutes is amended to read:

5 20.143 (1) (c) *Wisconsin development fund; grants, loans, reimbursements, and*  
6 *assistance.* Biennially, the amounts in the schedule ~~for grants under ss. 560.145,~~  
7 ~~560.16, 560.175, and 560.26; for grants and loans under ss. s. 560.275 (2), 560.62,~~  
8 ~~560.63, and 560.66; for loans under s. 560.147 and subch. V of ch. 560; for~~  
9 ~~reimbursements under s. 560.167; for providing assistance under s. 560.06; for the~~  
10 ~~costs specified in s. 560.607; for the loan under 1999 Wisconsin Act 9, section 9110~~  
11 ~~(4); for the grants under 1995 Wisconsin Act 27, section 9116 (7gg), 1995 Wisconsin~~  
12 ~~Act 119, section 2 (1), 1997 Wisconsin Act 27, section 9110 (6g), 1999 Wisconsin Act~~  
13 ~~9, section 9110 (5), and 2003 Wisconsin Act 33, section 9109 (1d) and (2q); and for~~  
14 ~~providing up to \$100,000 annually for the continued development of a~~  
15 ~~manufacturing and advanced technology training center in Racine. Of the amounts~~  
16 ~~in the schedule, \$50,000 shall be allocated in each of fiscal years 1997–98 and~~  
17 ~~1998–99 for providing the assistance under s. 560.06 (1). Notwithstanding s.~~  
18 ~~560.607, of the amounts in the schedule, \$125,000 shall be allocated in each of 4~~  
19 ~~consecutive fiscal years, beginning with fiscal year 1998–99, for grants and loans~~  
20 ~~under s. 560.62 (1) (a).~~

21 **SECTION 197f.** 20.143 (1) (hm) of the statutes is amended to read:

22 20.143 (1) (hm) *Certified capital companies.* All moneys received under ~~subch.~~  
23 ~~II of ch. 560 s. 560.29~~ for the cost of administering ~~subch. II of ch. 560 s. 560.29.~~  
24 Notwithstanding s. 20.001 (3) (c), at the end of each fiscal year the unencumbered  
25 balance in this appropriation account shall lapse to the general fund.

1           **SECTION 138.** 20.143 (1) (ie) of the statutes is amended to read:

2           20.143 (1) (ie) *Wisconsin development fund, repayments.* All moneys received  
3 in repayment of grants or loans under s. 560.085 (4) (b), 1985 stats., s. 560.147, 2005  
4 stats., s. 560.16, 1995 stats., s. 560.165, 1993 stats., s. 560.275 (2), 2005 stats., s.  
5 560.62, 2005 stats., s. 560.63, 2005 stats., and s. 560.66, 2005 stats., subch. V of ch.  
6 560 ~~except s. 560.65,~~ and 1989 Wisconsin Act 336, section 3015 (1m), 1989 Wisconsin  
7 Act 336, section 3015 (2m), 1989 Wisconsin Act 336, section 3015 (3gx), 1997  
8 Wisconsin Act 27, section 9110 (7f), 1997 Wisconsin Act 310, section 2 (2d), and 1999  
9 Wisconsin Act 9, section 9110 (4), to be used for grants and loans under s. 560.275  
10 (2) and subch. V of ch. 560 ~~except s. 560.65, for loans under s. 560.147, for grants~~  
11 ~~under ss. 560.16 and 560.175, for assistance under s. 560.06 (2), for the loan under~~  
12 1999 Wisconsin Act 9, section 9110 (4), for the grant under 2001 Wisconsin Act 16,  
13 section 9110 (7g), for the grants under 2003 Wisconsin Act 33, section 9109 (1d) and  
14 (2q), and for reimbursements under s. 560.167.

15           **SECTION 198f.** 20.143 (1) (if) of the statutes is repealed.

16           **SECTION 198g.** 20.143 (1) (r) of the statutes is repealed.

17           **SECTION 200m.** 20.143 (2) (gg) of the statutes is created to read:

18           20.143 (2) (gg) *Housing program services; other entities.* All moneys received  
19 from entities other than state agencies for housing program services, for the purpose  
20 of providing housing program services.

21           **SECTION 139.** 20.143 (2) (gm) of the statutes is created to read:

22           20.143 (2) (gm) *Housing grants and loans; surplus transfer.* Biennially, the  
23 amounts in the schedule for grants and loans under s. 560.9803 and for grants under  
24 s. 560.9805. All moneys received from the Wisconsin Housing and Economic

1 Development Authority under s. 234.165 (3) shall be credited to this appropriation  
2 account.

3 **SECTION 140.** 20.143 (2) (gm) of the statutes, as created by 2007 Wisconsin Act  
4 .... (this act), is repealed.

5 **SECTION 202s.** 20.143 (2) (L) of the statutes is created to read:

6 20.143 (2) (L) *Shelter for homeless and transitional housing grants; surplus*  
7 *transfer.* Biennially, the amounts in the schedule for transitional housing grants  
8 under s. 560.9806 and for grants to agencies and shelter facilities for homeless  
9 individuals and families as provided under s. 560.9808. All moneys received from  
10 the Wisconsin Housing and Economic Development Authority under s. 234.165 (3)  
11 (b) shall be credited to this account.

12 **SECTION 202t.** 20.143 (2) (L) of the statutes, as created by 2007 Wisconsin Act  
13 .... (this act), is repealed.

14 **SECTION 206e.** 20.143 (3) (j) of the statutes is amended to read:

15 20.143 (3) (j) *Safety and building operations.* The amounts in the schedule for  
16 the purposes of chs. 101, 145, and 168 and ss. 236.12 (2) (a), 236.13 (1) (d) and (2m),  
17 and 236.335, for the purpose of transferring the amounts in the schedule under par.  
18 (kg) to the appropriation account under par. (kg), and for the purpose of transferring  
19 the amounts in the schedule under par. (km) to the appropriation account under par.  
20 (km). All moneys received under ch. 145, ss. 101.177 (4) (a) 4., 101.178, 101.19,  
21 101.63 (9), 101.654 (3), 101.73 (12), 101.82 (4), 101.955 (2), 101.973 (7), and 236.12  
22 (7), except moneys received under s. 101.9208 (2m), and all moneys transferred  
23 under 2005 Wisconsin Act 45, section 76 (6), shall be credited to this appropriation.

24 **SECTION 206f.** 20.143 (3) (kg) of the statutes is created to read:

1           20.143 (3) (kg) *Construction career academy grant*. Biennially, the amounts in  
2 the schedule for the purpose of the construction career academy grant program  
3 under s. 101.31. All moneys transferred from par. (j) to this appropriation shall be  
4 credited to this appropriation.

5           **SECTION 206g.** 20.143 (3) (km) of the statutes is created to read:

6           20.143 (3) (km) *Crex Meadows youth conservation camp grant*. Biennially, the  
7 amounts in the schedule for the purpose of providing funding for the Crex Meadows  
8 youth conservation camp. All moneys transferred from par. (j) to this appropriation  
9 shall be credited to this appropriation.

10          **SECTION 141.** 20.143 (3) (t) of the statutes is amended to read:

11          20.143 (3) (t) *Petroleum inspection fund — revenue obligation repayment*.  
12 From the petroleum inspection fund, a sum sufficient to repay the fund in the state  
13 treasury created under s. 18.57 (1), or the separate and distinct fund outside the state  
14 treasury under s. 18.562 (3), the amount needed to retire revenue obligations issued  
15 under subch. II or IV of ch. 18, as authorized under s. 101.143 (9m), and to make  
16 payments under an agreement or ancillary arrangement entered into under s. 18.55  
17 (6) with respect to revenue obligations issued under s. 101.143 (9m).

18          **SECTION 142.** 20.143 (3) (u) of the statutes is amended to read:

19          20.143 (3) (u) *Revenue obligation debt service — petroleum inspection fund*.  
20 From the fund in the state treasury created under s. 18.57 (1), all moneys received  
21 by the fund for the purpose of the retirement of revenue obligations, providing for  
22 reserves and for operations relating to the management and retirement of revenue  
23 obligations issued under subch. II or IV of ch. 18, as authorized under s. 101.143 (9m),  
24 and to make payments under an agreement or ancillary arrangement entered into  
25 under s. 18.55 (6) with respect to revenue obligations issued under s. 101.143 (9m).

1 All moneys received by the fund are irrevocably appropriated in accordance with  
2 subch. II of ch. 18 and further established in resolutions authorizing the issuance of  
3 the revenue obligations and setting forth the distribution of funds to be received  
4 thereafter. Estimated disbursements under this paragraph shall not be included in  
5 the schedule under s. 20.005.

6 **SECTION 143.** 20.145 (1) (g) of the statutes is renumbered 20.145 (1) (g) (intro.)  
7 and amended to read:

8 20.145 (1) (g) *General program operations.* (intro.) The amounts in the  
9 schedule for general program operations, including organizational support services.  
10 All of the following shall be credited to this appropriation account:

11 1. Ninety percent of all moneys received under ss. 601.31, 601.32, 601.42 (7),  
12 601.45, and 601.47 and by the commissioner for expenses related to insurance  
13 company restructurings, except for restructurings specified in par. (h), ~~shall be~~  
14 ~~credited to this appropriation account.~~

15 **SECTION 144.** 20.145 (1) (g) 2. of the statutes is created to read:

16 20.145 (1) (g) 2. All moneys received under s. 655.27 (2) from the injured  
17 patients and families compensation fund and under s. 604.04 (3) from the local  
18 government property insurance fund and the state life insurance fund as payment  
19 for organizational support services.

20 **SECTION 145.** 20.145 (1) (k) of the statutes is repealed.

21 **SECTION 146.** 20.145 (5) of the statutes is repealed.

22 **SECTION 147.** 20.155 (3) (title) of the statutes is repealed and recreated to read:

23 20.155 (3) (title) AFFILIATED GRANT PROGRAMS.

24 **SECTION 148.** 20.155 (3) (q) of the statutes is amended to read:

1           20.155 (3) (q) *General program operations and grants.* From the wireless 911  
2 fund, all moneys received under s. 146.70 (3m) (f) 1. to administer and make grants  
3 under s. 146.70 (3m) (d) and supplemental grants under s. 146.70 (3m) (e). No  
4 moneys may be encumbered or expended from this appropriation after April 1, 2009.

5           **SECTION 149.** 20.155 (3) (s) of the statutes is created to read:

6           20.155 (3) (s) *Energy efficiency and renewable resource programs.* From the  
7 utility public benefits fund, the amounts in the schedule for the costs of  
8 administering s. 196.374. All moneys received under s. 196.374 (3) (b) 4. shall be  
9 credited to this appropriation account.

10          **SECTION 217h.** 20.165 (1) (s) of the statutes is created to read:

11          20.165 (1) (s) *Wholesale drug distributor bonding.* As a continuing  
12 appropriation, all moneys received under s. 450.071 (5) and deposited in the fund  
13 created under s. 25.315, for securing payment of fees or costs that relate to the  
14 issuance of a license to engage in the wholesale distribution of prescription drugs.

15          **SECTION 150.** 20.190 (1) (c) of the statutes is amended to read:

16          20.190 (1) (c) *Housing facilities principal repayment, interest and rebates.* A  
17 sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest  
18 costs incurred in financing housing facilities at the state fair park in West Allis and,  
19 to make the payments determined by the building commission under s. 13.488 (1) (m)  
20 that are attributable to the proceeds of obligations incurred in financing these  
21 facilities, and to make payments under an agreement or ancillary arrangement  
22 entered into under s. 18.06 (8) (a).

23          **SECTION 151.** 20.190 (1) (d) of the statutes is amended to read:

24          20.190 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
25 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing

1 the acquisition, construction, development, enlargement, or improvement of park  
2 facilities and, to make the payments determined by the building commission under  
3 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
4 financing this acquisition, construction, development, enlargement, or  
5 improvement, and to make payments under an agreement or ancillary arrangement  
6 entered into under s. 18.06 (8) (a).

7 **SECTION 219t.** 20.190 (1) (h) of the statutes is amended to read:

8 20.190 (1) (h) *State fair operations.* All moneys received by the state fair park  
9 board for or on account of the state fair, state fair park or other events ~~and all moneys~~  
10 ~~received from any lease of the Olympic Ice Training Center under s. 42.11 (3) to be~~  
11 used to support the operation, management and development of state fair park and  
12 for the grant program under s. 42.12. The unencumbered balance of this  
13 appropriation on June 30 of each year shall be transferred to the appropriation under  
14 par. (i).

15 **SECTION 152.** 20.190 (1) (i) of the statutes is amended to read:

16 20.190 (1) (i) *State fair capital expenses.* The surplus of receipts transferred  
17 from par. (h), to be used for the acquisition of land, the payment of construction costs,  
18 including architectural and engineering services, furnishings, and equipment,  
19 maintenance of state-owned housing and temporary financing necessary to provide  
20 facilities for exposition purposes. The state fair park board may use moneys in this  
21 appropriation to reimburse s. 20.866 (1) (u) for payment of principal and interest  
22 costs incurred in financing state fair park facilities and to make payments under an  
23 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

24 **SECTION 153.** 20.190 (1) (j) of the statutes is amended to read:

1           20.190 (1) (j) *State fair principal repayment, interest and rebates.* A sum  
2 sufficient from revenues earned under par. (h) to reimburse s. 20.866 (1) (u) for the  
3 payment of principal and interest costs incurred in financing state fair park facilities  
4 ~~and~~, to make the payments determined by the building commission under s. 13.488  
5 (1) (m) that are attributable to the proceeds of obligations incurred in financing state  
6 fair park facilities, and to make payments under an agreement or ancillary  
7 arrangement entered into under s. 18.06 (8) (a).

8           **SECTION 221m.** 20.215 (1) (fm) of the statutes is created to read:

9           20.215 (1) (fm) *Onetime grants.* The amounts in the schedule for the grants  
10 under 2007 Wisconsin Act .... (this act), section 9104 (1j).

11           **SECTION 221p.** 20.215 (1) (fm) of the statutes, as created by 2007 Wisconsin Act  
12 .... (this act), is repealed.

13           **SECTION 221s.** 20.225 (1) (b) of the statutes is amended to read:

14           20.225 (1) (b) *Energy costs.* The amounts in the schedule to pay for utilities and  
15 for fuel, heat, and air conditioning, to pay assessments levied by the department of  
16 administration under s. 16.847 (3) for debt service costs and energy cost savings  
17 generated at facilities of the board, and to pay costs incurred under ss. 16.858 and  
18 16.895, by or on behalf of the board.

19           **SECTION 154.** 20.225 (1) (c) of the statutes is amended to read:

20           20.225 (1) (c) *Principal repayment and interest.* A sum sufficient to reimburse  
21 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
22 the acquisition, construction, development, enlargement or improvement of facilities  
23 approved by the building commission for operation by the educational  
24 communications board and to make payments under an agreement or ancillary  
25 arrangement entered into under s. 18.06 (8) (a).



1           **SECTION 155.** 20.225 (1) (i) of the statutes is amended to read:

2           20.225 (1) (i) *Program revenue facilities; principal repayment, interest, and*  
3 *rebates.* A sum sufficient from gifts and grants to reimburse s. 20.866 (1) (u) for the  
4 payment of principal and interest costs incurred in financing the acquisition,  
5 construction, development, enlargement, or improvement of facilities approved by  
6 the building commission for operation by the educational communications board  
7 ~~and~~, to make payments determined by the building commission under s. 13.488 (1)  
8 (m) that are attributable to the proceeds of obligations incurred in financing the  
9 facilities, and to make payments under an agreement or ancillary arrangement  
10 entered into under s. 18.06 (8) (a).

11           **SECTION 156.** 20.235 (1) (fe) of the statutes is amended to read:

12           20.235 (1) (fe) *Wisconsin higher education grants; University of Wisconsin*  
13 *System students.* A sum sufficient equal to ~~\$45,057,200~~ \$50,000,000 in the 2005–06  
14 2007–08 fiscal year, equal to ~~\$39,280,600~~ \$55,000,000 in the ~~2006–07~~ 2008–09 fiscal  
15 year, and equal to the amount calculated under s. 39.435 (7) for the Wisconsin higher  
16 education grant program under s. 39.435 for University of Wisconsin System  
17 students, except for grants awarded under s. 39.435 (2) or (5), thereafter.

18           **SECTION 157.** 20.235 (1) (fm) of the statutes is created to read:

19           20.235 (1) (fm) *Wisconsin covenant scholars grants.* The amounts in the  
20 schedule for Wisconsin covenant scholars grants under s. 39.437.

21           **SECTION 158.** 20.235 (1) (fz) of the statutes is created to read:

22           20.235 (1) (fz) *Remission of fees for veterans and dependents.* Biennially, the  
23 amounts in the schedule to reimburse the Board of Regents of the University of  
24 Wisconsin System and technical college district boards under s. 39.50 for fee  
25 remissions made under ss. 36.27 (3n) or (3p) and 38.24 (7) or (8).

1           **SECTION 159.** 20.245 (1) (b) of the statutes is created to read:

2           20.245 (1) (b) *Wisconsin Black Historical Society and Museum.* The amounts  
3 in the schedule for grants to the Wisconsin Black Historical Society and Museum  
4 under s. 44.02 (28).

5           **SECTION 227m.** 20.245 (1) (c) of the statutes is amended to read:

6           20.245 (1) (c) *Energy costs.* The amounts in the schedule to pay for utilities and  
7 for fuel, heat, and air conditioning, to pay assessments levied by the department of  
8 administration under s. 16.847 (3) for debt service costs and energy cost savings  
9 generated at facilities of the society, and to pay costs incurred by or on behalf of the  
10 historical society under ss. 16.858 and 16.895.

11           **SECTION 160.** 20.245 (1) (e) of the statutes is amended to read:

12           20.245 (1) (e) *Principal repayment, interest, and rebates.* A sum sufficient to  
13 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
14 in financing the acquisition, construction, development, enlargement, or  
15 improvement of facilities of the historical society; and for the payment of principal  
16 and interest costs incurred in financing the acquisition and installation of systems  
17 and equipment necessary to prepare historic records for transfer to new storage  
18 facilities; ~~and,~~ to make the payments determined by the building commission under  
19 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
20 financing this acquisition and installation, and to make payments under an  
21 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

22           **SECTION 161.** 20.245 (1) (j) of the statutes is amended to read:

23           20.245 (1) (j) *Self-amortizing facilities; principal repayment, interest, and*  
24 *rebates.* A sum sufficient from the revenues received under pars. (h) and (r) to  
25 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred

1 in financing the acquisition, construction, development, enlargement, or  
2 improvement of facilities of the historical society and, to make the payments  
3 determined by the building commission under s. 13.488 (1) (m) that are attributable  
4 to the proceeds of obligations incurred in financing such facilities, and to make  
5 payments under an agreement or ancillary arrangement entered into under s. 18.06  
6 (8) (a).

7 **SECTION 162.** 20.245 (1) (k) of the statutes is created to read:

8 20.245 (1) (k) *Storage facility.* The amounts in the schedule to support the  
9 operation of a storage facility for the collections of the historical society. All moneys  
10 transferred from the appropriation account under s. 20.505 (8) (hm) 4d. shall be  
11 credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the  
12 unencumbered balance on June 30 of each year shall revert to the appropriation  
13 account under s. 20.505 (8) (hm).

14 **SECTION 163.** 20.245 (1) (kw) of the statutes is created to read:

15 20.245 (1) (kw) *Records management–service funds.* All moneys received from  
16 other state agencies for planning activities relating to the management of public  
17 records and other information in the possession of the historical society, the  
18 management of those records and other information, and other program services  
19 relating to those records and other information for those purposes.

20 **SECTION 164.** 20.250 (1) (c) of the statutes is amended to read:

21 20.250 (1) (c) *Principal repayment, interest, and rebates; biomedical research*  
22 *and technology incubator.* A sum sufficient to reimburse s. 20.866 (1) (u) for the  
23 payment of principal and interest costs incurred in financing the ~~construction~~ grants  
24 under s. 13.48 (31), and to make the payments determined by the building  
25 commission under s. 13.488 (1) (m) that are attributable to the proceeds of

1 obligations incurred in financing the ~~construction~~ grants under s. 13.48 (31), and to  
2 make payments under an agreement or ancillary arrangement entered into under  
3 s. 18.06 (8) (a).

4 **SECTION 165.** 20.250 (1) (e) of the statutes is amended to read:

5 20.250 (1) (e) *Principal repayment and interest.* A sum sufficient to reimburse  
6 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in aiding the  
7 construction of a basic science education facility and in aiding the funding of a health  
8 information technology center and to make payments under an agreement or  
9 ancillary arrangement entered into under s. 18.06 (8) (a).

10 **SECTION 234m.** 20.255 (1) (c) of the statutes is amended to read:

11 20.255 (1) (c) *Energy costs; Wisconsin Educational Services Program for the*  
12 *Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired.*  
13 The amounts in the schedule to be used at the facilities of the Wisconsin Educational  
14 Services Program for the Deaf and Hard of Hearing and the Wisconsin Center for the  
15 Blind and Visually Impaired to pay for utilities and for fuel, heat and air  
16 conditioning, to pay assessments levied by the department of administration under  
17 s. 16.847 (3) for debt service costs and energy cost savings generated at departmental  
18 facilities, and to pay costs incurred by or on behalf of the department under ss. 16.858  
19 and 16.895.

20 **SECTION 166.** 20.255 (1) (d) of the statutes is amended to read:

21 20.255 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
22 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
23 the acquisition, construction, development, enlargement or improvement of  
24 institutional facilities for individuals with hearing impairments under s. 115.52,  
25 individuals with visual impairments under s. 115.525, and reference and loan library

1 facilities under s. 43.05 (11) and to make payments under an agreement or ancillary  
2 arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 235m.** 20.255 (1) (gh) of the statutes is repealed.

4 **SECTION 167.** 20.255 (1) (j) of the statutes is created to read:

5 20.255 (1) (j) *Milwaukee Parental Choice Program fees.* All moneys received  
6 under s. 119.23 (2) (a) 8. to be used to evaluate the financial information submitted  
7 under s. 119.23 (7) (am) by private schools participating in the Milwaukee Parental  
8 Choice Program.

9 **SECTION 236m.** 20.255 (2) (ad) of the statutes is amended to read:

10 20.255 (2) (ad) *Supplemental aid.* The amounts in the schedule for aid to school  
11 districts under s. 115.435 and for the payment to the Butternut school district under  
12 2007 Wisconsin Act .... (this act), section 9137 (4k).

13 **SECTION 236p.** 20.255 (2) (bs) of the statutes is created to read:

14 20.255 (2) (bs) *School district consolidation grants.* The amounts in the  
15 schedule for grants for school district consolidation feasibility studies under 2007  
16 Wisconsin Act .... [this act], section 9137 (3k). No funds may be encumbered from this  
17 appropriation after June 30, 2009.

18 **SECTION 168.** 20.255 (2) (cr) of the statutes is renumbered 20.255 (2) (vr) and  
19 amended to read:

20 20.255 (2) (vr) *Aid for pupil transportation.* The Notwithstanding s. 25.40 (3)  
21 (b), from the transportation fund, the amounts in the schedule for the payment of  
22 state aid for transportation of public and private school pupils under subch. IV of ch.  
23 121 and for assistance under s. 121.575 (3).

24 **SECTION 169.** 20.255 (2) (cw) of the statutes is renumbered 20.255 (2) (vw) and  
25 amended to read:

1           20.255 (2) (vw) *Aid for transportation; youth options program.* The  
2 Notwithstanding s. 25.40 (3) (b), from the transportation fund, the amounts in the  
3 schedule for the payment of state aid for the transportation of pupils attending an  
4 institution of higher education or technical college under s. 118.55 (7g).

5           **SECTION 170.** 20.255 (2) (cy) of the statutes is renumbered 20.255 (2) (vy) and  
6 amended to read:

7           20.255 (2) (vy) *Aid for transportation; open enrollment.* The Notwithstanding  
8 s. 25.40 (3) (b), from the transportation fund, the amounts in the schedule to  
9 reimburse parents for the costs of transportation of open enrollment pupils under ss.  
10 118.51 (14) (b) and 118.52 (11) (b).

11           **SECTION 171.** 20.255 (2) (df) of the statutes is created to read:

12           20.255 (2) (df) *Grants for improving pupil academic achievement.* The amounts  
13 in the schedule for grants to the school district operating under ch. 119 to improve  
14 pupil academic achievement under s. 115.395.

15           **SECTION 172.** 20.255 (2) (dp) of the statutes is created to read:

16           20.255 (2) (dp) *Four-year-old kindergarten grants.* The amounts in the  
17 schedule for 4-year-old kindergarten grants under s. 115.445.

18           **SECTION 243f.** 20.255 (3) (a) of the statutes is created to read:

19           20.255 (3) (a) *One-time grants to organizations.* The amounts in the schedule  
20 for the grants under 2007 Wisconsin Act .... (this act), section 9137 (5i).

21           **SECTION 243g.** 20.255 (3) (a) of the statutes, as created by 2007 Wisconsin Act  
22 .... (this act), is repealed.

23           **SECTION 173.** 20.255 (3) (c) of the statutes is amended to read:

24           20.255 (3) (c) *National Grants for national teacher certification or master*  
25 *educator licensure.* A sum sufficient for payments grants to teachers who are

1 certified by the National Board for Professional Teaching Standards or licensed as  
2 master educators as provided under s. 115.42.

3 **SECTION 174.** 20.255 (3) (dn) of the statutes is repealed.

4 **SECTION 175.** 20.255 (3) (fz) of the statutes is amended to read:

5 20.255 (3) (fz) *Minority group pupil Precollege scholarships.* The amounts in  
6 the schedule for the payment of ~~minority group pupil~~ precollege scholarships under  
7 s. 115.43.

8 **SECTION 176.** 20.255 (3) (q) of the statutes is amended to read:

9 20.255 (3) (q) (title) *Periodical and reference information databases; Newsline*  
10 *for the Blind.* From the universal service fund, the amounts in the schedule for the  
11 Newsline for the Blind, provided by the Regional Library for the Blind and Physically  
12 Handicapped, and to contract for periodical and reference information databases  
13 under s. 115.28 (26).

14 **SECTION 248m.** 20.285 (1) (c) of the statutes is amended to read:

15 20.285 (1) (c) *Energy costs.* The amounts in the schedule to pay for utilities and  
16 for fuel, heat, and air conditioning, to pay assessments levied by the department of  
17 administration under s. 16.847 (3) for debt service costs and energy cost savings  
18 generated at university facilities, and to pay costs incurred under ss. 16.858 and  
19 16.895, including all operating costs recommended by the department of  
20 administration that result from the installation of pollution abatement equipment  
21 in state-owned or operated heating, cooling, or power plants, by or on behalf of the  
22 board of regents, and including the cost of purchasing electricity, steam, and chilled  
23 water generated by the cogeneration facility constructed pursuant to an agreement  
24 under 2001 Wisconsin Act 109, section 9156 (2z) (g).

25 **SECTION 177.** 20.285 (1) (d) of the statutes is amended to read:

1           20.285 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
2 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
3 the acquisition, construction, development, enlargement or improvement of  
4 university academic facilities and to make payments under an agreement or  
5 ancillary arrangement entered into under s. 18.06 (8) (a).

6           **SECTION 178.** 20.285 (1) (db) of the statutes is amended to read:

7           20.285 (1) (db) *Self-amortizing facilities principal and interest.* A sum  
8 sufficient to reimburse s. 20.866 (1) (u) for any amounts advanced to meet principal  
9 and interest costs on self-amortizing university facilities whenever the combined  
10 balances of all accounts of activities, of any campus, included in par. (h) and sub. (6)  
11 (g) are insufficient, as determined by the department of administration, to make  
12 transfers to pars. (kd) and (ke) as required by par. (h) and sub. (6) (g), and to make  
13 payments under an agreement or ancillary arrangement entered into under s. 18.06  
14 (8) (a). Amounts advanced under the authority of this paragraph shall be repaid to  
15 the general fund in installments to be determined jointly by the department of  
16 administration and the campus concerned. For projects authorized by the building  
17 commission before July 1, 1998, annually an amount equal to 80% of the principal  
18 and interest costs for maintenance of University of Wisconsin–Madison  
19 intercollegiate athletic facilities shall be paid from the appropriation under this  
20 paragraph. For projects authorized by the building commission on or after July 1,  
21 1998, annually an amount equal to 70% of the principal and interest costs for  
22 maintenance of University of Wisconsin–Madison intercollegiate athletic facilities  
23 shall be paid from the appropriation under this paragraph.

24           **SECTION 179.** 20.285 (1) (fp) of the statutes is created to read:



1           20.285 (1) (fp) *Biomedical Technology Alliance*. Biennially, the amounts in the  
2 schedule to support the Biomedical Technology Alliance in southeastern Wisconsin.

3           **SECTION 180.** 20.285 (1) (h) of the statutes is amended to read:

4           20.285 (1) (h) *Auxiliary enterprises*. Except as provided under subs. (5) (i) and  
5 (6) (g), all moneys received by the University of Wisconsin System for or on account  
6 of any housing facility, commons, dining halls, cafeteria, student union, athletic  
7 activities, stationery stand or bookstore, parking facilities or car fleet, or such other  
8 auxiliary enterprise activities as the board designates and including such fee  
9 revenues as allocated by the board and including such moneys received under leases  
10 entered into previously with nonprofit building corporations as the board designates  
11 to be receipts under this paragraph, but not including any moneys received from the  
12 sale of real property during the period before July 1, 2007, and the period beginning  
13 on the effective date of this paragraph .... [revisor inserts date], and ending on June  
14 30, 2009. to be used for the operation, maintenance, and capital expenditures of  
15 activities specified in this paragraph, including the transfer of funds to pars. (kd) and  
16 (ke), and to nonprofit building corporations to be used by the corporations for the  
17 retirement of existing indebtedness and such other payments as may be required  
18 under existing loan agreements, for optional rental payments in addition to the  
19 mandatory rental payments under the leases and subleases in connection with the  
20 providing of facilities for such activities, and for grants under ss. 36.25 (14) and  
21 36.34. A separate account shall be maintained for each campus and extension. Upon  
22 the request of the extension or any campus within the system, the board of regents  
23 may transfer surplus moneys appropriated under this paragraph to the  
24 appropriation account under par. (kp).

25           **SECTION 181.** 20.285 (1) (im) of the statutes is amended to read:

1           20.285 (1) (im) *Academic student fees*. Except as provided under pars. (ip), (Lm)  
2 and (Ls) and sub. (2) (j), all moneys received from academic student fees for degree  
3 credit instruction, other than for credit outreach instruction sponsored by the  
4 University of Wisconsin–Extension, and to reimburse s. 20.866 (1) (u) for the  
5 payment of principal and interest costs incurred in financing the construction of  
6 tri–state initiative facilities at the University of Wisconsin–Platteville as  
7 enumerated in 2005 Wisconsin Act 25, section 9105 (1) (h), and to make payments  
8 determined by the building commission under s. 13.488 (1) (m) that are attributable  
9 to the proceeds of obligations incurred in financing the facilities, and to make  
10 payments under an agreement or ancillary arrangement entered into under s. 18.06  
11 (8) (a).

12           **SECTION 182.** 20.285 (1) (iz) of the statutes is amended to read:

13           20.285 (1) (iz) *General operations receipts*. All moneys received for or on  
14 account of the University of Wisconsin System, unless otherwise specifically  
15 appropriated, including all moneys received from the sale of real property during the  
16 period prior to July 1, 2007, and the period beginning on the effective date of this  
17 paragraph .... [revisor inserts date], and ending on June 30, 2009, to be used for  
18 general operations. In fiscal years 2007–08, 2008–09, 2009–10, and 2010–11, the  
19 board shall annually transfer \$15,000,000 from this appropriation account to the  
20 medical assistance trust fund.

21           **SECTION 183.** 20.285 (1) (j) of the statutes is amended to read:

22           20.285 (1) (j) *Gifts and donations*. All moneys received from gifts, grants,  
23 bequests and devises, except moneys received from the sale of real property during  
24 the period before July 1, 2007, and the period beginning on the effective date of this  
25 paragraph .... [revisor inserts date], and ending on June 30, 2009, to be administered

1 and expended in accordance with the terms of the gift, grant, bequest or devise to  
2 carry out the purposes for which made and received.

3 **SECTION 184.** 20.285 (1) (je) of the statutes is amended to read:

4 20.285 (1) (je) *Veterinary diagnostic laboratory; fees.* All moneys received  
5 under s. 36.58 (3), other than from state agencies, to be used for general program  
6 operations of the veterinary diagnostic laboratory and to reimburse s. 20.866 (1) (u)  
7 for the payment of principal and interest costs incurred in financing the construction  
8 of the veterinary diagnostic laboratory enumerated in 2001 Wisconsin Act 16, section  
9 9107 (1) (m) 1. ~~and~~, to make payments determined by the building commission under  
10 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
11 financing that facility, and to make payments under an agreement or ancillary  
12 arrangement entered into under s. 18.06 (8) (a).

13 **SECTION 185.** 20.285 (1) (jq) of the statutes is amended to read:

14 20.285 (1) (jq) *Steam and chilled–water plant; principal repayment, interest,*  
15 *and rebates; nonstate entities.* All moneys received from utility charges to the  
16 University of Wisconsin Hospitals and Clinics Authority and agencies of the federal  
17 government that are approved by the department of administration under s. 36.11  
18 (48) to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
19 incurred in purchasing the Walnut Street steam and chilled–water plant  
20 enumerated under 2003 Wisconsin Act 33, section 9106 (1) (g) 2., ~~and~~ to make  
21 payments determined by the building commission under s. 13.488 (1) (m) that are  
22 attributable to the proceeds of obligations incurred in financing the purchase of the  
23 plant, and to make payments under an agreement or ancillary arrangement entered  
24 into under s. 18.06 (8) (a).

25 **SECTION 186.** 20.285 (1) (ka) of the statutes is amended to read:

1           20.285 (1) (ka) *Sale of real property.* All net proceeds from the sale of real  
2 property by the board under s. 36.34, 1969 stats., and s. 36.33, except net proceeds  
3 received during the period before July 1, 2007, and the period beginning on the  
4 effective date of this paragraph .... [revisor inserts date], and ending on June 30,  
5 2009, to be used for the purposes of s. 36.34, 1969 stats., and s. 36.33, including the  
6 expenses enumerated in s. 13.48 (2) (d) incurred in selling the real property under  
7 those sections.

8           **SECTION 187.** 20.285 (1) (kd) of the statutes is amended to read:

9           20.285 (1) (kd) *Principal repayment, interest and rebates.* From the revenues  
10 credited under par. (h) and sub. (6) (g), a sum sufficient to reimburse s. 20.866 (1) (u)  
11 for the payment of principal and interest costs incurred in financing the acquisition,  
12 construction, development, enlargement or improvement of self-amortizing  
13 university facilities ~~and,~~ to make the payments determined by the building  
14 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
15 obligations incurred in financing such facilities, and to make payments under an  
16 agreement or ancillary arrangement entered into under s. 18.06 (8) (a). For projects  
17 authorized by the building commission before July 1, 1998, annually an amount  
18 equal to 20% of the principal and interest costs for maintenance of University of  
19 Wisconsin–Madison intercollegiate athletic facilities shall be paid from the  
20 appropriation under this paragraph. For projects authorized by the building  
21 commission on or after July 1, 1998, but before July 1, 2001, annually an amount  
22 equal to 30% of the principal and interest costs for maintenance of University of  
23 Wisconsin–Madison intercollegiate athletic facilities shall be paid from the  
24 appropriation under this paragraph. For projects authorized by the building  
25 commission on or after July 1, 2001, annually an amount equal to 40% of the

1 principal and interest costs for maintenance of University of Wisconsin–Madison  
2 intercollegiate athletic facilities shall be paid from the appropriation under this  
3 paragraph.

4 **SECTION 188.** 20.285 (1) (km) of the statutes is amended to read:

5 20.285 (1) (km) *Aquaculture demonstration facility; principal repayment and*  
6 *interest.* The amounts in the schedule to reimburse s. 20.866 (1) (u) for the payment  
7 of principal and interest costs incurred in financing the construction of the  
8 aquaculture demonstration facility enumerated under 1999 Wisconsin Act 9, section  
9 9107 (1) (i) 3. ~~and~~, to make the payments determined by the building commission  
10 under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred  
11 in financing that facility, and to make payments under an agreement or ancillary  
12 arrangement entered into under s. 18.06 (8) (a). All moneys transferred from the  
13 appropriation account under s. 20.505 (8) (hm) 1c. shall be credited to this  
14 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
15 balance on June 30 of each year shall revert to the appropriation account under s.  
16 20.505 (8) (hm).

17 **SECTION 189.** 20.285 (1) (ko) of the statutes is amended to read:

18 20.285 (1) (ko) *Steam and chilled–water plant; principal repayment, interest,*  
19 *and rebates.* All moneys received from utility charges to University of  
20 Wisconsin–Madison campus operations that are approved by the department of  
21 administration under s. 36.11 (48) to reimburse s. 20.866 (1) (u) for the payment of  
22 principal and interest costs incurred in purchasing the Walnut Street steam and  
23 chilled–water plant enumerated under 2003 Wisconsin Act 33, section 9106 (1) (g)  
24 2., ~~and~~ to make payments determined by the building commission under s. 13.488  
25 (1) (m) that are attributable to the proceeds of obligations incurred in financing the

1 purchase of the plant, and to make payments under an agreement or ancillary  
2 arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 261e.** 20.285 (1) (qr) of the statutes is created to read:

4 20.285 (1) (qr) *Discovery farm grants.* Biennially, from the agricultural  
5 chemical cleanup fund, the amounts in the schedule for making grants under s. 36.25  
6 (47).

7 **SECTION 261m.** 20.285 (1) (qr) of the statutes, as created by 2007 Wisconsin Act  
8 .... (this act), is repealed.

9 **SECTION 190.** 20.285 (5) (i) of the statutes is amended to read:

10 20.285 (5) (i) *Nonincome sports.* All moneys received from the sale of parking  
11 provided for all events at athletic facilities at the University of Wisconsin–Madison,  
12 less related expenses appropriated under sub. (1) (h), to be used for the sports  
13 administered by the division of intercollegiate athletics at the University of  
14 Wisconsin–Madison other than men’s basketball, football and hockey ~~and~~, for debt  
15 service on any sports–related facility, and to make payments under an agreement or  
16 ancillary arrangement entered into under s. 18.06 (8) (a). Of the amount  
17 appropriated under this paragraph, the board shall allocate at least \$50,000  
18 annually to support scholarships for women athletes.

19 **SECTION 191.** 20.292 (1) (fc) of the statutes is renumbered 20.292 (1) (u) and  
20 amended to read:

21 20.292 (1) (u) *Driver education, local assistance.* ~~The Notwithstanding s. 25.40~~  
22 ~~(3) (b), from the transportation fund, the amounts in the schedule, to be distributed~~  
23 ~~to technical college districts for operating driver training programs under s. 38.28 (2)~~  
24 (c) and (g).

1           **SECTION 192.** 20.292 (1) (fg) of the statutes is renumbered 20.292 (1) (v) and  
2 amended to read:

3           20.292 (1) (v) *Chauffeur training grants.* As Notwithstanding s. 25.40 (3) (b),  
4 from the transportation fund, as a continuing appropriation, the amounts in the  
5 schedule for advanced chauffeur training grants under s. 38.29.

6           **SECTION 193.** 20.292 (1) (fp) of the statutes is renumbered 20.292 (1) (r) and  
7 amended to read:

8           20.292 (1) (r) *Emergency medical technician — basic training; state operations.*  
9 The Notwithstanding s. 25.40 (3) (b), from the transportation fund, the amounts in  
10 the schedule for technical assistance and administrative support for emergency  
11 medical technician — basic training.

12           **SECTION 265m.** 20.292 (1) (gm) of the statutes is amended to read:

13           20.292 (1) (gm) *Fire schools; state operations.* The amounts in the schedule for  
14 supervising and conducting schools for instruction in fire protection and prevention  
15 under s. 38.04 (9). All moneys transferred from s. 20.143 (3) (L) to this appropriation  
16 shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), at the end  
17 of each fiscal year the unencumbered balance in this appropriation shall revert to the  
18 appropriation under s. 20.143 (3) (L).

19           **SECTION 194.** 20.320 (1) (c) of the statutes is amended to read:

20           20.320 (1) (c) *Principal repayment and interest — clean water fund program.*  
21 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
22 interest costs incurred in transferring moneys from s. 20.866 (2) (tc) to the  
23 environmental improvement fund for the purposes of the clean water fund program  
24 under s. 281.58 and to make payments under an agreement or ancillary arrangement  
25 entered into under s. 18.06 (8) (a).

1           **SECTION 195.** 20.320 (1) (q) of the statutes is amended to read:

2           20.320 (1) (q) *Clean water fund program revenue obligation funding.* As a  
3 continuing appropriation, all proceeds from revenue obligations issued for the clean  
4 water fund program under subch. II or IV of ch. 18, as authorized under s. 281.59 (4)  
5 and deposited in the fund in the state treasury created under s. 18.57 (1), providing  
6 for reserves and for expenses of issuance and management of the revenue  
7 obligations, and to make payments under an agreement or ancillary arrangement  
8 entered into under s. 18.55 (6) with respect to revenue obligations issued under s.  
9 281.59 (4), and the remainder to be transferred to the environmental improvement  
10 fund for the purposes of the clean water fund program under s. 281.58. Estimated  
11 disbursements under this paragraph shall not be included in the schedule under s.  
12 20.005.

13           **SECTION 196.** 20.320 (1) (r) of the statutes is amended to read:

14           20.320 (1) (r) *Clean water fund program repayment of revenue obligations.*  
15 From the environmental improvement fund, a sum sufficient to repay the fund in the  
16 state treasury created under s. 18.57 (1) the amount needed to retire revenue  
17 obligations issued for the clean water fund program under subch. II or IV of ch. 18,  
18 as authorized under s. 281.59 (4), and to make payments under an agreement or  
19 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue  
20 obligations issued under s. 281.59 (4).

21           **SECTION 197.** 20.320 (1) (t) of the statutes is amended to read:

22           20.320 (1) (t) *Principal repayment and interest — clean water fund program*  
23 *bonds.* From the environmental improvement fund, the amounts in the schedule to  
24 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
25 in transferring moneys from s. 20.866 (2) (tc) to the environmental improvement



1 fund for the purposes of the clean water fund program under s. 281.58 and to make  
2 payments under an agreement or ancillary arrangement entered into under s. 18.06  
3 (8) (a). Fifty percent of all moneys received from municipalities as payment of  
4 interest on loans or portions of loans under s. 281.58 the revenues of which have not  
5 been pledged to secure revenue obligations shall be credited to this appropriation  
6 account.

7 **SECTION 198.** 20.320 (1) (u) of the statutes is amended to read:

8 20.320 (1) (u) *Principal repayment and interest — clean water fund program*  
9 *revenue obligation repayment.* From the fund in the state treasury created under s.  
10 18.57 (1), all moneys received by the fund and not transferred under s. 281.59 (4) (c)  
11 to the environmental improvement fund, for the purpose of the retirement of revenue  
12 obligations, providing for reserves and for operations relating to the management  
13 and retirement of revenue obligations issued for the clean water fund program under  
14 subch. II or IV of ch. 18, as authorized under s. 281.59 (4), and to make payments  
15 under an agreement or ancillary arrangement entered into under s. 18.55 (6) with  
16 respect to revenue obligations issued under s. 281.59 (4). All moneys received are  
17 irrevocably appropriated in accordance with subch. II of ch. 18 and further  
18 established in resolutions authorizing the issuance of the revenue obligations and  
19 setting forth the distribution of funds to be received thereafter.

20 **SECTION 199.** 20.320 (2) (c) of the statutes is amended to read:

21 20.320 (2) (c) *Principal repayment and interest — safe drinking water loan*  
22 *program.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
23 and interest costs incurred in financing the safe drinking water loan program under  
24 s. 20.866 (2) (td) and to make payments under an agreement or ancillary  
25 arrangement entered into under s. 18.06 (8) (a).

1           **SECTION 200.** 20.370 (1) (cy) of the statutes is created to read:

2           20.370 (1) (cy) *Forestry – cooperating foresters.* All moneys received under s.  
3 28.05 (3) (c) for payment to cooperating foresters to be used for those payments.

4           **SECTION 201.** 20.370 (1) (es) of the statutes is created to read:

5           20.370 (1) (es) *Parks — interpretive programs.* All moneys received from fees  
6 authorized under s. 27.01 (9) (d) for educational and interpretive programs in state  
7 parks to be used for costs associated with those programs.

8           **SECTION 202.** 20.370 (1) (gt) of the statutes is created to read:

9           20.370 (1) (gt) *Habitat conservation plan fees.* All moneys received from gifts,  
10 grants, and bequests to, and all fees paid by partners in, the Karner blue butterfly  
11 habitat conservation plan to be used for the administration and implementation of  
12 the plan.

13           **SECTION 203.** 20.370 (2) (cf) of the statutes is renumbered 20.370 (2) (cq) and  
14 amended to read:

15           20.370 (2) (cq) *Air management — motor vehicle emission inspection and*  
16 *maintenance program, state funds.* ~~The From the transportation fund, the amounts~~  
17 ~~in the schedule for the administration of the motor vehicle emission inspection and~~  
18 ~~maintenance program under s. 285.30.~~

19           **SECTION 204.** 20.370 (2) (dg) of the statutes is amended to read:

20           20.370 (2) (dg) *Solid waste management — solid and hazardous waste disposal*  
21 *administration.* All moneys received from fees under ss. 289.42 (1), 289.43 (7) (e) 1.  
22 and 2., 289.61, 291.05 (7) and 291.33, except for moneys appropriated under sub. (9)  
23 ~~(mj),~~ for the purpose of administering ss. 289.42 (1), 289.43, 289.47, 289.53, 289.95,  
24 291.23, 291.25, 291.29, 291.31 and 291.87 and subch. III of ch. 289.

25           **SECTION 205.** 20.370 (2) (di) of the statutes is repealed.

1           **SECTION 206.** 20.370 (3) (ad) of the statutes is renumbered 20.370 (3) (ay) and  
2 amended to read:

3           20.370 (3) (ay) *Law enforcement — car kill deer; general transportation fund.*  
4 ~~From the general~~ Notwithstanding s. 25.40 (3) (b), from the transportation fund, the  
5 amounts in the schedule to pay 50% of the costs of the removal and disposal of car  
6 kill deer from highways.

7           **SECTION 207.** 20.370 (3) (at) of the statutes is amended to read:

8           20.370 (3) (at) *Education and safety programs.* For programs or courses of  
9 instruction under ss. 23.33 (5) (d), 29.591 ~~(3)~~, 30.74 (1) (a) and 350.055 (1). All  
10 moneys remitted to the department under ss. 23.33 (5) (d), 29.563 (12) (c) 2., 29.591  
11 (3), 30.74 (1) (b), and 350.055 (1) shall be credited to this appropriation.

12           **SECTION 208.** 20.370 (3) (mm) of the statutes is amended to read:

13           20.370 (3) (mm) *General program operations — federal funds.* ~~All~~ From the  
14 general fund, all moneys received as federal aid for enforcement activities, as  
15 authorized by the governor under s. 16.54, to be expended for those activities.

16           **SECTION 281q.** 20.370 (5) (ad) of the statutes is created to read:

17           20.370 (5) (ad) *Resource aids—interpretive center.* From the general fund, the  
18 amounts in the schedule for a grant to the Florence Wild Rivers Interpretive Center.

19           **SECTION 281p.** 20.370 (5) (ad) of the statutes, as created by 2007 Wisconsin Act  
20 .... (this act), is repealed.

21           **SECTION 281q.** 20.370 (5) (av) of the statutes is amended to read:

22           20.370 (5) (av) *Resource aids — ~~private forest grants.~~* Biennially, the amounts  
23 in the schedule for ~~private forest grants~~ under s. 26.38.

24           **SECTION 281r.** 20.370 (5) (bw) of the statutes is amended to read:

1           20.370 (5) (bw) *Resource aids — urban forestry, county sustainable forestry, and*  
2 *county forest administrator administration grants.* The amounts in the schedule for  
3 urban forestry grants under s. 23.097, county sustainable forestry grants under s.  
4 28.11 (5r), and county forest administrator administration grants under s. 28.11  
5 (5m).

6           **SECTION 209.** 20.370 (5) (bz) of the statutes is created to read:

7           20.370 (5) (bz) *Resource aids — forestry outdoor activity grants.* As a  
8 continuing appropriation, the amounts in the schedule for grants awarded by the  
9 managed forest land board under s. 77.895.

10          **SECTION 282e.** 20.370 (5) (cq) of the statutes is amended to read:

11          20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As  
12 a continuing appropriation, the amounts in the schedule for recreational boating  
13 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the  
14 Portage levee system and the Portage canal under s. 31.309, for development of a  
15 state park under s. 23.198, for the Southeastern Wisconsin Fox River commission  
16 under 2005 Wisconsin Act 25, section 9135 (4w) and 2007 Wisconsin Act .... (this act).  
17 section 9135 (2v), for funding for the Fox River Navigational System Authority under  
18 s. 237.08 (2), and for the engineering and environmental study under s. 31.307.

19          **SECTION 282f.** 20.370 (5) (cq) of the statutes, as affected by 2007 Wisconsin Act  
20 .... (this act), is amended to read:

21          20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As  
22 a continuing appropriation, the amounts in the schedule for recreational boating  
23 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the  
24 Portage levee system and the Portage canal under s. 31.309, for development of a  
25 state park under s. 23.198, ~~for the Southeastern Wisconsin Fox River commission~~

1 ~~under 2005 Wisconsin Act 25, section 9135 (4w) and 2007 Wisconsin Act .... (this act),~~  
2 ~~section 9135 (2v),~~ for funding for the Fox River Navigational System Authority under  
3 s. 237.08 (2), and for the engineering and environmental study under s. 31.307.

4 **SECTION 282g.** 20.370 (6) (ar) of the statutes is amended to read:

5 20.370 (6) (ar) *Environmental aids — lake protection.* From the conservation  
6 fund, as a continuing appropriation, the amounts in the schedule for grants under  
7 s. ~~23.22 (2) (c)~~ and for grants and contracts under ss. 281.68 and 281.69.

8 **SECTION 282m.** 20.370 (6) (as) of the statutes is created to read:

9 20.370 (6) (as) *Environmental aids—invasive aquatic species.* Biennially, the  
10 amounts in the schedule for grants under s. 23.22 (2) (c) to control invasive species  
11 that are aquatic species.

12 **SECTION 282p.** 20.370 (6) (cr) (title) of the statutes is amended to read:

13 20.370 (6) (cr) (title) *Environmental aids — compensation for well*  
14 *contamination and abandonment.*

15 **SECTION 210.** 20.370 (7) (aa) of the statutes is amended to read:

16 20.370 (7) (aa) *Resource acquisition and development — principal repayment*  
17 *and interest.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
18 principal and interest costs incurred in financing the placement of structures and fill  
19 under s. 30.203, in financing the acquisition, construction, development,  
20 enlargement, or improvement of state recreation facilities under s. 20.866 (2) (tp) and  
21 (tr), in financing state aids for land acquisition and development of local parks under  
22 s. 20.866 (2) (tq), in financing land acquisition activities under s. 20.866 (2) (ts) and  
23 (tt), in financing the aid program for dams under s. 20.866 (2) (tx), in financing ice  
24 age trail development under s. 20.866 (2) (tw), in financing the Warren  
25 Knowles–Gaylord Nelson stewardship program under s. 20.866 (2) (tz) and in

1 financing the Warren Knowles–Gaylord Nelson stewardship 2000 program under s.  
2 20.866 (2) (ta), but not including payments made under par. (ac), and to make  
3 payments under an agreement or ancillary arrangement entered into under s. 18.06  
4 (8) (a). Payments may not be made from this appropriation account for principal and  
5 interest costs incurred in financing land acquisition and development of state forests  
6 under ss. 20.866 (2) (ta) and (tz) until all moneys available under s. 20.370 (7) (au)  
7 have been expended.

8 **SECTION 211.** 20.370 (7) (ac) of the statutes is amended to read:

9 20.370 (7) (ac) *Principal repayment and interest — recreational boating bonds.*

10 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
11 interest costs incurred in assisting municipalities and other qualifying entities in the  
12 acquisition, construction, development, enlargement or improvement of recreational  
13 boating facilities under s. 30.92 and to make payments under an agreement or  
14 ancillary arrangement entered into under s. 18.06 (8) (a).

15 **SECTION 212.** 20.370 (7) (ag) of the statutes is amended to read:

16 20.370 (7) (ag) *Land acquisition — principal repayment and interest.* All

17 moneys received from proceeds from the sale of land under s. 23.0917 (5m) (b) 2. to  
18 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
19 in financing land acquisition under s. 23.0917 (5m) from the appropriation under s.  
20 20.866 (2) (ta) and to make payments under an agreement or ancillary arrangement  
21 entered into under s. 18.06 (8) (a).

22 **SECTION 213.** 20.370 (7) (aq) of the statutes is amended to read:

23 20.370 (7) (aq) *Resource acquisition and development — principal repayment*

24 *and interest.* From the conservation fund, a sum sufficient to reimburse s. 20.866 (1)  
25 (u) for the payment of principal and interest costs incurred in financing land

1 acquisition activities under s. 20.866 (2) (ty) and to make payments under an  
2 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 214.** 20.370 (7) (ar) of the statutes is amended to read:

4 20.370 (7) (ar) *Dam repair and removal — principal repayment and interest.*

5 From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
6 payment of principal and interest costs incurred in financing the aid program for  
7 dams under s. 20.866 (2) (tL) and to make payments under an agreement or ancillary  
8 arrangement entered into under s. 18.06 (8) (a).

9 **SECTION 215.** 20.370 (7) (at) of the statutes is amended to read:

10 20.370 (7) (at) *Recreation development — principal repayment and interest.*

11 From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
12 payment of principal and interest costs incurred in acquiring, constructing,  
13 developing, enlarging, or improving state recreation facilities and state fish  
14 hatcheries under s. 20.866 (2) (tu) and to make payments under an agreement or  
15 ancillary arrangement entered into under s. 18.06 (8) (a).

16 **SECTION 216.** 20.370 (7) (au) of the statutes is amended to read:

17 20.370 (7) (au) *State forest acquisition and development — principal repayment*

18 *and interest.* From the conservation fund, the amounts in the schedule to reimburse  
19 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
20 land acquisition and development for state forests from the appropriations under s.  
21 20.866 (2) (ta) and (tz) and to make payments under an agreement or ancillary  
22 arrangement entered into under s. 18.06 (8) (a).

23 **SECTION 217.** 20.370 (7) (bq) of the statutes is amended to read:

24 20.370 (7) (bq) *Principal repayment and interest — remedial action.* From the

25 environmental fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment

1 of principal and interest costs incurred in financing remedial action under ss. 281.83  
2 and 292.31 and for the payment of this state's share of environmental repair that is  
3 funded under 42 USC 9601 to 9675 and to make payments under an agreement or  
4 ancillary arrangement entered into under s. 18.06 (8) (a).

5 **SECTION 218.** 20.370 (7) (br) of the statutes is created to read:

6 20.370 (7) (br) *Principal repayment and interest — contaminated sediment.*

7 From the environmental fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
8 principal and interest costs incurred in financing projects to remove contaminated  
9 sediment under s. 20.866 (2) (ti), to make the payments determined by the building  
10 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
11 obligations incurred in financing those projects, and to make payments under an  
12 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

13 **SECTION 219.** 20.370 (7) (ca) of the statutes is amended to read:

14 20.370 (7) (ca) *Principal repayment and interest — nonpoint source grants.* A  
15 sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest  
16 costs incurred in providing funds under s. 20.866 (2) (te) for nonpoint source water  
17 pollution abatement projects under s. 281.65 ~~and~~, to make the payments determined  
18 by the building commission under s. 13.488 (1) (m) that are attributable to the  
19 proceeds of obligations incurred in financing those projects, to the extent that these  
20 payments are not made under par. (cg), and to make payments under an agreement  
21 or ancillary arrangement entered into under s. 18.06 (8) (a).

22 **SECTION 220.** 20.370 (7) (cb) of the statutes is amended to read:

23 20.370 (7) (cb) *Principal repayment and interest — pollution abatement bonds.*

24 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
25 interest costs incurred in financing the acquisition, construction, development,



1 enlargement or improvement of point source water pollution abatement facilities  
2 and sewage collection facilities under ss. 281.55, 281.56 and 281.57 and to make  
3 payments under an agreement or ancillary arrangement entered into under s. 18.06  
4 (8) (a).

5 **SECTION 221.** 20.370 (7) (cc) of the statutes is amended to read:

6 20.370 (7) (cc) *Principal repayment and interest — combined sewer overflow;*  
7 *pollution abatement bonds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the  
8 payment of principal and interest costs incurred in financing the construction of  
9 combined sewer overflow projects under s. 281.63 and to make payments under an  
10 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

11 **SECTION 222.** 20.370 (7) (cd) of the statutes is amended to read:

12 20.370 (7) (cd) *Principal repayment and interest — municipal clean drinking*  
13 *water grants.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
14 principal and interest costs incurred in making municipal clean drinking water  
15 grants under s. 281.53 and to make payments under an agreement or ancillary  
16 arrangement entered into under s. 18.06 (8) (a).

17 **SECTION 223.** 20.370 (7) (ce) of the statutes is amended to read:

18 20.370 (7) (ce) *Principal repayment and interest — nonpoint source.* A sum  
19 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
20 incurred in financing nonpoint source projects under s. 20.866 (2) (tf) and  
21 to make the payments determined by the building commission under s. 13.488 (1) (m) that are  
22 attributable to the proceeds of obligations incurred in financing those projects, and  
23 to make payments under an agreement or ancillary arrangement entered into under  
24 s. 18.06 (8) (a).

25 **SECTION 224.** 20.370 (7) (cf) of the statutes is amended to read:

1           20.370 (7) (cf) *Principal repayment and interest — urban nonpoint source*  
2 *cost-sharing*. A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
3 principal and interest costs incurred in financing cost-sharing grants for projects  
4 under s. 20.866 (2) (th) ~~and~~, to make the payments determined by the building  
5 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
6 obligations incurred in financing those grants, and to make payments under an  
7 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

8           **SECTION 225.** 20.370 (7) (cg) of the statutes is amended to read:

9           20.370 (7) (cg) *Principal repayment and interest — nonpoint repayments*. All  
10 moneys received as repayments of cash surpluses and cash advances from recipients  
11 of grants under the nonpoint source water pollution abatement program under s.  
12 281.65, to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
13 incurred in providing funds under s. 20.866 (2) (te) for nonpoint source water  
14 pollution projects under s. 281.65 ~~and~~, to make the payments determined by the  
15 building commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
16 obligations incurred in financing those projects, and to make payments under an  
17 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

18           **SECTION 226.** 20.370 (7) (ea) of the statutes is amended to read:

19           20.370 (7) (ea) *Administrative facilities — principal repayment and interest*.  
20 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
21 interest costs incurred in financing the acquisition, construction, development,  
22 enlargement, or improvement of administrative office, laboratory, equipment  
23 storage, or maintenance facilities and to make payments under an agreement or  
24 ancillary arrangement entered into under s. 18.06 (8) (a).

25           **SECTION 227.** 20.370 (7) (eq) of the statutes is amended to read:

1           20.370 (7) (eq) *Administrative facilities — principal repayment and interest.*  
2 From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
3 payment of principal and interest costs incurred in financing the acquisition,  
4 construction, development, enlargement, or improvement of administrative office,  
5 laboratory, equipment storage, or maintenance facilities and to make payments  
6 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

7           **SECTION 228.** 20.370 (7) (er) of the statutes is amended to read:

8           20.370 (7) (er) *Administrative facilities — principal repayment and interest;*  
9 *environmental fund.* From the environmental fund, a sum sufficient to reimburse  
10 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
11 the acquisition, construction, development, enlargement, or improvement of  
12 administrative office, laboratory, equipment storage, or maintenance facilities under  
13 s. 20.866 (2) (tk) and, to make the payments determined by the building commission  
14 under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred  
15 in financing this acquisition, construction, development, enlargement, or  
16 improvement, and to make payments under an agreement or ancillary arrangement  
17 entered into under s. 18.06 (8) (a).

18           **SECTION 229.** 20.370 (7) (mc) of the statutes is renumbered 20.370 (7) (mr) and  
19 amended to read:

20           20.370 (7) (mr) *Resource maintenance and development — state park, forest*  
21 *and riverway roads.* As Notwithstanding s. 25.40 (3) (b), as a continuing  
22 appropriation from the transportation fund, the amounts in the schedule for state  
23 park and forest roads and roads in the lower Lower Wisconsin state riverway State  
24 Riverway as defined in s. 30.40 (15) under s. 84.28 and for the maintenance of roads  
25 in state parks under ch. 27 and recreation areas in state forests under ch. 28 which

1 are not eligible for funding under s. 84.28. The department may expend up to  
2 \$400,000 from this appropriation in each fiscal year for state park and forest roads  
3 and roads in the lower ~~Lower Wisconsin state riverway~~ State Riverway as defined  
4 in s. 30.40 (15) under s. 84.28 and shall expend the balance from the appropriation  
5 for the maintenance of roads which are not eligible for funding under s. 84.28.

6 **SECTION 302s.** 20.370 (9) (hv) of the statutes is created to read:

7 20.370 (9) (hv) *Fee amounts for statewide automated issuing system.* All  
8 moneys received from the deductions made under s. 29.024 (6) (ag) to be used for  
9 payments to a person contracted under s. 29.024 (6) (a) 4. as required by the contract.

10 **SECTION 230.** 20.370 (9) (mj) of the statutes is repealed.

11 **SECTION 231.** 20.370 (9) (ms) of the statutes is repealed.

12 **SECTION 232.** 20.373 (1) (g) of the statutes is amended to read:

13 20.373 (1) (g) *Administration, operation, repair, and rehabilitation.* ~~All~~ From  
14 the general fund, all moneys received from the sale of surplus land under 2005  
15 Wisconsin Act 25, section 9105 (14q), to be used for administration of the authority  
16 and the operation, repair, and rehabilitation of the Fox River lock system.

17 **SECTION 305g.** 20.375 of the statutes is created to read:

18 **20.375 Lower Fox River Remediation Authority.** There is appropriated  
19 to the Lower Fox River Remediation Authority for the following program:

20 (1) INITIAL COSTS. (a) *Initial costs.* Biennially, the amounts in the schedule for  
21 the costs of the initial organization and operation of the authority under ch. 279.

22 **SECTION 233.** 20.395 (2) (cw) of the statutes is created to read:

23 20.395 (2) (cw) *Harbor assistance, local funds.* All moneys received from any  
24 local unit of government or other source for harbor assistance or harbor  
25 improvements under s. 85.095, for such purposes.

1           **SECTION 306m.** 20.395 (2) (fr) of the statutes is amended to read:

2           20.395 (2) (fr) *Local roads improvement program, state funds.* As a continuing  
3 appropriation, the amounts in the schedule for the local roads improvement program  
4 under s. 86.31 (3), ~~and for the payment required under 1997 Wisconsin Act 27, section~~  
5 9149 (4z), and for the payments authorized under s. 86.31 (3t).

6           **SECTION 234.** 20.395 (2) (ft) of the statutes is amended to read:

7           20.395 (2) (ft) *Local roads improvement program; discretionary grants, state*  
8 *funds.* As a continuing appropriation, the amounts in the schedule for the local roads  
9 improvement program under s. 86.31 (3g) to (3r), and for the payment required under  
10 2007 Wisconsin Act .... (this act), section 9148 (2).

11           **SECTION 235.** 20.395 (2) (qv) of the statutes is created to read:

12           20.395 (2) (qv) *Safe routes to school, local funds.* All moneys received from any  
13 local unit of government for the safe routes to school program under s. 85.029, for  
14 such purpose.

15           **SECTION 236.** 20.395 (2) (qx) of the statutes is created to read:

16           20.395 (2) (qx) *Safe routes to school, federal funds.* All moneys received from  
17 the federal government for the safe routes to school program under s. 85.029, for such  
18 purpose.

19           **SECTION 309g.** 20.395 (5) (dr) of the statutes is amended to read:

20           20.395 (5) (dr) *Transportation safety, state funds.* The amounts in the schedule  
21 for activities related to highway safety under s. 85.07 and the Type 1 motorcycle,  
22 moped, and motor bicycle safety program under s. 85.30, and for the grants under  
23 2007 Wisconsin Act .... (this act), section 9148 (7c).

24           **SECTION 309r.** 20.395 (5) (dr) of the statutes, as affected by 2007 Wisconsin Act  
25 .... (this act), is amended to read:

1           20.395 (5) (dr) *Transportation safety, state funds.* The amounts in the schedule  
2 for activities related to highway safety under s. 85.07 and the Type 1 motorcycle,  
3 moped, and motor bicycle safety program under s. 85.30, ~~and for the grants under~~  
4 ~~2007 Wisconsin Act .... (this act), section 9148 (7c).~~

5           **SECTION 237.** 20.395 (6) (af) of the statutes is amended to read:

6           20.395 (6) (af) *Principal repayment and interest, local roads for job preservation*  
7 *program and major highway and rehabilitation projects, state funds.* From the  
8 general fund, a sum sufficient, less any amount appropriated under par. (bq), to  
9 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
10 in financing the local roads for job preservation program under s. 86.312 and major  
11 highway and rehabilitation projects, as provided under ss. 20.866 (2) (uum) and  
12 (uur), 84.555, and 84.95, ~~and~~ to make the payments determined by the building  
13 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
14 obligations incurred in financing the local roads for job preservation program under  
15 s. 86.312, and to make payments under an agreement or ancillary arrangement  
16 entered into under s. 18.06 (8) (a).

17           **SECTION 238.** 20.395 (6) (aq) of the statutes is amended to read:

18           20.395 (6) (aq) *Principal repayment and interest, transportation facilities, state*  
19 *funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
20 and interest costs incurred in financing the acquisition, construction, development,  
21 enlargement, or improvement of transportation facilities under ss. 84.51, 84.52,  
22 84.53, 85.08 (2) (L) and (4m) (c) and (d), 85.09, and 85.095 (2) and to make payments  
23 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

24           **SECTION 239.** 20.395 (6) (ar) of the statutes is amended to read:

1           20.395 (6) (ar) *Principal repayment and interest, buildings, state funds.* A sum  
2 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
3 incurred in financing the acquisition, construction, development, enlargement, or  
4 improvement of the department of transportation's administrative offices or  
5 equipment storage and maintenance facilities and to make payments under an  
6 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

7           **SECTION 240.** 20.395 (6) (as) of the statutes is amended to read:

8           20.395 (6) (as) *Transportation facilities and highway projects revenue*  
9 *obligation repayment.* From any fund created under s. 84.59 (2), all moneys received  
10 by the fund and not transferred under s. 84.59 (3) to the transportation fund, for the  
11 purpose of the retirement of revenue obligations, providing for reserves and, for  
12 operations relating to the management and retirement of revenue obligations issued  
13 under s. 84.59, and to make payments under an agreement or ancillary arrangement  
14 entered into under s. 18.55 (6) with respect to revenue obligations issued under s.  
15 84.59. All moneys received are irrevocably appropriated in accordance with subch.  
16 II of ch. 18 and further established in resolutions authorizing the issuance of the  
17 revenue obligations and setting forth the distribution of funds to be received  
18 thereafter. Estimated disbursements under this paragraph shall not be included in  
19 the schedule under s. 20.005.

20           **SECTION 241.** 20.395 (6) (au) of the statutes is amended to read:

21           20.395 (6) (au) *Principal repayment and interest, Marquette interchange and*  
22 *I 94 north-south corridor reconstruction project projects, state funds.* A sum  
23 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
24 incurred in financing the Marquette interchange reconstruction project and the  
25 reconstruction of the I 94 north-south corridor, as provided under ss. 20.866 (2) (uup)

1 and 84.555, and to make payments under an agreement or ancillary arrangement  
2 entered into under s. 18.06 (8) (a).

3 **SECTION 242.** 20.395 (6) (bq) of the statutes is created to read:

4 20.395 **(6)** (bq) *Principal repayment and interest, major highway and*  
5 *rehabilitation projects, state funds.* The amounts in the schedule to reimburse s.  
6 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
7 major highway and rehabilitation projects, as provided under ss. 20.866 (2) (uum)  
8 and (uur), 84.555, and 84.95, and to make payments under an agreement or ancillary  
9 arrangement entered into under s. 18.06 (8) (a).

10 **SECTION 243.** 20.410 (1) (e) of the statutes is amended to read:

11 20.410 **(1)** (e) *Principal repayment and interest.* A sum sufficient to reimburse  
12 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
13 the acquisition, construction, development, enlargement, or improvement of  
14 correctional facilities and to make payments under an agreement or ancillary  
15 arrangement entered into under s. 18.06 (8) (a).

16 **SECTION 244.** 20.410 (1) (ec) of the statutes is amended to read:

17 20.410 **(1)** (ec) *Prison industries principal, interest and rebates.* A sum  
18 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
19 incurred in financing the acquisition, development, enlargement or improvement of  
20 equipment used in prison industries as authorized under s. 20.866 (2) (uy) if the  
21 moneys credited under par. (km) and appropriated under par. (ko) are insufficient,  
22 ~~and~~ to make full payment of the amounts determined by the building commission  
23 under s. 13.488 (1) (m) if the appropriation under par. (ko) is insufficient to make full  
24 payment of those amounts, and to make payments under an agreement or ancillary  
25 arrangement entered into under s. 18.06 (8) (a).



1           **SECTION 317d.** 20.410 (1) (f) of the statutes is amended to read:

2           20.410 (1) (f) *Energy costs.* The amounts in the schedule to be used at state  
3           correctional institutions to pay for utilities and for fuel, heat and air conditioning,  
4           to pay assessments levied by the department of administration under s. 16.847 (3)  
5           for debt service costs and energy cost savings generated at departmental facilities,  
6           and to pay costs incurred by or on behalf of the department under ss. 16.858 and  
7           16.895.

8           **SECTION 245.** 20.410 (1) (gd) of the statutes is amended to read:

9           20.410 (1) (gd) *Sex offender management.* The amounts in the schedule for the  
10          supervision of persons ~~on probation, parole, or extended supervision~~ who are  
11          required to register as sex offenders under s. 301.45, including lie detector tests given  
12          under s. 301.132 and community treatment. All moneys received from sex offenders  
13          under s. 301.45 (10) shall be credited to this appropriation account.

14          **SECTION 246.** 20.410 (1) (gk) of the statutes is created to read:

15          20.410 (1) (gk) *Global positioning system tracking devices.* All moneys received  
16          from sex offenders who are required to pay for global positioning system tracking  
17          devices under s. 301.48 (4) (b) for expenditures related to the global positioning  
18          system tracking program under s. 301.48.

19          **SECTION 247.** 20.410 (1) (ko) of the statutes is amended to read:

20          20.410 (1) (ko) *Prison industries principal repayment, interest and rebates.* A  
21          sum sufficient from the moneys credited under par. (km) to reimburse s. 20.866 (1)  
22          (u) for the payment of principal and interest costs incurred in financing the  
23          acquisition, development, enlargement or improvement of equipment used in prison  
24          industries as authorized under s. 20.866 (2) (uy) and, to make the payments  
25          determined by the building commission under s. 13.488 (1) (m) that are attributable

1 to the proceeds of obligations incurred in financing such facilities, and to make  
2 payments under an agreement or ancillary arrangement entered into under s. 18.06  
3 (8) (a).

4 **SECTION 248.** 20.410 (3) (d) of the statutes is renumbered 20.505 (6) (d) and  
5 amended to read:

6 20.505 **(6)** (d) *Youth diversion.* The amounts in the schedule for youth diversion  
7 services under s. ~~301.265 (1) and (3)~~ 16.964 (8) (a) and (c).

8 **SECTION 249.** 20.410 (3) (e) of the statutes is amended to read:

9 20.410 **(3)** (e) *Principal repayment and interest.* A sum sufficient to reimburse  
10 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
11 the acquisition, construction, development, enlargement, or improvement of the  
12 department's juvenile correctional facilities and to make payments under an  
13 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

14 **SECTION 324g.** 20.410 (3) (hm) of the statutes is amended to read:

15 20.410 **(3)** (hm) *Juvenile correctional services.* Except as provided in pars. (ho)  
16 and (hr), the amounts in the schedule for juvenile correctional services specified in  
17 s. 301.26 (4) (c) and (d). All moneys received from the sale of surplus property,  
18 including vehicles, from juvenile correctional institutions operated by the  
19 department, all moneys received as payments in restitution of property damaged at  
20 juvenile correctional institutions operated by the department, all moneys received  
21 from miscellaneous services provided at a juvenile correctional institution operated  
22 by the department, all moneys transferred from the appropriation account under  
23 pars. (ho) and (hr) as provided in ~~2005 Wisconsin Act 25, section 9209 (1x)~~ 2007  
24 Wisconsin Act .... (this act), section 9209 (1f), all moneys transferred under s. 301.26  
25 (4) (cm), and, except as provided in par. (hr), all moneys received in payment for

1 juvenile correctional services specified in s. 301.26 (4) (d), (dt), and (g) shall be  
2 credited to this appropriation account. If moneys generated by the daily rate under  
3 s. 301.26 (4) (d), other than moneys generated under s. 301.26 (5) (b), exceed actual  
4 fiscal year institutional costs by 2% or more, all moneys in excess of that 2% shall be  
5 remitted to the counties during the subsequent calendar year or transferred to the  
6 appropriation account under par. (kx) during the subsequent fiscal year. Each  
7 county and the department shall receive a proportionate share of the remittance and  
8 transfer depending on the total number of days of placement at juvenile correctional  
9 institutions including the Mendota Juvenile Treatment Center. Counties shall use  
10 the funds for purposes specified in s. 301.26. The department shall deposit in the  
11 general fund the amounts transferred under this paragraph to the appropriation  
12 account under par. (kx). Notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and  
13 20.903, the department may project a deficit in this appropriation account on June  
14 30 of any odd-numbered year as provided in s. 301.26 (5) (a), and any such projected  
15 deficit shall be recouped during the next fiscal biennium as provided in s. 301.26 (5)  
16 (b).

17 **SECTION 324h.** 20.410 (3) (hm) of the statutes, as affected by 2007 Wisconsin  
18 Act .... (this act), is amended to read:

19 20.410 (3) (hm) *Juvenile correctional services.* Except as provided in pars. (ho)  
20 and (hr), the amounts in the schedule for juvenile correctional services specified in  
21 s. 301.26 (4) (c) and (d). All moneys received from the sale of surplus property,  
22 including vehicles, from juvenile correctional institutions operated by the  
23 department, all moneys received as payments in restitution of property damaged at  
24 juvenile correctional institutions operated by the department, all moneys received  
25 from miscellaneous services provided at a juvenile correctional institution operated

1 by the department, ~~all moneys transferred from the appropriation account under~~  
2 ~~pars. (ho) and (hr) as provided in 2007 Wisconsin Act .... (this act), section 9209 (1f),~~  
3 all moneys transferred under s. 301.26 (4) (cm), and, except as provided in par. (hr),  
4 all moneys received in payment for juvenile correctional services specified in s.  
5 301.26 (4) (d), (dt), and (g) shall be credited to this appropriation account. If moneys  
6 generated by the daily rate under s. 301.26 (4) (d), other than moneys generated  
7 under s. 301.26 (5) (b), exceed actual fiscal year institutional costs by 2% or more, all  
8 moneys in excess of that 2% shall be remitted to the counties during the subsequent  
9 calendar year or transferred to the appropriation account under par. (kx) during the  
10 subsequent fiscal year. Each county and the department shall receive a  
11 proportionate share of the remittance and transfer depending on the total number  
12 of days of placement at juvenile correctional institutions including the Mendota  
13 Juvenile Treatment Center. Counties shall use the funds for purposes specified in  
14 s. 301.26. The department shall deposit in the general fund the amounts transferred  
15 under this paragraph to the appropriation account under par. (kx). Notwithstanding  
16 ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, the department may project a deficit in  
17 this appropriation account on June 30 of any odd-numbered year as provided in s.  
18 301.26 (5) (a), and any such projected deficit shall be recouped during the next fiscal  
19 biennium as provided in s. 301.26 (5) (b).

20 **SECTION 324i.** 20.410 (3) (ho) of the statutes is amended to read:

21 20.410 (3) (ho) *Juvenile residential aftercare.* The amounts in the schedule for  
22 providing foster care, treatment foster care, group home care, and institutional child  
23 care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52.  
24 All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment  
25 for providing foster care, treatment foster care, group home care, and institutional

1 child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and  
2 938.52 as specified in s. 301.26 (4) (e) and (ed) shall be credited to this appropriation  
3 account. If moneys generated by the daily rate exceed actual fiscal year foster care,  
4 treatment foster care, group home care, and institutional child care costs, that excess  
5 shall be transferred to the appropriation account under par. (hm) as provided in 2007  
6 Wisconsin Act .... (this act), section 9209 (1f), except that if those moneys generated  
7 exceed those costs by 2% or more, all moneys in excess of 2% shall be remitted to the  
8 counties during the subsequent calendar year or transferred to the appropriation  
9 account under par. (kx) during the subsequent fiscal year. Each county and the  
10 department shall receive a proportionate share of the remittance and transfer  
11 depending on the total number of days of placement in foster care, treatment foster  
12 care, group home care or institutional child care. Counties shall use the funds for  
13 purposes specified in s. 301.26. The department shall deposit in the general fund the  
14 amounts transferred under this paragraph to the appropriation account under par.  
15 (kx).

16 **SECTION 324k.** 20.410 (3) (ho) of the statutes, as affected by 2007 Wisconsin Act  
17 .... (this act), is amended to read:

18 20.410 (3) (ho) *Juvenile residential aftercare.* The amounts in the schedule for  
19 providing foster care, treatment foster care, group home care, and institutional child  
20 care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52.  
21 All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment  
22 for providing foster care, treatment foster care, group home care, and institutional  
23 child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and  
24 938.52 as specified in s. 301.26 (4) (e) and (ed) shall be credited to this appropriation  
25 account. If moneys generated by the daily rate exceed actual fiscal year foster care,

1 treatment foster care, group home care, and institutional child care costs, that excess  
2 shall be transferred to the appropriation account under par. (hm) as provided in 2007  
3 Wisconsin Act .... (this act), section 9209 (1f), except that if those moneys generated  
4 exceed those costs by 2% or more, all moneys in excess of 2% shall be remitted to the  
5 counties during the subsequent calendar year or transferred to the appropriation  
6 account under par. (kx) during the subsequent fiscal year. Each county and the  
7 department shall receive a proportionate share of the remittance and transfer  
8 depending on the total number of days of placement in foster care, treatment foster  
9 care, group home care or institutional child care. Counties shall use the funds for  
10 purposes specified in s. 301.26. The department shall deposit in the general fund the  
11 amounts transferred under this paragraph to the appropriation account under par.  
12 (kx).

13 **SECTION 250.** 20.410 (3) (k) of the statutes is repealed.

14 **SECTION 251.** 20.410 (3) (kj) of the statutes is renumbered 20.505 (6) (kj) and  
15 amended to read:

16 20.505 (6) (kj) *Youth diversion program.* The amounts in the schedule for youth  
17 diversion services under s. ~~301.265 (1) and (3)~~ 16.964 (8) (a) and (c). All moneys  
18 transferred from the appropriation account under s. 20.455 (2) (i) 8. shall be credited  
19 to this appropriation account.

20 **SECTION 252.** 20.410 (3) (ko) of the statutes is amended to read:

21 20.410 (3) (ko) *Interagency programs; community youth and family aids.* All  
22 moneys transferred from the appropriation account under s. ~~20.435 (3)~~ 20.437 (1)  
23 (nL) for the purposes of s. 301.26, to be used for those purposes.

24 **SECTION 253.** 20.410 (3) (r) of the statutes is created to read:

1           20.410 (3) (r) *County aid fund; community youth and family aids.* From the  
2 county aid fund, the amounts in the schedule for the improvement and provision of  
3 juvenile delinquency–related services under s. 301.26 and for reimbursement to  
4 counties having a population of less than 500,000 for the cost of court–attached  
5 intake services as provided in s. 938.06 (4). Notwithstanding ss. 20.001 (3) (a) and  
6 20.002 (1), the department of corrections may transfer moneys under this paragraph  
7 between fiscal years. Except for moneys authorized for transfer under s. 301.26 (3),  
8 all moneys from this paragraph allocated under s. 301.26 (3) and not spent or  
9 encumbered by counties by December 31 of each year shall lapse into the county aid  
10 fund on the succeeding January 1. The joint committee on finance may transfer  
11 additional moneys to the next calendar year.

12           **SECTION 254.** 20.432 (1) (kb) of the statutes is amended to read:

13           20.432 (1) (kb) *Insurance and other information, counseling and assistance.*

14 The amounts in the schedule for the purpose of providing information and counseling  
15 on medicare supplemental insurance, long–term care insurance, and medical  
16 assistance eligibility requirements, training, educational materials, and technical  
17 assistance under s. 16.009 (2) (j). The office of the commissioner of insurance shall  
18 credit to this appropriation account amounts equal to the amounts in the schedule  
19 for the purposes of this paragraph, from the appropriation under s. 20.145 (1) (g) 1.  
20 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each  
21 fiscal year shall revert to the appropriation account under s. 20.145 (1) (g).

22           **SECTION 255.** 20.435 (1) (ac) of the statutes is renumbered 20.437 (2) (ac) and  
23 amended to read:

1           20.437 (2) (ac) *Child abuse and neglect prevention technical assistance*. The  
2 amounts in the schedule for child abuse and neglect prevention technical assistance  
3 and training under s. ~~46.515~~ 48.983 (8).

4           **SECTION 256.** 20.435 (1) (gr) of the statutes is renumbered 20.437 (2) (gr) and  
5 amended to read:

6           20.437 (2) (gr) *Supplemental food program for women, infants, and children*  
7 *administration*. All moneys received from the supplemental food enforcement  
8 surcharges on fines, forfeitures, and recoupments that are levied by a court under  
9 s. ~~253.06~~ 49.17 (4) (c) and on forfeitures and recoupments that are levied by the  
10 department under s. ~~253.06~~ 49.17 (5) (c) to finance fraud reduction in the  
11 supplemental food program for women, infants, and children under s. ~~253.06~~ 49.17.

12           **SECTION 257.** 20.435 (2) (b) of the statutes is repealed.

13           **SECTION 258.** 20.435 (2) (bj) of the statutes is amended to read:

14           20.435 (2) (bj) *Competency examinations and conditional and supervised*  
15 *release services*. Biennially, the amounts in the schedule for outpatient competency  
16 examinations and treatment services; and for payment by the department of costs  
17 for treatment and services for persons released under s. 980.06 (2) (c), 1997 stats.,  
18 s. 980.08 (5), 2003 stats., or s. 971.17 (3) (d) or (4) (e) or 980.08 (4) (g), for which the  
19 department has contracted with county departments under s. 51.42 (3) (aw) 1. d.,  
20 with other public agencies, or with private agencies to provide the treatment and  
21 services.

22           **SECTION 259.** 20.435 (2) (bm) of the statutes is amended to read:

23           20.435 (2) (bm) *Secure mental health units or facilities*. The amounts in the  
24 schedule for the general program operations of the Wisconsin Resource Center under  
25 s. 46.056 and other secure mental health units or facilities under s. 980.065 ~~for~~ at



1 which persons committed under s. 980.06 and are placed in a secure mental health  
2 unit or facility, but not for security operations at the Wisconsin Resource Center.

3 **SECTION 260.** 20.435 (2) (ee) of the statutes is amended to read:

4 20.435 (2) (ee) *Principal repayment and interest.* A sum sufficient to reimburse  
5 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
6 the acquisition, development, enlargement, or extension of mental health facilities  
7 and to make payments under an agreement or ancillary arrangement entered into  
8 under s. 18.06 (8) (a).

9 **SECTION 339m.** 20.435 (2) (f) of the statutes is amended to read:

10 20.435 (2) (f) *Energy costs.* The amounts in the schedule to be used at mental  
11 health institutes and centers for the developmentally disabled to pay for utilities and  
12 for fuel, heat and air conditioning, to pay assessments levied by the department of  
13 administration under s. 16.847 (3) for debt service costs and energy cost savings  
14 generated at departmental facilities, and to pay costs incurred by or on behalf of the  
15 department under ss. 16.858 and 16.895.

16 **SECTION 261.** 20.435 (3) (title) of the statutes is renumbered 20.437 (1) (title).

17 **SECTION 262.** 20.435 (3) (a) of the statutes is renumbered 20.437 (1) (a) and  
18 amended to read:

19 20.437 (1) (a) *General program operations.* The amounts in the schedule for  
20 general program operations relating to children's services for children and families,  
21 including field services and administrative services.

22 **SECTION 263.** 20.435 (3) (bc) of the statutes is renumbered 20.437 (1) (bc) and  
23 amended to read:

24 20.437 (1) (bc) *Grants for children's community programs.* The amounts in the  
25 schedule for grants for children's community programs under s. ~~46.481~~ 48.481.

1 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds  
2 between fiscal years under this paragraph. All moneys under this appropriation  
3 account that are distributed under s. ~~46.481~~ 48.481 but are not encumbered by  
4 December 31 of each year lapse to the general fund on the next January 1 unless  
5 carried forward to the next calendar year by the joint committee on finance.

6 **SECTION 264.** 20.435 (3) (bm) of the statutes is repealed.

7 **SECTION 265.** 20.435 (3) (cd) of the statutes is renumbered 20.437 (1) (cd) and  
8 amended to read:

9 20.437 (1) (cd) *Domestic abuse grants.* The amounts in the schedule for the  
10 purposes of s. ~~46.95~~ 49.165. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the  
11 department may transfer funds between fiscal years under this paragraph. All funds  
12 allocated by the department under s. ~~46.95~~ 49.165 (2) but not encumbered by  
13 December 31 of each year lapse to the general fund on the next January 1 unless  
14 transferred to the next calendar year by the joint committee on finance.

15 **SECTION 266.** 20.435 (3) (cf) of the statutes is renumbered 20.437 (1) (cf).

16 **SECTION 267.** 20.435 (3) (cw) of the statutes is renumbered 20.437 (1) (cw).

17 **SECTION 268.** 20.435 (3) (cx) of the statutes is renumbered 20.437 (1) (cx).

18 **SECTION 269.** 20.435 (3) (da) of the statutes is renumbered 20.437 (1) (da).

19 **SECTION 270.** 20.435 (3) (dd) of the statutes is renumbered 20.437 (1) (dd).

20 **SECTION 349x.** 20.435 (3) (dg) of the statutes is amended to read:

21 20.435 (3) (dg) *State adoption information exchange ~~and~~, state adoption center,*  
22 *and postadoption resource centers.* The amounts in the schedule to operate a state  
23 adoption information exchange and a state adoption center, and to provide grants for  
24 the operation of postadoption resource centers, under s. 48.55.

1           **SECTION 271.** 20.435 (3) (dg) of the statutes, as affected by 2007 Wisconsin Act  
2 .... (this act), is renumbered 20.437 (1) (dg).

3           **SECTION 272.** 20.435 (3) (eg) of the statutes is renumbered 20.437 (1) (eg) and  
4 amended to read:

5           20.437 (1) (eg) *Brighter futures initiative and tribal adolescent services.* The  
6 amounts in the schedule for the brighter futures initiative under s. 46.99 48.545 and  
7 for tribal adolescent services under s. 46.995 48.487.

8           **SECTION 273.** 20.435 (3) (f) of the statutes is renumbered 20.437 (1) (f) and  
9 amended to read:

10           20.437 (1) (f) *Second-chance homes.* The amounts in the schedule for grants  
11 for 2nd-chance homes under s. 46.997 48.647 (2) (a) and for an evaluation of that  
12 grant program under s. 46.997 48.647 (4). Notwithstanding s. 20.001 (3) (a) and  
13 20.002 (1), the department of children and families shall transfer from this  
14 appropriation account to the appropriation account ~~for the department of workforce~~  
15 ~~development under s. 20.445 (3) under sub. (2)~~ (dz) all funds allocated under s. 46.997  
16 48.647 (2) (a) and (4) but unexpended by June 30 of each year.

17           **SECTION 274.** 20.435 (3) (fp) of the statutes is repealed.

18           **SECTION 353d.** 20.435 (3) (fr) of the statutes is created to read:

19           20.435 (3) (fr) *Skills enhancement grants.* The amounts in the schedule to  
20 provide skills enhancement grants under s. 46.30 (4) (cm).

21           **SECTION 353e.** 20.435 (3) (fr) of the statutes, as created by 2007 Wisconsin Act  
22 .... (this act), is renumbered 20.437 (3) (fr) and amended to read:

23           20.437 (3) (fr) *Skills enhancement grants.* The amounts in the schedule to  
24 provide skills enhancement grants under s. 46.30 49.265 (4) (cm).

25           **SECTION 275.** 20.435 (3) (gx) of the statutes is renumbered 20.437 (1) (gx).

1           **SECTION 276.** 20.435 (3) (hh) of the statutes is renumbered 20.437 (1) (hh) and  
2 amended to read:

3           20.437 **(1)** (hh) *Domestic abuse surcharge grants.* All moneys received from the  
4 domestic abuse surcharge on court fines, as authorized under s. 971.37 (1m) (c) 1. or  
5 973.055, to provide grants to domestic abuse services organizations under s. ~~46.95~~  
6 49.165.

7           **SECTION 277.** 20.435 (3) (i) of the statutes is renumbered 20.437 (1) (i).

8           **SECTION 278.** 20.435 (3) (j) of the statutes is renumbered 20.437 (1) (j) and  
9 amended to read:

10           20.437 **(1)** (j) *Statewide automated child welfare information system receipts.*  
11 All moneys received from counties under s. ~~46.45~~ 48.565 (2) (a), for the costs of  
12 implementing and operating the statewide automated child welfare information  
13 system established under s. ~~46.03~~ 48.47 (7g).

14           **SECTION 279.** 20.435 (3) (jb) of the statutes is renumbered 20.437 (1) (jb).

15           **SECTION 280.** 20.435 (3) (jj) of the statutes is renumbered 20.437 (1) (jj).

16           **SECTION 281.** 20.435 (3) (jm) of the statutes is renumbered 20.437 (2) (jm).

17           **SECTION 282.** 20.435 (3) (kc) of the statutes is renumbered 20.437 (1) (kc) and  
18 amended to read:

19           20.437 **(1)** (kc) *Interagency and intra–agency aids; kinship care and long–term*  
20 *kinship care.* The amounts in the schedule for payments under s. 48.57 (3m) and (3n).  
21 All moneys transferred from the appropriation account under s. ~~20.445–(3)~~ sub. (2)  
22 (md) to this appropriation account shall be credited to this appropriation account.  
23 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year  
24 is transferred to the appropriation account under s. ~~20.445–(3)~~ sub. (2) (kx).

1           **SECTION 283.** 20.435 (3) (kd) of the statutes is renumbered 20.437 (1) (kd) and  
2 amended to read:

3           20.437 (1) (kd) *Kinship care and long-term kinship care assessments.* The  
4 amounts in the schedule for assessments of kinship care relatives, as defined in s.  
5 48.57 (3m) (a) 2., and long-term kinship care relatives, as defined in s. 48.57 (3n) (a)  
6 2., who provide care and maintenance for children to determine if those kinship care  
7 relatives and long-term kinship care relatives are eligible to receive payments under  
8 s. 48.57 (3m) or (3n). All moneys transferred from the appropriation account under  
9 ~~s. 20.445 (3) sub. (2)~~ (md) to this appropriation account shall be credited to this  
10 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
11 balance on June 30 of each year is transferred to the appropriation account under s.  
12 ~~20.445 (3) sub. (2)~~ (kx).

13           **SECTION 284.** 20.435 (3) (kw) of the statutes is renumbered 20.437 (1) (kw).

14           **SECTION 285.** 20.435 (3) (kx) of the statutes is renumbered 20.437 (1) (kx).

15           **SECTION 366g.** 20.435 (3) (ky) of the statutes is renumbered 20.437 (1) (ky).

16           **SECTION 368g.** 20.435 (3) (kz) of the statutes is renumbered 20.437 (1) (kz).

17           **SECTION 286.** 20.435 (3) (m) of the statutes is repealed.

18           **SECTION 287.** 20.435 (3) (ma) of the statutes is repealed.

19           **SECTION 288.** 20.435 (3) (mb) of the statutes is repealed.

20           **SECTION 289.** 20.435 (3) (mc) of the statutes is repealed.

21           **SECTION 290.** 20.435 (3) (md) of the statutes is repealed.

22           **SECTION 291.** 20.435 (3) (me) of the statutes is renumbered 20.437 (1) (me) and  
23 amended to read:

24           20.437 (1) (me) *Federal block grant local assistance.* All block grant moneys  
25 received from the federal government, as authorized by the governor under s. 16.54,

1 for youth services local assistance for children and families, for the purposes for  
2 which received.

3 **SECTION 292.** 20.435 (3) (mw) of the statutes is renumbered 20.437 (1) (mw).

4 **SECTION 293.** 20.435 (3) (mx) of the statutes is renumbered 20.437 (1) (mx).

5 **SECTION 294.** 20.435 (3) (n) of the statutes is repealed.

6 **SECTION 295.** 20.435 (3) (na) of the statutes is repealed.

7 **SECTION 296.** 20.435 (3) (nL) of the statutes is repealed.

8 **SECTION 297.** 20.435 (3) (pd) of the statutes is renumbered 20.437 (1) (pd) and  
9 amended to read:

10 20.437 (1) (pd) *Federal aid; state foster care and adoption services.* All federal  
11 moneys received for meeting the costs of providing foster care, treatment foster care,  
12 institutional child care, and subsidized adoptions under ss. 48.48 (12) and 48.52, the  
13 cost of care for children under s. 49.19 (10) (d), the cost of providing, or contracting  
14 with private adoption agencies to assist the department in providing, services to  
15 children with special needs who are under the guardianship of the department to  
16 prepare those children for adoption, and the cost of providing postadoption services  
17 to children with special needs who have been adopted. Disbursements for foster care  
18 under s. 46.03 (20) 49.32 (2) and for the purposes described under s. 48.627 may be  
19 made from this appropriation.

20 **SECTION 298.** 20.435 (3) (pm) of the statutes is renumbered 20.437 (1) (pm).

21 **SECTION 299.** 20.435 (4) (b) of the statutes is amended to read:

22 20.435 (4) (b) *Medical Assistance program benefits.* Biennially, the amounts  
23 in the schedule to provide a portion of the state share of Medical Assistance program  
24 benefits administered under s. 49.45, for a portion of the Badger Care health care  
25 program under s. 49.665, to provide a portion of the Medical Assistance program

1 benefits administered under s. 49.45 that are not also provided under par. (o), to fund  
2 the pilot project under s. 46.27 (9) and (10), to provide a portion of the facility  
3 payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided  
4 by resource centers under s. 46.283, for services under the family care benefit under  
5 s. 46.284 (5), for assisting victims of diseases, as provided in ss. 49.68, 49.683, and  
6 49.685, and for reduction of any operating deficits as specified in 2005 Wisconsin Act  
7 15, section 3. Notwithstanding s. 20.002 (1), the department may transfer from this  
8 appropriation account to the appropriation account under sub. (7) (kb) funds in the  
9 amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001  
10 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation  
11 account and may transfer between fiscal years funds that it transfers from the  
12 appropriation account under sub. (7) (kb) for the purposes specified in s. 46.485 (3r).  
13 Notwithstanding s. 20.002 (1), the department may transfer from this appropriation  
14 account to the appropriation account under sub. (7) (bd) funds in the amount and for  
15 the purposes specified in s. 49.45 (6v).

16 **SECTION 300.** 20.435 (4) (b) of the statutes, as affected by 2007 Wisconsin Act  
17 .... (this act), is amended to read:

18 20.435 (4) (b) *Medical Assistance program benefits.* Biennially, the amounts  
19 in the schedule to provide a portion of the state share of Medical Assistance program  
20 benefits administered under ~~s. 49.45~~ subch. IV of ch. 49, for a portion of the Badger  
21 Care health care program under s. 49.665, to provide a portion of the Medical  
22 Assistance program benefits administered under ~~s. 49.45~~ subch. IV of ch. 49 that are  
23 not also provided under par. (o), to fund the pilot project under s. 46.27 (9) and (10),  
24 to provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123  
25 (9m), to fund services provided by resource centers under s. 46.283, for services under

1 the family care benefit under s. 46.284 (5), for assisting victims of diseases, as  
2 provided in ss. 49.68, 49.683, and 49.685, and for reduction of any operating deficits  
3 as specified in 2005 Wisconsin Act 15, section 3. Notwithstanding s. 20.002 (1), the  
4 department may transfer from this appropriation account to the appropriation  
5 account under sub. (7) (kb) funds in the amount of and for the purposes specified in  
6 s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may  
7 credit or deposit into this appropriation account and may transfer between fiscal  
8 years funds that it transfers from the appropriation account under sub. (7) (kb) for  
9 the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the  
10 department may transfer from this appropriation account to the appropriation  
11 account under sub. (7) (bd) funds in the amount and for the purposes specified in s.  
12 49.45 (6v).

13 **SECTION 301.** 20.435 (4) (bc) of the statutes is repealed.

14 **SECTION 302.** 20.435 (4) (bm) of the statutes is amended to read:

15 20.435 (4) (bm) *Medical Assistance, food stamps, and Badger Care*  
16 *administration; contract costs, insurer reports, and resource centers.* Biennially, the  
17 amounts in the schedule to provide a portion of the state share of administrative  
18 contract costs for the Medical Assistance program under s. 49.45, the food stamp  
19 program under s. 49.79, and the Badger Care health care program under s. 49.665  
20 and to provide the state share of administrative contract costs for the food stamp  
21 program under s. 49.79, other than payments to counties and tribal governing bodies  
22 under s. 49.78 (8), to develop and implement a registry of recipient immunizations,  
23 to reimburse ~~insurers~~ 3rd parties for their costs under s. 49.475, for costs associated  
24 with outreach activities, and for services of resource centers under s. 46.283. No  
25 state positions may be funded in the department of health and family services from



1 this appropriation, except positions for the performance of duties under a contract  
2 in effect before January 1, 1987, related to the administration of the Medical  
3 Assistance program between the subunit of the department primarily responsible for  
4 administering the Medical Assistance program and another subunit of the  
5 department. Total administrative funding authorized for the program under s.  
6 49.665 may not exceed 10% of the amounts budgeted under pars. ~~(b)~~, (p), and (x).

7 **SECTION 303.** 20.435 (4) (bm) of the statutes, as affected by 2007 Wisconsin Act  
8 .... (this act), is amended to read:

9 20.435 (4) (bm) *Medical Assistance, food stamps, and Badger Care*  
10 *administration; contract costs, reports, and resource centers.* Biennially, the amounts  
11 in the schedule to provide a portion of the state share of administrative contract costs  
12 for the Medical Assistance program under s. ~~49.45~~ subch. IV of ch. 49 and the Badger  
13 Care health care program under s. 49.665 and to provide the state share of  
14 administrative costs for the food stamp program under s. 49.79, other than payments  
15 to counties and tribal governing bodies under s. 49.78 (8), to develop and implement  
16 a registry of recipient immunizations, to reimburse 3rd parties for their costs under  
17 s. 49.475, for costs associated with outreach activities, and for services of resource  
18 centers under s. 46.283. No state positions may be funded in the department of  
19 health and family services from this appropriation, except positions for the  
20 performance of duties under a contract in effect before January 1, 1987, related to  
21 the administration of the Medical Assistance program between the subunit of the  
22 department primarily responsible for administering the Medical Assistance  
23 program and another subunit of the department. Total administrative funding  
24 authorized for the program under s. 49.665 may not exceed 10% of the amounts  
25 budgeted under pars. (bc), (p), and (x).

1           **SECTION 304.** 20.435 (4) (bn) of the statutes is amended to read:

2           20.435 (4) (bn) *Income maintenance.* Biennially, the amounts in the schedule  
3 for funeral expenses under s. 49.785, for administration of the food stamp  
4 employment and training program under s. 49.79 (9), and for payments under s.  
5 49.78 (8) relating to the administration of the Medical Assistance program, the  
6 Badger Care health care program under s. 49.665, the food stamp program, and the  
7 cemetery, funeral, and burial expenses program under s. 49.785.

8           **SECTION 305.** 20.435 (4) (bn) of the statutes, as affected by 2007 Wisconsin Act  
9 .... (this act), is amended to read:

10           20.435 (4) (bn) *Income maintenance.* Biennially, the amounts in the schedule  
11 for funeral expenses under s. 49.785, for administration of the food stamp  
12 employment and training program under s. 49.79 (9), and for payments under s.  
13 49.78 (8) relating to the administration of the Medical Assistance program under  
14 subch. IV of ch. 49, the Badger Care health care program under s. 49.665, the food  
15 stamp program, and the cemetery, funeral, and burial expenses program under s.  
16 49.785.

17           **SECTION 306.** 20.435 (4) (gp) of the statutes is repealed.

18           **SECTION 307.** 20.435 (4) (h) of the statutes is amended to read:

19           20.435 (4) (h) *General or medical assistance medical program;*  
20 *intergovernmental transfer.* The amounts in the schedule to provide supplemental  
21 payments to eligible health care providers that contract with Milwaukee County to  
22 provide health care services funded by a relief block grant under s. 49.025 or to  
23 provide benefits under the demonstration project under s. 49.45 (23). All moneys  
24 received from Milwaukee County for this either purpose shall be credited to this  
25 appropriation account.

1           **SECTION 308.** 20.435 (4) (im) of the statutes is amended to read:

2           20.435 **(4)** (im) *Medical assistance; ~~recovery of correct payments~~ correct*  
3 *payment recovery; collections; other recoveries.* All moneys received from the recovery  
4 of correct medical assistance payments under ss. 49.496 and 867.035 and rules  
5 promulgated under s. 46.286 (7) and all moneys received as collections and other  
6 recoveries from providers, drug manufacturers, and other 3rd parties under medical  
7 assistance performance-based contracts, for payments to counties and tribal  
8 governing bodies under s. 49.496 (4), for payment of claims under s. 867.035 (3), for  
9 payments to the federal government for its share of medical assistance benefits  
10 recovered, for the state share of medical assistance benefits provided under subch.  
11 IV of ch. 49 as specified in ss. 49.496 (5) and 867.035 (4), and for the state share of  
12 medical assistance benefits provided under s. 46.284 (5), and for costs related to  
13 collections and other recoveries.

14           **SECTION 309.** 20.435 (4) (jw) of the statutes is created to read:

15           20.435 **(4)** (jw) *BadgerCare Plus administrative costs.* Biennially, the amounts  
16 in the schedule to provide a portion of the state share of administrative costs for the  
17 BadgerCare Plus Medical Assistance program under s. 49.471. Ten percent of all  
18 moneys received from penalty assessments under s. 49.471 (9) (c) shall be credited  
19 to this appropriation account.

20           **SECTION 310.** 20.435 (4) (jz) of the statutes is amended to read:

21           20.435 **(4)** (jz) *Medical Assistance and Badger Care cost sharing and employer*  
22 *penalty assessments.* All moneys received from in cost sharing from medical  
23 assistance recipients, including payments under s. 49.665 (5) and, all moneys  
24 received from penalty assessments under s. 49.665 (7) (b) 2., and 90 percent of all  
25 moneys received from penalty assessments under s. 49.471 (9) (c) to be used for the

1 Badger Care health care program under s. 49.665 and for the Medical Assistance  
2 program under subch. IV of ch. 49.

3 **SECTION 311.** 20.435 (4) (o) of the statutes is amended to read:

4 20.435 (4) (o) *Federal aid; medical assistance.* All federal moneys received for  
5 meeting costs of ~~medical assistance~~ Medical Assistance administered under ss.  
6 46.284 (5), ~~49.45~~ and 49.665 and subch. IV of ch. 49, to be used for those purposes and  
7 for transfer to the ~~medical assistance~~ Medical Assistance trust fund, for those  
8 purposes.

9 **SECTION 312.** 20.435 (4) (pa) of the statutes is amended to read:

10 20.435 (4) (pa) *Federal aid; Medical Assistance and food stamp contracts*  
11 *administration.* All federal moneys received for the federal share of the cost of  
12 contracting for payment and services administration and reporting, other than  
13 moneys received under par. (nn), to reimburse ~~insurers~~ 3rd parties for their costs  
14 under s. 49.475, for administrative contract costs for the food stamp program under  
15 s. 49.79, and for services of resource centers under s. 46.283.

16 **SECTION 395m.** 20.435 (4) (vt) of the statutes is repealed.

17 **SECTION 313.** 20.435 (4) (xd) of the statutes is created to read:

18 20.435 (4) (xd) *Health care quality fund; Medical Assistance and Badger Care*  
19 *benefits.* From the health care quality fund, as a continuing appropriation, the  
20 amounts in the schedule to provide a portion of the state share of Medical Assistance  
21 program benefits administered under s. 49.45 and to provide a portion of the costs  
22 of benefits under the Badger Care health care program under s. 49.665.

23 **SECTION 314.** 20.435 (4) (xe) of the statutes is created to read:

24 20.435 (4) (xe) *Health care quality fund; administration.* From the health care  
25 quality fund, as a continuing appropriation, the amounts in the schedule to provide

1 a portion of the state share of administrative contract costs for the Medical  
2 Assistance program under s. 49.45.

3 **SECTION 397m.** 20.435 (4) (xf) of the statutes is created to read:

4 20.435 (4) (xf) *Health care quality fund; special purposes.* From the health care  
5 quality fund, biennially, the amounts in the schedule for aids under ss. 146.68 and  
6 255.06 (2m).

7 **SECTION 315.** 20.435 (4) (xh) of the statutes is created to read:

8 20.435 (4) (xh) *Health care quality fund; prescription drug assistance; benefits.*  
9 From the health care quality fund, as a continuing appropriation, the amounts in the  
10 schedule for payment to pharmacies and pharmacists under s. 49.688 (7) for  
11 prescription drug assistance for elderly persons.

12 **SECTION 316.** 20.435 (4) (xi) of the statutes is created to read:

13 20.435 (4) (xi) *Health care quality fund; prescription drug assistance;*  
14 *administration.* From the health care quality fund, as a continuing appropriation,  
15 the amounts in the schedule for administration of the program for prescription drug  
16 assistance for elderly persons under s. 49.688 (7).

17 **SECTION 317.** 20.435 (5) (ab) of the statutes is renumbered 20.437 (2) (ab) and  
18 amended to read:

19 20.437 (2) (ab) *Child abuse and neglect prevention grants.* The amounts in the  
20 schedule for child abuse and neglect prevention grants under s. ~~46.515~~ 48.983.

21 **SECTION 318.** 20.435 (5) (am) of the statutes is amended to read:

22 20.435 (5) (am) *Services, reimbursement and payment related to human*  
23 *immunodeficiency virus.* The amounts in the schedule for the purchase of services  
24 under s. 252.12 (2) (a) for individuals with respect to human immunodeficiency virus  
25 and related infections, including hepatitis C virus infection, to subsidize premium

1 330 payments under ss. 252.16 and 252.17, for grants for the prevention of human  
2 immunodeficiency virus infection and related infections, including hepatitis C virus  
3 infection, under s. 252.12 (2) (c) 2. and 3., and to reimburse or supplement the  
4 reimbursement of the cost of AZT, pentamidine and certain other drugs under s.  
5 49.686, and to pay for premiums and drug copayments under the pilot program  
6 under s. 49.686 (6).

7 **SECTION 319.** 20.435 (5) (ch) of the statutes is renumbered 20.435 (5) (rb) and  
8 amended to read:

9 20.435 (5) (rb) *Emergency medical services; aids.* ~~The Notwithstanding s. 25.40~~  
10 ~~(3) (b), from the transportation fund, the~~ amounts in the schedule for emergency  
11 medical technician — basic training and examination aid under s. 146.55 (5) and for  
12 ambulance service vehicles or vehicle equipment, emergency medical services  
13 supplies or equipment or emergency medical training for personnel under s. 146.55  
14 (4).

15 **SECTION 320.** 20.435 (5) (dn) of the statutes is renumbered 20.437 (2) (dn) and  
16 amended to read:

17 20.437 (2) (dn) *Food distribution grants.* The amounts in the schedule for  
18 grants for food distribution programs under ss. 46.75 and ~~46.77~~ 49.171 and 49.1715.

19 **SECTION 321.** 20.435 (5) (em) of the statutes is renumbered 20.437 (2) (em) and  
20 amended to read:

21 20.437 (2) (em) *Supplemental food program for women, infants and children*  
22 *benefits.* As a continuing appropriation, the amounts in the schedule to provide a  
23 state supplement under s. ~~253.06~~ 49.17 to the federal special supplemental food  
24 program for women, infants, and children authorized under 42 USC 1786.

25 **SECTION 405e.** 20.435 (5) (eu) of the statutes is created to read:

1           20.435 (5) (eu) *Reducing fetal and infant mortality and morbidity*. Biennially,  
2 the amounts in the schedule to provide services under 2007 Wisconsin Act .... (this  
3 act), section 9121 (6d).

4           **SECTION 405f.** 20.435 (5) (eu) of the statutes, as created by 2007 Wisconsin Act  
5 .... (this act), is repealed.

6           **SECTION 322.** 20.435 (5) (ke) of the statutes is amended to read:

7           20.435 (5) (ke) *Cooperative American Indian health projects*. The amounts in  
8 the schedule for grants for cooperative American Indian health projects under s.  
9 146.19. All moneys transferred from the appropriation account under s. 20.505 (8)  
10 (hm) 18b. shall be credited to this appropriation account. Notwithstanding s. 20.001  
11 (3) (a), the unencumbered balance on June 30 of each year shall revert to the  
12 appropriation account under s. 20.505 (8) (hm).

13           **SECTION 323.** 20.435 (5) (r) of the statutes is created to read:

14           20.435 (5) (r) *Health care quality fund; tobacco use control*. From the health  
15 care quality fund, as a continuing appropriation, the amounts in the schedule for aids  
16 under the grants under s. 255.15 (3).

17           **SECTION 324.** 20.435 (6) (e) of the statutes is amended to read:

18           20.435 (6) (e) *Principal repayment and interest*. A sum sufficient to reimburse  
19 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
20 the development or improvement of the workshop for the blind and to make  
21 payments under an agreement or ancillary arrangement entered into under s. 18.06  
22 (8) (a).

23           **SECTION 325.** 20.435 (6) (gc) of the statutes is amended to read:

24           20.435 (6) (gc) *Disabled children children's long-term support-waiver waivers;*  
25 *state operations*. From all moneys received under ss. 46.03 (18) and 46.10 for services

1 for children reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the  
2 waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs) or 2003  
3 Wisconsin Act 33, section 9124 (8c) provided under the disabled children's long-term  
4 support program, as defined in s. 46.011 (1g), the amounts in the schedule for  
5 collection of moneys received under ss. 46.03 (18) and 46.10 for services for children  
6 reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the waiver  
7 requested under 2001 Wisconsin Act 16, section 9123 (16rs) or 2003 Wisconsin Act  
8 33, section 9124 (8c) provided under the disabled children's long-term support  
9 program.

10 **SECTION 326.** 20.435 (6) (gd) of the statutes is repealed.

11 **SECTION 327.** 20.435 (7) (b) of the statutes is amended to read:

12 20.435 (7) (b) *Community aids and Medical Assistance payments.* The  
13 amounts in the schedule for human services under s. 46.40, to fund services provided  
14 by resource centers under s. 46.283 (5), for services under the family care benefit  
15 under s. 46.284 (5), for reimbursement to counties having a population of less than  
16 500,000 for the cost of court attached intake services under s. 48.06 (4), for shelter  
17 care under ss. 48.58 and 938.22, for foster care, treatment foster care, and subsidized  
18 guardianship care under ss. 46.261 and 49.19 (10), for Medical Assistance payment  
19 adjustments under s. 49.45 (52), and for Medical Assistance payments under s. 49.45  
20 (6tw) and (53). Social services disbursements under s. 46.03 (20) (b) may be made  
21 from this appropriation. Refunds received relating to payments made under s. 46.03  
22 (20) (b) for the provision of services for which moneys are appropriated under this  
23 paragraph shall be returned to this appropriation. Notwithstanding ss. 20.001 (3)  
24 (a) and 20.002 (1), the department of health and family services may transfer funds  
25 between fiscal years under this paragraph. The department shall deposit into this



1 appropriation funds it recovers under ss. 46.495 (2) (b) and 51.423 (15), from prior  
2 year audit adjustments including those resulting from audits of services under s.  
3 46.26, 1993 stats., or s. 46.27. Except for amounts authorized to be carried forward  
4 under s. 46.45, all funds recovered under ss. 46.495 (2) (b) and 51.423 (15) and all  
5 funds allocated under s. 46.40 and not spent or encumbered by December 31 of each  
6 year shall lapse to the general fund on the succeeding January 1 unless carried  
7 forward to the next calendar year by the joint committee on finance.

8 **SECTION 328.** 20.435 (7) (bc) of the statutes is amended to read:

9 20.435 (7) (bc) *Grants for community programs.* The amounts in the schedule  
10 for grants for community programs under s. 46.48. Notwithstanding ss. 20.001 (3)  
11 (a) and 20.002 (1), the department may transfer funds between fiscal years under  
12 this paragraph. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department  
13 of health and family services may credit or deposit into this appropriation funds for  
14 the purpose specified in s. 46.48 (13) that the department transfers from the  
15 appropriation under par. (bL) that are allocated by the department under that  
16 appropriation but unexpended or unencumbered on June 30 of each year. Except for  
17 amounts authorized to be carried forward under s. 46.48 and as otherwise provided  
18 in this paragraph, all funds allocated but not encumbered by December 31 of each  
19 year lapse to the general fund on the next January 1 unless carried forward to the  
20 next calendar year by the joint committee on finance. Notwithstanding ss. 20.001  
21 (3) (a) and 20.002 (1), the department shall transfer from this appropriation account  
22 to the appropriation account for the department of ~~workforce development~~ children  
23 and families under s. ~~20.445 (3)~~ 20.437 (2) (dz) funds allocated by the department  
24 under s. 46.48 (30) but unexpended on June 30 of each year.

25 **SECTION 329.** 20.435 (7) (bd) of the statutes is amended to read:

1           20.435 (7) (bd) *Community options program; pilot projects; family care benefit*  
2           Long-term care programs. The amounts in the schedule for assessments, case  
3           planning, services, administration and risk reserve escrow accounts under s. 46.27,  
4           for pilot projects under s. 46.271 (1), to fund services provided by resource centers  
5           under s. 46.283 (5), for services under the family care benefit under s. 46.284 (5), for  
6           services and supports under s. 46.2803 (2), and for the payment of premiums under  
7           s. 49.472 (5). If the department transfers funds to this appropriation from the  
8           appropriation account under sub. (4) (b), the amounts in the schedule for the fiscal  
9           year for which the transfer is made are increased by the amount of the transfer for  
10          the purposes specified in s. 49.45 (6v). Notwithstanding ss. 20.001 (3) (a) and 20.002  
11          (1), the department may under this paragraph transfer moneys between fiscal years.  
12          Except for moneys authorized for transfer under this appropriation or under s. 46.27  
13          (7) (fm) or (g), all moneys under this appropriation that are allocated under s. 46.27  
14          and are not spent or encumbered by counties or by the department by December 31  
15          of each year shall lapse to the general fund on the succeeding January 1 unless  
16          transferred to the next calendar year by the joint committee on finance.

17           **SECTION 330.** 20.435 (7) (bt) of the statutes is amended to read:

18           20.435 (7) (bt) *Early intervention services for infants and toddlers with*  
19           *disabilities*. ~~The As a continuing appropriation, the amounts in the schedule for the~~  
20           early intervention services under s. 51.44. ~~Notwithstanding ss. 20.001 (3) (a) and~~  
21           ~~20.002 (1), the department may transfer funds between fiscal years under this~~  
22           ~~paragraph. All funds distributed by the department under s. 51.44 but not~~  
23           ~~encumbered by December 31 of each year shall lapse to the general fund on the next~~  
24           ~~January 1 unless carried forward to the next calendar year by the joint committee~~  
25           ~~on finance.~~

1           **SECTION 331.** 20.435 (7) (g) of the statutes is created to read:

2           20.435 (7) (g) *Long-term care; county contributions.* All moneys received from  
3 counties as contributions to the family care program under s. 46.2805 to 46.2895, the  
4 Pace program described under s. 46.2805 (1) (a), and the Wisconsin Partnership  
5 Program described under s. 46.2805 (1) (b), to fund services under the family care  
6 benefit under s. 46.284 (5) and services under the Pace and Wisconsin Partnership  
7 programs.

8           **SECTION 332.** 20.435 (7) (h) of the statutes is amended to read:

9           20.435 (7) (h) *Disabled children children's long-term support waiver waivers.*  
10 All moneys received under ss. 46.03 (18) and 46.10 for services for children  
11 reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the waiver  
12 requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act  
13 33, section 9124 (8c) provided under the disabled children's long-term support  
14 program, as defined in s. 46.011 (1g), less the amounts appropriated under sub. (6)  
15 (gc), for distribution to counties according to a formula developed by the department  
16 as a portion of the state share of payments for services for children under the waiver  
17 under s. 46.278 or the waiver requested under 2001 Wisconsin Act 16, section 9123  
18 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c) for services provided under the  
19 disabled children's long-term support program.

20           **SECTION 333.** 20.435 (7) (hy) of the statutes is amended to read:

21           20.435 (7) (hy) *Services for drivers, local assistance.* The As a continuing  
22 appropriation, the amounts in the schedule for the purpose of s. 51.42 for drivers  
23 referred through assessment, to be allocated according to a plan developed by the  
24 department of health and family services. All moneys transferred from sub. (6) (hx)

1 shall be credited to this appropriation, ~~except that the unencumbered balance on~~  
2 ~~June 30 of each year shall revert to the appropriation under sub. (6) (hx).~~

3 **SECTION 417r.** 20.435 (7) (md) of the statutes is amended to read:

4 20.435 (7) (md) *Federal block grant aids.* See sub. (9) (md). Notwithstanding  
5 the dollar amounts specified under ss. 46.40 (2m) (b), 46.485 (2g), 46.54, and 51.62  
6 (3m), the department shall in each fiscal year expend under ss. 46.40 (2m) (b), 46.485  
7 (2g), 46.54, and 51.62 (3m) any moneys that exceed \$6,711,200 that are received  
8 under this paragraph in that year under the federal community mental health  
9 services block grant under 42 USC 300x to 300x-9.

10 **SECTION 334.** 20.435 (7) (o) of the statutes is amended to read:

11 20.435 (7) (o) *Federal aid; community aids.* All federal moneys received in  
12 amounts pursuant to allocation plans developed by the department for the provision  
13 or purchase of services authorized under par. (b); ~~all federal moneys received as child~~  
14 ~~welfare funds under 42 USC 620 to 626 as limited under s. 48.985;~~ all federal  
15 temporary assistance for needy families moneys received under 42 USC 601 to 619  
16 that are authorized to be used to purchase or provide social services under 42 USC  
17 1397 to 1397e; all unanticipated federal social services block grant funds received  
18 under 42 USC 1397 to 1397e, in accordance with s. 46.49 (2); and all federal moneys  
19 received under 42 USC 1396 to 1396v in reimbursement of the cost of preventing  
20 out-of-home placements of children, for distribution under s. 46.40. Disbursements  
21 from this appropriation may be made directly to counties for social and mental  
22 hygiene services under s. 46.03 (20) (b) or 46.031 or directly to counties in accordance  
23 with federal requirements for the dispersal of federal funds.

24 **SECTION 335.** 20.435 (8) (mb) of the statutes is amended to read:

1           20.435 **(8)** (mb) *Income augmentation services receipts.* All moneys that are  
2 received under 42 USC 670 to 679a, 42 USC 1395 to 1395ddd, and 42 USC 1396 to  
3 1396v as the result of income augmentation activities for which the state has  
4 contracted and all moneys that are received under 42 USC 1396 to 1396v in  
5 reimbursement of the cost of providing targeted case management services to  
6 children whose care is not eligible for reimbursement under 42 USC 670 to 679a, to  
7 be used as provided in s. 46.46 and 2007 Wisconsin Act .... (this act), section 9121  
8 (1m). All moneys received under this paragraph in excess of the moneys necessary  
9 to support the costs specified in s. 46.46 and 2007 Wisconsin Act .... (this act), section  
10 9121 (1m), shall be deposited in the general fund as a nonappropriated receipt.

11           **SECTION 336.** 20.435 (8) (mb) of the statutes, as affected by 2007 Wisconsin Act  
12 .... (this act), is amended to read:

13           20.435 **(8)** (mb) *Income augmentation services receipts.* All moneys that are  
14 received under ~~42 USC 670 to 679a, 42 USC 1395 to 1395ddd, and 42 USC 1396 to~~  
15 ~~1396v as the result of income augmentation activities for which the state has~~  
16 ~~contracted and all moneys that are received under 42 USC 1396 to 1396v in~~  
17 ~~reimbursement of the cost of providing targeted case management services to~~  
18 ~~children whose care is not eligible for reimbursement under 42 USC 670 to 679a, to~~  
19 ~~be used as provided in s. 46.46 and 2007 Wisconsin Act .... (this act), section 9121~~  
20 ~~(1m)~~. All moneys received under this paragraph in excess of the moneys necessary  
21 to support the costs specified in s. 46.46 ~~and 2007 Wisconsin Act .... (this act) section~~  
22 ~~9121 (1m)~~, shall be deposited in the general fund as a nonappropriated receipt.

23           **SECTION 337.** 20.435 (8) (mm) of the statutes is amended to read:

24           20.435 **(8)** (mm) *Reimbursements from federal government.* All moneys  
25 received from the federal government, other than moneys described under ss. 46.46,

1 49.45 (6u), and 49.49, that are intended to reimburse the state for expenditures in  
2 previous fiscal years from general purpose revenue appropriations whose purpose  
3 includes a requirement to match or secure federal funds and that exceeded in those  
4 fiscal years the estimates reflected in the intentions of the legislature and governor,  
5 as expressed by them in the budget determinations, and the joint committee on  
6 finance, as expressed by the committee in any determinations, and the estimates  
7 approved for expenditure by the secretary of administration under s. 16.50 (2), for  
8 the purpose of paying federal disallowances, federal sanctions or penalties, and the  
9 costs of any corrective action affecting the department of health and family services  
10 and for the purpose of paying the costs of high-cost out-of-home care placements of  
11 Indian children by tribal courts under 2007 Wisconsin Act ... (this act), section 9121  
12 (1m). Notwithstanding s. 20.001 (3) (c), at the end of each fiscal year, the amount  
13 determined by the department of administration under s. 16.54 (12) (d) shall lapse  
14 to the general fund.

15 **SECTION 338.** 20.435 (8) (mm) of the statutes, as affected by 2007 Wisconsin Act  
16 .... (this act), is amended to read:

17 20.435 **(8)** (mm) *Reimbursements from federal government.* All moneys  
18 received from the federal government, other than moneys described under ss. 46.45  
19 ~~(2)~~, 46.46, 49.45 (6u), and 49.49, that are intended to reimburse the state for  
20 expenditures in previous fiscal years from general purpose revenue appropriations  
21 whose purpose includes a requirement to match or secure federal funds and that  
22 exceeded in those fiscal years the estimates reflected in the intentions of the  
23 legislature and governor, as expressed by them in the budget determinations, and  
24 the joint committee on finance, as expressed by the committee in any determinations,  
25 and the estimates approved for expenditure by the secretary of administration under

1 s. 16.50 (2), for the purpose of paying federal disallowances, federal sanctions or  
2 penalties and the costs of any corrective action affecting the department of health  
3 and family services ~~and for the purpose of paying the costs of high-cost out-of-home~~  
4 ~~care placements of Indian children by tribal courts under 2007 Wisconsin Act .... (this~~  
5 ~~act), section 9121 (1m). Notwithstanding s. 20.001 (3) (c), at the end of each fiscal~~  
6 year, the amount determined by the department of administration under s. 16.54 (12)  
7 (d) shall lapse to the general fund.

8 **SECTION 339.** 20.437 (intro.) of the statutes is created to read:

9 **20.437 Children and families, department of.** (intro.) There is  
10 appropriated to the department of children and families for the following programs:

11 **SECTION 340.** 20.437 (1) (b) of the statutes is created to read:

12 20.437 (1) (b) *Children and family aids payments.* The amounts in the schedule  
13 for services for children and families under s. 48.563, for reimbursement to counties  
14 having a population of less than 500,000 for the cost of court attached intake services  
15 under s. 48.06 (4), for shelter care under ss. 48.58 and 938.22, and for foster care,  
16 treatment foster care, and subsidized guardianship care under ss. 48.645 and 49.19  
17 (10). Social services disbursements under s. 49.32 (2) (b) may be made from this  
18 appropriation. Refunds received relating to payments made under s. 48.47 (20) (b)  
19 for the provision of services for which moneys are appropriated under this paragraph  
20 shall be returned to this appropriation. Notwithstanding ss. 20.001 (3) (a) and  
21 20.002 (1), the department of children and families may transfer funds between  
22 fiscal years under this paragraph. The department shall deposit into this  
23 appropriation funds it recovers under s. 48.569 (2) (b), from prior fiscal year audit  
24 adjustments. Except for amounts authorized to be carried forward under s. 48.565,  
25 all funds recovered under s. 48.569 (2) (b) and all funds allocated under s. 48.563 and

1 not spent or encumbered by December 31 of each year shall lapse to the general fund  
2 on the succeeding January 1 unless carried forward to the next calendar year by the  
3 joint committee on finance.

4 **SECTION 341.** 20.437 (1) (gg) of the statutes is created to read:

5 20.437 (1) (gg) *Collection remittances to local units of government.* All moneys  
6 received under ss. 49.32 (1) and 49.345 for the purposes of remitting departmental  
7 collections under s. 49.32 (1) (g) or 49.345 (8) (g).

8 **SECTION 342.** 20.437 (1) (m) of the statutes is created to read:

9 20.437 (1) (m) *Federal project operations.* All moneys received from the federal  
10 government or any of its agencies for the state administration of specific limited term  
11 projects to be expended for the purposes specified.

12 **SECTION 343.** 20.437 (1) (ma) of the statutes is created to read:

13 20.437 (1) (ma) *Federal project aids.* All moneys received from the federal  
14 government or any of its agencies for specific limited term projects to be expended  
15 as aids to individuals or organizations for the purposes specified.

16 **SECTION 344.** 20.437 (1) (mb) of the statutes is created to read:

17 20.437 (1) (mb) *Federal project local assistance.* All moneys received from the  
18 federal government or any of its agencies for specific limited term projects to be  
19 expended as local assistance for the purposes specified.

20 **SECTION 345.** 20.437 (1) (mc) of the statutes is created to read:

21 20.437 (1) (mc) *Federal block grant operations.* All block grant moneys received  
22 from the federal government or any of its agencies for the state administration of  
23 federal block grants for the purposes specified.

24 **SECTION 346.** 20.437 (1) (md) of the statutes is created to read:



1           20.437 (1) (md) *Federal block grant aids*. All block grant moneys received from  
2 the federal government or any of its agencies to be expended as aids to individuals  
3 or organizations.

4           **SECTION 347.** 20.437 (1) (n) of the statutes is created to read:

5           20.437 (1) (n) *Federal program operations*. All moneys received from the  
6 federal government or any of its agencies for the state administration of continuing  
7 programs to be expended for the purposes specified.

8           **SECTION 348.** 20.437 (1) (na) of the statutes is created to read:

9           20.437 (1) (na) *Federal program aids*. All moneys received from the federal  
10 government or any of its agencies for continuing programs to be expended as aids to  
11 individuals or organizations for the purposes specified.

12           **SECTION 349.** 20.437 (1) (nL) of the statutes is created to read:

13           20.437 (1) (nL) *Federal program local assistance*. All moneys received from the  
14 federal government or any of its agencies for continuing programs to be expended as  
15 local assistance.

16           **SECTION 350.** 20.437 (1) (o) of the statutes is created to read:

17           20.437 (1) (o) *Federal aid; children and family aids*. All federal moneys  
18 received in amounts pursuant to allocation plans developed by the department for  
19 the provision or purchase of services authorized under par. (b); all federal moneys  
20 received as child welfare funds under 42 USC 620 to 626 as limited under s. 48.985;  
21 all federal temporary assistance for needy families moneys received under 42 USC  
22 601 to 619 that are authorized to be used to purchase or provide social services under  
23 42 USC 1397 to 1397e; all unanticipated federal social services block grant funds  
24 received under 42 USC 1397 to 1397e, in accordance with s. 48.568; for distribution  
25 under s. 48.563. Disbursements from this appropriation may be made directly to

1 counties for services to children and families under s. 49.32 (2) (b) or 49.325 or  
2 directly to counties in accordance with federal requirements for the dispersal of  
3 federal funds.

4 **SECTION 351.** 20.437 (2) of the statutes is created to read:

5 20.437 (2) ECONOMIC SUPPORT. (m) *Federal project operations.* All moneys  
6 received from the federal government or any of its agencies for the state  
7 administration of specific limited-term projects to be expended for the purposes  
8 specified.

9 (na) *Federal program aids.* All moneys received from the federal government  
10 or any of its agencies for continuing programs to be expended as local assistance.

11 (nn) *Federal program operations.* All moneys received from the federal  
12 government or any of its agencies for the state administration of continuing  
13 programs to be expended for the purposes specified.

14 **SECTION 352.** 20.437 (3) of the statutes is created to read:

15 20.437 (3) GENERAL ADMINISTRATION. The amounts indicated in this subsection  
16 for expenses not immediately identifiable with a specific program. When  
17 practicable, the expenditures from the appropriations under this subsection shall be  
18 distributed to the various programs.

19 (a) *General program operations.* The amounts in the schedule for executive,  
20 management, and policy and budget services and activities.

21 (i) *Gifts and grants.* All moneys received from gifts, grants, donations, and  
22 burial trusts for the execution of the department's functions consistent with the  
23 purpose of the gift, grant, donation, or trust.

24 (jb) *Fees for administrative services.* All moneys received from fees charged for  
25 providing state mailings, special computer services, training programs, printed

1 materials, and publications, for the purpose of providing state mailings, special  
2 computer services, training programs, printed materials, and publications.

3 (k) *Administrative and support services.* The amounts in the schedule for  
4 administrative and support services and products. All moneys received as payment  
5 for administrative and support services and products shall be credited to this  
6 appropriation.

7 (kx) *Interagency and intra–agency programs.* All moneys received from other  
8 state agencies and all moneys received by the department from the department not  
9 credited to the appropriation account under par. (k) for the administration of  
10 programs or projects for which received.

11 (ky) *Interagency and intra–agency aids.* All moneys received from other state  
12 agencies and all moneys received by the department from the department not  
13 credited to the appropriation account under par. (k) for aids to individuals and  
14 organizations.

15 (kz) *Interagency and intra–agency local assistance.* All moneys received from  
16 other state agencies and all moneys received by the department from the department  
17 not credited to the appropriation account under par. (k) for local assistance.

18 (m) *Federal project operations.* All moneys received from the federal  
19 government or any of its agencies for the state administration of specific limited term  
20 projects to be expended for the purposes specified.

21 (ma) *Federal project aids.* All moneys received from the federal government  
22 or any of its agencies for specific limited term projects to be expended as aids to  
23 individuals or organizations for the purposes specified.

1           (mb) *Federal project local assistance.* All moneys received from the federal  
2 government or any of its agencies for specific limited term projects to be expended  
3 as local assistance for the purposes specified.

4           (mc) *Federal block grant operations.* All block grant moneys received from the  
5 federal government for the state administration of federal block grants for the  
6 purposes specified.

7           (md) *Federal block grant aids.* All block grant moneys received from the federal  
8 government or any of its agencies to be expended as aids to individuals or  
9 organizations.

10          (me) *Federal block grant local assistance.* All block grant moneys received from  
11 the federal government or any of its agencies to be expended on local assistance to  
12 counties and municipalities.

13          (mg) *Council on developmental disabilities; federal aid.* All federal moneys  
14 received under 42 USC 15021 to 15029 for the council on developmental disabilities,  
15 for the purposes for which provided.

16          (mm) *Reimbursements from federal government.* All moneys received from the  
17 federal government, other than moneys described under ss. 48.565 (2) and 48.567,  
18 that are intended to reimburse the state for expenditures in previous fiscal years  
19 from general purpose revenue appropriations whose purpose includes a requirement  
20 to match or secure federal funds and that exceeded in those fiscal years the estimates  
21 reflected in the intentions of the legislature and governor, as expressed by them in  
22 the budget determinations, and the joint committee on finance, as expressed by the  
23 committee in any determinations, and the estimates approved for expenditure by the  
24 secretary of administration under s. 16.50 (2), for the purpose of paying federal  
25 disallowances, federal sanctions or penalties and the costs of any corrective action

1 affecting the department of children and families and for the purpose of paying the  
2 costs of high-cost out-of-home care placements of Indian children by tribal courts  
3 under 2007 Wisconsin Act .... (this act), section 9155 (1m). Notwithstanding s. 20.001  
4 (3) (c), at the end of each fiscal year, the amount determined by the department of  
5 administration under s. 16.54 (12) (d) shall lapse to the general fund.

6 (mp) *Income augmentation services receipts.* All moneys that are received  
7 under 42 USC 670 to 679a as the result of income augmentation activities for which  
8 the state has contracted and all moneys that are received under 42 USC 1396 to  
9 1396v in reimbursement of the cost of providing targeted case management services  
10 to children whose care is not eligible for reimbursement under 42 USC 670 to 679a,  
11 to be used as provided in s. 48.567 and 2007 Wisconsin Act .... (this act), section 9155  
12 (1m). All moneys received under this paragraph in excess of the moneys necessary  
13 to support the costs specified in s. 48.567 and 2007 Wisconsin Act .... (this act), section  
14 9155 (1m), shall be deposited into the general fund as a nonappropriated receipt.

15 (n) *Federal program operations.* All moneys received from the federal  
16 government or any of its agencies for the state administration of continuing  
17 programs to be expended for the purposes specified.

18 (na) *Federal program aids.* All moneys received from the federal government  
19 or any of its agencies for continuing programs to be expended as aids to individuals  
20 or organizations for the purposes specified.

21 (nL) *Federal program local assistance.* All moneys received from the federal  
22 government or any of its agencies for continuing programs to be expended as local  
23 assistance for the purposes specified.

1           (pz) *Indirect cost reimbursements.* All moneys received from the federal  
2 government as reimbursement of indirect costs of grants and contracts for the  
3 purposes authorized in s. 16.54 (9) (b).

4           **SECTION 353.** 20.437 (3) (mm) of the statutes, as created by 2007 Wisconsin Act  
5 .... (this act), is amended to read:

6           20.437 **(3)** (mm) *Reimbursements from federal government.* All moneys  
7 received from the federal government, other than moneys described under ss. 48.565  
8 (2) and 48.567, that are intended to reimburse the state for expenditures in previous  
9 fiscal years from general purpose revenue appropriations whose purpose includes a  
10 requirement to match or secure federal funds and that exceeded in those fiscal years  
11 the estimates reflected in the intentions of the legislature and governor, as expressed  
12 by them in the budget determinations, and the joint committee on finance, as  
13 expressed by the committee in any determinations, and the estimates approved for  
14 expenditure by the secretary of administration under s. 16.50 (2), for the purpose of  
15 paying federal disallowances, federal sanctions or penalties and the costs of any  
16 corrective action affecting the department of children and families ~~and for the~~  
17 ~~purpose of paying the costs of high-cost out-of-home care placements of Indian~~  
18 ~~children by tribal courts under 2007 Wisconsin Act .... (this act), section 9155 (1m).~~  
19 Notwithstanding s. 20.001 (3) (c), at the end of each fiscal year, the amount  
20 determined by the department of administration under s. 16.54 (12) (d) shall lapse  
21 to the general fund.

22           **SECTION 354.** 20.437 (3) (mp) of the statutes, as created by 2007 Wisconsin Act  
23 .... (this act), is amended to read:

24           20.437 **(3)** (mp) *Income augmentation services receipts.* All moneys that are  
25 received under 42 USC 670 to 679a as the result of income augmentation activities

1 for which the state has contracted and all moneys that are received under 42 USC  
2 1396 to 1396v in reimbursement of the cost of providing targeted case management  
3 services to children whose care is not eligible for reimbursement under 42 USC 670  
4 to 679a, to be used as provided in s. 48.567 and 2007 Wisconsin Act .... (this act),  
5 ~~section 9155 (1m)~~. All moneys received under this paragraph in excess of the moneys  
6 necessary to support the costs specified in s. 48.567 and 2007 Wisconsin Act .... (this  
7 act), ~~section 9155 (1m)~~ shall be deposited into the general fund as a nonappropriated  
8 receipt.

9 **SECTION 355.** 20.445 (1) (fg) of the statutes is renumbered 20.445 (1) (uz) and  
10 amended to read:

11 20.445 (1) (uz) *Employment transit aids, state funds.* The Notwithstanding s.  
12 25.40 (3) (b), from the transportation fund, the amounts in the schedule for the  
13 employment transit assistance program under s. 106.26.

14 **SECTION 440g.** 20.445 (1) (fm) of the statutes is created to read:

15 20.445 (1) (fm) *Youth summer jobs programs.* The amounts in the schedule for  
16 youth summer jobs programs in 1st class cities under s. 106.18.

17 **SECTION 440m.** 20.445 (1) (fr) of the statutes is created to read:

18 20.445 (1) (fr) *Racine County workforce development grant.* The amounts in the  
19 schedule for the grant to the Racine County Workforce Development Board under  
20 2007 Wisconsin Act .... (this act), section 9154 (5k).

21 **SECTION 440p.** 20.445 (1) (fr) of the statutes, as created by 2007 Wisconsin Act  
22 .... (this act), is repealed.

23 **SECTION 356.** 20.445 (1) (gd) of the statutes is amended to read:

24 20.445 (1) (gd) *Unemployment interest and penalty payments.* ~~From the All~~  
25 moneys received as interest and penalties collected under ss. 108.04 (11) (c) and (cm)

1 and (13) (c) and 108.22, assessments under s. 108.19 (1m), and forfeitures under s.  
2 103.05 (5), all moneys not appropriated under pars. (ge), (gf), par. (gg), and (gi), and  
3 all moneys transferred to this appropriation account from the appropriation account  
4 under par. (gh) for the payment of benefits specified in s. 108.07 (5) and 1987  
5 Wisconsin Act 38, section 132 (1) (c), for the payment of interest to employers under  
6 s. 108.17 (3m), for research relating to the condition of the unemployment reserve  
7 fund under s. 108.14 (6), for administration of the unemployment insurance program  
8 and federal or state unemployment insurance programs authorized by the governor  
9 under s. 16.54, for satisfaction of any federal audit exception concerning a payment  
10 from the unemployment reserve fund or any federal aid disallowance concerning the  
11 unemployment insurance program, for assistance to the department of justice in the  
12 enforcement of ch. 108, for the payment of interest due on advances from the federal  
13 unemployment account under title XII of the social security act to the unemployment  
14 reserve fund, and for payments made to the unemployment reserve fund to obtain  
15 a lower interest rate or deferral of interest payments on these advances, except as  
16 otherwise provided in s. 108.20.

17 **SECTION 357.** 20.445 (1) (ge) of the statutes is repealed.

18 **SECTION 358.** 20.445 (1) (gf) of the statutes is repealed.

19 **SECTION 359.** 20.445 (1) (gi) of the statutes is repealed.

20 **SECTION 360.** 20.445 (3) (title) of the statutes is renumbered 20.437 (2) (title).

21 **SECTION 361.** 20.445 (3) (a) of the statutes is renumbered 20.437 (2) (a).

22 **SECTION 362.** 20.445 (3) (b) of the statutes is created to read:

23 20.445 (3) (b) *Child support local assistance.* As a continuing appropriation,  
24 the amounts in the schedule to be distributed as child support incentive payments  
25 under s. 49.24 (1).



1           **SECTION 363.** 20.445 (3) (b) of the statutes, as created by 2007 Wisconsin Act  
2 .... (this act), is renumbered 20.437 (2) (b).

3           **SECTION 450d.** 20.445 (3) (b) of the statutes, as created by 2007 Wisconsin Act  
4 .... (this act), is repealed.

5           **SECTION 364.** 20.445 (3) (cm) of the statutes is renumbered 20.437 (2) (cm).

6           **SECTION 365.** 20.445 (3) (cr) of the statutes is renumbered 20.445 (1) (cr).

7           **SECTION 366.** 20.445 (3) (dz) of the statutes is renumbered 20.437 (2) (dz).

8           **SECTION 453e.** 20.445 (3) (e) of the statutes is created to read:

9           20.445 (3) (e) *Grant to Racine YWCA.* The amounts in the schedule for the  
10 grant under 2007 Wisconsin Act .... (this act), section 9154 (4k).

11           **SECTION 453f.** 20.445 (3) (e) of the statutes, as created by 2007 Wisconsin Act  
12 .... (this act), is repealed.

13           **SECTION 453m.** 20.445 (3) (g) of the statutes is created to read:

14           20.445 (3) (g) *Wisconsin Works; fraud investigation recoveries.* All moneys  
15 received under s. 49.197 (2) to be used for the Wisconsin Works program and for the  
16 child care subsidy program under s. 49.155, as provided in s. 49.197 (2) (c).

17           **SECTION 453p.** 20.445 (3) (g) of the statutes, as created by 2007 Wisconsin Act  
18 .... (this act), is renumbered 20.437 (2) (g).

19           **SECTION 367.** 20.445 (3) (i) of the statutes is renumbered 20.437 (2) (i).

20           **SECTION 368.** 20.445 (3) (ja) of the statutes is amended to read:

21           20.445 (3) (ja) *Child support state operations — fees and reimbursements.* All  
22 moneys received from fees charged under s. 49.22 (8), from fees ordered or otherwise  
23 owed under s. 767.57 (1e) (a), from fees collected under ss. 49.854 (11) (b) and 767.57  
24 (1e) (b) 1m. and (c), from reimbursements under s. 108.13 (4) (f), from fees charged  
25 and incentive payments and collections retained under s. 49.22 (7m), and under s.

1 49.855 (4) from the department of revenue or the department of administration that  
2 were withheld by the department of revenue or the internal revenue service for  
3 unpaid fees ordered or otherwise owed under s. 767.57 (1e) (a), for costs associated  
4 with receiving and disbursing support and support–related payments, including any  
5 contract costs, and for administering the program under s. 49.22 and all other  
6 purposes specified in s. 49.22.

7 **SECTION 369.** 20.445 (3) (ja) of the statutes, as affected by 2007 Wisconsin Act  
8 .... (this act), is renumbered 20.437 (2) (ja).

9 **SECTION 370.** 20.445 (3) (jb) of the statutes is renumbered 20.437 (2) (jb).

10 **SECTION 371.** 20.445 (3) (jL) of the statutes is renumbered 20.437 (2) (jL).

11 **SECTION 372.** 20.445 (3) (k) of the statutes is amended to read:

12 20.445 (3) (k) *Child support transfers.* All moneys transferred from the  
13 appropriation account under par. (r), to be expended under the Wisconsin Works  
14 program under subch. III of ch. 49 and under the work experience program for  
15 noncustodial parents under s. 49.36, ~~to be distributed as child support incentive~~  
16 ~~payments as provided in s. 49.24,~~ for costs associated with receiving and disbursing  
17 support and support–related payments, including any contract costs, for  
18 administering the program under s. 49.22 and all other purposes specified in s. 49.22,  
19 and for the support of dependent children in accordance with applicable federal and  
20 state statutes, federal regulations, and state rules.

21 **SECTION 460d.** 20.445 (3) (k) of the statutes, as affected by 2007 Wisconsin Act  
22 .... (this act), section 459, is amended to read:

23 20.445 (3) (k) *Child support transfers.* All moneys transferred from the  
24 appropriation account under par. (r), to be expended under the Wisconsin Works  
25 program under subch. III of ch. 49 and under the work experience program for

1 noncustodial parents under s. 49.36, to be distributed as child support incentive  
2 payments as provided in s. 49.24, for costs associated with receiving and disbursing  
3 support and support-related payments, including any contract costs, for  
4 administering the program under s. 49.22 and all other purposes specified in s. 49.22,  
5 and for the support of dependent children in accordance with applicable federal and  
6 state statutes, federal regulations, and state rules.

7 **SECTION 373e.** 20.445 (3) (k) of the statutes, as affected by 2007 Wisconsin Act  
8 .... (this act), section 459, is renumbered 20.437 (2) (k).

9 **SECTION 374.** 20.445 (3) (kp) of the statutes is renumbered 20.437 (2) (kp).

10 **SECTION 375.** 20.445 (3) (kx) of the statutes is amended to read:

11 20.445 (3) (kx) *Interagency and intra-agency programs.* All moneys received  
12 from other state agencies and all moneys received by the department from the  
13 department for the administration of programs and projects for which received,  
14 ~~including administration of the food stamp employment and training program under~~  
15 ~~s. 49.13~~, and for local assistance and aids to individuals and organizations relating  
16 to economic support.

17 **SECTION 376.** 20.445 (3) (kx) of the statutes, as affected by 2007 Wisconsin Act  
18 .... (this act), is renumbered 20.437 (2) (kx).

19 **SECTION 377.** 20.445 (3) (L) of the statutes is renumbered 20.437 (2) (L).

20 **SECTION 378.** 20.445 (3) (ma) of the statutes is renumbered 20.437 (2) (ma).

21 **SECTION 379.** 20.445 (3) (mc) of the statutes is renumbered 20.437 (2) (mc) and  
22 amended to read:

23 20.437 (2) (mc) *Federal block grant operations.* The amounts in the schedule,  
24 less the amounts withheld under s. 49.143 (3), for the purposes of operating and  
25 administering the block grant programs for which the block grant moneys are

1 received and transferring moneys to the appropriation account under ~~s. 20.435 (3)~~  
2 sub. (1) (kx). All block grant moneys received for these purposes from the federal  
3 government or any of its agencies for the state administration of federal block grants  
4 shall be credited to this appropriation account.

5 **SECTION 380.** 20.445 (3) (md) of the statutes is renumbered 20.437 (2) (md) and  
6 amended to read:

7 20.437 (2) (md) *Federal block grant aids.* The amounts in the schedule, less  
8 the amounts withheld under s. 49.143 (3), for aids to individuals or organizations and  
9 to be transferred to the appropriation accounts under ~~ss. 20.435 (3)~~ sub. (1) (kc), (kd),  
10 and (kx), and ss. 20.435 (4) (kz), (6) (kx), (7) (ky), and (8) (kx) and 20.835 (2) (kf). All  
11 block grant moneys received for these purposes from the federal government or any  
12 of its agencies and all moneys recovered under s. 49.143 (3) shall be credited to this  
13 appropriation account. The department may credit to this appropriation account the  
14 amount of any returned check, or payment in other form, that is subject to  
15 expenditure in the same contract period in which the original payment attempt was  
16 made, regardless of the fiscal year in which the original payment attempt was made.

17 **SECTION 381.** 20.445 (3) (me) of the statutes is renumbered 20.437 (2) (me).

18 **SECTION 382.** 20.445 (3) (mm) of the statutes is renumbered 20.437 (2) (mm)  
19 and amended to read:

20 20.437 (2) (mm) *Reimbursements from federal government.* All moneys  
21 received from the federal government that are intended to reimburse the state for  
22 expenditures in previous fiscal years from general purpose revenue appropriations  
23 whose purpose includes a requirement to match or secure federal funds and that  
24 exceeded in those fiscal years the estimates reflected in the intentions of the  
25 legislature and governor, as expressed by them in the budget determinations, and

1 the joint committee on finance, as expressed by the committee in any determinations,  
2 and the estimates approved for expenditure by the secretary of administration under  
3 s. 16.50 (2), for the purpose of paying federal disallowances, federal sanctions or  
4 penalties and the costs of any corrective action affecting the department of ~~workforce~~  
5 ~~development~~ children and families. Notwithstanding s. 20.001 (3) (c), at the end of  
6 each fiscal year, the amount determined by the department of administration under  
7 s. 16.54 (12) (d) shall lapse to the general fund.

8 **SECTION 383.** 20.445 (3) (n) of the statutes is renumbered 20.437 (2) (n).

9 **SECTION 384.** 20.445 (3) (na) of the statutes is renumbered 20.445 (1) (om).

10 **SECTION 385.** 20.445 (3) (nL) of the statutes is renumbered 20.437 (2) (nL).

11 **SECTION 386.** 20.445 (3) (pv) of the statutes is renumbered 20.437 (2) (pv) and  
12 amended to read:

13 20.437 (2) (pv) *Electronic benefits transfer.* All moneys received from the  
14 federal government for the electronic transfer of benefits administered by the  
15 department of ~~workforce development~~ children and families, to be expended for the  
16 purposes specified. Estimated disbursements under this paragraph shall not be  
17 included in the schedule under s. 20.005.

18 **SECTION 387.** 20.445 (3) (pz) of the statutes is renumbered 20.437 (2) (pz).

19 **SECTION 388.** 20.445 (3) (q) of the statutes is renumbered 20.437 (2) (q).

20 **SECTION 389.** 20.445 (3) (qm) of the statutes is renumbered 20.437 (2) (qm).

21 **SECTION 390.** 20.445 (3) (r) of the statutes is renumbered 20.437 (2) (r) and  
22 amended to read:

23 20.437 (2) (r) *Support receipt and disbursement program; payments.* From the  
24 support collections trust fund, except as provided in par. (qm), all moneys received  
25 under s. 49.854, except for moneys received under s. 49.854 (11) (b), all moneys

1 received under ss. 767.57 and 767.75 for child or family support, maintenance,  
2 spousal support, health care expenses, or birth expenses, all other moneys received  
3 under judgments or orders in actions affecting the family, as defined in s. 767.001 (1),  
4 and all moneys received under s. 49.855 (4) from the department of revenue or the  
5 department of administration that were withheld by the department of revenue or  
6 the internal revenue service for delinquent child support, family support, or  
7 maintenance or outstanding court-ordered amounts for past support, medical  
8 expenses, or birth expenses, for disbursement to the persons for whom the payments  
9 are awarded, for returning seized funds under s. 49.854 (5) (f), and, if assigned under  
10 s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.145 (2) (s), 49.19 (4) (h) 1. b.,  
11 or 49.775 (2) (bm), for transfer to the appropriation account under par. (k). Estimated  
12 disbursements under this paragraph shall not be included in the schedule under s.  
13 20.005.

14 **SECTION 391.** 20.445 (3) (s) of the statutes is renumbered 20.437 (2) (s).

15 **SECTION 392.** 20.445 (5) (a) of the statutes is amended to read:

16 20.445 (5) (a) *General program operations; purchased services for clients.* ~~The~~  
17 As a continuing appropriation, the amounts in the schedule for general program  
18 operations, including field services to clients and administrative services, for the  
19 purchase of goods and services authorized under ch. 47, and for vocational  
20 rehabilitation and other independent living services to persons with disabilities.  
21 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds  
22 ~~between fiscal years under this paragraph. All funds appropriated for a particular~~  
23 ~~fiscal year that are transferred to the next fiscal year and are not spent or~~  
24 ~~encumbered by September 30 of that next fiscal year shall lapse to the general fund~~  
25 ~~on the succeeding October 1.~~

1           **SECTION 393.** 20.455 (1) (gh) of the statutes is amended to read:

2           20.455 (1) (gh) *Investigation and prosecution.* Moneys received under ss. 23.22  
3           (9) (c), 49.49 (6), 100.263, 133.16, 281.98 (2), 283.91 (5), 289.96 (3) (b), 291.97 (3),  
4           292.99 (2), 293.87 (4) (b), 295.19 (3) (b) 2., and 299.97 (2), for the expenses of  
5           investigation and prosecution of violations, including attorney fees.

6           **SECTION 394.** 20.455 (1) (kt) of the statutes is repealed.

7           **SECTION 395.** 20.455 (2) (e) of the statutes is repealed.

8           **SECTION 396.** 20.455 (2) (i) 8. of the statutes is amended to read:

9           20.455 (2) (i) 8. The amount transferred to s. ~~20.410 (3)~~ 20.505 (6) (kj) shall be  
10          the amount in the schedule under s. ~~20.410 (3)~~ 20.505 (6) (kj).

11          **SECTION 397.** 20.455 (2) (i) 13m. of the statutes is repealed.

12          **SECTION 398.** 20.455 (2) (i) 16. of the statutes is repealed.

13          **SECTION 399.** 20.455 (2) (kh) of the statutes is repealed.

14          **SECTION 400.** 20.455 (2) (Lm) of the statutes is amended to read:

15          20.455 (2) (Lm) *Crime laboratories; deoxyribonucleic acid analysis.* All moneys  
16          received from crime laboratories and drug law enforcement surcharges authorized  
17          under s. 165.755 and deoxyribonucleic acid analysis surcharges authorized under s.  
18          973.046 to provide deoxyribonucleic acid analysis, to administer s. 165.77, to pay for  
19          the costs of mailing and materials under s. 165.76 for the submission of biological  
20          specimens by the departments of corrections and health and family services and by  
21          county sheriffs, and to transfer to the appropriation account under par. (kd) the  
22          amounts in the schedule under par. (kd), ~~and to transfer to the appropriation account~~  
23          ~~under par. (kh) the amounts in the schedule under par. (kh).~~

24          **SECTION 401.** 20.455 (2) (ma) of the statutes is repealed.

25          **SECTION 402.** 20.455 (5) (b) of the statutes is amended to read:

1           20.455 (5) (b) *Awards for victims of crimes.* The amounts in the schedule for  
2 the payment of compensation and funeral and burial expenses awards to the victims  
3 of crimes under subch. I of ch. 949.

4           **SECTION 403.** 20.455 (5) (d) of the statutes is created to read:

5           20.455 (5) (d) *Reimbursement for forensic examinations.* A sum sufficient for  
6 the payments of awards under s. 949.26.

7           **SECTION 404.** 20.455 (5) (g) of the statutes is amended to read:

8           20.455 (5) (g) *Crime victim and witness assistance surcharge, general services.*  
9 The amounts in the schedule for purposes of ch. 950. All moneys received from part  
10 ~~A of any~~ any crime victim and witness assistance surcharges surcharge authorized  
11 under s. 973.045 (1) that are allocated as part A of the surcharge under s. 973.045  
12 ~~(3) (1r) (a) 1., all moneys received from any crime victim and witness assistance~~  
13 surcharge authorized under s. 973.045 (1m), and all moneys received from any  
14 delinquency victim and witness assistance surcharges surcharge authorized under  
15 s. 938.34 (8d) (a) shall be credited to this appropriation account. The department of  
16 justice shall transfer from this appropriation account to the appropriation account  
17 under par. (kj) the amounts in the schedule under par. (kj).

18           **SECTION 405.** 20.455 (5) (gc) of the statutes is amended to read:

19           20.455 (5) (gc) *Crime victim and witness surcharge, sexual assault victim*  
20 *services.* All moneys received from part B ~~of any~~ any crime victim and witness assistance  
21 surcharges surcharge authorized under s. 973.045 (1) that are allocated as part B of  
22 the surcharge under s. 973.045 ~~(3) (1r) (a) 2.,~~ to provide grants for sexual assault  
23 victim services under s. 165.93.

24           **SECTION 406.** 20.455 (5) (hh) of the statutes is created to read:



1           20.455 (5) (hh) *Crime victim restitution.* All moneys received by the  
2 department under s. 973.20 (9) (b) to provide crime victim restitution.

3           **SECTION 407.** 20.455 (5) (i) of the statutes is amended to read:

4           20.455 (5) (i) *Victim compensation, inmate payments.* All moneys received  
5 under s. 303.06 (2) and (3) for the administration of subch. I of ch. 949 and for crime  
6 victim compensation payments or services.

7           **SECTION 408.** 20.455 (5) (kj) of the statutes is amended to read:

8           20.455 (5) (kj) *Victim payments, victim surcharge.* The amounts in the schedule  
9 for the payment of compensation and funeral and burial expenses awards to the  
10 victims of crimes under subch. I of ch. 949. All moneys transferred from the  
11 appropriation account under par. (g) shall be credited to this appropriation account.  
12 If the department of justice determines that the total of the amounts in this  
13 appropriation account and the amounts for compensation and awards to victims of  
14 crime under subch. I of ch. 949 in the appropriation accounts under pars. (b), (h), (i)  
15 and (m) exceeds the amount needed to fully fund compensation and awards to victims  
16 of crimes under subch. I of ch. 949, the department of justice may transfer moneys  
17 from this appropriation account to the appropriation account under par. (kk). The  
18 amount transferred to the appropriation account under par. (kk) may not exceed the  
19 amount by which the total amounts appropriated under this paragraph and pars. (b),  
20 (h), (i) and (m) for compensation and awards to victims of crimes under subch. I of  
21 ch. 949 exceed the amount needed to fully fund compensation and awards to victims  
22 of crimes under subch. I of ch. 949.

23           **SECTION 409.** 20.465 (1) (d) of the statutes is amended to read:

24           20.465 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
25 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing

1 the acquisition, construction, development, enlargement, or improvement of  
2 armories and other military facilities and to make payments under an agreement or  
3 ancillary arrangement entered into under s. 18.06 (8) (a).

4 **SECTION 501m.** 20.465 (1) (f) of the statutes is amended to read:

5 20.465 (1) (f) *Energy costs.* The amounts in the schedule to be used at military  
6 buildings under control of the department to pay for utilities and for fuel, heat and  
7 air conditioning, to pay assessments levied by the department of administration  
8 under s. 16.847 (3) for debt service costs and energy cost savings generated at  
9 departmental facilities, and to pay costs incurred by or on behalf of the department  
10 under ss. 16.858 and 16.895.

11 **SECTION 410.** 20.465 (3) (dd) of the statutes is renumbered 20.465 (3) (u) and  
12 amended to read:

13 20.465 (3) (u) *Regional emergency response teams.* The Notwithstanding s.  
14 25.40 (3) (b), from the transportation fund, the amounts in the schedule for payments  
15 to regional emergency response teams under s. 166.215 (1).

16 **SECTION 411.** 20.465 (3) (dp) of the statutes is renumbered 20.465 (3) (v) and  
17 amended to read:

18 20.465 (3) (v) *Emergency response equipment.* The Notwithstanding s. 25.40  
19 (3) (b), from the transportation fund, the amounts in the schedule for grants for the  
20 costs of computers and emergency response equipment under s. 166.21 (2) (br).

21 **SECTION 412.** 20.465 (3) (dr) of the statutes is renumbered 20.465 (3) (x) and  
22 amended to read:

23 20.465 (3) (x) *Emergency response supplement.* As Notwithstanding s. 25.40  
24 (3) (b), as a continuing appropriation, from the transportation fund, the amounts in  
25 the schedule to be used for response costs of a regional emergency response team that

1 are not reimbursed under s. 166.215 (2) or (3) and for response costs of a local agency  
2 that are not reimbursed under s. 166.22 (4).

3 **SECTION 413.** 20.465 (3) (dt) of the statutes is renumbered 20.465 (3) (w) and  
4 amended to read:

5 20.465 (3) (w) *Emergency response training.* ~~Biennially, Notwithstanding s.~~  
6 ~~25.40 (3) (b), biennially, from the transportation fund,~~ the amounts in the schedule  
7 for the division of emergency management to provide training for emergency  
8 response to releases of hazardous substances.

9 **SECTION 414.** 20.465 (3) (f) of the statutes is renumbered 20.465 (3) (y) and  
10 amended to read:

11 20.465 (3) (y) *Civil air patrol aids.* ~~The Notwithstanding s. 25.40 (3) (b), from~~  
12 ~~the transportation fund,~~ the amounts in the schedule to provide assistance to the  
13 civil air patrol under s. 166.03 (2) (a) 5.

14 **SECTION 415.** 20.465 (3) (s) of the statutes is amended to read:

15 20.465 (3) (s) *Major disaster assistance; petroleum inspection fund.* From the  
16 petroleum inspection fund, as a continuing appropriation, the amounts in the  
17 schedule to provide payments for damages and costs incurred as the result of a major  
18 disaster.

19 **SECTION 416.** 20.485 (1) (a) of the statutes is created to read:

20 20.485 (1) (a) *Aids to indigent veterans.* The amounts in the schedule for the  
21 payment of assistance to indigent veterans under s. 45.43 to enable the veterans to  
22 reside at the Wisconsin Veterans Home at Union Grove.

23 **SECTION 417.** 20.485 (1) (f) of the statutes is amended to read:

24 20.485 (1) (f) *Principal repayment and interest.* A sum sufficient to reimburse  
25 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing

1 the acquisition, construction, development, enlargement, or improvement of  
2 facilities provided under s. 20.866 (2) (x) and (z) and to make payments under an  
3 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

4 **SECTION 509m.** 20.485 (1) (gk) of the statutes is amended to read:

5 20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the  
6 care of the members of the Wisconsin veterans homes under s. 45.50, for the payment  
7 of stipends under s. 45.50 (9), for the transfer of moneys to the appropriation account  
8 under s. 20.435 (4) (ky) for payment of the state share of the medical assistance costs  
9 related to the provision of stipends under s. 45.50 (9), and for the transfer of moneys  
10 under s. 45.03 (20). All moneys received under par. (m) and s. 45.51 (7) (b) and (8)  
11 and all moneys received for the care of members under medical assistance, as defined  
12 in s. 49.43 (8), shall be credited to this appropriation.

13 **SECTION 418.** 20.485 (1) (go) of the statutes is amended to read:

14 20.485 (1) (go) *Self-amortizing facilities; principal repayment and interest.*  
15 From the moneys received for providing housing services at Wisconsin veterans  
16 homes under s. 45.50 and the Northern Wisconsin Center for the Developmentally  
17 Disabled, a sum sufficient to reimburse s. 20.866 (1) (u) for the principal and interest  
18 costs incurred in acquiring, constructing, developing, enlarging or improving  
19 facilities at Wisconsin veterans homes under s. 45.50 and the Northern Wisconsin  
20 Center for the Developmentally Disabled and, to make the payments determined by  
21 the building commission under s. 13.488 (1) (m) that are attributable to the proceeds  
22 of obligations incurred in financing such facilities, and to make payments under an  
23 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

24 **SECTION 419.** 20.485 (2) (a) of the statutes is created to read:

1           20.485 (2) (a) *General program operations; loans and aids.* From the general  
2 fund, the amounts in the schedule for general program operations of providing loans  
3 and aids to veterans.

4           **SECTION 420.** 20.485 (2) (ac) of the statutes is created to read:

5           20.485 (2) (ac) *Veterans assistance.* From the general fund, the amounts in the  
6 schedule for general program operations of the veterans assistance program under  
7 s. 45.43. No moneys may be encumbered or expended from this appropriation after  
8 June 30, 2009.

9           **SECTION 421.** 20.485 (2) (am) of the statutes is created to read:

10           20.485 (2) (am) *Payments for outreach for homeless veterans.* From the general  
11 fund, the amounts in the schedule for the payments under 2007 Wisconsin Act ....  
12 (this act), section 9153 (1). No money may be encumbered or expended from this  
13 appropriation after June 30, 2009.

14           **SECTION 513m.** 20.485 (2) (f) of the statutes is amended to read:

15           20.485 (2) (f) *Mission welcome home.* From the general fund, the amounts in  
16 the schedule to provide payments under s. 45.03 (13) (j). No moneys may be  
17 encumbered from the appropriation under this paragraph after June 30, ~~2007~~ 2009.

18           **SECTION 422.** 20.485 (2) (m) of the statutes is amended to read:

19           20.485 (2) (m) *Federal aid payments; veterans training assistance.* All moneys  
20 received from the federal government for ~~the education and training of war orphans~~  
21 assistance to veterans and their dependents to be expended for the purposes  
22 specified or for the use of department facilities to be expended for any purpose  
23 authorized by law.

24           **SECTION 423.** 20.485 (3) (t) of the statutes is amended to read:

1           20.485 (3) (t) *Debt service.* As a continuing appropriation from the veterans  
2 mortgage loan repayment fund, all moneys deposited and held in accounts in the  
3 veterans mortgage loan repayment fund to reimburse s. 20.866 (1) (u) for the  
4 payment of debt service costs incurred in providing veterans mortgage loans under  
5 s. 45.37 (6) (a) and for debt service costs incurred in contracting public debt for any  
6 of the purposes under s. 18.04 (5), for these purposes and to make payments under  
7 an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

8           **SECTION 424.** 20.485 (4) (qm) of the statutes is amended to read:

9           20.485 (4) (qm) *Repayment of principal and interest.* From the veterans trust  
10 fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
11 interest costs incurred in financing the acquisition, construction, development,  
12 enlargement, or improvement of veterans cemeteries provided under s. 20.866 (2) (z)  
13 and to make payments under an agreement or ancillary arrangement entered into  
14 under s. 18.06 (8) (a).

15           **SECTION 516c.** 20.485 (4) (r) of the statutes is amended to read:

16           20.485 (4) (r) *Cemetery energy costs.* From the veterans trust fund, the amounts  
17 in the schedule to be used at the veterans memorial cemeteries operated under s.  
18 45.61 for utilities and for fuel, heat and air conditioning, to pay assessments levied  
19 by the department of administration under s. 16.847 (3) for debt service costs and  
20 energy cost savings generated at departmental facilities, and for costs incurred by  
21 or on behalf of the department of veterans affairs under ss. 16.858 and 16.895.

22           **SECTION 516e.** 20.505 (1) (e) of the statutes is created to read:

23           20.505 (1) (e) *Indigent civil legal services.* The amounts in the schedule to  
24 provide grants for the provision of civil legal services to indigent persons under s.  
25 16.19.

1           **SECTION 425.** 20.505 (2) (am) of the statutes is amended to read:

2           20.505 **(2)** (am) *Costs and judgments.* ~~The amounts in the schedule~~ A sum  
3 sufficient for costs and judgments under s. 175.40 (6m) (c) 1. or 2.

4           **SECTION 426.** 20.505 (4) (bm) of the statutes is created to read:

5           20.505 **(4)** (bm) *Aid to The Wisconsin Covenant Foundation, Inc.* The amounts  
6 in the schedule for aids to The Wisconsin Covenant Foundation, Inc., to be used for  
7 promoting attendance at nonprofit postsecondary educational institutions in this  
8 state and for salary, travel, and other expenses directly incurred by The Wisconsin  
9 Covenant Foundation, Inc., in its postsecondary education promotional activities,  
10 subject to s. 16.257 (2).

11           **SECTION 427.** 20.505 (4) (dr) of the statutes is repealed.

12           **SECTION 428.** 20.505 (4) (es) of the statutes is amended to read:

13           20.505 **(4)** (es) *Principal, interest, and rebates; general purpose revenue —*  
14 *schools.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
15 and interest costs incurred in financing educational technology infrastructure  
16 financial assistance to school districts under s. 16.995 ~~and~~, to make full payment of  
17 the amounts determined by the building commission under s. 13.488 (1) (m), to the  
18 extent that these costs and payments are not paid under par. (ha), and to make  
19 payments under an agreement or ancillary arrangement entered into under s. 18.06  
20 (8) (a).

21           **SECTION 429.** 20.505 (4) (et) of the statutes is amended to read:

22           20.505 **(4)** (et) *Principal, interest, and rebates; general purpose revenue —*  
23 *public library boards.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment  
24 of principal and interest costs incurred in financing educational technology  
25 infrastructure financial assistance to public library boards under s. 16.995 ~~and~~, to

1 make full payment of the amounts determined by the building commission under s.  
2 13.488 (1) (m), to the extent that these costs and payments are not paid under par.  
3 (hb), and to make payments under an agreement or ancillary arrangement entered  
4 into under s. 18.06 (8) (a).

5 **SECTION 430.** 20.505 (4) (ha) of the statutes is amended to read:

6 20.505 (4) (ha) *Principal, interest, and rebates; program revenue — schools.* All  
7 moneys received under s. 16.995 (3) to reimburse s. 20.866 (1) (u) for the payment of  
8 principal and interest costs incurred in financing educational technology  
9 infrastructure financial assistance to school districts under s. 16.995 ~~and~~, to make  
10 full payment of the amounts determined by the building commission under s. 13.488  
11 (1) (m), and to make payments under an agreement or ancillary arrangement  
12 entered into under s. 18.06 (8) (a).

13 **SECTION 431.** 20.505 (4) (hb) of the statutes is amended to read:

14 20.505 (4) (hb) *Principal, interest, and rebates; program revenue — public*  
15 *library boards.* All moneys received under s. 16.995 (3) to reimburse s. 20.866 (1) (u)  
16 for the payment of principal and interest costs incurred in financing educational  
17 technology infrastructure financial assistance to public library boards under s.  
18 16.995 ~~and~~, to make full payment of the amounts determined by the building  
19 commission under s. 13.488 (1) (m), and to make payments under an agreement or  
20 ancillary arrangement entered into under s. 18.06 (8) (a).

21 **SECTION 432.** 20.505 (4) (kp) of the statutes is amended to read:

22 20.505 (4) (kp) *Hearings and appeals fees.* The amounts in the schedule for  
23 hearings and appeals services to the department of health and family services under  
24 s. 227.43 (1) (bu), the department of ~~workforce development~~ children and families  
25 under s. 227.43 (1) (by), and to all agencies under s. 227.43 (1m). All moneys received



1 from the fees charged under s. 227.43 (3) (c), (d), and (e) shall be credited to this  
2 appropriation account.

3 **SECTION 433.** 20.505 (4) (mp) of the statutes is amended to read:

4 20.505 (4) (mp) *Federal e-rate aid.* All federal moneys received under 47 USC  
5 254 for the provision of educational telecommunications access to educational  
6 agencies under s. 16.997 to pay administrative expenses relating to the receipt and  
7 disbursement of those federal moneys ~~and~~, to reimburse pars. (es) and (et) as  
8 provided in s. 16.995 (3m), and, to the extent that sufficient moneys for the provision  
9 of that access are available after payment of those expenses and that reimbursement,  
10 to make payments to telecommunications providers that under contracts under s.  
11 16.971 (13), (14), (15), or (16) provide that access to educational agencies that are  
12 eligible for a rate discount for telecommunications services under 47 USC 254; and  
13 all federal moneys received under 47 USC 254 for the provision of additional  
14 educational telecommunications access to educational agencies under s. 16.998 to  
15 reduce the rates charged those educational agencies for those services as provided  
16 in s. 16.998.

17 **SECTION 434.** 20.505 (4) (mr) of the statutes is repealed.

18 **SECTION 435.** 20.505 (4) (s) of the statutes is amended to read:

19 20.505 (4) (s) *Telecommunications access; school districts.* Biennially, from the  
20 universal service fund, the amounts in the schedule to make payments to  
21 telecommunications providers under contracts under s. 16.971 (13) to the extent that  
22 the amounts due are not paid from the appropriation under sub. (1) (is), and to make  
23 grants to school district consortia under s. 16.997 (7), ~~and, prior to January 1, 2006,~~  
24 ~~to make grants to school districts under s. 16.997 (6).~~

25 **SECTION 436.** 20.505 (4) (tm) of the statutes is amended to read:

1           20.505 (4) (tm) *Telecommunications access; private schools.* Biennially, from  
2 the universal service fund, the amounts in the schedule to make payments to  
3 telecommunications providers under contracts under s. 16.971 (15) to the extent that  
4 the amounts due are not paid from the appropriation under sub. (1) (is) ~~and, prior~~  
5 ~~to January 1, 2006, to make grants to private schools under s. 16.997 (6).~~

6           **SECTION 437.** 20.505 (5) (c) of the statutes is amended to read:

7           20.505 (5) (c) *Principal repayment and interest; Black Point Estate.* A sum  
8 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
9 incurred in adapting for public use the property known as Black Point Estate and to  
10 make payments under an agreement or ancillary arrangement entered into under  
11 s. 18.06 (8) (a).

12           **SECTION 438.** 20.505 (5) (g) of the statutes is amended to read:

13           20.505 (5) (g) *Principal repayment, interest and rebates; parking.* From the fees  
14 collected under s. 16.843 (2) (cm), a sum sufficient to reimburse s. 20.866 (1) (u) for  
15 the payment of principal and interest costs incurred in financing land acquisition for  
16 and construction of parking located in the city of Madison, ~~and to make the payments~~  
17 determined by the building commission under s. 13.488 (1) (m) that are attributable  
18 to the proceeds of obligations incurred in financing parking, and to make payments  
19 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

20           **SECTION 534m.** 20.505 (5) (ka) of the statutes is amended to read:

21           20.505 (5) (ka) *Facility operations and maintenance; police and protection*  
22 *functions.* The amounts in the schedule for the purpose of financing the costs of  
23 operation of state-owned or operated facilities that are not funded from other  
24 appropriations, including custodial and maintenance services; minor projects;  
25 utilities, fuel, heat and air conditioning; assessments levied by the department

1 under s. 16.847 (3) for debt service costs and energy cost savings generated at  
2 departmental facilities; costs incurred under ss. 16.858 and 16.895 by or on behalf  
3 of the department; and supplementing the costs of operation of child care facilities  
4 for children of state employees under s. 16.841; and for police and protection  
5 functions under s. 16.84 (2) and (3). All moneys received from state agencies for the  
6 operation of such facilities, parking rental fees established under s. 16.843 (2) (bm)  
7 and miscellaneous other sources, all moneys received from assessments under s.  
8 16.895, all moneys received for the performance of gaming protection functions  
9 under s. 16.84 (3), and all moneys transferred from the appropriation account under  
10 s. 20.865 (2) (e) for this purpose shall be credited to this appropriation account.

11 **SECTION 439.** 20.505 (5) (kc) of the statutes is amended to read:

12 20.505 (5) (kc) *Principal repayment, interest and rebates.* All moneys  
13 transferred from par. (ka), to be transferred to the appropriation under s. 20.866 (1)  
14 (u) for the payment of principal and interest costs incurred in financing the  
15 acquisition, construction, development, enlargement or improvement of facilities  
16 housing state agencies ~~and~~, to make the payments determined by the building  
17 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
18 obligations incurred in financing such facilities, and to make payments under an  
19 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

20 **SECTION 535m.** 20.505 (5) (kd) of the statutes is created to read:

21 20.505 (5) (kd) *Energy conservation construction projects; principal repayment,*  
22 *interest and rebates.* All moneys received by the department from agencies, as  
23 defined in s. 16.70 (1e), in payment of assessments under s. 16.847 (3), and all moneys  
24 transferred from other appropriation accounts under s. 16.847 (3), for the purpose  
25 of reimbursing s. 20.866 (1) (u) for the payment of principal and interest costs

1 incurred in financing energy conservation construction projects at state facilities, for  
2 the purpose of transferring to the appropriation account under par. (ke) the revenues  
3 from assessments collected from agencies under s. 16.847 (3) in excess of the amount  
4 required to make the payments required under this paragraph, and to make the  
5 payments determined by the building commission under s. 13.488 (1) (m) that are  
6 attributable to the proceeds of obligations incurred in financing energy conservation  
7 construction projects at state facilities, and to make payments under an agreement  
8 or ancillary arrangement entered into under s. 18.06 (8) (a). Annually no later than  
9 June 30, the department shall transfer from this appropriation account to the  
10 appropriation account under par. (ke) an amount equal to the excess assessments  
11 collected by the department under s. 16.847 (3) during the fiscal year ending on that  
12 June 30.

13 **SECTION 535n.** 20.505 (5) (ke) of the statutes is created to read:

14 20.505 (5) (ke) *Additional energy conservation construction projects.* All  
15 moneys transferred from the appropriation account under par. (kd) for the purpose  
16 of providing additional funding to agencies, as defined in s. 16.70 (1e), for energy  
17 conservation construction projects at state facilities under the jurisdiction of the  
18 agencies as provided in s. 16.847 (2).

19 **SECTION 440.** 20.505 (6) (b) of the statutes is amended to read:

20 20.505 (6) (b) *Alternatives to prosecution and incarceration for persons who use*  
21 *alcohol or other drugs; presentencing assessments.* The amounts in the schedule for  
22 making grants to counties under s. 16.964 (12) (b) and entering into contracts under  
23 s. 16.964 (12) (j) and for making grants under 2007 Wisconsin Act ... (this act),  
24 section 9101 (3).

25 **SECTION 441.** 20.505 (6) (k) of the statutes is amended to read:

1           20.505 (6) (k) *Law enforcement programs and youth diversion —*  
2           *administration.* The amounts in the schedule for administering grants for law  
3           enforcement assistance and for administering the youth diversion program under s.  
4           16.964 (8). All moneys transferred from the appropriation account under s. 20.455  
5           (2) (i) 13. shall be credited to this appropriation account.

6           **SECTION 442.** 20.505 (6) (kc) of the statutes is repealed.

7           **SECTION 443.** 20.505 (8) (hm) 2m. of the statutes is repealed.

8           **SECTION 444.** 20.505 (8) (hm) 4d. of the statutes is created to read:

9           20.505 (8) (hm) 4d. The amount transferred to s. 20.245 (1) (k) shall be the  
10          amount in the schedule under s. 20.245 (1) (k).

11          **SECTION 543g.** 20.511 (1) (i) of the statutes, as created by 2007 Wisconsin Act  
12          1, is amended to read:

13          20.511 (1) (i) *~~General program operations~~ Elections administration; program*  
14          *revenue.* The amounts in the schedule for ~~general program operations of the board~~  
15          the administration of chs. 5 to 12. All moneys received from fees imposed under ~~ss.~~  
16          s. 11.055 (1) and 13.75 shall be credited to this appropriation account.

17          **SECTION 543r.** 20.511 (1) (im) of the statutes is created to read:

18          20.511 (1) (im) *Lobbying administration; program revenue.* The amounts in the  
19          schedule for the administration of subch. III of ch. 13. All moneys received from the  
20          fees imposed under s. 13.75 shall be credited to this appropriation account.

21          **SECTION 543t.** 20.515 (1) (ut) of the statutes, as affected by 2005 Wisconsin Act  
22          228, is amended to read:

23          20.515 (1) (ut) *Health insurance data collection and analysis contracts.* From  
24          the public employee trust fund, the amounts in the schedule for the costs of

1 contracting for insurance data collection and analysis services under ~~s. ss.~~ ss. 40.03 (6)  
2 (j) and 153.05 (2r).

3 **SECTION 543w.** 20.515 (1) (ut) of the statutes, as affected by 2007 Wisconsin Act  
4 .... (this act), is amended to read:

5 20.515 **(1)** (ut) *Health insurance data collection and analysis contracts.* From  
6 the public employee trust fund, the amounts in the schedule for the costs of  
7 contracting for insurance data collection and analysis services under ~~ss. s.~~ ss. 40.03 (6)  
8 (j) and 153.05 (2r).

9 **SECTION 445.** 20.545 (1) (km) of the statutes is amended to read:

10 20.545 **(1)** (km) *Collective bargaining grievance arbitrations.* The amounts in  
11 the schedule for the payment of the state's share of costs related to collective  
12 bargaining grievance arbitrations under s. 111.86. All moneys received from state  
13 agencies for the purpose of reimbursing the state's share of the costs related to  
14 grievance arbitrations under s. 111.86 and to reimburse the state's share of costs for  
15 training related to grievance arbitrations shall be credited to this appropriation  
16 account.

17 **SECTION 446.** 20.550 (1) (f) of the statutes is amended to read:

18 20.550 **(1)** (f) *Transcripts, discovery, and interpreters.* The amounts in the  
19 schedule for the costs of interpreters and discovery materials and for the  
20 compensation of court reporters or clerks of circuit court for preliminary  
21 examination, trial, and appeal transcripts, and the payment of related costs under  
22 s. 967.06 (3).

23 **SECTION 447.** 20.550 (1) (L) of the statutes is amended to read:

24 20.550 **(1)** (L) *Private bar and investigator reimbursement; payments for legal*  
25 *representation.* All moneys received, after first deducting the amounts appropriated

1 under par. (fb), from persons as payment for legal representation to be used for the  
2 reimbursement of private attorneys appointed to act as counsel ~~for a child or an~~  
3 ~~indigent person~~ under s. 977.08 and for reimbursement for contracting for services  
4 of private investigators.

5 **SECTION 448.** 20.566 (1) (go) of the statutes is renumbered 20.566 (2) (hm).

6 **SECTION 548m.** 20.566 (1) (h) of the statutes is amended to read:

7 20.566 **(1)** (h) *Debt collection.* From moneys received from the collection of  
8 debts owed to state agencies under ss. 71.93 and 565.30 (5), from the collection of  
9 unpaid fines, forfeitures, costs, fees, surcharges, and restitution payments under s.  
10 565.30 (5r) (b), from the collection of fees under s. 73.03 (52) and (52n), and from  
11 moneys received from the collection of debts owed to municipalities and counties  
12 under s. 71.935, the amounts in the schedule to pay the administrative expenses of  
13 the department of revenue for the collection of those debts, fines, forfeitures, costs,  
14 surcharges, fees, and restitution payments. Notwithstanding s. 20.001 (3) (a), at the  
15 end of the fiscal year the unencumbered balance of this appropriation account lapses  
16 to the general fund.

17 **SECTION 449.** 20.566 (1) (hb) of the statutes is created to read:

18 20.566 **(1)** (hb) *Collections by the department.* From moneys received from the  
19 collection of extraordinary, targeted state delinquent taxes, the amounts in the  
20 schedule to pay for the costs of collecting those taxes. Notwithstanding s. 20.001 (3)  
21 (a), at the end of the fiscal year, the unencumbered balance of this appropriation  
22 account lapses to the general fund.

23 **SECTION 450.** 20.566 (1) (ho) of the statutes is created to read:

24 20.566 **(1)** (ho) *Collections under multistate streamlined sales tax project.* From  
25 moneys collected under the multistate streamlined sales tax project as provided

1 under s. 73.03 (28e), a sum sufficient to pay the dues necessary to participate in the  
2 governing board of the multistate streamlined sales tax project.

3 **SECTION 451.** 20.566 (1) (hp) (title) of the statutes is amended to read:

4 20.566 (1) (hp) (title) *Administration of ~~endangered resources; professional~~*  
5 *football district; breast cancer research; fire fighters memorial; veterans trust fund;*  
6 *multiple sclerosis programs; prostate cancer research income tax checkoff voluntary*  
7 *payments.*

8 **SECTION 452.** 20.566 (2) (am) of the statutes is repealed.

9 **SECTION 453.** 20.566 (2) (b) of the statutes is created to read:

10 20.566 (2) (b) *Integrated property assessment system technology.* The amounts  
11 in the schedule for technology expenses necessary to create an integrated property  
12 assessment system, including expenses necessary to publish the manual under s.  
13 73.03 (2a) on the Internet.

14 **SECTION 454.** 20.566 (2) (hi) of the statutes is repealed.

15 **SECTION 455.** 20.566 (3) (gm) of the statutes is amended to read:

16 20.566 (3) (gm) *Reciprocity agreement and publications.* The amounts in the  
17 schedule to provide services for the Minnesota income tax reciprocity agreement  
18 under s. 71.10 (7) and for publications except as provided in par. (g) and sub. (2) (hi)  
19 (b). All moneys received by the department of revenue in return for the provision of  
20 these services shall be credited to this appropriation. Notwithstanding s. 20.001 (3)  
21 (a), at the end of the 2006–07 fiscal year, the unencumbered balance of this  
22 appropriation account shall lapse to the general fund.

23 **SECTION 555f.** 20.566 (7) (v) of the statutes is amended to read:

24 20.566 (7) (v) *Investment and local impact fund.* From the investment and local  
25 impact fund, all moneys received under s. 70.395 (1e) and (2) (dc) and (dg), less the



1 moneys appropriated under ss. ~~20.143 (1) (r)~~ and s. 20.370 (2) (gr), to be disbursed  
2 under ss. 70.395 (2) (d) to (g), 293.33 (4) and 293.65 (5) (a).

3 **SECTION 456.** 20.625 (1) (q) of the statutes is created to read:

4 20.625 (1) (q) *Circuit court support payments.* From the county aid fund, the  
5 amounts in the schedule to make payments to each county under s. 758.19 (5).

6 **SECTION 557g.** 20.665 (1) (d) of the statutes is repealed.

7 **SECTION 557r.** 20.670 of the statutes is created to read:

8 **20.670 Judicial council.** There is appropriated to the judicial council for the  
9 following programs:

10 **(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE.** (a) *General program*  
11 *operations.* The amounts in the schedule for the program under s. 758.13.

12 (m) *Federal aid.* All federal moneys received as authorized under s. 16.54 to  
13 carry out the purposes for which made and received.

14 **SECTION 457.** 20.680 (2) (j) of the statutes is amended to read:

15 20.680 (2) (j) *Court information systems.* All moneys received under s. 758.19  
16 (4m), all moneys received under ss. 814.61, 814.62, and 814.63 that are required to  
17 be credited to this appropriation account under those sections, and one-half of the  
18 moneys received under s. 814.86 (1) for the operation of circuit court automated  
19 information systems under s. 758.19 (4).

20 **SECTION 558d.** 20.765 (1) (d) of the statutes is amended to read:

21 20.765 (1) (d) *Legislative documents.* A sum sufficient to pay legislative  
22 expenses for acquisition, production, retention, sales and distribution of legislative  
23 documents authorized under ss. 13.17, 13.90 (1) (g), 13.92 (1) (e), ~~13.93 (3)~~ and (2m),  
24 and 35.78 (1) or the rules of the senate and assembly, except as provided in sub. (3)  
25 (em).

1           **SECTION 558h.** 20.765 (3) (a) of the statutes is amended to read:

2           20.765 (3) (a) *Revisor of statutes bureau.* For the revisor of statutes bureau,  
3 biennially, the amounts in the schedule for general program operations under s.  
4 13.93, 2005 stats. No moneys may be encumbered or expended from this  
5 appropriation after June 30, 2008.

6           **SECTION 558t.** 20.765 (3) (g) of the statutes is amended to read:

7           20.765 (3) (g) *Gifts and grants to service agencies.* For the legislative service  
8 agency under s. 13.81, 13.82, 13.90, 13.91, 13.92, ~~13.93~~, 13.94, 13.95 or 13.96 to which  
9 directed, as a continuing appropriation, all gifts, grants, bequests and devises for the  
10 purposes for which made not inconsistent with said sections.

11           **SECTION 458.** 20.835 (1) (cf) of the statutes is created to read:

12           20.835 (1) (cf) *County levy restraint payment account.* Beginning in 2009, a  
13 sum sufficient to make the payments to counties under s. 79.052 (4) (a).

14           **SECTION 459.** 20.835 (1) (cg) of the statutes is created to read:

15           20.835 (1) (cg) *County levy restraint bonus payment account.* Beginning in  
16 2009, a sum sufficient to make the payments to counties under s. 79.052 (4) (b).

17           **SECTION 460.** 20.835 (1) (d) of the statutes is amended to read:

18           20.835 (1) (d) *Shared revenue account.* A sum sufficient to meet the  
19 requirements of the shared revenue account established under s. 79.01 (2) to provide  
20 for the distributions from the shared revenue account to ~~counties~~, towns, villages and  
21 cities under ss. 79.03, 79.04 (1) to (4), and 79.06.

22           **SECTION 461.** 20.835 (1) (db) of the statutes is amended to read:

23           20.835 (1) (db) ~~County and municipal~~ Municipal aid account. Beginning in  
24 2004, a A sum sufficient to make payments to ~~counties~~, towns, villages, and cities  
25 under s. ss. 79.035 and 79.043.

1           **SECTION 462.** 20.835 (1) (dc) of the statutes is created to read:

2           20.835 (1) (dc) *County aid account; supplemental.* A sum sufficient to make  
3 payments to counties under ss. 79.035, 79.04, and 79.043, less the amounts paid from  
4 the appropriation account under s. 20.835 (1) (q).

5           **SECTION 463.** 20.835 (1) (dm) of the statutes is amended to read:

6           20.835 (1) (dm) *Public utility distribution account.* Beginning in 2005, a sum  
7 sufficient to make the payments to municipalities under s. 79.04 (5), (6), and (7).

8           **SECTION 464.** 20.835 (1) (q) of the statutes is created to read:

9           20.835 (1) (q) *County aid account.* From the county aid fund, a sum sufficient  
10 to make payments to counties under ss. 79.035, 79.04, and 79.043.

11           **SECTION 465.** 20.835 (2) (kf) of the statutes is amended to read:

12           20.835 (2) (kf) *Earned income tax credit; temporary assistance for needy*  
13 *families.* The amounts in the schedule to be used to pay, to the extent permitted  
14 under federal law, the claims approved under s. 71.07 (9e). All moneys transferred  
15 from the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (md) shall be credited  
16 to this appropriation account.

17           **SECTION 466.** 20.835 (3) (b) of the statutes is amended to read:

18           20.835 (3) (b) *School levy tax credit and first dollar credit.* A sum sufficient to  
19 make the payments under s. 79.10 (4) and (5m).

20           **SECTION 467.** 20.855 (1) (a) of the statutes is amended to read:

21           20.855 (1) (a) *Obligation on operating notes.* A sum sufficient to pay principal,  
22 interest and premium, if any, due on operating notes, including amounts due on  
23 periodic payments, and to make payments under an agreement or ancillary  
24 arrangement entered into under s. 18.73 (5) (a), pursuant to resolutions authorizing  
25 the issuance of the operating notes under s. 18.73 (1).

1           **SECTION 468.** 20.855 (4) (f) of the statutes is repealed.

2           **SECTION 572m.** 20.855 (4) (fs) of the statutes is created to read:

3           20.855 (4) (fs) *Aids for certain local purchases and projects.* The amounts in  
4 the schedule to provide the assistance specified in 2007 Wisconsin Act .... (this act),  
5 section 9155 (5a).

6           **SECTION 572n.** 20.855 (4) (fs) of the statutes, as created by 2007 Wisconsin Act  
7 .... (this act), is repealed.

8           **SECTION 469.** 20.855 (4) (rm) of the statutes is created to read:

9           20.855 (4) (rm) *Supplemental title fee transfer.* Notwithstanding s. 25.40 (3),  
10 from the transportation fund, a sum sufficient equal to the amount of supplemental  
11 title fees collected under s. 342.14 (3m), as determined under s. 85.037, to be  
12 transferred to the environmental fund on October 1 annually.

13           **SECTION 470.** 20.855 (8) (a) of the statutes is amended to read:

14           20.855 (8) (a) *Dental clinic and education facility; principal repayment, interest*  
15 *and rebates.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
16 principal and interest costs incurred in financing the construction grant under s.  
17 13.48 (32), and to make the payments determined by the building commission under  
18 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
19 financing the construction grant under s. 13.48 (32), and to make payments under  
20 an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

21           **SECTION 471.** 20.866 (intro.) of the statutes is amended to read:

22           **20.866 Public debt.** (intro.) There are irrevocably appropriated to the bond  
23 security and redemption fund and to the capital improvement fund, as a first charge  
24 upon all revenues of this state, sums sufficient for payment of principal, interest and  
25 premium due, if any, on public debt contracted under subchs. I and IV of ch. 18. There

1 are also irrevocably appropriated to the bond security and redemption fund and to  
2 the capital improvement fund, as a first charge upon all revenues of this state, sums  
3 sufficient for the payment due, if any, under an agreement or ancillary arrangement  
4 entered into under s. 18.06 (8) (a) relating to any public debt contracted under  
5 subchs. I and IV of ch. 18.

6 **SECTION 472.** 20.866 (1) (u) of the statutes is amended to read:

7 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys  
8 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b), (f), and (s), 20.190  
9 (1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),  
10 20.255 (1) (d), 20.285 (1) (d), (db), (im), (in), (je), (jq), (kd), (km), and (ko) and (5) (i),  
11 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar), (at), (au), (bq), (br),  
12 (ca), (cb), (cc), (cd), (ce), (cf), (cg), (ea), (eq), and (er), 20.395 (6) (af), (aq), (ar), and (au),  
13 and (bq), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e), 20.465 (1)  
14 (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (4) (es), (et), (ha), and (hb) and  
15 (5) (c), (g) and (kc), and (kd), 20.855 (8) (a), and 20.867 (1) (a) and (b) and (3) (a), (b),  
16 (bm), (bp), (bq), (br), (bt), (g), (h), (i), and (q) for the payment of principal and interest  
17 on, premium due, if any, and payment due, if any, under an agreement or ancillary  
18 arrangement entered into under s. 18.06 (8) (a) relating to any public debt contracted  
19 under subchs. I and IV of ch. 18.

20 **SECTION 583g.** 20.866 (2) (s) of the statutes is amended to read:

21 20.866 (2) (s) *University of Wisconsin; academic facilities.* From the capital  
22 improvement fund, a sum sufficient for the board of regents of the University of  
23 Wisconsin System to acquire, construct, develop, enlarge or improve university  
24 academic educational facilities and facilities to support such facilities. The state may

1 contract public debt in an amount not to exceed ~~\$1,358,615,800~~ \$1,563,980,800 for  
2 this purpose.

3 **SECTION 583r.** 20.866 (2) (t) of the statutes is amended to read:

4 20.866 (2) (t) *University of Wisconsin; self-amortizing facilities.* From the  
5 capital improvement fund, a sum sufficient for the board of regents of the University  
6 of Wisconsin System to acquire, construct, develop, enlarge or improve university  
7 self-amortizing educational facilities and facilities to support such facilities. The  
8 state may contract public debt in an amount not to exceed ~~\$1,279,517,100~~  
9 \$1,364,774,600 for this purpose. Of this amount, \$4,500,000 is allocated only for the  
10 University of Wisconsin–Madison indoor practice facility for athletic programs and  
11 only at the time that ownership of the facility is transferred to the state.

12 **SECTION 473.** 20.866 (2) (ta) of the statutes is amended to read:

13 20.866 (2) (ta) *Natural resources; Warren Knowles–Gaylord Nelson*  
14 *stewardship 2000 program.* From the capital improvement fund a sum sufficient for  
15 the Warren Knowles–Gaylord Nelson stewardship 2000 program under s. 23.0917.  
16 The state may contract public debt in an amount not to exceed ~~\$572,000,000~~  
17 \$1,622,000,000 for this program. Except as provided in s. 23.0917 (4g) (b), (4m) (k),  
18 (5) and (5m), the amounts obligated, as defined in s. 23.0917 (1) (e), under this  
19 paragraph may not exceed \$46,000,000 in fiscal year 2000–01, may not exceed  
20 \$46,000,000 in fiscal year 2001–02, and may not exceed \$60,000,000 in each fiscal  
21 year beginning with fiscal year 2002–03 and ending with fiscal year 2009–10, and  
22 may not exceed \$105,000,000 in each fiscal year beginning with fiscal year 2010–11  
23 and ending with fiscal year 2019–20.

24 **SECTION 474.** 20.866 (2) (tc) of the statutes is amended to read:

1           20.866 (2) (tc) *Clean water fund program*. From the capital improvement fund,  
2 a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred  
3 to the environmental improvement fund for the purposes of the clean water fund  
4 program under ss. 281.58 and 281.59. The state may contract public debt in an  
5 amount not to exceed ~~\$637,743,200~~ \$697,643,200 for this purpose. Of this amount,  
6 the amount needed to meet the requirements for state deposits under 33 USC 1382  
7 is allocated for those deposits. Of this amount, \$8,250,000 is allocated to fund the  
8 minority business development and training program under s. 200.49 (2) (b).  
9 Moneys from this appropriation account may be expended for the purposes of s.  
10 281.57 (10m) and (10r) only in the amount by which the department of natural  
11 resources and the department of administration determine that moneys available  
12 under par. (tn) are insufficient for the purposes of s. 281.57 (10m) and (10r).

13           **SECTION 475.** 20.866 (2) (td) of the statutes is amended to read:

14           20.866 (2) (td) *Safe drinking water loan program*. From the capital  
15 improvement fund, a sum sufficient to be transferred to the environmental  
16 improvement fund for the safe drinking water loan program under s. 281.61. The  
17 state may contract public debt in an amount not to exceed ~~\$32,310,000~~ \$38,400,000  
18 for this purpose.

19           **SECTION 476.** 20.866 (2) (te) of the statutes is amended to read:

20           20.866 (2) (te) *Natural resources; nonpoint source grants*. From the capital  
21 improvement fund, a sum sufficient for the department of natural resources to  
22 provide funds for nonpoint source water pollution abatement projects under s. 281.65  
23 and to provide the grant under 2003 Wisconsin Act 33, section 9138 (3f). The state  
24 may contract public debt in an amount not to exceed ~~\$89,310,400~~ \$94,310,400 for this  
25 purpose.

1           **SECTION 477.** 20.866 (2) (tf) of the statutes is amended to read:

2           20.866 (2) (tf) *Natural resources; nonpoint source.* From the capital  
3 improvement fund, a sum sufficient for the department of natural resources to fund  
4 nonpoint source water pollution abatement projects under s. 281.65 (4c). The state  
5 may contract public debt in an amount not to exceed ~~\$4,000,000~~ \$9,500,000 for this  
6 purpose.

7           **SECTION 478.** 20.866 (2) (tg) of the statutes is amended to read:

8           20.866 (2) (tg) *Natural resources; environmental repair.* From the capital  
9 improvement fund, a sum sufficient for the department of natural resources to fund  
10 investigations and remedial action under s. 292.11 (7) (a) or 292.31 and remedial  
11 action under s. 281.83 and for payment of this state's share of environmental repair  
12 that is funded under 42 USC 6991 to 6991i or 42 USC 9601 to 9675. The state may  
13 contract public debt in an amount not to exceed ~~\$51,000,000~~ \$54,000,000 for this  
14 purpose. Of this amount, \$7,000,000 is allocated for remedial action under s. 281.83.

15           **SECTION 479.** 20.866 (2) (th) of the statutes is amended to read:

16           20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing.* From  
17 the capital improvement fund, a sum sufficient for the department of natural  
18 resources to provide cost-sharing grants for urban nonpoint source water pollution  
19 abatement and storm water management projects under s. 281.66 and to provide  
20 municipal flood control and riparian restoration cost-sharing grants under s.  
21 281.665. The state may contract public debt in an amount not to exceed ~~\$23,900,000~~  
22 \$28,600,000 for this purpose. Of this amount, \$500,000 is allocated in fiscal  
23 biennium 2001–03 for dam rehabilitation grants under s. 31.387.

24           **SECTION 480.** 20.866 (2) (ti) of the statutes is created to read:



1           20.866 (2) (ti) *Natural resources; contaminated sediment removal.* From the  
2 capital improvement fund, a sum sufficient for the department of natural resources  
3 to fund removal of contaminated sediment under s. 281.87. The state may contract  
4 public debt in an amount not to exceed \$17,000,000 for this purpose.

5           **SECTION 591m.** 20.866 (2) (tk) of the statutes is amended to read:

6           20.866 (2) (tk) *Natural resources; environmental segregated fund supported*  
7 *administrative facilities.* From the capital improvement fund, a sum sufficient for  
8 the department of natural resources to acquire, construct, develop, enlarge or  
9 improve natural resource administrative office, laboratory, equipment storage and  
10 maintenance facilities. The state may contract public debt in an amount not to  
11 exceed ~~\$7,490,000~~ \$10,339,800 for this purpose.

12           **SECTION 591p.** 20.866 (2) (tu) of the statutes is amended to read:

13           20.866 (2) (tu) *Natural resources; segregated revenue supported facilities.* From  
14 the capital improvement fund, a sum sufficient for the department of natural  
15 resources to acquire, construct, develop, enlarge or improve natural resource  
16 administrative office, laboratory, equipment storage or maintenance facilities and to  
17 acquire, construct, develop, enlarge or improve state recreation facilities and state  
18 fish hatcheries. The state may contract public debt in an amount not to exceed  
19 ~~\$55,078,100~~ \$73,277,700 for this purpose.

20           **SECTION 481.** 20.866 (2) (up) of the statutes is amended to read:

21           20.866 (2) (up) *Transportation; rail passenger route development.* From the  
22 capital improvement fund, a sum sufficient for the department of transportation to  
23 fund rail passenger route development under s. 85.061 (3). The state may contract  
24 public debt in an amount not to exceed ~~\$50,000,000~~ \$82,000,000 for this purpose. Of

1 this amount, not more than \$10,000,000 may be used to fund the purposes specified  
2 in s. 85.061 (3) (a) 2. and 3.

3 **SECTION 482.** 20.866 (2) (uup) of the statutes is amended to read:

4 20.866 (2) (uup) *Transportation; Marquette interchange and I 94 north–south*  
5 *corridor reconstruction project projects.* From the capital improvement fund, a sum  
6 sufficient for the department of transportation to fund the Marquette interchange  
7 reconstruction project under s. 84.014, as provided under s. 84.555, and the  
8 reconstruction of the I 94 north–south corridor, as provided under s. 84.555 (1m) (a).

9 The state may contract public debt in an amount not to exceed ~~\$213,100,000~~  
10 \$303,300,000 for ~~this purpose~~ these purposes.

11 **SECTION 483.** 20.866 (2) (uv) of the statutes is amended to read:

12 20.866 (2) (uv) *Transportation, harbor improvements.* From the capital  
13 improvement fund, a sum sufficient for the department of transportation to provide  
14 grants for harbor improvements. The state may contract public debt in an amount  
15 not to exceed ~~\$40,700,000~~ \$53,400,000 for this purpose.

16 **SECTION 484.** 20.866 (2) (uw) of the statutes is amended to read:

17 20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the  
18 capital improvement fund, a sum sufficient for the department of transportation to  
19 acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and  
20 loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d).  
21 The state may contract public debt in an amount not to exceed ~~\$44,500,000~~  
22 \$66,500,000 for these purposes.

23 **SECTION 595g.** 20.866 (2) (ux) of the statutes is amended to read:

24 20.866 (2) (ux) *Corrections; correctional facilities.* From the capital  
25 improvement fund, a sum sufficient for the department of corrections to acquire,

1 construct, develop, enlarge or improve adult and juvenile correctional facilities. The  
2 state may contract public debt in an amount not to exceed ~~\$801,979,400~~  
3 \$812,235,900 for this purpose.

4 **SECTION 595r.** 20.866 (2) (v) of the statutes is amended to read:

5 20.866 (2) (v) *Health and family services; mental health and secure treatment*  
6 *facilities.* From the capital improvement fund, a sum sufficient for the department  
7 of health and family services to acquire, construct, develop, enlarge or extend mental  
8 health and secure treatment facilities. The state may contract public debt in an  
9 amount not to exceed ~~\$127,761,700~~ \$172,817,700 for this purpose.

10 **SECTION 485.** 20.866 (2) (we) of the statutes is amended to read:

11 20.866 (2) (we) *Agriculture; soil and water.* From the capital improvement  
12 fund, a sum sufficient for the department of agriculture, trade and consumer  
13 protection to provide for soil and water resource management under s. 92.14. The  
14 state may contract public debt in an amount not to exceed ~~\$26,075,000~~ \$33,075,000  
15 for this purpose.

16 **SECTION 596c.** 20.866 (2) (ws) of the statutes is created to read:

17 20.866 (2) (ws) *Administration; energy conservation projects; capital*  
18 *improvement fund.* From the capital improvement fund, a sum sufficient for the  
19 department of administration to provide funding to agencies, as defined in s. 16.70  
20 (1e), for energy conservation construction projects at state facilities under the  
21 jurisdiction of the agencies pursuant to s. 16.847 (2). The state may contract public  
22 debt in an amount not exceeding \$30,000,000 for this purpose.

23 **SECTION 596e.** 20.866 (2) (y) of the statutes is amended to read:

24 20.866 (2) (y) *Building commission; housing state departments and agencies.*  
25 From the capital improvement fund, a sum sufficient to the building commission for

1 the purpose of housing state departments and agencies. The state may contract  
2 public debt in an amount not to exceed ~~\$485,015,400~~ \$554,279,900 for this purpose.

3 **SECTION 596g.** 20.866 (2) (z) (intro.) of the statutes is amended to read:

4 20.866 (2) (z) *Building commission; other public purposes.* (intro.) From the  
5 capital improvement fund, a sum sufficient to the building commission for relocation  
6 assistance and capital improvements for other public purposes authorized by law but  
7 not otherwise specified in this chapter. The state may contract public debt in an  
8 amount not to exceed ~~\$1,758,901,000~~ \$1,923,901,000 for this purpose. Of this  
9 amount:

10 **SECTION 596i.** 20.866 (2) (z) (zh) of the statutes is amended to read:

11 20.866 (2) (z) (zh) *Medical College of Wisconsin, Inc.; biomedical research and*  
12 *technology incubator.* From the capital improvement fund, a sum sufficient to  
13 provide a grant to the Medical College of Wisconsin, Inc., to aid in the construction  
14 of and installation of equipment at a biomedical research and technology incubator.  
15 The state may contract public debt in an amount not to exceed ~~\$25,000,000~~  
16 \$35,000,000 for this purpose.

17 **SECTION 596nd.** 20.866 (2) (zc) of the statutes is amended to read:

18 20.866 (2) (zc) *Administration; school educational technology infrastructure*  
19 *financial assistance.* From the capital improvement fund, a sum sufficient for the  
20 department of administration to provide educational technology infrastructure  
21 financial assistance to school districts under s. 16.995. The state may contract public  
22 debt in an amount not to exceed ~~\$90,200,000~~ \$71,911,300 for this purpose.

23 **SECTION 596np.** 20.866 (2) (z) (cm) of the statutes is amended to read:

24 20.866 (2) (z) (cm) *Administration; public library educational technology*  
25 *infrastructure financial assistance.* From the capital improvement fund, a sum

1 sufficient for the department of administration to provide educational technology  
2 infrastructure financial assistance to public library boards under s. 16.995. The  
3 state may contract public debt in an amount not to exceed ~~\$300,000~~ \$269,000 for this  
4 purpose.

5 **SECTION 596o.** 20.866 (2) (zd) of the statutes is amended to read:

6 20.866 (2) (zd) *Educational communications board; educational*  
7 *communications facilities.* From the capital improvement fund, a sum sufficient for  
8 the educational communications board to acquire, construct, develop, enlarge or  
9 improve educational communications facilities. The state may contract public debt  
10 in an amount not to exceed \$16,658,100 for this purpose before July 1, 2003, and an  
11 amount not to exceed ~~\$22,858,100~~ \$23,981,500 for this purpose on and after July 1,  
12 2003.

13 **SECTION 596q.** 20.866 (2) (zem) of the statutes is amended to read:

14 20.866 (2) (zem) *Historical society; historic records.* From the capital  
15 improvement fund, a sum sufficient for the historical society to construct a storage  
16 facility and to acquire and install systems and equipment necessary to prepare  
17 historic records for transfer to new storage facilities. The state may contract public  
18 debt in an amount not to exceed \$15,400,000 \$18,650,000 for this purpose.

19 **SECTION 596s.** 20.866 (2) (zj) of the statutes is amended to read:

20 20.866 (2) (zj) *Military affairs; armories and military facilities.* From the  
21 capital improvement fund, a sum sufficient for the department of military affairs to  
22 acquire, construct, develop, enlarge, or improve armories and other military  
23 facilities. The state may contract public debt in an amount not to exceed ~~\$27,463,900~~  
24 \$32,772,500 for this purpose.

25 **SECTION 486.** 20.866 (2) (zn) of the statutes is amended to read:

1           20.866 (2) (zn) *Veterans affairs; self-amortizing mortgage loans.* From the  
2 capital improvement fund, a sum sufficient for the department of veterans affairs for  
3 loans to veterans under s. 45.37 (6) (a). The state may contract public debt in an  
4 amount not to exceed ~~\$2,120,840,000~~ \$2,205,840,000 for this purpose.

5           **SECTION 597e.** 20.866 (2) (zp) of the statutes is amended to read:

6           20.866 (2) (zp) *Veterans affairs; self-amortizing facilities.* From the capital  
7 improvement fund, a sum sufficient for the department of veterans affairs to acquire,  
8 construct, develop, enlarge or improve facilities at state veterans homes. The state  
9 may contract public debt in an amount not to exceed ~~\$34,912,600~~ \$38,051,600 for this  
10 purpose.

11          **SECTION 597s.** 20.866 (2) (zz) of the statutes is amended to read:

12          20.866 (2) (zz) *State fair park board; self-amortizing facilities.* From the  
13 capital improvement fund, a sum sufficient to the state fair park board to acquire,  
14 construct, develop, enlarge, or improve facilities at the state fair park in West Allis.  
15 The state may contract public debt not to exceed ~~\$56,787,100~~ \$52,987,100 for this  
16 purpose.

17          **SECTION 487.** 20.867 (1) (a) of the statutes is amended to read:

18          20.867 (1) (a) *Principal repayment and interest; housing of state agencies.* A  
19 sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest  
20 costs incurred in financing the housing of state agencies and to make payments  
21 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

22          **SECTION 488.** 20.867 (1) (b) of the statutes is amended to read:

23          20.867 (1) (b) *Principal repayment and interest; capitol and executive residence.*  
24 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
25 interest costs incurred in financing building projects at the capitol and executive

1 residence and to make payments under an agreement or ancillary arrangement  
2 entered into under s. 18.06 (8) (a).

3 **SECTION 489.** 20.867 (3) (a) of the statutes is amended to read:

4 20.867 (3) (a) *Principal repayment and interest.* A sum sufficient to pay all  
5 principal repayment and interest costs on tax-supported borrowing which is not  
6 initially allocable to the respective programs and to make payments under an  
7 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

8 **SECTION 490.** 20.867 (3) (b) of the statutes is amended to read:

9 20.867 (3) (b) *Principal repayment and interest.* A sum sufficient to reimburse  
10 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
11 capital improvements for other public purposes authorized by law but not otherwise  
12 specified in this chapter and to make payments under an agreement or ancillary  
13 arrangement entered into under s. 18.06 (8) (a).

14 **SECTION 491.** 20.867 (3) (bm) of the statutes is amended to read:

15 20.867 (3) (bm) *Principal repayment, interest, and rebates; HR Academy, Inc.*  
16 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
17 interest costs incurred in financing the construction of a youth and family center for  
18 HR Academy, Inc., in the city of Milwaukee, and to make the payments determined  
19 by the building commission under s. 13.488 (1) (m) that are attributable to the  
20 proceeds of obligations incurred in financing the construction of a youth and family  
21 center for the HR Academy, Inc., and to make payments under an agreement or  
22 ancillary arrangement entered into under s. 18.06 (8) (a).

23 **SECTION 492.** 20.867 (3) (bp) of the statutes is amended to read:

24 20.867 (3) (bp) *Principal repayment, interest and rebates.* A sum sufficient to  
25 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred

1 in financing the construction of a Swiss cultural center in the village of New Glarus,  
2 and to make the payments determined by the building commission under s. 13.488  
3 (1) (m) that are attributable to the proceeds of obligations incurred in financing the  
4 construction of a Swiss cultural center in the village of New Glarus, and to make  
5 payments under an agreement or ancillary arrangement entered into under s. 18.06  
6 (8) (a).

7 **SECTION 493.** 20.867 (3) (bq) of the statutes is amended to read:

8 20.867 (3) (bq) *Principal repayment, interest and rebates; children's research*  
9 *institute.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
10 and interest costs incurred in financing the construction of a children's research  
11 institute in the city of Wauwatosa, to make the payments determined by the building  
12 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
13 obligations incurred in financing the construction of the institute, and to make  
14 payments under an agreement or ancillary arrangement entered into under s. 18.06  
15 (8) (a).

16 **SECTION 494.** 20.867 (3) (br) of the statutes is amended to read:

17 20.867 (3) (br) *Principal repayment, interest and rebates.* A sum sufficient to  
18 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
19 in financing the construction of the youth activities center specified in s. 13.48 (34),  
20 and to make the payments determined by the building commission under s. 13.488  
21 (1) (m) that are attributable to the proceeds of obligations incurred in financing the  
22 construction of that the youth activities center, and to make payments under an  
23 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

24 **SECTION 495.** 20.867 (3) (bt) of the statutes is amended to read:



1           20.867 (3) (bt) *Principal repayment, interest, and rebates; Discovery Place*  
2 *museum.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
3 and interest costs incurred in financing the construction grant under s. 13.48 (32r),  
4 ~~and~~ to make the payments determined by the building commission under s. 13.488  
5 (1) (m) that are attributable to the proceeds of obligations incurred in financing the  
6 construction grant under s. 13.48 (32r), and to make payments under an agreement  
7 or ancillary arrangement entered into under s. 18.06 (8) (a).

8           **SECTION 496.** 20.867 (3) (g) of the statutes is amended to read:

9           20.867 (3) (g) *Principal repayment, interest and rebates; program revenues.*  
10 From the appropriate program revenue accounts, a sum sufficient to pay all principal  
11 and interest costs on self–amortizing borrowing issued under s. 20.866 (2) which are  
12 not initially allocable to the respective programs ~~and~~, to make any payments  
13 determined by the building commission under s. 13.488 (1) (m) on the proceeds of  
14 such borrowing, and to make payments under an agreement or ancillary  
15 arrangement entered into under s. 18.06 (8) (a).

16           **SECTION 497.** 20.867 (3) (h) of the statutes is amended to read:

17           20.867 (3) (h) *Principal repayment, interest, and rebates.* A sum sufficient to  
18 guarantee full payment of principal and interest costs for self–amortizing or  
19 partially self–amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (1) (j),  
20 20.285 (1) (im), (je), (jq), (kd), (km), and (ko), 20.370 (7) (eq) ~~and~~, 20.485 (1) (go), and  
21 20.505 (5) (kd) if moneys available in those appropriations are insufficient to make  
22 full payment, ~~and~~ to make full payment of the amounts determined by the building  
23 commission under s. 13.488 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245  
24 (1) (j), 20.285 (1) (im), (je), (jq), (kd), (km), or (ko), ~~or~~ 20.485 (1) (go), or 20.505 (5) (kd)  
25 is insufficient to make full payment of those amounts, and to make payments under

1 an agreement or ancillary arrangement entered into under s. 18.06 (8) (a). All  
2 amounts advanced under the authority of this paragraph shall be repaid to the  
3 general fund whenever the balance of the appropriation for which the advance was  
4 made is sufficient to meet any portion of the amount advanced. The department of  
5 administration may take whatever action is deemed necessary including the making  
6 of transfers from program revenue appropriations and corresponding appropriations  
7 from program receipts in segregated funds and including actions to enforce  
8 contractual obligations that will result in additional program revenue for the state,  
9 to ensure recovery of the amounts advanced.

10 **SECTION 498.** 20.867 (3) (i) of the statutes is amended to read:

11 20.867 (3) (i) *Principal repayment, interest and rebates; capital equipment.* A  
12 sum sufficient to pay principal and interest on public debt contracted under s. 20.866  
13 (2) (ym) ~~and~~, to make the payments determined by the building commission under  
14 s. 13.488 (1) (m) that are attributable to the proceeds of obligations contracted under  
15 s. 20.866 (2) (ym) for programs financed from program revenue or program  
16 revenue–service appropriations, and to make payments under an agreement or  
17 ancillary arrangement entered into under s. 18.06 (8) (a). All payments under this  
18 paragraph shall be repaid to the general fund from the revenues of state agencies for  
19 which capital equipment is financed under s. 20.866 (2) (ym).

20 **SECTION 499.** 20.867 (3) (q) of the statutes is amended to read:

21 20.867 (3) (q) *Principal repayment and interest; segregated revenues.* From the  
22 appropriate segregated funds, a sum sufficient to pay all principal and interest costs  
23 on self–amortizing borrowing issued under s. 20.866 (2) which are not initially  
24 allocable to the respective programs and to make payments under an agreement or  
25 ancillary arrangement entered into under s. 18.06 (8) (a).

1           **SECTION 500.** 20.907 (5) (e) 6. of the statutes is amended to read:

2           20.907 **(5)** (e) 6. Advances from ~~child-caring institutions~~ residential care  
3 centers for children and youth and counties and moneys receivable from counties  
4 under s. ~~46.037~~ 49.343.

5           **SECTION 501.** 20.921 (2) (a) of the statutes is amended to read:

6           20.921 **(2)** (a) Whenever it becomes necessary in pursuance of any federal or  
7 state law or court-ordered assignment of income under s. 46.10 (14) (e), 49.345 (14)  
8 (e), 301.12 (14) (e), 767.225 (1) (L), 767.513 (3), or 767.75 to make deductions from  
9 the salaries of state officers or employees or employees of the University of Wisconsin  
10 Hospitals and Clinics Authority, the state agency or authority by which the officers  
11 or employees are employed is responsible for making ~~such~~ those deductions and  
12 paying over the total thereof of those deductions for the purposes provided by the  
13 laws or orders under which they were made.

14           **SECTION 502.** 20.923 (4) (b) 7. of the statutes is amended to read:

15           20.923 **(4)** (b) 7. ~~Sentencing commission; executive~~ Bureau of criminal justice  
16 research; staff director.

17           **SECTION 503.** 20.923 (4) (d) 7. of the statutes is renumbered 20.923 (4) (f) 7t.

18           **SECTION 504.** 20.923 (4) (d) 10s. of the statutes is renumbered 20.923 (4) (f) 8m.

19           **SECTION 505.** 20.923 (4) (e) 5. of the statutes is renumbered 20.923 (4) (f) 7v.

20           **SECTION 619m.** 20.923 (4) (e) 6. of the statutes is repealed.

21           **SECTION 506.** 20.923 (4) (e) 7. of the statutes is renumbered 20.923 (4) (f) 8e.

22           **SECTION 507.** 20.923 (4) (e) 10. of the statutes is renumbered 20.923 (4) (f) 8h.

23           **SECTION 508.** 20.923 (4) (f) 2d. of the statutes is created to read:

24           20.923 **(4)** (f) 2d. Children and families, department of: secretary.

25           **SECTION 509.** 20.923 (4) (f) 2g. of the statutes is renumbered 20.923 (4) (h) 2g.

1           **SECTION 510.** 20.923 (4) (f) 4. of the statutes is renumbered 20.923 (4) (g) 6.

2           **SECTION 511.** 20.923 (4) (h) 5. of the statutes is created to read:

3           20.923 **(4)** (h) 5. Health and family services, department of: secretary.

4           **SECTION 512.** 20.923 (4) (i) of the statutes is repealed.

5           **SECTION 513.** 20.923 (6) (bd) of the statutes is amended to read:

6           20.923 **(6)** (bd) ~~Health and family services~~ Children and families, department  
7 of: director of the office of urban development.

8           **SECTION 628m.** 20.923 (6) (d) of the statutes is amended to read:

9           20.923 **(6)** (d) Judicial council: attorney, technical and clerical help.

10          **SECTION 514.** 20.923 (6) (hr) of the statutes is amended to read:

11          20.923 **(6)** (hr) ~~Sentencing commission~~ Bureau of criminal justice research:  
12 deputy staff director.

13          **SECTION 515.** 20.923 (12) of the statutes is amended to read:

14          20.923 **(12)** OTHER DEPARTMENT OF REGULATION AND LICENSING POSITIONS. The  
15 salaries for division administrators and bureau directors appointed under s. 440.04  
16 **(6)** shall not exceed the maximum of the salary range for executive salary group 4 3.

17          **SECTION 516.** 20.927 (1m) of the statutes is amended to read:

18          20.927 **(1m)** Except as provided under subs. (2) and (3), no funds of this state  
19 or of any county, city, village, town or ~~family~~ long-term care district under s. 46.2895  
20 or of any subdivision or agency of this state or of any county, city, village or town and  
21 no federal funds passing through the state treasury shall be authorized for or paid  
22 to a physician or surgeon or a hospital, clinic or other medical facility for the  
23 performance of an abortion.

24          **SECTION 517.** 20.9275 (1) (b) of the statutes is amended to read:

1           20.9275 (1) (b) “Local governmental unit” means a city, village, town, county  
2 or family long-term care district under s. 46.2895 or an agency or subdivision of a  
3 city, village, town, or county.

4           **SECTION 518.** 20.9275 (2) (intro.) of the statutes is amended to read:

5           20.9275 (2) (intro.) No state agency or local governmental unit may authorize  
6 payment of funds of this state, of any local governmental unit or, subject to sub. (3m),  
7 of federal funds passing through the state treasury as a grant, subsidy or other  
8 funding that wholly or partially or directly or indirectly involves pregnancy  
9 programs, projects or services, that is a grant, subsidy or other funding under s.  
10 ~~46.99, 46.995, 48.487, 48.545,~~ 253.05, 253.07, 253.08, or 253.085 or 42 USC 701 to  
11 710, if any of the following applies:

12           **SECTION 519.** 20.931 of the statutes is created to read:

13           **20.931 False claims for medical assistance; actions by or on behalf of**  
14 **state. (1)** In this section:

15           (b) “Claim” includes any request or demand for medical assistance made to any  
16 officer, employee, or agent of this state.

17           (c) “Employer” includes all agencies and authorities.

18           (d) “Knowingly” means, with respect to information, having actual knowledge  
19 of the information, acting in deliberate ignorance of the truth or falsity of the  
20 information, or acting in reckless disregard of the truth or falsity of the information.  
21 “Knowingly” does not mean specifically intending to defraud.

22           (dm) “Medical assistance” has the meaning given under s. 49.43 (8).

23           (e) “Proceeds” includes damages, civil penalties, surcharges, payments for costs  
24 of compliance, and any other economic benefit realized by this state as a result of an  
25 action or settlement of a claim.

1 (f) “State public official” has the meaning given in s. 19.42 (14).

2 (2) Except as provided in sub. (3), any person who does any of the following is  
3 liable to this state for 3 times the amount of the damages sustained by this state  
4 because of the actions of the person, and shall forfeit not less than \$5,000 nor more  
5 than \$10,000 for each violation:

6 (a) Knowingly presents or causes to be presented to any officer, employee, or  
7 agent of this state a false claim for medical assistance .

8 (b) Knowingly makes, uses, or causes to be made or used a false record or  
9 statement to obtain approval or payment of a false claim for medical assistance.

10 (c) Conspires to defraud this state by obtaining allowance or payment of a false  
11 claim for medical assistance, or by knowingly making or using, or causing to be made  
12 or used, a false record or statement to conceal, avoid, or decrease an obligation to pay  
13 or transmit money or property to the Medical Assistance program.

14 (g) Knowingly makes, uses, or causes to be made or used a false record or  
15 statement to conceal, avoid, or decrease any obligation to pay or transmit money or  
16 property to the Medical Assistance program.

17 (h) Is a beneficiary of the submission of a false claim for medical assistance to  
18 any officer, employee, or agent of this state, knows that the claim is false, and fails  
19 to disclose the false claim to this state within a reasonable time after the person  
20 becomes aware that the claim is false.

21 (3) The court may assess against a person who violates sub. (2) not less than  
22 2 nor more than 3 times the amount of the damages sustained by the state because  
23 of the acts of the person, and shall not assess any forfeiture, if the court finds all of  
24 the following:

1           (a) The person who commits the acts furnished the attorney general with all  
2 information known to the person about the acts within 30 days after the date on  
3 which the person obtained the information.

4           (b) The person fully cooperated with any investigation of the acts by this state.

5           (c) At the time that the person furnished the attorney general with information  
6 concerning the acts, no criminal prosecution or civil or administrative enforcement  
7 action had been commenced with respect to any such act, and the person did not have  
8 actual knowledge of the existence of any investigation into any such act.

9           **(5)** (a) Except as provided in subs. (10) and (12), any person may bring a civil  
10 action as a qui tam plaintiff against a person who commits an act in violation of sub.  
11 (2) for the person and the state in the name of the state.

12           (b) The plaintiff shall serve upon the attorney general a copy of the complaint  
13 and documents disclosing substantially all material evidence and information that  
14 the person possesses. The plaintiff shall file a copy of the complaint with the court  
15 for inspection in camera. Except as provided in par. (c), the complaint shall remain  
16 under seal for a period of 60 days from the date of filing, and shall not be served upon  
17 the defendant until the court so orders. Within 60 days from the date of service upon  
18 the attorney general of the complaint, evidence, and information under this  
19 paragraph, the attorney general may intervene in the action.

20           (c) The attorney general may, for good cause shown, move the court for one or  
21 more extensions of the period during which a complaint in an action under this  
22 subsection remains under seal.

23           (d) Before the expiration of the period during which the complaint remains  
24 under seal, the attorney general shall do one of the following:

1           1. Proceed with the action or an alternate remedy under sub. (10), in which case  
2 the action or proceeding under sub. (10) shall be prosecuted by the state.

3           2. Notify the court that he or she declines to proceed with the action, in which  
4 case the person bringing the action may proceed with the action.

5           (e) If a person brings a valid action under this subsection, no person other than  
6 the state may intervene or bring a related action while the original action is pending  
7 based upon the same facts underlying the pending action.

8           (f) In any action or other proceeding under sub. (10) brought under this  
9 subsection, the plaintiff is required to prove all essential elements of the cause of  
10 action or complaint, including damages, by a preponderance of the evidence.

11           **(6)** If the state proceeds with an action under sub. (5) or an alternate remedy  
12 under sub. (10), the state has primary responsibility for prosecuting the action or  
13 proceeding under sub. (10). The state is not bound by any act of the person bringing  
14 the action, but that person has the right to continue as a party to the action, subject  
15 to the limitations under sub. (7).

16           **(7)** (a) The state may move to dismiss an action under sub. (5) or an  
17 administrative proceeding under sub. (10) to which the state is a party for good cause  
18 shown, notwithstanding objection of the person bringing the action, if that person is  
19 served with a copy of the state's motion and is provided with an opportunity to oppose  
20 the motion before the court or the administrative agency before which the proceeding  
21 is conducted.

22           (b) With the approval of the governor, the attorney general may compromise  
23 and settle an action under sub. (5) or an administrative proceeding under sub. (10)  
24 to which the state is a party, notwithstanding objection of the person bringing the  
25 action, if the court determines, after affording to the person bringing the action the



1 right to a hearing at which the person is afforded the opportunity to present evidence  
2 in opposition to the proposed settlement, that the proposed settlement is fair,  
3 adequate, and reasonable considering the relevant circumstances pertaining to the  
4 violation.

5 (c) Upon a showing by the state that unrestricted participation in the  
6 prosecution of an action under sub. (5) or an alternate proceeding to which the state  
7 is a party by the person bringing the action would interfere with or unduly delay the  
8 prosecution of the action or proceeding, or would result in consideration of  
9 repetitious or irrelevant evidence or evidence presented for purposes of harassment,  
10 the court may limit the person's participation in the prosecution, such as:

- 11 1. Limiting the number of witnesses that the person may call.
- 12 2. Limiting the length of the testimony of the witnesses.
- 13 3. Limiting the cross-examination of witnesses by the person.
- 14 4. Otherwise limiting the participation by the person in the prosecution of the  
15 action or proceeding.

16 (d) Upon showing by a defendant that unrestricted participation in the  
17 prosecution of an action under sub. (5) or alternate proceeding under sub. (10) to  
18 which the state is a party by the person bringing the action would result in  
19 harassment or would cause the defendant undue burden or unnecessary expense, the  
20 court may limit the person's participation in the prosecution.

21 **(8)** Except as provided in sub. (7), if the state elects not to participate in an  
22 action filed under sub. (5), the person bringing the action may prosecute the action.  
23 If the attorney general so requests, the attorney general shall, at the state's expense,  
24 be served with copies of all pleadings and deposition transcripts in the action. If the  
25 person bringing the action initiates prosecution of the action, the court, without

1 limiting the status and rights of that person, may permit the state to intervene at a  
2 later date upon showing by the state of good cause for the proposed intervention.

3 **(9)** Whether or not the state participates in an action under sub. (5), upon  
4 showing in camera by the attorney general that discovery by the person bringing the  
5 action would interfere with the state's ongoing investigation or prosecution of a  
6 criminal or civil matter arising out of the same facts as the facts upon which the  
7 action is based, the court may stay such discovery in whole or in part for a period of  
8 not more than 60 days. The court may extend the period of any such stay upon  
9 further showing in camera by the attorney general that the state has pursued the  
10 criminal or civil investigation of the matter with reasonable diligence and the  
11 proposed discovery in the action brought under sub. (5) will interfere with the  
12 ongoing criminal or civil investigation or prosecution.

13 **(10)** The attorney general may pursue a claim relating to an alleged violation  
14 of sub. (2) through an alternate remedy available to the state or any state agency,  
15 including an administrative proceeding to assess a civil forfeiture. If the attorney  
16 general elects any such alternate remedy, the attorney general shall serve timely  
17 notice of his or her election upon the person bringing the action under sub. (5), and  
18 that person has the same rights in the alternate venue as the person would have had  
19 if the action had continued under sub. (5). Any finding of fact or conclusion of law  
20 made by a court or by a state agency in the alternate venue that has become final is  
21 conclusive upon all parties named in an action under sub. (5). For purposes of this  
22 subsection, a finding or conclusion is final if it has been finally determined on appeal,  
23 if all time for filing an appeal or petition for review with respect to the finding or  
24 conclusion has expired, or if the finding or conclusion is not subject to judicial review.

1           **(11)** (a) Except as provided in pars. (b) and (e), if the state proceeds with an  
2 action brought by a person under sub. (5) or the state pursues an alternate remedy  
3 relating to the same acts under sub. (10), the person who brings the action shall  
4 receive at least 15 percent but not more than 25 percent of the proceeds of the action  
5 or settlement of the claim, depending upon the extent to which the person  
6 contributed to the prosecution of the action or claim.

7           (b) Except as provided in par. (e), if an action or claim is one in which the court  
8 or other adjudicator finds to be based primarily upon disclosures of specific  
9 information not provided by the person who brings an action under sub. (5) relating  
10 to allegations or transactions specifically in a criminal, civil, or administrative  
11 hearing, or in a legislative or administrative report, hearing, audit, or investigation,  
12 or report made by the news media, the court or other adjudicator may award such  
13 amount as it considers appropriate, but not more than 10 percent of the proceeds of  
14 the action or settlement of the claim, depending upon the significance of the  
15 information and the role of the person bringing the action in advancing the  
16 prosecution of the action or claim.

17           (c) Except as provided in par. (e), in addition to any amount received under par.  
18 (a) or (b), a person bringing an action under sub. (5) shall be awarded his or her  
19 reasonable expenses necessarily incurred in bringing the action together with the  
20 person's costs and reasonable actual attorney fees. The court or other adjudicator  
21 shall assess any award under this paragraph against the defendant.

22           (d) Except as provided in par. (e), if the state does not proceed with an action  
23 or an alternate proceeding under sub. (10), the person bringing the action shall  
24 receive an amount that the court decides is reasonable for collection of the civil  
25 penalty and damages. The amount shall be not less than 25 percent and not more

1 than 30 percent of the proceeds of the action and shall be paid from the proceeds. In  
2 addition, the person shall be paid his or her expenses, costs, and fees under par. (c).

3 (e) Whether or not the state proceeds with the action or an alternate proceeding  
4 under sub. (10), if the court or other adjudicator finds that an action under sub. (5)  
5 was brought by a person who planned or initiated the violation upon which the action  
6 or proceeding is based, then the court may, to the extent that the court considers  
7 appropriate, reduce the share of the proceeds of the action that the person would  
8 otherwise receive under par. (a), (b), or (d), taking into account the role of that person  
9 in advancing the prosecution of the action or claim and any other relevant  
10 circumstance pertaining to the violation, except that if the person bringing the action  
11 is convicted of criminal conduct arising from his or her role in a violation of sub. (2),  
12 the court or other adjudicator shall dismiss the person as a party and the person shall  
13 not receive any share of the proceeds of the action or claim or any expenses, costs, and  
14 fees under par. (c).

15 (12) (a) No court has jurisdiction over an action brought by a private person  
16 under sub. (5) against a state public official if the action is based upon information  
17 known to the attorney general at the time that the action is brought.

18 (b) No person may bring an action under sub. (5) that is based upon allegations  
19 or transactions that are the subject of a civil action or an administrative proceeding  
20 to assess a civil forfeiture in which the state is a party if that action or proceeding  
21 was commenced prior to the date that the action is filed.

22 (13) The state is not liable for any expenses incurred by a private person in  
23 bringing an action under sub. (5).

24 (14) Any employee who is discharged, demoted, suspended, threatened,  
25 harassed, or in any other manner discriminated against by his or her employer

1 because of lawful actions taken by the employee, on behalf of the employee, or by  
2 others in furtherance of an action or claim filed under this section, including  
3 investigation for, initiation of, testimony for, or assistance in an action or claim filed  
4 or to be filed under sub. (5) is entitled to all necessary relief to make the employee  
5 whole. Such relief shall in each case include reinstatement with the same seniority  
6 status that the employee would have had but for the discrimination, 2 times the  
7 amount of back pay, interest on the back pay at the legal rate, and compensation for  
8 any special damages sustained as a result of the discrimination, including costs and  
9 reasonable actual attorney fees. An employee may bring an action to obtain the relief  
10 to which the employee is entitled under this subsection.

11 (15) A civil action may be brought based upon acts occurring prior to the  
12 effective date of this subsection .... [revisor inserts date], if the action is brought  
13 within the period specified in s. 893.981.

14 (16) A judgment of guilty entered against a defendant in a criminal action in  
15 which the defendant is charged with fraud or making false statements estops the  
16 defendant from denying the essential elements of the offense in any action under sub.  
17 (5) that involves the same elements as in the criminal action.

18 (17) The remedies provided for under this section are in addition to any other  
19 remedies provided for under any other law or available under the common law.

20 (18) This section shall be liberally construed and applied to promote the public  
21 interest and to effect the congressional intent in enacting 31 USC 3279 to 3733, as  
22 reflected in the act and the legislative history of the act.

23 **SECTION 635m.** 21.37 of the statutes is amended to read:

24 **21.37 The Wisconsin code of military justice.** The Wisconsin code of  
25 military justice as created by chapter 20, laws of 1969, shall govern the conduct of

1 all members of the national guard and any other military force organized under the  
2 laws of this state. The ~~revisor of statutes~~ legislative reference bureau shall not print  
3 the Wisconsin code of military justice in the statutes.

4 **SECTION 520.** 23.09 (19) (d) of the statutes is amended to read:

5 23.09 (19) (d) Grants Except as provided in s. 23.096 (2m), grants under this  
6 subsection shall be for up to 50% of the acquisition costs of the land or the rights in  
7 land for the urban green space. The governmental unit is responsible for the  
8 remainder of the acquisition costs.

9 **SECTION 521.** 23.09 (20) (b) of the statutes is amended to read:

10 23.09 (20) (b) State Except as provided in s. 23.096 (2m), state aid under this  
11 subsection is limited to no more than 50% of the acquisition costs and the  
12 development costs of recreation lands and other outdoor recreation facilities. Costs  
13 associated with operation and maintenance of parks and other outdoor recreational  
14 facilities established under this subsection are not eligible for state aid.  
15 Administrative costs of acquiring lands or land rights are not included in the  
16 acquisition costs eligible for state aid under this subsection. Title to lands or rights  
17 in lands acquired by a municipality under this subsection shall vest in the  
18 municipality, but such land shall not be converted to uses inconsistent with this  
19 subsection without prior approval of the state and proceeds from the sale or other  
20 disposal of such lands shall be used to promote the objectives of this subsection.

21 **SECTION 522.** 23.09 (20m) (b) of the statutes is amended to read:

22 23.09 (20m) (b) The department shall establish a program to award grants  
23 from the appropriation under s. 20.866 (2) (ta) to governmental units and nonprofit  
24 conservation organizations to acquire development rights in land for nature-based

1 outdoor recreation. The Except as provided s. 23.096 (2m), the grants shall be limited  
2 to no more than 50% of the acquisition costs of the development rights.

3 **SECTION 638m.** 23.0912 of the statutes is created to read:

4 **23.0912 Contracts for land management; reports. (1)** The department  
5 may contract with nonprofit conservation organizations, as defined in s. 23.0955 (1),  
6 and with private companies to perform land management activities on department  
7 land, as defined in s. 23.0917 (1) (c).

8 **(2)** The department shall prepare, for the joint committee on finance, an annual  
9 report concerning any contracts into which the department enters under sub. (1)  
10 during each fiscal year. For each contract entered, the report shall include  
11 information concerning the cost of the contract, the activities performed under the  
12 contract, and an assessment of the cost-effectiveness of the contract. The  
13 department shall submit the report to the committee no later than November 15 for  
14 the preceding fiscal year, and shall submit the first report no later than November  
15 15, 2008.

16 **SECTION 523.** 23.0917 (3) (a) of the statutes is amended to read:

17 23.0917 **(3)** (a) Beginning with fiscal year 2000–01 and ending with fiscal year  
18 ~~2009–10~~ 2019–20, the department may obligate moneys under the subprogram for  
19 land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and  
20 grants for these purposes under s. 23.096, except as provided under ss. 23.197 (2m),  
21 (3m) (b), (7m), and (8) and 23.198 (1) (a).

22 **SECTION 524.** 23.0917 (3) (bm) of the statutes is amended to read:

23 23.0917 **(3)** (bm) During the period beginning with fiscal year 2001–02 and  
24 ending with fiscal year ~~2009–10~~ 2019–20, in obligating money under the subprogram  
25 for land acquisition, the department shall set aside not less than a total of \$ 2,000,000

1 that may be obligated only to provide matching funds for grants awarded to the  
2 department for the purchase of land or easements under 16 USC 2103c.

3 **SECTION 525.** 23.0917 (3) (br) of the statutes is created to read:

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

9 **SECTION 526.** 23.0917 (3) (dm) 3. of the statutes is created to read:

10 23.0917 (3) (dm) 3. For each fiscal year beginning with 2010–11 and ending  
11 with fiscal year 2019–20, \$79,000,000.

12 **SECTION 527.** 23.0917 (4) (a) of the statutes is amended to read:

13 23.0917 (4) (a) Beginning with fiscal year 2000–01 and ending with fiscal year  
14 ~~2009–10~~ 2019–20, the department may obligate moneys under the subprogram for  
15 property development and local assistance. Moneys obligated under this  
16 subprogram may be only used for nature–based outdoor recreation, except as  
17 provided under par. (cm).

18 **SECTION 528.** 23.0917 (4) (d) 1. of the statutes is amended to read:

19 23.0917 (4) (d) 1. The department may obligate not more than \$11,500,000 in  
20 fiscal year 2000–01 and not more than \$11,500,000 in fiscal year 2001–02 under the  
21 subprogram except as provided in sub. (5). For each fiscal year beginning with  
22 2002–03 and ending with fiscal year 2009–10, the department may obligate not more  
23 than \$15,000,000 under the subprogram except as provided in sub. (5). For each  
24 fiscal year beginning with 2010–11 and ending with fiscal year 2019–20, the



1 department may obligate not more than \$26,000,000 under the subprogram except  
2 as provided in sub. (5).

3 **SECTION 529.** 23.0917 (4) (d) 2. of the statutes is amended to read:

4 23.0917 (4) (d) 2. The Beginning with fiscal year 2000–01 and ending with  
5 fiscal year 2009–10, the department may obligate not more than \$8,000,000 in each  
6 fiscal year for local assistance.

7 **SECTION 530.** 23.0917 (4) (d) 2m. of the statutes is created to read:

8 23.0917 (4) (d) 2m. Beginning with fiscal year 2010–11 and ending with fiscal  
9 year 2019–20, the department may not obligate more than \$14,000,000 in each fiscal  
10 year for local assistance.

11 **SECTION 531.** 23.0917 (7) (a) of the statutes is amended to read:

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

18 **SECTION 647m.** 23.0917 (9) of the statutes is created to read:

19 23.0917 (9) REPORTING REQUIREMENT. The department shall prepare an annual  
20 report that identifies each stewardship grant awarded for the acquisition of  
21 development rights in land during each fiscal year. For each grant, the report shall  
22 name each county and each city, village, or town in which the land subject to the  
23 development rights is located; shall specify the location and number of acres subject  
24 to the development rights; and shall give a summary of the terms of agreement  
25 conveying the development rights. The department shall submit the report to the

1 joint committee on finance and to the appropriate standing committees of the  
2 legislature in the manner provided under s. 13.172 (3). The department shall submit  
3 the report no later than November 15 for the preceding fiscal year, and shall submit  
4 the first report no later than November 15, 2008.

5 **SECTION 532.** 23.0917 (12) of the statutes is amended to read:

6 23.0917 **(12)** EXPENDITURES AFTER JUNE 30, ~~2010~~ 2020. If the remaining bonding  
7 authority for a subprogram under sub. (3) or (4) on June 30, ~~2010~~ 2020, is an amount  
8 greater than zero, the department may expend any portion of this remaining bonding  
9 authority for that subprogram in one or more subsequent fiscal years.

10 **SECTION 533.** 23.092 (1) of the statutes is renumbered 23.092 (1m).

11 **SECTION 534.** 23.092 (1b) of the statutes is created to read:

12 23.092 **(1b)** In this section, “nonprofit conservation organization” has the  
13 meaning given in s. 23.0955 (1).

14 **SECTION 535.** 23.092 (2) of the statutes is amended to read:

15 23.092 **(2)** For each area designated under sub. ~~(1)~~ (1m), the department shall  
16 prepare a plan, based upon the specific qualities of the area designated, that is  
17 designed to protect, enhance or restore the habitat in the designated area. After  
18 preparation of a plan for a designated area, the department shall encourage  
19 landowners to use specific management practices that are designed to implement the  
20 plan.

21 **SECTION 536.** 23.092 (4) of the statutes is amended to read:

22 23.092 **(4)** The department may share the costs of implementing land  
23 management practices with landowners, or with nonprofit conservation  
24 organizations that are qualified to enhance wildlife-based recreation if these  
25 organizations have the landowner’s permission to implement the practices. The

1 department may share the costs of acquiring easements for habitat areas with  
2 landowners or with these nonprofit conservation organizations. If the funding for  
3 cost-sharing under this subsection will be expended from the appropriation under  
4 s. 20.866 (2) (ta), the amount expended for the cost-sharing may not exceed 50% of  
5 the cost of the management practices or of the acquisition costs for the easement  
6 except as provided in s. 23.096 (2m).

7 **SECTION 537.** 23.094 (3m) of the statutes is amended to read:

8 23.094 **(3m)** LIMITS. ~~A~~ Except as provided in s. 23.096 (2m), a grant under sub.  
9 (3g) may not exceed 50% of the acquisition costs for the land or the easement.

10 **SECTION 538.** 23.0953 of the statutes is created to read:

11 **23.0953 Grants to counties for land acquisition. (1)** In this section,  
12 “nature-based outdoor recreation” has the meaning given by the department by rule  
13 under s. 23.0917 (4) (f).

14 **(2)** Beginning with fiscal year 2010–11 and ending with fiscal year 2019–20,  
15 the department shall establish a program from the appropriation under s. 20.866 (2)  
16 (ta) to make grants to counties to acquire land for nature-based outdoor recreation.  
17 For purposes of s. 23.0917, moneys provided from the appropriation under s. 20.866  
18 (2) (ta) shall be treated as moneys obligated from the subprogram under s. 23.0917  
19 (3).

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

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

1           **SECTION 539.** 23.096 (2) (b) of the statutes is amended to read:

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

4           **SECTION 540.** 23.096 (2m) of the statutes is created to read:

5           23.096 (2m) Notwithstanding sub. (2) (b), in each fiscal year beginning with  
6 fiscal year 2010–11 and ending with fiscal year 2019–20, the department may award  
7 grants under this section that equal up to 75 percent of the acquisition costs of the  
8 property if the natural resources board determines that all of the following apply:

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

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

14           (c) That sufficient bonding authority remains in the amount set aside under s.  
15 23.0917 (3) (br) for that fiscal year after awarding grants to nonprofit conservation  
16 organizations that meet the matching requirement under sub. (2) (b).

17           **SECTION 541.** 23.15 (1) of the statutes is amended to read:

18           23.15 (1) The natural resources board may sell, at public or private sale, lands  
19 and structures owned by the state under the jurisdiction of the department of natural  
20 resources, except central or district office facilities, when the natural resources board  
21 determines that said lands are no longer necessary for the state's use for  
22 conservation purposes and, if real property, the real property is not the subject of a  
23 petition under s. 560.9810 (2).

24           **SECTION 542.** 23.197 (10) of the statutes is created to read:

1           23.197 **(10)** MIRROR LAKE; BOATING ACCESS. From the appropriation under s.  
2           20.866 (2) (ta), the department shall provide funding in an amount not to exceed  
3           \$1,000,000 to improve navigability for recreational boating in Mirror Lake in Sauk  
4           County and in the streams flowing into the lake. For the purposes of s. 23.0917,  
5           moneys provided under this subsection from the appropriation under s. 20.866 (2)  
6           (ta) shall be treated as moneys obligated under either or both of the subprograms  
7           under s. 23.0917 (3) and (4).

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

9           23.197 **(11)** JERSEY VALLEY LAKE. From the appropriation under s. 20.866 (2)  
10          (ta), the department shall provide funding in an amount not to exceed \$500,000 to  
11          Vernon County to restore Jersey Valley Lake. The funding authorized under this  
12          subsection shall be in a manner that, for every \$1 expended by Vernon County for the  
13          repairs and installation, the department shall provide \$3. For purposes of s. 23.0917,  
14          moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as  
15          moneys obligated from either or both of the subprograms under s. 23.0917 (3) and (4).

16          **SECTION 658m.** 23.197 (12) of the statutes is created to read:

17          23.197 **(12)** MILWAUKEE METROPOLITAN SEWERAGE DISTRICT; FLOOD MANAGEMENT.  
18          From the appropriation under s. 20.866 (2) (ta), the department shall provide  
19          funding in an amount not to exceed \$1,000,000 to a nationwide nonprofit  
20          conservation organization dedicated to land and water resource preservation to  
21          acquire land for a flood management program conducted by the Milwaukee  
22          Metropolitan Sewerage District and for habitat restoration on the acquired land.  
23          The funding authorized under this subsection shall be in a manner that, for every  
24          \$1 expended by the nationwide nonprofit conservation organization for the land  
25          acquisition, the department shall provide \$3. For purposes of s. 23.0917, moneys

1 provided from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys  
2 obligated from either or both of the subprograms under s. 23.0917 (3) and (4).

3 **SECTION 658r.** 23.197 (13) of the statutes is created to read:

4 23.197 (13) GREEN BAY; RECREATIONAL TRAIL. From the appropriation under s.  
5 20.866 (2) (ta), the department shall provide funding in an amount not to exceed  
6 \$875,800 to the city of Green Bay to acquire land for a bicycle and pedestrian trail.  
7 The funding authorized under this subsection shall be in a manner that, for every  
8 \$1 expended by the city of Green Bay for the land acquisition, the department shall  
9 provide \$3. For purposes of s. 23.0917, moneys provided from the appropriation  
10 under s. 20.866 (2) (ta) shall be treated as moneys obligated from either or both of the  
11 subprograms under s. 23.0917 (3) and (4).

12 **SECTION 543.** 23.1985 of the statutes is amended to read:

13 **23.1985 Acquisition of certain public lands.** Beginning in fiscal year  
14 2006–07 and ending in fiscal year ~~2009–10~~ 2019–20, from the appropriation under  
15 s. 20.866 (2) (ta), the department shall set aside \$2,000,000 in each fiscal year that  
16 may be obligated only to acquire land from the board of commissioners of public lands  
17 under s. 24.59 (1). If the department sets aside, but does not obligate moneys in a  
18 fiscal year under this section, the department may obligate those nonobligated  
19 moneys in a subsequent fiscal year under this section in addition to the amounts the  
20 department is required to set aside for that subsequent fiscal year. For purposes of  
21 s. 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be  
22 treated as moneys obligated under the subprogram under s. 23.0917 (3).

23 **SECTION 544.** 23.22 (2) (b) 6. of the statutes is amended to read:

24 23.22 (2) (b) 6. Promulgate rules to identify, classify, and control invasive  
25 species for purposes of the program. In promulgating these rules, the department

1 shall consider the recommendations of the council under sub. (3) (a). As part of these  
2 rules, the department may establish procedures and requirements for issuing  
3 permits to control invasive species.

4 **SECTION 545.** 23.22 (2) (c) of the statutes is amended to read:

5 23.22 (2) (c) Under the program established under par. (a), the department  
6 shall promulgate rules to establish a procedure to award cost-sharing grants to  
7 public and private entities for up to ~~50%~~ 75 percent of the costs of projects to control  
8 invasive species. The rules promulgated under this paragraph shall establish  
9 criteria for determining eligible projects and eligible grant recipients. Eligible  
10 projects shall include education and inspection activities at boat landings. The rules  
11 shall allow cost-share contributions to be in the form of money or in-kind goods or  
12 services or any combination thereof. In promulgating these rules, the department  
13 shall consider the recommendations of the council under sub. (3) (c). ~~From the~~  
14 ~~appropriation under s. 20.370 (6) (ar), the department shall make available for~~  
15 ~~cost-sharing grants to be awarded to local governmental units for the control of~~  
16 ~~invasive species that are aquatic species \$1,000,000 in fiscal year 2005-06 and~~  
17 ~~\$1,500,000 in fiscal year 2006-07 and each fiscal year thereafter.~~

18 **SECTION 546.** 23.22 (8) of the statutes is created to read:

19 23.22 (8) PENALTIES. (a) Except as provided in pars. (b) and (c), any person who  
20 violates a rule promulgated under sub. (2) (b) 6., or any permit issued under those  
21 rules, shall forfeit not more than \$200.

22 (b) Any person who intentionally violates any rule promulgated under sub. (2)  
23 (b) 6. or any permit issued under those rules shall be fined not less than \$1,000 nor  
24 more than \$5,000, or shall be imprisoned for not less than 6 months nor more than  
25 9 months or both.

1 (c) A person who violates a rule promulgated under sub. (2) (b) 6. or any permit  
2 issued under those rules and who, within 5 years before the arrest of the current  
3 conviction, was previously convicted of a violation of a rule promulgated under sub.  
4 (2) (b) 6. or any permit issued under those rules shall be fined not less than \$700 nor  
5 more than \$2,000 or shall be imprisoned for not less than 6 months nor more than  
6 9 months or both.

7 (d) The court may order a person who is convicted under par. (a), (b), or (c) to  
8 abate any nuisance caused by the violation, restore any natural resource damaged  
9 by the violation, or take other appropriate action to eliminate or minimize any  
10 environmental damage caused by the violation.

11 **SECTION 547.** 23.22 (9) of the statutes is created to read:

12 23.22 (9) ENFORCEMENT. (a) If the department of natural resources finds that  
13 any person is violating a rule promulgated under sub. (2) (b) 6. or a permit issued  
14 under those rules for which the person is subject to a forfeiture under sub. (8) (a), the  
15 department of natural resources may do one or more of the following:

- 16 1. Issue a citation pursuant to s. 23.50 to 23.99.
- 17 2. Refer the matter to the department of justice for enforcement under par. (b).
- 18 3. Revoke a permit issued under the rules promulgated under sub. (2) (b) 6.,  
19 after notice and opportunity for hearing.

20 (b) The department of justice shall initiate an enforcement action requested by  
21 the department under par. (a) 2. The enforcement action may include a request for  
22 injunctive relief. In any action initiated by it under this paragraph, the department  
23 of justice shall, prior to stipulation, consent order, judgment, or other final  
24 disposition of the case, consult with the department of natural resources for the  
25 purpose of determining the department's views on final disposition. The department



1 of justice shall not enter into a final disposition different than that previously  
2 discussed without first informing the department of natural resources.

3 (c) In an action initiated pursuant to a citation or initiated under par. (b), the  
4 court may award, as an additional penalty, an amount equal to all or a portion of the  
5 costs of investigation, including any monitoring, incurred by the department of  
6 natural resources or the department of justice, which led to the establishment of the  
7 violation. The court may also award the department of justice the reasonable and  
8 necessary expenses of the prosecution, including attorney fees. The department of  
9 justice shall deposit in the state treasury for deposit into the general fund all moneys  
10 that the court awards to the department of justice under this paragraph. These  
11 moneys shall be credited to the appropriation account under s. 20.455 (1) (gh).

12 **SECTION 548.** 23.24 (6) (b) of the statutes is amended to read:

13 23.24 (6) (b) A person who violates sub. (3) and who, within 5 years before the  
14 arrest of the current conviction, was previously convicted of a violation of sub. (3)  
15 shall ~~forfeit~~ be fined not less than \$700 nor more than \$2,000 or shall be imprisoned  
16 for not less than 6 months nor more than 9 months or both.

17 **SECTION 549.** 23.33 (5) (d) of the statutes is amended to read:

18 23.33 (5) (d) *Safety certification program established.* The department shall  
19 establish or supervise the establishment of a program of instruction on all-terrain  
20 vehicle laws, including the intoxicated operation of an all-terrain vehicle law,  
21 regulations, safety and related subjects. The department shall establish by rule an  
22 instruction fee for this program. The department shall issue certificates to persons  
23 successfully completing the program. An instructor conducting the program of  
24 instruction under this paragraph shall collect the fee from each person who receives  
25 instruction. The department may determine the portion of this fee, which may not

1 exceed 50%, that the instructor may retain to defray expenses incurred by the  
2 instructor in conducting the program. The instructor shall remit the remainder of  
3 the fee or, if nothing is retained, the entire fee to the department. The department  
4 shall issue a duplicate certificate of accomplishment to a person who is entitled to a  
5 duplicate certificate of accomplishment and who pays a fee of \$2.75.

6 **SECTION 674d.** 24.61 (3) (a) 12. of the statutes is created to read:

7 24.61 (3) (a) 12. A drainage district created under ch. 88.

8 **SECTION 674g.** 24.61 (3) (b) of the statutes is amended to read:

9 24.61 (3) (b) *Terms; conditions.* A municipality, cooperative educational service  
10 agency, drainage district created under ch. 88, or federated public library system  
11 may obtain a state trust fund loan for the sum of money, for the time and upon the  
12 conditions as may be agreed upon between the board and the borrower, subject to the  
13 limitations, restrictions, and conditions set forth in this subchapter.

14 **SECTION 674k.** 24.66 (3r) of the statutes is created to read:

15 24.66 (3r) FOR A DRAINAGE DISTRICT. An application for a loan by a drainage  
16 district created under ch. 88 shall be accompanied by a certified copy of a resolution  
17 of the board of the drainage district approving the loan.

18 **SECTION 674p.** 24.67 (1) (n) of the statutes is created to read:

19 24.67 (1) (n) For a drainage district created under ch. 88, by the president of  
20 the drainage district board.

21 **SECTION 674s.** 24.67 (2) (i) of the statutes is created to read:

22 24.67 (2) (i) For a drainage district created under ch. 88, by the secretary of the  
23 drainage district board.

24 **SECTION 674v.** 24.67 (3) of the statutes is amended to read:

1           24.67 (3) If a municipality has acted under subs. (1) and (2), it shall certify that  
2 fact to the department of administration. Upon receiving a certification from a  
3 municipality, or upon direction of the board if a loan is made to a cooperative  
4 educational service agency, drainage district created under ch. 88, or a federated  
5 public library system, the secretary of administration shall draw a warrant for the  
6 amount of the loan, payable to the treasurer of the municipality, cooperative  
7 educational service agency, drainage district, or federated public library system  
8 making the loan or as the treasurer of the municipality, cooperative educational  
9 service agency, drainage district, or federated public library system directs. The  
10 certificate of indebtedness shall then be conclusive evidence of the validity of the  
11 indebtedness and that all the requirements of law concerning the application for the  
12 making and acceptance of the loan have been complied with.

13           **SECTION 674vm.** 24.70 (1) of the statutes is amended to read:

14           24.70 (1) APPLICABILITY. This section applies to all outstanding state trust fund  
15 loans to borrowers other than school districts, drainage districts created under ch.  
16 88, and federated public library systems.

17           **SECTION 674w.** 24.716 of the statutes is created to read:

18           **24.716 Collections from drainage districts. (1) APPLICABILITY.** This section  
19 applies to all outstanding trust fund loans to drainage districts created under ch. 88.

20           **(2) CERTIFIED STATEMENT.** If a drainage district has a state trust fund loan, the  
21 board shall transmit to the district board a certified statement of the amount due on  
22 or before October 1 of each year until the loan is paid. The board shall furnish a copy  
23 of each certified statement to the department of administration.

24           **(3) PAYMENT TO SECRETARY OF ADMINISTRATION.** The district board shall transmit  
25 to the secretary of administration on its own order the full amount levied for state

1 trust fund loans within 15 days after March 15. The secretary of administration shall  
2 notify the board when he or she receives payment. Any payment not made by March  
3 30 is delinquent and is subject to a penalty of 1 percent per month or fraction thereof,  
4 to be paid to the secretary of administration with the delinquent payment.

5 **(4) FAILURE TO MAKE PAYMENT.** If the district board fails to remit the amounts  
6 due under sub. (3), the secretary of administration, upon certification of delinquency  
7 by the board of commissioners of public lands, shall deduct the amount due,  
8 including any penalty, from any state aid payments due the district, shall remit such  
9 amount to the secretary of administration, and, no later than June 15, shall notify  
10 the district board and the board to that effect.

11 **SECTION 550.** 25.14 (1) (a) (intro.) of the statutes is amended to read:

12 25.14 **(1)** (a) (intro.) There is created a state investment fund under the  
13 jurisdiction and management of the board to be operated as an investment trust for  
14 the purpose of managing the securities of all funds that are required by law to be  
15 invested in the state investment fund and all of the state's funds ~~consisting of the~~  
16 ~~funds~~ specified in s. 25.17 (1), except all of the following:

17 **SECTION 551.** 25.17 (1) (bw) of the statutes is created to read:

18 25.17 **(1)** (bw) County aid fund (s. 25.51).

19 **SECTION 552.** 25.17 (1) (gd) of the statutes is created to read:

20 25.17 **(1)** (gd) Health care quality fund (s. 25.772);

21 **SECTION 678t.** 25.17 (1) (yn) of the statutes is created to read:

22 25.17 **(1)** (yn) Wholesale drug distributor bonding fund (s. 25.315);

23 **SECTION 553.** 25.17 (63) of the statutes is created to read:

1           25.17 **(63)** If requested by the Health Insurance Risk-Sharing Plan Authority,  
2 invest funds of the Health Insurance Risk-Sharing Plan Authority in the state  
3 investment fund.

4           **SECTION 554.** 25.187 (2) (a) of the statutes is amended to read:

5           25.187 **(2)** (a) Subject to ~~pars. (b) and par.~~ (c), on July 1 and January September  
6 1 of each year, the investment board shall ~~estimate the amounts required for its~~  
7 ~~operating expenditures for the next 6-month period and shall~~ assess each fund for  
8 which the board has management responsibility for its share of the ~~estimated~~ board's  
9 operating expenditures for the current fiscal year in an equitable manner. The board  
10 shall pay the assessment from the current income of each fund, unless an  
11 appropriation is made for payment of the assessment, in which case the assessment  
12 shall be paid from that appropriation account.

13           **SECTION 555.** 25.187 (2) (b) of the statutes is repealed.

14           **SECTION 556.** 25.187 (2) (c) 1. of the statutes is amended to read:

15           25.187 **(2)** (c) 1. Except as provided in subd. 2., the total amount that the board  
16 may assess the funds for which the board has management responsibility for any  
17 fiscal year may not exceed the greater of \$20,352,800 or 0.0275% the amount that the  
18 board could have assessed the funds in the 2nd year of the prior fiscal biennium or  
19 0.0325% of the average market value of the assets of the funds at the end of each  
20 month between November 30 and April 30 of the preceding fiscal year.

21           **SECTION 557.** 25.187 (2) (c) 3. c. of the statutes is created to read:

22           25.187 **(2)** (c) 3. c. Annually, no later than June 15, certify to the department  
23 of administration and to the joint committee on finance the maximum amount that  
24 the board may assess the funds for which the board has management responsibility  
25 in the next fiscal year.

1           **SECTION 686r.** 25.315 of the statutes is created to read:

2           **25.315 Wholesale drug distributor bonding fund.** There is established a  
3 separate nonlapsible trust fund designated as the wholesale drug distributor  
4 bonding fund to consist of moneys paid to the state under s. 450.071 (5) to secure  
5 payment of fees or costs that relate to the issuance of a license to engage in the  
6 wholesale distribution of prescription drugs.

7           **SECTION 558.** 25.40 (1) (bd) of the statutes is created to read:

8           **25.40 (1) (bd)** Oil company assessments under subch. XIV of ch. 77.

9           **SECTION 559.** 25.46 (1m) of the statutes is amended to read:

10           **25.46 (1m)** The moneys transferred under s. 20.855 (4) (~~fr~~ rm) for nonpoint  
11 source water pollution abatement.

12           **SECTION 560.** 25.46 (7) of the statutes is amended to read:

13           **25.46 (7)** The fees imposed under s. 289.67 (1) for environmental management,  
14 except that for each ton of waste for which the fee is \$1.60 per ton, 75 cents is for  
15 nonpoint source water pollution abatement.

16           **SECTION 561.** 25.50 (1) (d) of the statutes is amended to read:

17           **25.50 (1) (d)** “Local government” means any county, town, village, city, power  
18 district, sewerage district, drainage district, town sanitary district, public inland  
19 lake protection and rehabilitation district, local professional baseball park district  
20 created under subch. III of ch. 229, ~~family~~ long-term care district under s. 46.2895,  
21 local professional football stadium district created under subch. IV of ch. 229, local  
22 cultural arts district created under subch. V of ch. 229, public library system, school  
23 district or technical college district in this state, any commission, committee, board  
24 or officer of any governmental subdivision of this state, any court of this state, other

1 than the court of appeals or the supreme court, or any authority created under s.  
2 114.61, 149.41, 231.02, 233.02 or 234.02.

3 **SECTION 562.** 25.51 of the statutes is created to read:

4 **25.51 County aid fund.** There is established a separate nonlapsible trust  
5 fund designated as the county aid fund consisting of the moneys the state receives  
6 under s. 77.24.

7 **SECTION 563.** 25.60 of the statutes is amended to read:

8 **25.60 Budget stabilization fund.** There is created a separate nonlapsible  
9 trust fund designated as the budget stabilization fund, consisting of moneys  
10 transferred to the fund from the general fund under ss. 13.48 (14) (c), 16.518 (3), and  
11 16.72 (4) (b), and 16.848.

12 **SECTION 564.** 25.68 (1) of the statutes is amended to read:

13 25.68 (1) All moneys received by the department of ~~workforce development~~  
14 children and families under s. 49.854, except for moneys received under s. 49.854 (11)  
15 (b).

16 **SECTION 565.** 25.68 (3) of the statutes is amended to read:

17 25.68 (3) All moneys not specified under sub. (2) that are received under a  
18 judgment or order in an action affecting the family, as defined in s. 767.001 (1), by  
19 the department of ~~workforce development~~ children and families or its designee.

20 **SECTION 566.** 25.69 of the statutes is amended to read:

21 **25.69 Permanent endowment fund.** There is established a separate  
22 nonlapsible trust fund designated as the permanent endowment fund, consisting of  
23 all of the proceeds from the sale of the state's right to receive payments under the  
24 Attorneys General Master Tobacco Settlement Agreement of November 23, 1998,  
25 and all investment earnings on the proceeds. There is transferred from the

1 permanent endowment fund to the health care quality fund \$50,000,000 in each  
2 fiscal year.

3 **SECTION 697m.** 25.77 (8) of the statutes is created to read:

4 25.77 (8) All moneys transferred from the appropriation under s. 20.285 (1) (iz).

5 **SECTION 567.** 25.772 of the statutes is created to read:

6 **25.772 Health care quality fund.** There is established a separate  
7 nonlapsible trust fund designated as the health care quality fund, to consist of all of  
8 the following:

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

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

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

13 (4) All moneys transferred under 2007 Wisconsin Act (this act), section 9225  
14 (6).

15 **SECTION 568.** 25.96 of the statutes is amended to read:

16 **25.96 Utility public benefits fund.** There is established a separate  
17 nonlapsible trust fund designated as the utility public benefits fund, consisting of  
18 low-income assistance fees received under s. 16.957 (4) (a) and (5) (b) 2. and all  
19 moneys received under s. 196.374 (3) (b) 4.

20 **SECTION 699c.** 26.38 (title) of the statutes is amended to read:

21 **26.38 (title) Private forest grants Forest grant program.**

22 **SECTION 699g.** 26.38 (2m) (a) of the statutes is amended to read:

23 26.38 (2m) (a) The department shall establish a program to award grants for  
24 developing and implementing forest stewardship management plans by owners of  
25 nonindustrial private forest land and to award grants to groups of interested parties



1 for projects to control invasive plants in weed management areas. The department  
2 shall award the grants only to persons owning 500 acres or less of nonindustrial  
3 private forest land in this state or to groups in which each person participating owns  
4 500 acres or less of nonindustrial private forest land in this state.

5 **SECTION 699m.** 26.38 (2m) (am) of the statutes is created to read:

6 26.38 **(2m)** (am) Beginning with fiscal year 2008–09, from the appropriation  
7 under s. 20.370 (5) (av), the department shall allocate for each fiscal year at least  
8 \$60,000 for grants for projects to control invasive plants in weed management areas.  
9 From the amount allocated, the department shall award grants to all eligible  
10 applicants for grants for such projects before awarding any balance of the allocated  
11 amount for grants for stewardship management plans.

12 **SECTION 699r.** 26.38 (2m) (b) of the statutes is amended to read:

13 26.38 **(2m)** (b) Each ~~owner receiving~~ recipient of a grant under this section  
14 shall provide a matching contribution in an amount to be determined by the  
15 department for that particular grant based on criteria promulgated by rule under  
16 sub. (3). The matching contribution may be in the form of money or in-kind goods or  
17 services or both.

18 **SECTION 699v.** 26.38 (3) of the statutes is renumbered 26.38 (3) (intro.) and  
19 amended to read:

20 26.38 **(3)** (intro.) The department shall promulgate rules to implement and  
21 administer this program, including the all of the following:

22 (a) The criteria for determining the amount of a matching contribution under  
23 sub. (2m) (b) and the.

24 (b) The minimum standards required under sub. (2m) (c).

25 **SECTION 699x.** 26.38 (3) (c) of the statutes is created to read:

1           26.38 **(3)** (c) Eligibility requirements for groups receiving grants for weed  
2 management areas, requirements for the grants, and requirements for establishing  
3 weed management areas.

4           **SECTION 569.** 26.385 of the statutes is repealed.

5           **SECTION 700e.** 27.01 (7) (c) 10. of the statutes is amended to read:

6           27.01 **(7)** (c) 10. Any motor vehicle operated for the purpose of transporting  
7 pupils to or from curricular or extracurricular activities of a public or private school  
8 or home-based private educational program under s. 118.15 (4) or for the purpose of  
9 transporting students to or from an outdoor academic class given by an accredited  
10 college or university in this state. The operator of a motor vehicle transporting pupils  
11 or students under this subdivision shall possess and exhibit for inspection a written  
12 authorization from an administrator of the school ~~or~~, home-based private  
13 educational program, or college or university indicating that admission to the vehicle  
14 admission area is part of an official school ~~or~~, home-based private educational  
15 program, or college or university function and indicating the date for which the  
16 authorization is applicable. A separate authorization is required for each date on  
17 which the motor vehicle is admitted to the vehicle admission area under this  
18 subdivision.

19           **SECTION 700g.** 27.01 (7) (f) 1. to 4. of the statutes are amended to read:

20           27.01 **(7)** (f) 1. Except as provided in par. (gm), the fee for an annual vehicle  
21 admission receipt is \$24.50 for each vehicle that has a Wisconsin registration plates  
22 plate, except that no fee is charged for a receipt issued under s. 29.235 (6).

23           2. Except as provided in subds. 3. and 4. and par. (gm) 4., the fee for a daily  
24 vehicle admission receipt is \$6.85 for any vehicle which has a Wisconsin registration  
25 plates plate.

1           3. The fee for a daily vehicle admission receipt for a motor bus that has a  
2 Wisconsin registration plates plate is \$9.85.

3           4. Notwithstanding subd. 3., the fee for a daily vehicle admission receipt for a  
4 motor bus which primarily transports residents from nursing homes located in this  
5 state is \$3.35, for any motor bus which has a Wisconsin registration plates plate.

6           **SECTION 700m.** 27.01 (7) (gm) 3. of the statutes is amended to read:

7           27.01 (7) (gm) 3. Notwithstanding par. (f) 1., the fee for an annual vehicle  
8 admission receipt for a vehicle that has a Wisconsin registration plates plate and that  
9 is owned by a resident senior citizen, as defined in s. 29.001 (72), is \$9.50.

10          **SECTION 700s.** 27.01 (7) (gm) 4. of the statutes is amended to read:

11          27.01 (7) (gm) 4. Notwithstanding par. (f) 2., the fee for a daily vehicle  
12 admission receipt for a vehicle that has a Wisconsin registration plates plate and that  
13 is owned by a resident senior citizen, as defined in s. 29.001 (72), is \$2.85.

14          **SECTION 570.** 28.05 (3) (c) of the statutes is created to read:

15          28.05 (3) (c) Of the amount received by the department from each timber sale  
16 for which the department used the services of a cooperating forester under this  
17 subsection, the department shall credit to the appropriation account under s. 20.370  
18 (1) (cy) an amount equal to the portion of the sale proceeds that the department is  
19 required to pay to the cooperating forester.

20          **SECTION 571.** 28.085 of the statutes is amended to read:

21          **28.085 Timber.** The department shall allocate for private forest grants under  
22 s. 26.38, ~~for forestry research and development grants under s. 26.385~~, for the  
23 forestry education grant program under s. 26.40, for school forest transportation  
24 funding under s. 26.39 (5), for transfer to the appropriation under s. 20.292 (1) (km)

1 for master logger apprenticeship grants under s. 38.04 (29), or for forestry  
2 internships under s. 26.39.

3 **SECTION 702d.** 28.11 (5m) (title) of the statutes is amended to read:

4 28.11 **(5m)** (title) ~~GRANTS FOR COUNTY~~ COUNTY FOREST ADMINISTRATORS  
5 ADMINISTRATION GRANTS.

6 **SECTION 702e.** 28.11 (5m) (am) of the statutes is created to read:

7 28.11 **(5m)** (am) The department may make grants, from the appropriation  
8 under s. 20.370 (5) (bw), to counties having lands entered under sub. (4) to fund up  
9 to 50 percent of the costs of a county's annual dues to a nonprofit organization that  
10 provides leadership and counsel to that county's forest administrator and that  
11 functions as an organizational liaison to the department. The total amount that the  
12 department may award in grants under this paragraph in any fiscal year may not  
13 exceed \$50,000.

14 **SECTION 572.** 29.024 (2g) (am) of the statutes is amended to read:

15 29.024 **(2g)** (am) *Social security numbers exceptions.* If an applicant who is an  
16 individual does not have a social security number, the applicant, as a condition of  
17 applying for, or applying to renew, an approval specified in par. (a) 1. to 3., shall  
18 submit a statement made or subscribed under oath or affirmation to the department  
19 that the applicant does not have a social security number. The form of the statement  
20 shall be prescribed by the department of ~~workforce development~~ children and  
21 families. An approval issued by the department of natural resources in reliance on  
22 a false statement submitted by an applicant under this paragraph is invalid.

23 **SECTION 573.** 29.024 (2g) (c) of the statutes is amended to read:

24 29.024 **(2g)** (c) *Disclosure of social security numbers.* The department of  
25 natural resources may not disclose any social security numbers received under par.

1 (a) to any person except to the department of ~~workforce development~~ children and  
2 families for the sole purpose of administering s. 49.22.

3 **SECTION 574.** 29.024 (2g) (d) 1. of the statutes is amended to read:

4 29.024 **(2g)** (d) 1. As provided in the memorandum of understanding required  
5 under s. 49.857 (2), the department shall deny an application to issue or renew,  
6 suspend if already issued or otherwise withhold or restrict an approval specified in  
7 par. (a) 1. to 3. if the applicant for or the holder of the approval is delinquent in  
8 making court-ordered payments of child or family support, maintenance, birth  
9 expenses, medical expenses or other expenses related to the support of a child or  
10 former spouse or if the applicant or holder fails to comply with a subpoena or warrant  
11 issued by the department of ~~workforce development~~ children and families or a county  
12 child support agency under s. 59.53 (5) and relating to paternity or child support  
13 proceedings.

14 **SECTION 575.** 29.024 (2r) (am) of the statutes is amended to read:

15 29.024 **(2r)** (am) *Social security and identification numbers exceptions.* If an  
16 applicant who is an individual does not have a social security number, the applicant,  
17 as a condition of applying for, or applying to renew, any of the approvals specified in  
18 par. (a) 1. to 16., shall submit a statement made or subscribed under oath or  
19 affirmation to the department that the applicant does not have a social security  
20 number. The form of the statement shall be prescribed by the department of  
21 ~~workforce development~~ children and families. An approval issued by the department  
22 of natural resources in reliance on a false statement submitted by an applicant under  
23 this paragraph is invalid.

24 **SECTION 576.** 29.024 (6) (ag) of the statutes is created to read:

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

5           **SECTION 707d.** 29.063 (1m) of the statutes is created to read:

6           29.063 **(1m)** The department may not expend more than \$2,360,000 from  
7 nonfederal funds in the conservation fund in any fiscal year for the management of,  
8 and testing for, chronic wasting disease.

9           **SECTION 707g.** 29.184 (1) (b) of the statutes is amended to read:

10           29.184 **(1)** (b) “Minor” means a person who is at least 12 years of age, or the age  
11 specified by the department by rule under s. 29.592 (5), whichever age is lower, but  
12 under 18 years of age.

13           **SECTION 707r.** 29.184 (6) (b) 1. of the statutes is amended to read:

14           29.184 **(6)** (b) 1. The applicant is at least 12 years old, or the age specified by  
15 the department by rule under s. 29.592 (5), whichever age is lower.

16           **SECTION 577.** 29.229 (2) (hm) of the statutes is created to read:

17           29.229 **(2)** (hm) Two–day inland lake trout fishing licenses.

18           **SECTION 578.** 29.229 (5m) (a) of the statutes is amended to read:

19           29.229 **(5m)** (a) The band is requested to enter into a memorandum of  
20 understanding with the department of ~~workforce development~~ children and families  
21 under s. 49.857.

22           **SECTION 579.** 29.229 (5m) (b) of the statutes is amended to read:

23           29.229 **(5m)** (b) The band is requested to enact tribal laws or ordinances that  
24 require each person who has a social security number, as a condition of being issued  
25 an approval under this section, to provide to the band his or her social security

1 number, tribal laws or ordinances that require each person who does not have a social  
2 security number, as a condition of being issued an approval under this section, to  
3 provide to the band a statement made or subscribed under oath or affirmation on a  
4 form prescribed by the department of ~~workforce development~~ children and families  
5 that the person does not have a social security number, and tribal laws or ordinances  
6 that prohibit the disclosure of that number by the band to any other person except  
7 to the department of ~~workforce development~~ children and families for the purpose  
8 of administering s. 49.22.

9 **SECTION 580.** 29.229 (5m) (c) of the statutes is amended to read:

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

25 **SECTION 581.** 29.2295 (2) (hm) of the statutes is created to read:

1           29.2295 (2) (hm) Two–day inland lake trout fishing licenses.

2           **SECTION 712c.** 29.235 (1) of the statutes is amended to read:

3           29.235 (1) ISSUANCE. A resident conservation patron license shall be issued  
4 subject to ss. 29.024 and 54.25 (2) (c) 1. d. by the department to any resident 12 years  
5 old or older, or the age specified by the department by rule under s. 29.592 (5),  
6 whichever age is lower, and who applies for the license. A nonresident conservation  
7 patron license shall be issued subject to s. 29.024 by the department to any person  
8 12 years old or older, or the age specified by the department by rule under s. 29.592  
9 (5), whichever age is lower, who is not a resident, and who applies for the license.

10          **SECTION 712k.** 29.304 (4m) of the statutes is created to read:

11          29.304 (4m) HUNTING MENTORSHIP PROGRAM. The prohibition specified in sub.  
12 (1) (a) and the restrictions specified in subs. (1) (b) to (d), (2), and (3) do not apply to  
13 a person who is hunting with a mentor and who complies with the requirements  
14 specified under s. 29.592.

15          **SECTION 712m.** 29.426 of the statutes is created to read:

16          **29.426 Catch and release bass fishing.** No person may use any hook, bait,  
17 or lure, other than an artificial lure that has a barbless hook, while fishing during  
18 a catch and release bass fishing season established by the department.

19          **SECTION 712r.** 29.428 of the statutes is created to read:

20          **29.428 Catch and release muskellunge fishing. (1)** The department shall  
21 establish a fishing season that authorizes catch and release muskellunge fishing on  
22 inland waters north of USH 10 other than the boundary waters between this state  
23 and the state of Michigan. The catch and release muskellunge fishing season  
24 established under this section shall begin on the first day of the general fishing



1 season established by the department and shall end on the day before the first day  
2 of the regular muskellunge fishing season established by the department.

3 (2) No person may use any hook, bait, or lure, other than an artificial lure that  
4 has a barbless hook, while fishing during the catch and release muskellunge fishing  
5 season established by the department under sub. (1).

6 **SECTION 582.** 29.535 of the statutes is created to read:

7 **29.535 Shovelnose sturgeon permit. (1)** The department shall issue,  
8 subject to s. 29.024, an annual shovelnose sturgeon permit to any resident who  
9 applies for the permit and who holds at least one of the following licenses:

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

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

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

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

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

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

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

22 **SECTION 713g.** 29.563 (2) (a) 4. of the statutes is amended to read:

23 29.563 (2) (a) 4. Small game issued to ~~12-year-olds to 17-year-olds~~ persons  
24 who are younger than 18 years of age: \$6.25.

25 **SECTION 713m.** 29.563 (2) (a) 5g. of the statutes is amended to read:

1           29.563 (2) (a) 5g. Deer issued to ~~12-year-olds to 17-year-olds~~ persons who are  
2 younger than 18 years of age: \$17.25.

3           **SECTION 714m.** 29.563 (2) (a) 8m. of the statutes is amended to read:

4           29.563 (2) (a) 8m. Archer issued to ~~12-year-olds to 17-year-olds~~ persons who  
5 are younger than 18 years of age: \$17.25.

6           **SECTION 715d.** 29.563 (2m) of the statutes is amended to read:

7           29.563 (2m) HUNTING APPROVALS FOR CERTAIN NONRESIDENTS. The fees for  
8 hunting approvals for a ~~12 to 17 year-old person who is younger than 18 years of age,~~  
9 who is not a resident, and who exhibits proof that his or her parent is a resident shall  
10 be the same as the fees for hunting approvals for residents under sub. (2) (a) and (c).

11           **SECTION 715h.** 29.563 (4) (a) 1m. of the statutes is amended to read:

12           29.563 (4) (a) 1m. Sports issued to ~~12-year-olds to 17-year-olds~~ persons who  
13 are younger than 18 years of age: \$32.25 or a greater amount at the applicant's  
14 option.

15           **SECTION 715m.** 29.563 (4) (a) 2m. of the statutes is amended to read:

16           29.563 (4) (a) 2m. Conservation patron issued to ~~12-year-olds to 17-year-olds~~  
17 persons who are younger than 18 years of age: \$70.25 or a greater amount at the  
18 applicant's option.

19           **SECTION 715p.** 29.563 (4) (b) 1m. of the statutes is amended to read:

20           29.563 (4) (b) 1m. Sports issued to ~~12-year-olds to 17-year-olds~~ persons who  
21 are younger than 18 years of age: \$33.25 or a greater amount at the applicant's  
22 option.

23           **SECTION 715t.** 29.563 (4) (b) 2m. of the statutes is amended to read:

1           29.563 **(4)** (b) 2m. Conservation patron issued to ~~12-year-olds to 17-year-olds~~  
2 persons who are younger than 18 years of age: \$72.25 or a greater amount at the  
3 applicant's option.

4           **SECTION 583.** 29.563 (7) (c) 5g. of the statutes is created to read:

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

6           **SECTION 717b.** 29.592 of the statutes is created to read:

7           **29.592 Hunting mentorship program. (1)** A person who is at least 12 years  
8 of age, or the age specified by the department by rule under sub. (5), whichever age  
9 is lower, may hunt in this state without obtaining a certificate of accomplishment  
10 under s. 29.591 and may, while hunting, possess or control a firearm if all of the  
11 following apply:

12           (a) At all times when hunting, the person is within arm's reach of a mentor who  
13 meets the qualifications under sub. (2).

14           (b) The person holds a hunting approval.

15           **(2)** No person may serve as a qualified mentor for a hunter unless the person  
16 meets all of the following requirements:

17           (a) The person is 18 years of age or older.

18           (b) The person is the parent or guardian of the person for whom he or she is  
19 serving as a mentor or is authorized by the parent or guardian to serve as a mentor.  
20 This requirement does not apply to a person serving as a mentor for a person who  
21 is 18 years of age or older.

22           (c) At all times when serving as a mentor, the person is within arm's reach of  
23 the person for whom he or she is serving as a mentor.

24           (d) The person has been issued a certificate of accomplishment under s. 29.591,  
25 or under s. 29.595 if the person is serving as a mentor for hunting elk, unless the

1 person was born before January 1, 1973, and is not required to obtain a certificate  
2 of accomplishment.

3 (e) The person holds a current valid hunting approval.

4 (3) A mentor under this section may take only one person, for whom he or she  
5 is serving as a mentor, hunting at a time.

6 (4) The department shall issue to each person to whom the department issues  
7 a hunting approval a pamphlet, developed by the department, that contains hunter  
8 safety information if the person is not required to obtain a certificate of  
9 accomplishment under s. 29.591 and is authorized to hunt with a mentor under this  
10 section.

11 (5) The department may promulgate rules lowering the minimum age specified  
12 in sub. (1) for purposes of this section.

13 **SECTION 717d.** 29.593 (1) (a) of the statutes is amended to read:

14 29.593 (1) (a) Except as provided under subs. (2), (2m) and (3) and s. 29.592 (1),  
15 no person born on or after January 1, 1973, may obtain any approval authorizing  
16 hunting unless the person is issued a certificate of accomplishment under s. 29.591.

17 **SECTION 717g.** 30.133 (1) of the statutes is amended to read:

18 30.133 (1) (a) Beginning on April 9, 1994, and except as provided in s. 30.1355,  
19 no owner of riparian land that abuts a navigable water may ~~convey,~~ by grant by an  
20 easement or by a similar conveyance, any riparian right in the land to another  
21 person, except for the right to cross the land in order to have access to the navigable  
22 water. This right to cross the land may not include the right to place any structure  
23 or material, including a boat docking facility, as defined in s. 30.1335 (1) (a), in the  
24 navigable water.

25 **SECTION 717r.** 30.1335 of the statutes is created to read:

1           **30.1335 Marina condominiums. (1) DEFINITIONS.** In this section:

2           (a) “Boat docking facility” means a pier, wharf, boat slip, or multi-boat-slip  
3 facility.

4           (b) “Common element” has the meaning given in s. 703.02 (2).

5           (c) “Condominium” has the meaning given in s. 703.02 (4).

6           (d) “Condominium unit” has the meaning given for “unit” in s. 703.02 (15).

7           (e) “Declarant” has the meaning given in s. 703.02 (7).

8           (f) “Declaration” has the meaning given in s. 703.02 (8).

9           (h) “Dwelling” means a structure or part of a structure that is used or intended  
10 to be used as a home or residence by one or more persons to the exclusion of all others.

11           (i) “Limited common element” has the meaning given in s. 703.02 (10).

12           (j) “Marina condominium” means a condominium in which the common  
13 elements, limited common elements, or condominium units consist of or include boat  
14 docking facilities and to which either or both of the following apply:

15           1. One or more of the boat docking facilities is not appurtenant to a dwelling.

16           2. None of the condominium units are dwellings.

17           **(2) PROHIBITION.** No owner of riparian land may create a marina condominium  
18 on the riparian land on or after June 1, 2007. Any declaration for a marina  
19 condominium that is recorded on or after June 1, 2007, is invalid and establishes  
20 ownership of the riparian land as a tenancy in common that is held by the owners  
21 of the marina condominium units.

22           **(3) EXISTING MARINA CONDOMINIUMS.** (a) Notwithstanding sub. (2), a declaration  
23 that creates or purports to create a marina condominium and that is recorded before  
24 June 1, 2007, shall be effective in creating the marina condominium regardless of  
25 subsequent activity affecting the declaration.

1           (b) If a marina condominium as described par. (a) contains more than 300 boat  
2 slips, the declarant shall make at least 40 percent of the total number of boat slips  
3 in the marina condominium available for rent or for transient use by the public.  
4 When the declarant conveys title to, or another interest in, a condominium unit that  
5 is affected by this restriction on use, the declarant shall include a statement of the  
6 restriction in the instrument of conveyance.

7           **(4) VALIDITY OF PERMITS.** (a) For a marina that is converted into a marina  
8 condominium, if the owner of the marina is issued a permit or other authorization  
9 under this subchapter to place, maintain, or use a boat docking facility before the  
10 date that a declaration was recorded converting the marina into a marina  
11 condominium, the permit or authorization shall be deemed to satisfy the  
12 requirements of this subchapter and may not be rescinded or modified by the  
13 department or a municipality or by court or administrative order if the grounds for  
14 the rescission or modification are based on the fact that the marina has been  
15 converted to a marina condominium. The permit or authorization shall remain in  
16 effect regardless of any subsequent activity affecting the declaration. This  
17 paragraph does not apply to any permit or authorization that is issued after the date  
18 that the declaration was recorded converting the marina into a marina  
19 condominium.

20           (b) For a marina condominium that was not previously a marina, if the owner  
21 of a marina condominium is issued a permit or other authorization under this  
22 subchapter to place, maintain, or use a boat docking facility, the permit or  
23 authorization shall be deemed to satisfy the requirements of this subchapter and  
24 may not be rescinded or modified by the department or a municipality or by court or  
25 administrative order if the grounds for the rescission or modification are based on

1 the fact that the boat docking facility is part of a marina condominium as opposed  
2 to a marina. The permit or authorization shall remain in effect regardless of any  
3 subsequent activity affecting the declaration.

4 **(5) INCREASE IN SIZE OR NUMBER.** An amendment or modification of a declaration  
5 as described under sub. (3) (a) may not increase the size of the boat docking facility  
6 or the size or the number of boat slips in a boat docking facility.

7 **(6) SUBSEQUENT ACTIVITY AFFECTING A DECLARATION.** For purposes of this section,  
8 subsequent activity affecting the declaration consists of any of the following:

9 (a) Any amendment, modification or restatement of declaration by court or  
10 administrative order or by agreement of all of the owners of the condominium units.

11 (b) Any determination by court or administrative order that the declaration is  
12 void or voidable or that the condominium units in the condominium are not intended  
13 for any type of independent use.

14 **(7) DEPARTMENT ENFORCEMENT.** Notwithstanding sub. (4), the department  
15 retains the authority to enforce the terms and conditions of a permit or other  
16 authorization except to the extent that such terms and conditions relate to the form  
17 of ownership of a boat docking facility.

18 **SECTION 717v.** 30.203 (2) (d) of the statutes is created to read:

19 30.203 **(2)** (d) In Lake Poygan within an area that consists of the W–1/2 of Sec.  
20 36, T. 20 N., R. 14 E.; the NW–1/4 of Sec. 1, T. 19 N., R. 14 E.; the E–1/2 of Sec. 33,  
21 all of Sec. 34, and the W–1/2 of Sec. 35, T. 20 N., R. 14 E.; and the N–1/2 of Sec. 4, T.  
22 19 N., R. 14 E.

23 **SECTION 584.** 30.24 (4) of the statutes is amended to read:

1           30.24 (4) LIMIT ON GRANTS. ~~A~~ Except as provided in s. 23.096 (2m), a grant  
2 awarded under this section or under s. 23.096 to protect bluffs may not exceed 50%  
3 of the acquisition costs.

4           **SECTION 585.** 30.277 (5) of the statutes is amended to read:

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

12           **SECTION 586.** 30.52 (3) (b) of the statutes is amended to read:

13           30.52 (3) (b) *Fee for boats under 16 feet.* The fee for the issuance or renewal of  
14 a certificate of number for a boat less than 16 feet in length is ~~\$16.50~~ \$19.

15           **SECTION 587.** 30.52 (3) (c) of the statutes is amended to read:

16           30.52 (3) (c) *Fee for boats 16 feet or more but less than 26 feet.* The fee for the  
17 issuance or renewal of a certificate of number for a boat 16 feet or more but less than  
18 26 feet in length is ~~\$24~~ \$28.

19           **SECTION 588.** 30.52 (3) (d) of the statutes is amended to read:

20           30.52 (3) (d) *Fee for boats 26 feet or more but less than 40 feet.* The fee for the  
21 issuance or renewal of a certificate of number for a boat 26 feet or more but less than  
22 40 feet in length is ~~\$45~~ \$52.

23           **SECTION 589.** 30.52 (3) (e) of the statutes is amended to read:

24           30.52 (3) (e) *Fee for boats 40 feet or longer.* The fee for the issuance or renewal  
25 of a certificate of number for a boat 40 feet or more in length is ~~\$75~~ \$86.



1           **SECTION 590.** 30.52 (3) (f) of the statutes is amended to read:

2           30.52 **(3)** (f) *Fee for nonmotorized sailboats.* Notwithstanding pars. (b) to (e),  
3 the fee for the issuance or renewal of a certificate of number for a sailboat which is  
4 not a motorboat is \$15 \$17.

5           **SECTION 591.** 30.52 (3) (fm) of the statutes is amended to read:

6           30.52 **(3)** (fm) *Fee for voluntarily registered boats.* Notwithstanding pars. (b)  
7 to (f), the fee for issuance or renewal of registration for a boat registered pursuant  
8 to sub. (1) (b) 1m. is \$9.75 \$11.

9           **SECTION 592.** 30.74 (1) (b) of the statutes is amended to read:

10          30.74 **(1)** (b) The department by rule shall set the instruction fee for the course.  
11 A person conducting a course or giving instruction under this subsection shall collect  
12 the instruction fee from each person who receives instruction. The department may  
13 determine the portion of this fee, which may not exceed 50%, that the person may  
14 retain to defray expenses incurred by the person in conducting the course or giving  
15 the instruction. The person shall remit the remainder of the fee or, if nothing is  
16 retained, the entire fee to the department. ~~The department by rule shall set the fee~~  
17 ~~for the course shall issue a duplicate certificate of accomplishment to a person who~~  
18 is entitled to a duplicate certificate of accomplishment and who pays a fee of \$2.75.

19          **SECTION 726b.** 35.001 (3) of the statutes is repealed.

20          **SECTION 726d.** 35.05 (4) of the statutes is amended to read:

21          35.05 **(4)** When legislative proposals, legislative publications or other printing  
22 is required for the legislature, including revision or correction bills for the revisor of  
23 statutes legislative reference bureau, bills or reports for the joint legislative council  
24 or legislative proposals of members intended for introduction by them, such printing  
25 may be ordered by the chief clerk of either house or by other authorized persons

1 during any session of the legislature or recess thereof, pursuant to such regulations  
2 as either house shall establish.

3 **SECTION 726f.** 35.15 (1) (b) of the statutes is amended to read:

4 35.15 (1) (b) The volume shall contain all acts enacted during such session, all  
5 important joint resolutions of the session, and an alphabetical index to the volume  
6 prepared by the legislative reference bureau ~~in consultation with the revisor of~~  
7 ~~statutes.~~

8 **SECTION 726h.** 35.17 of the statutes is amended to read:

9 **35.17 Correcting typographical errors.** In enrolling under s. 13.92 (1) (b)  
10 3. and for publishing under ss. 35.095, 35.15 and 35.35 (1) (a) the legislative reference  
11 bureau shall correct obvious typographical errors. No such correction shall be  
12 deemed an alteration of the enrolled copy. Like corrections shall be made by the  
13 ~~revisor~~ legislative reference bureau in printing the Wisconsin statutes and  
14 administrative code. On questions of orthography the current edition of Webster's  
15 new international dictionary shall be taken as the standard.

16 **SECTION 726j.** 35.18 (1), (2) and (3) of the statutes are amended to read:

17 35.18 (1) PUBLICATION. Biennially the ~~revisor~~ legislative reference bureau shall  
18 prepare and deliver to the department printer's copy for the Wisconsin statutes,  
19 which shall contain all the general statutes in force, all important joint resolutions  
20 adopted since the last preceding general session, an alphabetical index, and such  
21 other matter as the ~~revisor~~ bureau deems desirable and practicable. The department  
22 shall determine how many copies shall be printed.

23 (2) REVISOR'S LEGISLATIVE REFERENCE BUREAU CERTIFICATE. After making the  
24 necessary comparison, the ~~revisor~~ chief of the legislative reference bureau shall  
25 annex, at the end of one copy of each newly printed statute, which shall be filed in

1 the office of the secretary of state as a public record, ~~the revisor's~~ a certificate  
2 certifying that the ~~revisor~~ bureau has compared each printed section therein with  
3 the original section of the statutes, or, as the case may be, with the original section  
4 contained in the enrolled act from which the section was derived, together with all  
5 amendments of such original section, if any, and that all the sections appear to be  
6 correctly printed. All other copies shall contain a printed copy of such certificate.

7 **(3) NUMBERS AND TITLES OF CHAPTERS AND SECTIONS.** All chapters and sections  
8 of Wisconsin statutes shall retain their present numbers and titles until changed by  
9 the ~~revisor~~ legislative reference bureau or by statute. Each section shall be  
10 designated by a mixed, decimal number, the whole number corresponding to the  
11 chapter and the decimal to the section's place in the chapter. The numbers and titles  
12 of chapters and sections shall be printed in boldface type. Each subsection shall be  
13 designated by a number, or by a number and a letter of the alphabet, enclosed in  
14 parentheses. Each paragraph shall be designated by a letter or letters enclosed in  
15 parentheses. Each subdivision shall be designated by a number or by a number and  
16 a letter. Each paragraph of a subdivision shall be designated by a letter or letters.

17 **SECTION 726L.** 35.20 of the statutes is amended to read:

18 **35.20 Wisconsin Town Law Forms.** With each issue of Wisconsin statutes,  
19 under the supervision of the ~~revisor~~ legislative reference bureau, an edition will be  
20 printed as directed by the department for distribution by the department to all town  
21 clerks, of a volume to be designated "Wisconsin Town Law Forms" containing  
22 suitable forms for use in the administration of laws relating to: common schools; the  
23 county board; the powers, duties and liabilities of towns, town officers and the  
24 assessment of taxes; highways, bridges and drainage districts; and such other forms  
25 as the ~~revisor~~ legislative reference bureau determines desirable and practicable.

1           **SECTION 726n.** 35.23 of the statutes is amended to read:

2           **35.23 Wisconsin Annotations.** The ~~revisor~~ legislative reference bureau shall  
3 prepare such annotations as will keep the volume known as “Wisconsin  
4 Annotations,” up to date, and to print such continuations in each biennial issue of  
5 the Wisconsin statutes.

6           **SECTION 726p.** 35.50 (2) of the statutes is amended to read:

7           **35.50 (2)** Unless otherwise required by law, each edition of the Blue Book and  
8 the reports specified in ss. 35.26 and 35.27, and reprints thereof, shall be  
9 substantially the same in printing and binding as the previous edition of the same  
10 publication. Unless otherwise determined by the chief of the legislative reference  
11 bureau, each edition of the Laws of Wisconsin shall be substantially the same in  
12 format, printing, and binding as the previous edition of the same publication. Unless  
13 otherwise determined by the ~~revisor of statutes~~ legislative reference bureau, each  
14 edition of the statutes and the Wisconsin administrative code and register shall be  
15 substantially the same in format, printing, and binding as the previous edition of the  
16 same publication.

17           **SECTION 726r.** 35.56 (1) (a) of the statutes is amended to read:

18           **35.56 (1) (a)** As a basis for printing of the statutes and the Wisconsin  
19 administrative code and register, the department shall, before advertising for bids  
20 and after consultation with the ~~revisor~~ legislative reference bureau, establish base  
21 prices for 2–year periods and establish specifications subject to approval by the  
22 ~~revisor~~ legislative reference bureau for 2–year periods.

23           **SECTION 726t.** 35.56 (5) of the statutes is amended to read:

1           35.56 (5) Notwithstanding subs. (1), (3) and (4), the ~~revisor of statutes~~  
2 legislative reference bureau shall approve specifications and production schedules  
3 for the printing and binding of the Wisconsin statutes.

4           **SECTION 593.** 35.86 (1) of the statutes is amended to read:

5           35.86 (1) The director of the historical society may procure the exchange of  
6 public documents produced by federal, state, county, local, and other agencies as may  
7 be desirable to maintain or enlarge its historical, literary, and statistical collections,  
8 and may make such distributions of public documents, with or without exchange, as  
9 may accord with interstate or international comity. The state law librarian shall  
10 procure so many of such exchanges as the state law librarian is authorized by law  
11 to make, and the department of health and family services, department of children  
12 and families, commission of banking, department of public instruction, legislative  
13 reference bureau, and the legislative council staff, may procure by exchange such  
14 documents from other states and countries as may be needed for use in their  
15 respective offices. Any other state agency wishing to initiate a formal exchange  
16 program in accordance with this section may do so by submitting a formal application  
17 to the department and by otherwise complying with this section.

18           **SECTION 727c.** 35.91 (1) of the statutes is amended to read:

19           35.91 (1) The latest edition of the Wisconsin statutes shall be sold at a  
20 reasonable price, calculated to the nearest dollar, to be fixed as determined by the  
21 department, ~~based on cost plus 75% of the revisor's expenditures under s. 20.765 (3)~~  
22 ~~(a) during the preceding biennium.~~ The department may sell noncurrent editions of  
23 the Wisconsin statutes and Wisconsin annotations at reduced prices to be fixed by  
24 it.

25           **SECTION 727g.** 35.93 (1) of the statutes is amended to read:

1           35.93 (1) The Wisconsin administrative code and register shall be published  
2 using the format and method of printing and binding determined by the ~~revisor~~  
3 legislative reference bureau. The notice section of the register and new rules filed  
4 by an agency whose rules have not been compiled and printed pursuant to this  
5 section may be duplicated in some other form than printing if the department and  
6 ~~revisor~~ legislative reference bureau determine that it is administratively feasible to  
7 do so. The printing or other duplicating shall be performed or contracted by the  
8 department. The department may purchase and sell suitable binders for the code or  
9 parts thereof at a price not exceeding cost. The ~~revisor~~ legislative reference bureau  
10 shall supervise the arrangement of materials in the Wisconsin administrative code  
11 and register, including the numbering of pages and sections. No part of the  
12 Wisconsin administrative code or register may be printed until the ~~revisor~~ legislative  
13 reference bureau has approved the arrangement of materials and numbering of  
14 sections therein.

15           **SECTION 727j.** 35.93 (3) of the statutes is amended to read:

16           35.93 (3) The ~~revisor~~ legislative reference bureau shall compile and deliver to  
17 the department for printing copy for a register which shall contain all the rules filed  
18 since the compilation of rules for the preceding issue of the register was made and  
19 those executive orders which are to be in effect for more than 90 days or an  
20 informative summary thereof. The complete register shall be compiled and  
21 published before the first day of each month and a notice section of the register shall  
22 be compiled and published before the 15th day of each month. Each issue of the  
23 register shall contain a title page with the name “Wisconsin administrative register”,  
24 the number and date of the register, and a table of contents. Each page of the register  
25 shall also contain the date and number of the register of which it is a part in addition

1 to the other necessary code titles and page numbers. The ~~revisor~~ legislative  
2 reference bureau may include in the register such instructions or information as in  
3 the ~~revisor's~~ bureau's judgment will help the user to correctly make insertions and  
4 deletions in the code and to keep the code current.

5 **SECTION 727m.** 35.93 (4) of the statutes is amended to read:

6 35.93 (4) Each issue of the Wisconsin administrative register shall contain a  
7 notice section in which shall be printed the notices of hearings on rule making which  
8 agencies have transmitted to the ~~revisor~~ legislative reference bureau for that  
9 purpose, statements of scope of proposed rules under s. 227.135, notices of submittal  
10 to ~~joint~~ the legislative council staff under s. 227.14 (4m), notices of intent to  
11 promulgate rules without a public hearing under s. 227.16 (2) (e), notices of referrals  
12 of proposed rules to presiding officers under s. 227.19 (2), notices of emergency rules  
13 in effect, fiscal estimates for rule-making orders under s. 227.14 (4) and such other  
14 notices as may be required by law or determined by the ~~revisor~~ legislative reference  
15 bureau to be appropriate.

16 **SECTION 727p.** 35.93 (6) of the statutes is amended to read:

17 35.93 (6) The department shall sell the code, issues of the register or parts of  
18 either of them at a price to be determined by it, which shall include the proportionate  
19 cost per copy of preparation and manufacturing as determined by the ~~revisor~~ of  
20 ~~statutes~~ legislative reference bureau, and the cost of sale and distribution specified  
21 in s. 35.80. State employee personnel costs shall be excluded from preparation costs.  
22 The department may establish the price of the code or of the register or parts thereof  
23 on an annual basis.

24 **SECTION 727s.** 35.93 (8) of the statutes is amended to read:

1           35.93 (8) The revisor legislative reference bureau shall prepare and the  
2 department shall publish a table of contents and an index of all the rules in effect  
3 which have been compiled and printed under this section. The table of contents and  
4 index shall be recompiled and reprinted annually. They shall be printed in the same  
5 page size as the administrative code. The department shall distribute one copy of the  
6 table of contents and index free to each subscriber to the register or parts thereof.

7           **SECTION 594.** 36.11 (3) (d) 1. of the statutes is amended to read:

8           36.11 (3) (d) 1. Except as provided in subd. 2., the board shall require that a \$35  
9 \$44 fee accompany each application for admittance from persons seeking admittance  
10 to any school within the system as new freshmen or as transfer students from outside  
11 the system. The board may exempt from the fee under this subdivision, on the basis  
12 of financial need, a maximum of 5% of the applications in any school year. The board  
13 shall ensure that no less than \$9 of the fee is used for admission application expenses.

14           **SECTION 595.** 36.11 (3) (d) 2. of the statutes is amended to read:

15           36.11 (3) (d) 2. The board shall require that a \$45 \$56 fee accompany each  
16 application for admittance to a graduate school, law school or medical school within  
17 the system. The board shall ensure that no less than \$11 of the fee is used for  
18 admission application expenses.

19           **SECTION 731m.** 36.11 (30) of the statutes is renumbered 36.59 (7) and amended  
20 to read:

21           36.59 (7) INFORMATION TECHNOLOGY REPORTS. The board Board of Regents shall  
22 prepare and submit reports to the joint committee on information policy and  
23 technology upon request of the committee under s. 13.58 (5) (b) 3.

24           **SECTION 731p.** 36.11 (32) of the statutes is renumbered 36.59 (8) and amended  
25 to read:



1           **36.59 (8)** COMPUTER SERVICES DATA COLLECTION. The ~~board~~ Board of Regents  
2 shall collect and maintain data necessary to calculate numerical measures of the  
3 efficiency and effectiveness of the mainframe computer services provided by the  
4 board at the University of Wisconsin–Madison.

5           **SECTION 732m.** 36.11 (54) of the statutes is created to read:

6           **36.11 (54)** EMPLOYEE REPORTS. (a) In this subsection, “backup position” means  
7 a position that the board is contractually required to provide for an employee who  
8 resigns or is terminated from his or her current position.

9           (b) Annually, the board shall submit a report to the appropriate standing  
10 committees of the legislature under s. 13.172 (3) and to the governor that identifies  
11 the number of employees with limited appointments under s. 36.17 and rules  
12 promulgated thereunder, the number of employees with concurrent appointments,  
13 and the number of employees with employment contracts that require backup  
14 positions but who have not yet resigned or been terminated from their current  
15 positions.

16           **SECTION 732p.** 36.11 (55) of the statutes is created to read:

17           **36.11 (55)** INFORMATION ON INSTRUCTORS. The board shall ensure that each  
18 institution provides information to a student when he or she registers for a class  
19 about who will be teaching the class on a daily basis and whether the teacher has an  
20 academic staff appointment or tenure or probationary faculty appointment or is a  
21 teaching assistant.

22           **SECTION 732t.** 36.25 (13s) of the statutes is created to read:

23           **36.25 (13s)** MEDICAL PRACTICE IN UNDERSERVED AREAS. Of the moneys  
24 appropriated to the board under s. 20.285 (1) (fc) of the statutes, the board shall,  
25 beginning in fiscal year 2008–09, allocate \$400,000 in each fiscal year for the

1 department of family medicine and practice in the University of Wisconsin School of  
2 Medicine and Public Health to support the Wisconsin Academy for Rural Medicine,  
3 the Academy for Center-city Medical Education, and the Wisconsin Scholars  
4 Academy programs. The board may not expend any moneys allocated under this  
5 subsection in a fiscal year unless the board receives \$400,000 in gifts and grants from  
6 private sources in that fiscal year for supporting such programs.

7 **SECTION 732x.** 36.25 (47) of the statutes is created to read:

8 36.25 (47) DISCOVERY FARM GRANTS. (a) In this subsection, “discovery farm”  
9 means an operating commercial farm that conducts on-farm research under the  
10 Wisconsin agricultural stewardship initiative.

11 (b) From the appropriation under s. 20.285 (1) (qr), the board shall make grants  
12 through the extension to operators of discovery farms for research and outreach  
13 activities under the Wisconsin agricultural stewardship initiative.

14 **SECTION 732y.** 36.25 (47) of the statutes, as created by 2007 Wisconsin Act ....  
15 (this act), is repealed.

16 **SECTION 596.** 36.27 (2) (cr) of the statutes is created to read:

17 36.27 (2) (cr) A person who is a citizen of a country other than the United States  
18 is entitled to the exemption under par. (a) if that person meets all of the following  
19 requirements:

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

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

24 3. The person enrolls in an institution and provides that institution with an  
25 affidavit stating that the person has filed or will file an application for a permanent

1 resident visa with U.S. Citizenship and Immigration Services as soon as the person  
2 is eligible to do so.

3 **SECTION 733m.** 36.27 (3n) (b) (intro.) of the statutes is amended to read:

4 36.27 (3n) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bm), the  
5 board shall grant full remission of academic fees and segregated fees for 128 credits  
6 or 8 semesters, whichever is longer, less the number of credits or semesters for which  
7 the person received remission of fees under s. 38.24 (7), to any resident student  
8 enrolled as an undergraduate who is also any of the following:

9 **SECTION 597.** 36.27 (3n) (b) 3. of the statutes is amended to read:

10 36.27 (3n) (b) 3. A child of an eligible veteran, if the child is at least ~~18~~ 17 but  
11 not yet 26 years of age ~~and is a full-time student at an institution.~~

12 **SECTION 734m.** 36.27 (3n) (bm) of the statutes is created to read:

13 36.27 (3n) (bm) To receive a fee remission under this subsection, a person must  
14 claim it by the end of each semester in which the person is eligible for the fee  
15 remission.

16 **SECTION 598.** 36.27 (3n) (c) of the statutes is created to read:

17 36.27 (3n) (c) The higher educational aids board shall reimburse the board of  
18 regents for all academic fees and segregated fees remitted under par. (b) as provided  
19 in s. 39.50 (1) and (3m).

20 **SECTION 735g.** 36.27 (3p) (b) of the statutes is amended to read:

21 36.27 (3p) (b) The Except as provided in par. (bm), the board shall grant full  
22 remission of nonresident tuition, academic fees, and segregated fees charged for 128  
23 credits or 8 semesters, whichever is longer, less the number of credits or semesters  
24 for which the person received remission of fees under s. 38.24 (8) and less the amount

1 of any academic fees or segregated fees paid under 10 USC 2107 (c) or 38 USC 3104  
2 (a) (7) (A), to any student enrolled as an undergraduate who is a veteran.

3 **SECTION 735r.** 36.27 (3p) (bm) of the statutes is created to read:

4 36.27 (3p) (bm) 1. To receive a remission under this subsection, a person must  
5 claim it by the end of each semester in which the person is eligible for the remission.

6 2. The remission under this subsection applies only to semesters that begin  
7 within 10 years after a veteran is separated from service.

8 **SECTION 599.** 36.27 (3p) (c) of the statutes is created to read:

9 36.27 (3p) (c) The higher educational aids board shall reimburse the board of  
10 regents for all nonresident tuition, academic fees, and segregated fees remitted  
11 under par. (b) as provided in s. 39.50 (1) and (3m).

12 **SECTION 736e.** 36.27 (5) (b) of the statutes is renumbered 36.27 (5) (b) 1.

13 **SECTION 736m.** 36.27 (5) (c) of the statutes is renumbered 36.27 (5) (b) 2. and  
14 amended to read:

15 36.27 (5) (b) 2. The board shall calculate the average subsidy for the purpose  
16 of the fee statement under ~~par. (b)~~ subd. 1. by dividing state funds in the appropriate  
17 fiscal year by the number of full-time equivalent students enrolled in the system in  
18 the most recent fall semester.

19 **SECTION 736s.** 36.27 (5) (d) of the statutes is created to read:

20 36.27 (5) (d) 1. The board shall ensure that the segregated fees applicable at  
21 each institution and college campus are posted on the Internet Web site of the  
22 institution or college campus. The board shall also ensure that detailed information  
23 on the organizations and activities for which allocable segregated fees are expended  
24 at each institution and college campus are posted on the Internet Web site of the  
25 institution or college campus.

1           2. The board shall ensure that each student's bill for academic fees or  
2 nonresident tuition for a semester or session includes each of the following:

3           a. The total amount of academic fees or nonresident tuition assessed on the  
4 student, which shall be listed separately from the amount specified in .subd. 2. b.

5           b. The total amount of segregated fees assessed on the student, which shall be  
6 listed separately from the amount specified in subd. 2. a.

7           c. The Internet Web site address specified in subd. 1. for the institution or  
8 college campus at which the student is enrolled.

9           **SECTION 736x.** 36.59 of the statutes is created to read:

10           **36.59 Information technology. (1) STRATEGIC PLAN.** (a) The Board of  
11 Regents shall require the system and each institution and college campus to adopt  
12 and submit to the board, in a form specified by the board, no later than March 1 of  
13 each year, a strategic plan for the utilization of information technology to carry out  
14 the functions of the system, institution, or college campus in the succeeding fiscal  
15 year for review and approval under par. (b).

16           (b) 1. As a part of each proposed strategic plan submitted under par. (a), the  
17 Board of Regents shall require the system and each institution and college campus  
18 to address the business needs of the system, institution, or college campus and to  
19 identify all proposed information technology development projects that serve those  
20 business needs, the priority for undertaking such projects, and the justification for  
21 each project, including the anticipated benefits of the project. Each proposed plan  
22 shall identify any changes in the functioning of the system, institution, or college  
23 campus under the plan.

24           2. Each proposed strategic plan shall separately identify the initiatives that the  
25 system, institution, or college campus plans to undertake from resources available

1 to the system, institution, or college campus at the time that the plan is submitted  
2 and initiatives that the system, institution, or college campus proposes to undertake  
3 that would require additional resources.

4 3. Following receipt of a proposed strategic plan from the system or an  
5 institution or college campus, the Board of Regents shall, before June 1, notify the  
6 system, institution, or college campus of any concerns that the Board of Regents may  
7 have regarding the plan and provide the system, institution, or college campus with  
8 its recommendations regarding the proposed plan. The Board of Regents may also  
9 submit any concerns or recommendations regarding any proposed plan to the  
10 information technology management board for its consideration. The information  
11 technology management board shall then consider the proposed plan and provide the  
12 Board of Regents with its recommendations regarding the plan. The system,  
13 institution, or college campus may submit modifications to its proposed plan in  
14 response to any recommendations.

15 4. Before June 15, the Board of Regents shall consider any recommendations  
16 provided by the information technology management board under subd. 3. and shall  
17 then approve or disapprove the proposed plan in whole or in part.

18 5. The system or an institution or college campus may not implement a new or  
19 revised information technology development project authorized under a strategic  
20 plan until the implementation is approved by the Board of Regents in accordance  
21 with procedures prescribed by the board.

22 6. The Board of Regents shall consult with the joint committee on information  
23 policy and technology in providing guidance for planning by the system and  
24 institutions and college campuses.

1 (c) The Board of Regents shall develop and adopt the following written policies  
2 for information technology development projects included in the strategic plan  
3 required of the system and each institution and college campus under par. (a) and  
4 that either exceed \$1,000,000 or that are vital to the functions of the system,  
5 institution, or college campus:

6 1. A standardized reporting format.

7 2. A requirement that both proposed and ongoing information technology  
8 development projects be included.

9 (d) The Board of Regents shall submit for review by the joint legislative audit  
10 committee and for approval by the joint committee on information policy and  
11 technology any proposed policies required under par. (c) and any proposed revisions  
12 to the policies.

13 **(2) LARGE, HIGH-RISK PROJECTS.** In consultation with the legislative audit  
14 bureau and the joint legislative audit committee, the Board of Regents shall  
15 promulgate administrative rules applicable to the system and each institution and  
16 college campus pertaining to large, high-risk information technology projects that  
17 shall include:

18 (a) A definition of and methodology for identifying large, high-risk information  
19 technology projects.

20 (b) Standardized, quantifiable project performance measures for evaluating  
21 large, high-risk information technology projects.

22 (c) Policies and procedures for routine monitoring of large, high-risk  
23 information technology projects.

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

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

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

5 (g) Policies and procedures for the use of master leases under s. 16.76 (4) to  
6 finance new large, high-risk information technology system costs and maintain  
7 current large, high-risk information technology systems.

8 (h) A standardized progress point in the execution of large, high-risk  
9 information technology projects at which time the estimated costs and date of  
10 completion of the project is reported to the board and the joint committee on  
11 information policy and technology.

12 **(3) COMMERCIALY AVAILABLE PRODUCTS.** The Board of Regents shall promulgate  
13 administrative rules applicable to the system and each institution and college  
14 campus pertaining to the use of commercially available information technology  
15 products, which shall include all of the following:

16 (a) A requirement that the system and each institution and college campus  
17 review commercially available information technology products prior to initiating  
18 work on a customized information technology development project to determine  
19 whether any commercially available product could meet the information technology  
20 needs of the system, institution, or college campus.

21 (b) Procedures and criteria to determine when a commercially available  
22 information technology product must be used and when the system or an institution  
23 or college campus may consider the modification or creation of a customized  
24 information technology product.



1 (c) A requirement that the system and each institution and college campus  
2 submit for approval by the board and prior to initiating work on a customized  
3 information technology product a justification for the modification or creation by the  
4 system, institution, or college campus of a customized information technology  
5 product.

6 **(4) MASTER LEASES.** (a) In this subsection, “master lease” has the meaning given  
7 under s. 16.76 (4).

8 (b) Annually, no later than October 1, the Board of Regents shall submit to the  
9 governor and the members of the joint committee on information policy and  
10 technology a report documenting the use by the system and each institution and  
11 college campus of master leases to fund information technology projects in the  
12 previous fiscal year. The report shall contain all of the following information:

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

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

17 3. The total amount paid by the system and each institution and college campus  
18 on each information technology project for which debt is outstanding, as compared  
19 to the total financing amount originally approved for that information technology  
20 project.

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

23 **(5) HIGH-COST PROJECTS.** (a) Except as provided in par. (b), the Board of Regents  
24 shall include in each contract with a vendor of information technology that involves  
25 a large, high-risk information technology project under sub. (2) or that has a

1 projected cost greater than \$1,000,000, and require the system and each institution  
2 and college campus that enters into a contract for materials, supplies, equipment, or  
3 contractual services relating to information technology to include in each contract  
4 with a vendor of information technology that involves a large, high-risk information  
5 technology project under sub. (2) or that has a projected cost greater than \$1,000,000  
6 a stipulation requiring the vendor to submit to the board for approval any order or  
7 amendment that would change the scope of the contract and have the effect of  
8 increasing the contract price. The stipulation shall authorize the board to review the  
9 original contract and the order or amendment to determine all of the following and,  
10 if necessary, to negotiate with the vendor regarding any change to the original  
11 contract price:

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

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

15 (b) The Board of Regents may exclude from a contract described in par. (a) the  
16 stipulation required under par. (a) if all of the following conditions are satisfied:

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

19 2. If the exclusion is sought by the system or an institution or college campus,  
20 the system or that institution or college campus submits to the board a  
21 plain-language explanation of the reasons the stipulation was excluded and the  
22 alternative provisions the system, institution, or college campus will include in the  
23 contract to ensure that the contract will be completed on time and within the contract  
24 budget.

1           3. The board submits for approval by the joint committee on information policy  
2 and technology any explanation and alternative contract provisions required under  
3 subd. 2. If, within 14 working days after the date that the board submits any  
4 explanation and alternative contract provisions required under this subdivision, the  
5 joint committee on information policy and technology does not contact the board, the  
6 explanation and alternative contract provisions shall be deemed approved.

7           **(6) OPEN-ENDED CONTRACTS.** (a) The Board of Regents shall require the system  
8 and each institution and college campus that has entered into an open-ended  
9 contract for the development of information technology to submit to the board  
10 quarterly reports documenting the amount expended on the information technology  
11 development project. In this subsection, “open-ended contract” means a contract for  
12 information technology that includes one or both of the following:

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

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

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

20           **SECTION 600.** 38.04 (21) (intro.) of the statutes is amended to read:

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

1           **SECTION 601.** 38.22 (6) (e) of the statutes is created to read:

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

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

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

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

12           **SECTION 738m.** 38.24 (7) (b) (intro.) of the statutes is amended to read:

13           38.24 **(7)** (b) (intro.) Except as provided in subds. 1. to 3. and par. (bm), the  
14 district board shall grant full remission of fees under sub. (1m) (a) to (c) for 128  
15 credits or 8 semesters, whichever is longer, less the number of credits or semesters  
16 for which the person received remission of fees from any other district board under  
17 this subsection and from the board of regents under s. 36.27 (3n) (b), to any resident  
18 student who is also any of the following:

19           **SECTION 602.** 38.24 (7) (b) 3. of the statutes is amended to read:

20           38.24 **(7)** (b) 3. A child of an eligible veteran, if the child is at least ~~18~~ 17 but  
21 not yet 26 years of age ~~and is a full-time student at a technical college.~~

22           **SECTION 739m.** 38.24 (7) (bm) of the statutes is created to read:

23           38.24 **(7)** (bm) To receive a fee remission under this subsection, a person must  
24 claim it by the end of each semester in which the person is eligible for the fee  
25 remission.

1           **SECTION 603.** 38.24 (7) (c) of the statutes is created to read:

2           38.24 (7) (c) The higher educational aids board shall reimburse the district  
3 board for all fees under sub. (1m) (a) to (c) remitted under par. (b) as provided in s.  
4 39.50 (2) and (3m).

5           **SECTION 740g.** 38.24 (8) (b) of the statutes is amended to read:

6           38.24 (8) (b) The Except as provided in par. (bm), the district board shall grant  
7 full remission of the fees charged under sub. (1m) (a) to (c) for 128 credits or 8  
8 semesters, whichever is longer, less the number of credits or semesters for which the  
9 person received remission of fees from any other district board under this subsection  
10 and from the board of regents under s. 36.27 (3p) and less the amount of any fees paid  
11 under 10 USC 2107 (c) or 38 USC 3104 (a) (7) (A), to any student who is a veteran.

12           **SECTION 740r.** 38.24 (8) (bm) of the statutes is created to read:

13           38.24 (8) (bm) 1. To receive a fee remission under this subsection, a person must  
14 claim it by the end of each semester in which the person is eligible for the remission.

15           2. The remission under this subsection applies only to semesters that begin  
16 within 10 years after a veteran is separated from service.

17           **SECTION 604.** 38.24 (8) (c) of the statutes is created to read:

18           38.24 (8) (c) The higher educational aids board shall reimburse the district  
19 board for all fees under sub. (1m) (a) to (c) remitted under par. (b) as provided in s.  
20 39.50 (2) and (3m).

21           **SECTION 605.** 38.28 (3) of the statutes is amended to read:

22           38.28 (3) If the appropriation for state aid under s. 20.292 (1) ~~(fe)~~ (u) in any one  
23 year is insufficient to pay the full amount under subs. (2) (c) and (g), funds in the  
24 appropriation shall be used first for the purposes of sub. (2) (c) and any remaining  
25 funds shall be prorated among the districts entitled to support under sub. (2) (g). If

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

4 **SECTION 606.** 38.29 (2) (c) of the statutes is amended to read:

5 38.29 **(2)** (c) Amounts awarded shall be paid from the appropriation under s.  
6 20.292 (1) ~~(fg)~~ (v).

7 **SECTION 743m.** 38.41 (2) and (3) of the statutes are created to read:

8 38.41 **(2)** (a) The board may award a grant of up to \$20,000 to a district board  
9 to provide skills training or other education to a business if all of the following apply:

10 1. The business is located in this state and satisfies any of the following criteria:

11 a. The business has no more than 100 employees.

12 b. The business had no more than \$10,000,000 in gross annual income in its  
13 most recent fiscal year.

14 2. The district board agrees in writing to use the grant only to provide skills  
15 training or other education related to the needs of the business to current or  
16 prospective employees of the business.

17 3. The business agrees in writing to comply with par. (b).

18 4. The business and the district board submit a plan to the board detailing the  
19 proposed use of the grant, and the board approves the plan.

20 5. The business and the district board enter into a written agreement with the  
21 board that specifies the conditions for the use of the grant, including reporting and  
22 auditing requirements.

23 6. The business and the district board agree in writing to submit to the board  
24 the report required under par. (c) by the time required under par. (c).

1           7. The business provides matching funds at least equal to the amount of the  
2 grant. The board may waive the requirement under this subdivision if the board  
3 determines that the business is subject to extreme financial hardship.

4           (b) A grant under this subsection may not be used for any of the following:

5           1. To pay more than 80 percent of the cost of any skills training or other  
6 education related to a business that is provided to the owner of the business, the  
7 owner’s spouse, or a child of the owner.

8           2. To pay wages or compensate for lost revenue, if any, in connection with  
9 providing the training or other education, or otherwise.

10           (c) A district board that receives a grant under this subsection shall submit to  
11 the board, within 6 months after the grant has been fully depleted, a report prepared  
12 jointly with the business detailing how the grant was used.

13           **(3)** (a) The board shall award grants under this section from the appropriation  
14 under s. 20.292 (1) (eh).

15           (b) The board may award no more than \$1,500,000 in the 2007–08 fiscal year,  
16 and no more than \$2,000,000 in any fiscal year thereafter, under sub. (1).

17           (c) The board may award no more than \$500,000 in the 2007–08 fiscal year, and  
18 no more than \$1,000,000 in any fiscal year thereafter, under sub. (2).

19           **SECTION 607.** 39.435 (7) (a) 1. of the statutes is amended to read:

20           39.435 **(7)** (a) 1. For purposes of calculating the amount to be appropriated  
21 under s. 20.235 (1) (fe) for fiscal year ~~2007–08~~ 2009–10, “base amount” means the  
22 amount shown in the schedule under s. 20.005 for that appropriation for fiscal year  
23 ~~2006–07~~ 2008–09.

24           **SECTION 608.** 39.435 (7) (a) 2. of the statutes is amended to read:

1           39.435 (7) (a) 2. For purposes of calculating the amount to be appropriated  
2 under s. 20.235 (1) (fe) for each fiscal year after fiscal year ~~2007–08~~ 2009–10, “base  
3 amount” means the appropriation amount calculated under par. (b) for the previous  
4 fiscal year.

5           **SECTION 609.** 39.435 (7) (b) (intro.) of the statutes is amended to read:

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

9           **SECTION 610.** 39.437 of the statutes is created to read:

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

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

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

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



1 adjusted gross income of the student, as shown on the student's application for  
2 student financial assistance, does not exceed those income guidelines.

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

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

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

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

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

1 (b) By April 1 of each year, the board shall determine the average of the resident  
2 undergraduate academic fees charged for the current academic year among the  
3 institutions within the University of Wisconsin System, the average of the fees under  
4 s. 38.24 (1m) (a) to (c) charged for the current academic year among the technical  
5 colleges in this state, and the average of the tuition and fees charged for the current  
6 academic year among the tribally controlled colleges in this state.

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

11 **SECTION 611.** 39.50 of the statutes is created to read:

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

24 (2) TECHNICAL COLLEGES. At the end of each semester, each technical college  
25 district board shall certify to the board the number of students enrolled in the

1 technical college governed by the district board to whom any fees have been remitted  
2 under s. 38.24 (7) or (8), the number of credits for which those fees have been  
3 remitted, and the amount of those fees remitted. Subject to sub. (3m), if the board  
4 approves the information certified under this subsection, the board, from the  
5 appropriation account under s. 20.235 (1) (fz), shall reimburse the district board for  
6 the full amount of fees remitted.

7 **(3m) PRORATED REIMBURSEMENT.** In June of each fiscal year, the board shall  
8 determine the total amount of fees and nonresident tuition remitted by the board of  
9 regents that are eligible for reimbursement under sub. (1) and fees remitted by the  
10 district boards that are eligible for reimbursement under sub. (2). If the moneys  
11 appropriated under s. 20.235 (1) (fz) are not sufficient to reimburse the board of  
12 regents for the full amount of those fees and that nonresident tuition and each  
13 district board for the full amount of those fees, the board shall prorate the  
14 reimbursement paid under subs. (1) and (2) in the proportion that the moneys  
15 available bears to the total amount eligible for reimbursement under subs. (1) and  
16 (2).

17 **SECTION 612.** 40.02 (28) of the statutes is amended to read:

18 40.02 **(28)** “Employer” means the state, including each state agency, any  
19 county, city, village, town, school district, other governmental unit or  
20 instrumentality of 2 or more units of government now existing or hereafter created  
21 within the state, any federated public library system established under s. 43.19  
22 whose territory lies within a single county with a population of 500,000 or more, a  
23 local exposition district created under subch. II of ch. 229 and a family long-term  
24 care district created under s. 46.2895, except as provided under ss. 40.51 (7) and  
25 40.61 (3) and subch. X. “Employer” does not include a local cultural arts district

1 created under subch. V of ch. 229. Each employer shall be a separate legal  
2 jurisdiction for OASDHI purposes.

3 **SECTION 613.** 40.02 (28) of the statutes, as affected by 1999 Wisconsin Act 65,  
4 is amended to read:

5 40.02 **(28)** “Employer” means the state, including each state agency, any  
6 county, city, village, town, school district, other governmental unit or  
7 instrumentality of 2 or more units of government now existing or hereafter created  
8 within the state, any federated public library system established under s. 43.19  
9 whose territory lies within a single county with a population of 500,000 or more, a  
10 local exposition district created under subch. II of ch. 229 and a family long-term  
11 care district created under s. 46.2895, except as provided under ss. 40.51 (7) and  
12 40.61 (3). “Employer” does not include a local cultural arts district created under  
13 subch. V of ch. 229. Each employer shall be a separate legal jurisdiction for OASDHI  
14 purposes.

15 **SECTION 614.** 40.02 (36) of the statutes is amended to read:

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

1           **SECTION 615.** 40.02 (54) (L) of the statutes is created to read:

2           40.02 **(54)** (L) The Health Insurance Risk–Sharing Plan Authority.

3           **SECTION 616.** 40.05 (4) (a) 2. of the statutes is amended to read:

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

18          **SECTION 781p.** 42.04 of the statutes is amended to read:

19          **42.04 Private operation and leasing.** The state fair park board may provide  
20          for the operation and leasing of any facilities by private entrepreneurs, except that  
21          the state fair park board shall reserve the use of state fair park facilities for a  
22          sufficient period of time every year for purposes of conducting an annual state fair.  
23          ~~This section does not apply to a lease authorized under s. 42.11 (3).~~

24          **SECTION 781r.** 42.11 of the statutes is repealed and recreated to read:

1           **42.11 Olympic Ice Training Center.** The state fair park board may purchase  
2 the Olympic Ice Training Center and associated land and parking areas from the  
3 Pettit National Ice Center, Inc., if the Pettit National Ice Center, Inc., discontinues  
4 its operation of the facility as an ice skating rink and training facility.

5           **SECTION 781s.** 42.115 of the statutes is repealed.

6           **SECTION 781t.** 42.12 (1) of the statutes is amended to read:

7           **42.12 (1)** Beginning on July 1, 1992, in each fiscal year, the state fair park board  
8 may award a grant to the city of West Allis to be used to provide crowd and traffic  
9 control services related to events held at the state fair park, ~~including events~~  
10 ~~associated with the Olympic Ice Training Center under s. 42.11.~~

11           **SECTION 781v.** 42.13 of the statutes is created to read:

12           **42.13 Financial reports. (1)** The state fair park board shall make quarterly  
13 reports to the department of administration and the joint committee on finance  
14 projecting the revenues and expenditures for the ensuing quarter for each of the  
15 board's program revenue appropriation accounts.

16           **(2) (a)** The state fair park board shall annually submit to the department of  
17 administration a plan to ensure that there are sufficient revenues to meet projected  
18 expenditures under the board's program revenue appropriation accounts and to  
19 eliminate any deficits that have developed in those accounts.

20           **(b)** The department of administration may approve or approve with  
21 modifications each plan submitted by the state fair park board under par. (a). The  
22 department shall forward the plan as approved to the joint committee on finance by  
23 November 15 of each year. If the cochairpersons of the joint committee on finance  
24 do not notify the secretary that the committee has scheduled a meeting for the  
25 purpose of reviewing the proposed plan within 14 working days after the date of the

1 secretary's submittal, any portion of the plan that does not require the action of the  
2 legislature or the action of the committee under another law may be implemented.  
3 If, within 14 working days after the date of the secretary's submittal, the  
4 cochairpersons of the joint committee on finance notify the secretary that the  
5 committee has scheduled a meeting for the purpose of reviewing the proposed plan,  
6 no part of the plan may be implemented without the approval of the committee.

7 **(3)** Subsections (1) and (2) do not apply after December 31, 2013.

8 **SECTION 781x.** 43.70 (3) of the statutes is amended to read:

9 43.70 **(3)** Immediately upon making such apportionment, the state  
10 superintendent shall certify to the department of administration the estimated  
11 amount that each school district is entitled to receive under this section and shall  
12 notify each school district administrator of the estimated amount so certified for his  
13 or her school district. The department of administration shall distribute each school  
14 district's aid entitlement in one payment on or before May 1. The amount paid to each  
15 school district shall be based upon the amount in the appropriation account under  
16 s. 20.255 (2) (s) on April 15. All moneys ~~Moneys~~ distributed under this section shall  
17 may be expended only for the purchase of instructional materials from the state  
18 historical society for use in teaching Wisconsin history and for the purchase of library  
19 books and other instructional materials for school libraries, but not for public library  
20 facilities operated by school districts under s. 43.52, in accordance with rules  
21 promulgated by the state superintendent. In addition, a school district may use up  
22 to 25 percent of the moneys received in a fiscal year under this section to purchase  
23 school library computers and related software if the purchases are approved by the  
24 person who supervises the school district's libraries. Appropriate records of such all

1 purchases under this section shall be kept and necessary reports thereon shall be  
2 made to the state superintendent.

3 **SECTION 617.** 44.02 (28) of the statutes is created to read:

4 44.02 (28) Annually distribute the amount appropriated under s. 20.245 (1) (b)  
5 as a grant to the Wisconsin Black Historical Society and Museum to fund the  
6 operations of that society and museum.

7 **SECTION 782m.** 45.03 (13) (f) of the statutes is created to read:

8 45.03 (13) (f) Provide services related to post-traumatic stress disorder to  
9 service members and veterans, which shall include at least one of the following  
10 services:

11 1. Outreach services to service members and veterans who may be experiencing  
12 post-traumatic stress disorder.

13 2. Information on the availability of post-traumatic stress disorder medical  
14 services and referrals to those services.

15 **SECTION 618.** 45.03 (20) of the statutes is amended to read:

16 45.03 (20) TRANSFER OF FUNDS TO THE VETERANS TRUST FUND. If the balance in  
17 the appropriation account under s. 20.485 (1) (gk) is in excess of the amount needed  
18 for the care of the members of the Wisconsin veterans homes under s. 45.50 and the  
19 payment of stipends under s. 45.50 (9) during fiscal year ~~2006–07~~ 2007–08 or  
20 2008–09, the department may request permission from the joint committee on  
21 finance to transfer the excess moneys to the veterans trust fund. If the  
22 cochairpersons of the committee do not notify the department within 14 working  
23 days after the date of receipt of the department’s request that the committee has  
24 scheduled a meeting for the purpose of reviewing the transfer, the transfer may be  
25 made as proposed by the department. If, within 14 working days after the date of



1 receipt of the department's request, the cochairpersons of the committee notify the  
2 department that the committee has scheduled a meeting for the purpose of reviewing  
3 the proposed transfer, the transfer may be made only upon approval of the  
4 committee. The total amount transferred under this subsection may not exceed  
5 \$16,000,000 \$7,000,000.

6 **SECTION 783m.** 45.045 of the statutes is created to read:

7 **45.045 Veteran registry.** The department shall establish a voluntary  
8 statewide registry that will collect information from veterans and inform veterans  
9 on health issues, including post-traumatic stress disorder, Agent Orange, and Gulf  
10 War syndrome.

11 **SECTION 619.** 45.20 (2) (d) 2. b. of the statutes is amended to read:

12 45.20 (2) (d) 2. b. A statement that the veteran is not delinquent in child  
13 support or maintenance payments and does not owe past support, medical expenses  
14 or birth expenses, signed by the department of ~~workforce development~~ children and  
15 families or its designee within 7 working days before the date of the application.

16 **SECTION 620.** 45.33 (2) (b) 1. b. of the statutes is amended to read:

17 45.33 (2) (b) 1. b. A statement that the person is not delinquent in child support  
18 or maintenance payments and does not owe past support, medical expenses, or birth  
19 expenses, signed by the department of ~~workforce development~~ children and families  
20 or its designee within 7 working days before the date of the application.

21 **SECTION 785d.** 45.40 (1) (b) of the statutes is amended to read:

22 45.40 (1) (b) The maximum amount that any veteran may receive under this  
23 subsection per occurrence during a consecutive 12-month period may not exceed  
24 \$2,000 \$3,000.

25 **SECTION 785g.** 45.40 (2) (b) of the statutes is repealed.

1           **SECTION 785m.** 45.40 (3) of the statutes is amended to read:

2           45.40 (3) LIMITATIONS. The total cumulative amount that any veteran may  
3 receive under this section may not exceed ~~\$5,000~~ \$7,500.

4           **SECTION 621.** 45.42 (6) (b) of the statutes is amended to read:

5           45.42 (6) (b) Provides to the department a statement that the applicant is not  
6 delinquent in child support or maintenance payments and does not owe past support,  
7 medical expenses, or birth expenses, signed by the department of workforce  
8 development children and families or its designee within 7 working days before the  
9 date of the application.

10          **SECTION 786g.** 45.43 (1) of the statutes is amended to read:

11          45.43 (1) The department shall administer a program to provide assistance to  
12 persons who served in the U.S. armed forces or in forces incorporated as part of the  
13 U.S. armed forces and who were discharged under conditions other than  
14 dishonorable. The department shall provide assistance to persons whose need for  
15 services is based upon homelessness, incarceration, or other circumstances  
16 designated by the department by rule. The department shall designate the  
17 assistance available under this section, which may include assistance in receiving  
18 medical care, dental care, education, employment, and transitional housing. The  
19 department may provide payments to facilitate the provision of services under this  
20 section. From the appropriation under s. 20.485 (2) (ac), the department shall  
21 provide \$15,000 annually during fiscal years 2007–08 and 2008–09 to the Center for  
22 Veterans Issues, Ltd., of Milwaukee, to provide outreach services to homeless  
23 veterans with post-traumatic stress disorder.

24          **SECTION 786m.** 45.43 (3) of the statutes is created to read:

1           45.43 (3) The department shall annually provide the governor, and the  
2 appropriate standing committees of the legislature under s. 13.172 (3), with the  
3 number of veterans that were referred to the U.S. veterans administration hospitals,  
4 veterans centers, or other health care facilities as a result of telemedicine facilities.  
5 This subsection does not apply after June 30, 2009.

6           **SECTION 786u.** 45.51 (9) of the statutes is repealed.

7           **SECTION 622.** 45.51 (10) (b) of the statutes is amended to read:

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

15           **SECTION 623.** 45.51 (13) (intro.) of the statutes is amended to read:

16           45.51 (13) **ADDITIONAL ELIGIBILITY REQUIREMENTS FOR SKILLED NURSING FACILITIES.**  
17 (intro.) Any person admitted to a skilled nursing facility at a veterans home shall  
18 meet the eligibility requirements under ss. 49.45 and 49.46, and, if applicable, s.  
19 49.471 and rules promulgated under those sections during residence at the skilled  
20 nursing facility except if any of the following apply:

21           **SECTION 624.** 45.51 (13) (a) of the statutes is amended to read:

22           45.51 (13) (a) Persons with sufficient income and resources to meet the  
23 expenses of care for one or more months may be admitted to the skilled nursing  
24 facility but shall apply income and resources to costs to the extent required under ss.

1 49.45 and 49.46, and, if applicable, s. 49.471 and rules promulgated under those  
2 sections.

3 **SECTION 625.** 45.51 (13) (b) of the statutes is amended to read:

4 45.51 **(13)** (b) Persons who meet all the requirements of this section but whose  
5 degree of physical disability does not meet the minimum requirements under ss.  
6 49.45 and 49.46 and rules promulgated under those sections may be admitted to the  
7 skilled nursing facility but shall apply income and resources to costs to the extent  
8 required by ss. 49.45 and 49.46, and, if applicable, s. 49.471 and rules promulgated  
9 under those sections.

10 **SECTION 626.** 45.61 (2) (a) of the statutes is amended to read:

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

15 **SECTION 627.** 45.61 (2) (b) of the statutes is amended to read:

16 45.61 **(2)** (b) A person who was discharged or released from active duty in the  
17 U.S. armed forces under ~~honorable~~ conditions other than dishonorable and who was  
18 a resident of this state at the time of his or her death and his or her dependent child  
19 and surviving spouse.

20 **SECTION 628.** 46.001 of the statutes is amended to read:

21 **46.001 Purposes of chapter.** The purposes of this chapter are to conserve  
22 human resources in Wisconsin; ~~to provide a just and humane program of services to~~  
23 ~~children and unborn children in need of protection or services, nonmarital children~~  
24 ~~and the expectant mothers of those unborn children;~~ to prevent dependency, mental  
25 illness, developmental disability, mental infirmity, and other forms of social

1       maladjustment by a continuous attack on causes; to provide effective aid and services  
2       to all persons in need thereof of that aid and those services and to assist those persons  
3       to achieve or regain self-dependence at the earliest possible date; to avoid  
4       duplication and waste of effort and money on the part of public and private agencies;  
5       and to coordinate and integrate a social welfare program.

6               **SECTION 629.** 46.011 (intro.) of the statutes is amended to read:

7               **46.011 Definitions.** (intro.) In chs. 46, ~~48~~, 50, 51, 54, 55, and 58:

8               **SECTION 630.** 46.011 (1g) of the statutes is created to read:

9               46.011 **(1g)** “Disabled children’s long-term support program” means the  
10       programs described under 2001 Wisconsin Act 16, section 9123 (16rs), and 2003  
11       Wisconsin Act 33, section 9124 (8c).

12              **SECTION 631.** 46.014 (4) of the statutes is renumbered 49.265 (6) and amended  
13       to read:

14              49.265 **(6)** REPORTS. At least annually, the secretary shall submit a report to  
15       the chief clerk of each house of the legislature, for distribution to the appropriate  
16       standing committees under s. 13.172 (3), concerning activities of community action  
17       agencies under ~~s. 46.30~~ this section and their effectiveness in promoting social and  
18       economic opportunities for poor persons.

19              **SECTION 632.** 46.016 of the statutes is amended to read:

20              **46.016 Cooperation with federal government.** The department may  
21       cooperate with the federal government in carrying out federal acts concerning public  
22       assistance, social security, ~~child welfare and youth services~~, mental hygiene, services  
23       for the blind, and in other matters of mutual concern pertaining to public welfare.

24              **SECTION 633.** 46.02 of the statutes is amended to read:

1           **46.02 Agency powers and duties.** Any institution ~~which~~ that is subject to  
2 chs. 46, ~~48~~ 49 to 51, 55, and 58 and to regulation under ch. 150 shall, in cases of  
3 conflict between chs. 46, ~~48~~ 49 to 51, 55, and 58 and ch. 150, be governed by ch. 150.  
4 The department shall promulgate rules and establish procedures for resolving any  
5 such ~~controversy~~ a conflict.

6           **SECTION 634.** 46.023 of the statutes is renumbered 48.562.

7           **SECTION 635.** 46.03 (4) (b) of the statutes is amended to read:

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

19           **SECTION 636.** 46.03 (7) (a) of the statutes is amended to read:

20           46.03 **(7)** (a) Promote the enforcement of laws for the protection of  
21 developmentally disabled children, ~~children and unborn children in need of~~  
22 ~~protection or services and nonmarital children~~; and to this end cooperate with courts  
23 assigned to exercise jurisdiction under chs. 48 and 938, licensed child welfare  
24 agencies, and public and private institutions and take the initiative in all matters  
25 involving the interests of those children ~~and unborn children~~ when adequate

1 provision for those interests has not already been made, including the establishment  
2 and enforcement of standards for services provided under ss. 48.345 and 48.347.

3 **SECTION 637.** 46.03 (7) (bm) of the statutes is amended to read:

4 46.03 (7) (bm) Maintain a file containing records of artificial inseminations  
5 under s. 891.40, ~~declarations of paternal interest under s. 48.025~~, and statements  
6 acknowledging paternity under s. 69.15 (3) (b). The department may release those  
7 records, ~~declarations~~, and statements only upon an order of the court except that the  
8 department may use nonidentifying information concerning artificial inseminations  
9 for the purpose of compiling statistics, ~~declarations of paternal interest shall be~~  
10 ~~released as provided in s. 48.025 (3) (b) and (c)~~, and statements acknowledging  
11 paternity shall be released without a court order to the department of workforce  
12 development children and families or a county child support agency under s. 59.53  
13 (5) upon the request of that department or county child support agency pursuant to  
14 the program responsibilities under s. 49.22 or to any other person with a direct and  
15 tangible interest in the statement.

16 **SECTION 638.** 46.03 (7) (c) of the statutes is repealed.

17 **SECTION 639.** 46.03 (7) (cm) of the statutes is renumbered 48.47 (7) (cm).

18 **SECTION 640.** 46.03 (7) (d) of the statutes is renumbered 48.47 (7) (d).

19 **SECTION 641.** 46.03 (7) (e) of the statutes is repealed.

20 **SECTION 642.** 46.03 (7) (f) of the statutes is renumbered 48.47 (7) (f).

21 **SECTION 643.** 46.03 (7) (h) of the statutes is renumbered 48.47 (7) (h).

22 **SECTION 644.** 46.03 (7g) of the statutes is renumbered 48.47 (7g) and amended  
23 to read:

24 48.47 (7g) STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM. Establish  
25 a statewide automated child welfare information system. Notwithstanding ss.

1 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30,  
2 51.45 (14) (a), ~~55.06 (17) (e)~~ 55.22 (3), 146.82, 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396~~  
3 ~~(1) and (2) (a)~~ 938.396 (1) and (2), and 938.78 (2) (a), the department may enter the  
4 content of any record kept or information received by the department into the  
5 statewide automated child welfare information system, and a county department  
6 under s. 46.215, 46.22, or 46.23, the department, or any other organization that has  
7 entered into an information sharing and access agreement with the department or  
8 any of those county departments and that has been approved for access to the  
9 statewide automated child welfare information system by the department may have  
10 access to information that is maintained in that system, if necessary to enable the  
11 county department, department, or organization to perform its duties under this  
12 chapter, ch. 48, 46, 51, 55, or 938, or 42 USC 670 to 679b to or to coordinate the  
13 delivery of services under this chapter, ch. 48, 46, 51, 55, or 938, or 42 USC 670 to  
14 679b.

15 **SECTION 645.** 46.03 (7m) of the statutes is renumbered 48.62 (7) and amended  
16 to read:

17 **48.62 (7) FOSTER CARE.** In each federal fiscal year, the department shall ensure  
18 that there are no more than 2,200 children in foster care and treatment foster care  
19 placements for more than 24 months, consistent with the best interests of each child.  
20 Services provided in connection with this requirement shall comply with the  
21 requirements under P.L. 96–272.

22 **SECTION 812c.** 46.03 (18) (a) of the statutes is amended to read:

23 46.03 **(18)** (a) Except as provided in s. 46.10 (14) (b) and (c), the department of  
24 ~~health and family services~~ shall establish a uniform system of fees for services  
25 provided or purchased by the department of ~~health and family services~~, or a county



1 department under s. 46.215, 46.22, 51.42<sub>1</sub> or 51.437, except for services provided  
2 under ch. 48 and subch. III of ch. 49; ~~services relating to adoption;~~ services provided  
3 to courts; outreach, information and referral services; or ~~where~~ when, as determined  
4 by the department ~~of health and family services~~, a fee is administratively unfeasible  
5 or would significantly prevent accomplishing the purpose of the service. A county  
6 department under s. 46.215, 46.22, 51.42<sub>1</sub> or 51.437 shall apply the fees which that  
7 it collects under this program to cover the cost of such those services. ~~The~~  
8 ~~department of health and family services shall report to the joint committee on~~  
9 ~~finance no later than March 1 of each year on the number of children placed for~~  
10 ~~adoption by the department of health and family services during the previous year~~  
11 ~~and the costs to the state for services relating to such adoptions.~~

12 **SECTION 646.** 46.03 (18) (am) of the statutes is amended to read:

13 46.03 (18) (am) ~~Paragraph (a) does not prevent the department from charging~~  
14 ~~and collecting the cost of adoptive placement investigations and child care as~~  
15 ~~authorized under s. 48.837 (7).~~ Paragraph (a) also does not prevent a county  
16 department under s. 51.42 or 51.437 from charging and collecting the cost of an  
17 examination ordered under s. 938.295 (2) (a) as authorized under s. 938.295 (2) (c).

18 **SECTION 647.** 46.03 (18) (ar) of the statutes is created to read:

19 46.03 (18) (ar) A county may retain fees that it collects under this subsection  
20 for services the county provides without state funding under the disabled children's  
21 long-term support program.

22 **SECTION 648.** 46.03 (20) (a) of the statutes is amended to read:

23 46.03 (20) (a) Except for payments provided under ch. 48 or subch. III of ch. 49,  
24 the department may make payments directly to recipients of public assistance or to  
25 such persons authorized to receive such payments in accordance with law and rules

1 of the department on behalf of the counties. Except for payments provided under ch.  
2 48 or subch. III of ch. 49, the department may charge the counties for the cost of  
3 operating public assistance systems which make such payments.

4 **SECTION 649.** 46.03 (22) (title) of the statutes is amended to read:

5 46.03 (22) (title) COMMUNITY LIVING ARRANGEMENTS FOR ADULTS.

6 **SECTION 650.** 46.03 (22) (a) of the statutes is amended to read:

7 46.03 (22) (a) ~~“Community~~ In this subsection, “community living arrangement  
8 for adults” means any of the following facilities licensed or operated, or permitted  
9 ~~under the authority of the department: residential care centers for children and~~  
10 ~~youth, as defined in s. 48.02 (15d), operated by child welfare agencies licensed under~~  
11 ~~s. 48.60, group homes for children, as defined in s. 48.02 (7), and community-based~~  
12 ~~residential facilities~~ a community-based residential facility, as defined in s. 50.01  
13 (1g); ~~but does not include adult family homes, as defined in s. 50.01 (1), day care~~  
14 ~~centers, nursing homes, general hospitals, special hospitals, prisons, and jails.~~

15 **SECTION 651.** 46.03 (22) (b) of the statutes is amended to read:

16 46.03 (22) (b) Community living arrangements for adults shall be subject to the  
17 same building and housing ordinances, codes, and regulations of the municipality or  
18 county as similar residences located in the area in which the facility is located.

19 **SECTION 652.** 46.03 (22) (c) of the statutes is amended to read:

20 46.03 (22) (c) The department shall designate a subunit to keep records and  
21 supply information on community living arrangements for adults under ss. 59.69  
22 (15) (f), 60.63 (7), and 62.23 (7) (i) 6. The subunit shall be responsible for receiving  
23 all complaints regarding community living arrangements for adults and for  
24 coordinating all necessary investigatory and disciplinary actions under the laws of

1 this state and under the rules of the department relating to the licensing of  
2 community living arrangements for adults.

3 **SECTION 653.** 46.03 (22) (d) of the statutes is amended to read:

4 46.03 (22) (d) A community living arrangement for adults with a capacity for  
5 8 or fewer persons shall be a permissible use for purposes of any deed covenant which  
6 limits use of property to single-family or 2-family residences. A community living  
7 arrangement for adults with a capacity for 15 or fewer persons shall be a permissible  
8 use for purposes of any deed covenant which limits use of property to more than  
9 2-family residences. Covenants in deeds which expressly prohibit use of property  
10 for community living arrangements for adults are void as against public policy.

11 **SECTION 654.** 46.03 (22) (e) of the statutes is amended to read:

12 46.03 (22) (e) If a community living arrangement for adults is required to  
13 obtain special zoning permission, as defined in s. 59.69 (15) (g), the department shall,  
14 at the request of the unit of government responsible for granting the special zoning  
15 permission, inspect the proposed facility and review the program proposed for the  
16 facility. After such inspection and review, the department shall transmit to the unit  
17 of government responsible for granting the special zoning permission a statement  
18 that the proposed facility and its proposed program have been examined and are  
19 either approved or disapproved by the department.

20 **SECTION 655.** 46.03 (29) of the statutes is repealed.

21 **SECTION 656.** 46.03 (39) of the statutes is renumbered 48.47 (39).

22 **SECTION 657.** 46.031 (3) (a) of the statutes is amended to read:

23 46.031 (3) (a) *Citizen advisory committee.* Except as provided in par. (b), the  
24 county board of supervisors of each county or the county boards of supervisors of 2  
25 or more counties jointly shall establish a citizen advisory committee to the county

1 departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437. The citizen advisory  
2 committee shall advise in the formulation of the budget under sub. (1). Membership  
3 on the committee shall be determined by the county board of supervisors in a county  
4 with a single-county committee or by the county boards of supervisors in counties  
5 with a multicounty committee and shall include representatives of those persons  
6 receiving services, providers of service and citizens. A majority of the members of the  
7 committee shall be citizen and service consumers. ~~At least one member of the~~  
8 ~~committee shall be chosen from the governing or administrative board of the~~  
9 ~~community action agency serving the county or counties under s. 46.30, if any.~~ The  
10 committee's membership may not consist of more than 25% county supervisors, nor  
11 of more than 20% service providers. The chairperson of the committee shall be  
12 appointed by the county board of supervisors establishing it. In the case of a  
13 multicounty committee, the chairperson shall be nominated by the committee and  
14 approved by the county boards of supervisors establishing it. The county board of  
15 supervisors in a county with a single-county committee or the county boards of  
16 supervisors in counties with a multicounty committee may designate an agent to  
17 determine the membership of the committee and to appoint the committee  
18 chairperson or approve the nominee.

19 **SECTION 658.** 46.034 (1) of the statutes is amended to read:

20 46.034 (1) The department, in order to discharge more effectively its  
21 responsibilities under this chapter and chs. 48, 51, 250, and 251 and other relevant  
22 provisions of the statutes, may establish community human services pilot programs  
23 for the study, implementation, and evaluation of improved human services delivery  
24 systems. In the implementation of such those pilot programs, the requirement of  
25 statewide uniformity with respect to the organization and governance of human

1 services shall not apply. The department and local governmental bodies may  
2 establish such departments, boards, committees, organizational structures, and  
3 procedures as may be needed to implement the pilot programs. The departments,  
4 boards, committees, and organizational structures may assume responsibilities  
5 currently assigned by statute to the departments, boards, committees, or  
6 organizational structures that are replaced.

7 **SECTION 659.** 46.036 (1) of the statutes is amended to read:

8 46.036 (1) All care and services purchased by the department or by a county  
9 department under s. 46.215, 46.22, 46.23, 51.42, or 51.437, except as provided under  
10 subch. III of ch. 49 and s. 301.08 (2), shall be authorized and contracted for under the  
11 standards established under this section. The department may require the county  
12 departments to submit the contracts to the department for review and approval. For  
13 purchases of \$10,000 or less the requirement for a written contract may be waived  
14 by the department. ~~No contract is required for care provided by foster homes or~~  
15 ~~treatment foster homes that are required to be licensed under s. 48.62.~~ When the  
16 department directly contracts for services, it shall follow the procedures in this  
17 section in addition to meeting purchasing requirements established in s. 16.75.

18 **SECTION 660.** 46.036 (4) (a) of the statutes is amended to read:

19 46.036 (4) (a) Except as provided in this paragraph, maintain a uniform double  
20 entry accounting system and a management information system which are  
21 compatible with cost accounting and control systems prescribed by the department.  
22 ~~The department shall establish a simplified double entry bookkeeping system for use~~  
23 ~~by family-operated group homes. Each purchaser shall determine whether a~~  
24 ~~family-operated group home from which it purchases services shall use the double~~  
25 ~~entry accounting system or the simplified system and shall include this~~

1 ~~determination in the purchase of service contract. In this paragraph,~~  
2 ~~“family-operated group home” means a group home licensed under s. 48.66 (1) (a) for~~  
3 ~~which the licensee is one or more individuals who operate not more than one group~~  
4 ~~home.~~

5 **SECTION 829c.** 46.036 (4) (c) of the statutes is amended to read:

6 46.036 **(4)** (c) Unless waived by the department, biennially, or annually if  
7 required under federal law, provide the purchaser with a certified financial and  
8 compliance audit report if the care and services purchased exceed \$25,000. The audit  
9 shall follow standards that the department prescribes. ~~A purchaser may waive the~~  
10 ~~requirements of this paragraph for any family-operated group home, as defined~~  
11 ~~under par. (a), from which it purchases services.~~

12 **SECTION 661.** 46.037 of the statutes is renumbered 49.343 and amended to  
13 read:

14 **49.343 Rates for residential child care centers and group homes. (1)**  
15 Subject to sub. (1m), each residential child care center for children and youth, as  
16 defined in s. 48.02 (15d), and each group home, as defined in s. 48.02 (7), that is  
17 ~~licensed under s. 48.625~~ and incorporated under ch. 180, 181, 185, or 193 shall  
18 establish a per client rate for its services and shall charge all purchasers the same  
19 rate.

20 **(1m)** Notwithstanding sub. (1), the department, a county department under  
21 s. 46.215, 46.22, 46.23, 51.42, or 51.437, a group of those county departments, or the  
22 department and one or more of those county departments, and a residential child  
23 care center for children and youth or group home, as described in sub. (1), may  
24 negotiate a per client rate for the services of that residential child care center for  
25 children and youth or group home, if the department, that county department, the

1 county departments in that group of county departments, or the department and one  
2 or more of those county departments, agree to place 75% or more of the residents of  
3 that residential ~~child~~ care center for children and youth or group home during the  
4 period for which that rate is effective. A residential ~~child~~ care center for children and  
5 youth or group home that negotiates a per client rate under this subsection shall  
6 charge that rate to all purchasers of its services.

7 (2) A residential ~~child~~ care center for children and youth or a group home, as  
8 described in sub. (1) or (1m), shall submit to the department the rate it charges and  
9 any change in that rate before a charge is made to any purchaser. The department  
10 shall provide forms and instructions for the submission of rates and changes in rates  
11 under this subsection and a residential ~~child~~ care center for children and youth or  
12 a group home that is required to submit a rate or a change in a rate under this  
13 subsection shall submit that rate or change in a rate using those forms and  
14 instructions.

15 (3) The department may require an audit of any residential ~~child~~ care center  
16 for children and youth or group home, as described in sub. (1) or (1m), for the purpose  
17 of collecting federal funds.

18 **SECTION 662.** 46.043 (1) of the statutes is amended to read:

19 46.043 (1) In addition to inpatient and outpatient services provided at mental  
20 health institutes under ss. 51.05 and 51.07, the department may authorize mental  
21 health institutes to offer services other than inpatient mental health services when  
22 the department determines that community services need to be supplemented.  
23 Services that may be offered under this section include mental health outpatient  
24 treatment and services, day programming, consultation and services in residential

1 facilities, including group homes, ~~child-caring institutions~~ residential care centers  
2 for children and youth and community-based residential facilities.

3 **SECTION 663.** 46.057 (2) of the statutes is amended to read:

4 46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the  
5 department of corrections shall transfer to the appropriation account under s. 20.435  
6 (2) (kx) \$1,379,300 in each fiscal year ~~2005–06~~ and ~~\$1,379,300~~ in fiscal year ~~2006–07~~  
7 and, from the appropriation account under s. 20.410 (3) (hm), the department of  
8 corrections shall transfer to the appropriation account under s. 20.435 (2) (kx)  
9 ~~\$2,271,200~~ \$2,639,800 in fiscal year ~~2005–06~~ and ~~\$2,390,600~~ 2007–08 and  
10 \$2,707,300 in fiscal year ~~2006–07~~ 2008–09 for services for juveniles placed at the  
11 Mendota juvenile treatment center. The department of health and family services  
12 may charge the department of corrections not more than the actual cost of providing  
13 those services.

14 **SECTION 664.** 46.10 (14) (b) of the statutes is amended to read:

15 46.10 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability  
16 of a parent specified in sub. (2) or s. 46.03 (18) for the care and maintenance of the  
17 parent's minor child who has been placed by a court order under s. 48.355 or 48.357  
18 in a residential, nonmedical facility such as a group home, foster home, treatment  
19 foster home, subsidized guardianship home, or residential care center for children  
20 and youth shall be determined by the court by using the percentage standard  
21 established by the department of ~~workforce development~~ children and families  
22 under s. 49.22 (9) and by applying the percentage standard in the manner  
23 established by the department under s. ~~46.247~~ par. (g).

24 **SECTION 665.** 46.10 (14) (g) of the statutes is created to read:



1           46.10 (14) (g) For purposes of determining child support under par. (b), the  
2 department shall promulgate rules related to the application of the standard  
3 established by the department of children and families under s. 49.22 (9) to a child  
4 support obligation for the care and maintenance of a child who is placed by a court  
5 order under s. 48.355 or 48.357 in a residential, nonmedical facility. The rules shall  
6 take into account the needs of any person, including dependent children other than  
7 the child, whom either parent is legally obligated to support.

8           **SECTION 666.** 46.10 (16) of the statutes is amended to read:

9           46.10 (16) The department shall delegate to county departments under ss.  
10 51.42 and 51.437 or the local providers of care and services meeting the standards  
11 established by the department under s. 46.036, the responsibilities vested in the  
12 department under this section for collection of patient fees for services other than  
13 those provided at state facilities ~~or~~ those provided to children that are reimbursed  
14 under a waiver under s. 46.27 (11), 46.275, 46.278, or 46.2785, ~~or a waiver requested~~  
15 ~~under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section~~  
16 ~~9124 (8c),~~ those provided under the disabled children's long-term support program  
17 if the county departments or providers meet the conditions that the department  
18 determines are appropriate. The department may delegate to county departments  
19 under ss. 51.42 and 51.437 the responsibilities vested in the department under this  
20 section for collection of patient fees for services provided at the state facilities if the  
21 necessary conditions are met.

22           **SECTION 667.** 46.16 (1) of the statutes is amended to read:

23           46.16 (1) **GENERALLY.** The department shall investigate and supervise all the  
24 charitable and curative institutions, including county infirmaries, of every county  
25 and municipality, except tuberculosis sanatoriums; ~~all shelter care facilities for~~

1 ~~children and, and~~ all hospitals, asylums, and institutions, organized for the purpose  
2 set forth in s. 58.01, and familiarize itself with all the circumstances affecting their  
3 management and usefulness.

4 **SECTION 668.** 46.16 (2) of the statutes is repealed.

5 **SECTION 669.** 46.16 (2m) of the statutes is repealed.

6 **SECTION 670.** 46.16 (2s) of the statutes is repealed.

7 **SECTION 671.** 46.16 (3) of the statutes is amended to read:

8 46.16 (3) COUNTY HOMES, POOR RELIEF. ~~It~~ The department shall visit the county  
9 homes and ascertain the number of each sex and the number of mentally ill, mentally  
10 deficient, deaf, or blind persons, ~~and children~~ supported in each, at what cost and  
11 under what circumstances affecting their health, comfort, morals, and education;  
12 collect statistics of the cost of support, and other important facts, of the poor relieved  
13 at public expense outside of county homes; and collect information as to the adequacy  
14 and efficiency of existing laws for the support and relief of the poor, and the causes  
15 of pauperism in the state.

16 **SECTION 672.** 46.16 (7) of the statutes is amended to read:

17 46.16 (7) ENFORCEMENT BY ATTORNEY GENERAL AND DISTRICT ATTORNEYS. Upon  
18 request of the department, the attorney general or the district attorney of the proper  
19 county shall aid in any investigation, inspection, hearing, or trial had under the  
20 provisions of this chapter, ~~or those sections of ch. 48~~ relating to powers of the  
21 department, and shall institute and prosecute all necessary actions or proceedings  
22 for the enforcement of ~~such~~ those provisions and for the punishment of violations of  
23 ~~the same~~ those provisions. The attorney general or district attorney so requested  
24 shall report or confer with the department regarding the request, within 30 days  
25 after the receipt of ~~such~~ the request.

1           **SECTION 673.** 46.17 (1) of the statutes is amended to read:

2           46.17 (1) The department shall fix reasonable standards and regulations for  
3 the design, construction, repair, and maintenance of county homes, county  
4 infirmaries, county hospitals, and mental health facilities ~~and shelter care facilities~~,  
5 with respect to their adequacy and fitness for the needs which they are to serve.

6           **SECTION 674.** 46.206 (1) (a) of the statutes is amended to read:

7           46.206 (1) (a) The department shall supervise the administration of social  
8 services, except as provided under ch. 48 and subch. III of ch. 49 and except for  
9 juvenile delinquency–related services. The department shall submit to the federal  
10 authorities state plans for the administration of social services, except as provided  
11 under ch. 48 and subch. III of ch. 49 and except for juvenile delinquency–related  
12 services, in such form and containing such information as the federal authorities  
13 require, and shall comply with all requirements prescribed to ensure their  
14 correctness.

15           **SECTION 675.** 46.206 (1) (bm) of the statutes is amended to read:

16           46.206 (1) (bm) All records of the department relating to aid provided under  
17 s. 49.46, 49.465, 49.468, 49.47, 49.471, or 49.77 are open to inspection at reasonable  
18 hours by members of the legislature who require the information contained in the  
19 records in pursuit of a specific state legislative purpose. All records of any county  
20 relating to aid provided under s. 49.46, 49.465, 49.468, 49.47, 49.471, or 49.77 are  
21 open to inspection at reasonable hours by members of the board of supervisors of the  
22 county or the governing body of a city, village or town located in the county who  
23 require the information contained in the records in pursuit of a specific county or  
24 municipal legislative purpose. The right to records access provided by this  
25 paragraph does not apply if access is prohibited by federal law or regulation or if this

1 state is required to prohibit such access as a condition precedent to participation in  
2 a federal program in which this state participates.

3 **SECTION 676.** 46.206 (2) of the statutes is amended to read:

4 46.206 (2) The county administration of all laws relating to social services,  
5 except with respect to the programs under ch. 48 and subch. III of ch. 49 and to  
6 juvenile delinquency–related programs, shall be vested in the officers and agencies  
7 designated in the statutes.

8 **SECTION 677.** 46.21 (2m) (c) of the statutes is amended to read:

9 46.21 (2m) (c) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78  
10 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7) and 253.07  
11 (3) (c), a subunit of a county department of human services or tribal agency acting  
12 under this subsection may exchange confidential information about a client, without  
13 the informed consent of the client, with any other subunit of the same county  
14 department of human services or tribal agency, with a resource center, a care  
15 management organization, or a family long-term care district, with an  
16 elder–adult–at–risk agency, an adult–at–risk agency, or any agency to which referral  
17 for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person  
18 providing services to the client under a purchase of services contract with the county  
19 department of human services or tribal agency or with a resource center, a care  
20 management organization, or a family long-term care district, if necessary to enable  
21 an employee or service provider to perform his or her duties, or to enable the county  
22 department of human services or tribal agency to coordinate the delivery of services  
23 to the client. An agency that releases information under this paragraph shall  
24 document that a request for information was received and what information was  
25 provided.

1           **SECTION 678.** 46.21 (5) (b) of the statutes is amended to read:

2           46.21 (5) (b) Sections 46.10, 49.08, 49.345, 49.90, and 301.12 govern the  
3 support and maintenance of persons in any of the institutions specified in sub. (2) (a).

4           **SECTION 679.** 46.215 (1) (d) of the statutes is amended to read:

5           46.215 (1) (d) To make investigations that relate to services under subchs. II,  
6 IV, and V of ch. 49 upon request by the department of health and family services, to  
7 make investigations that relate to juvenile delinquency–related services at the  
8 request of the department of corrections, and to make investigations that relate to  
9 programs under ch. 48 and subch. III of ch. 49 upon request by the department of  
10 ~~workforce development~~ children and families.

11           **SECTION 680.** 46.215 (1) (j) of the statutes is amended to read:

12           46.215 (1) (j) To make payments in such manner as the department of  
13 ~~workforce development~~ children and families may determine for training of  
14 recipients, former recipients, and potential recipients of aid in programs established  
15 under s. 49.193, 1997 stats., and s. 49.26 (1).

16           **SECTION 681.** 46.215 (1m) of the statutes is amended to read:

17           46.215 (1m) EXCHANGE OF INFORMATION; LONG-TERM CARE. Notwithstanding ss.  
18 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,  
19 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a subunit of a county department of social  
20 services or tribal agency acting under this section may exchange confidential  
21 information about a client, without the informed consent of the client, with any other  
22 subunit of the same county department of social services or tribal agency, with a  
23 resource center, a care management organization, or a family long-term care  
24 district, with an elder–adult–at–risk agency, an adult–at–risk agency, or any agency  
25 to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a)

1 1g., or with a person providing services to the client under a purchase of services  
2 contract with the county department of social services or tribal agency or with a  
3 resource center, a care management organization, or a family long-term care  
4 district, if necessary to enable an employee or service provider to perform his or her  
5 duties, or to enable the county department of social services or tribal agency to  
6 coordinate the delivery of services to the client. An agency that releases information  
7 under this subsection shall document that a request for information was received  
8 and what information was provided.

9 **SECTION 682.** 46.215 (1p) of the statutes is amended to read:

10 46.215 **(1p)** EXCHANGE OF INFORMATION; STATEWIDE AUTOMATED CHILD WELFARE  
11 INFORMATION SYSTEM. Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78  
12 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (c)~~ 55.22 (3), 146.82,  
13 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78  
14 (2) (a), a county department under this section may enter the content of any record  
15 kept or information received by that county department into the statewide  
16 automated child welfare information system established under s. ~~46.03~~ 48.47 (7g).

17 **SECTION 683.** 46.215 (2) (a) 2. of the statutes is amended to read:

18 46.215 **(2)** (a) 2. In order to ensure the availability of a full range of care and  
19 services, the county department of social services may contract, either directly or  
20 through the department of ~~workforce development~~ children and families, with public  
21 or voluntary agencies or others to purchase, in full or in part, care and services under  
22 ch. 48 and subch. III of ch. 49 which the county department of social services is  
23 authorized to furnish. This care and these services may be purchased from the  
24 department of ~~workforce development~~ children and families if the department of  
25 ~~workforce development~~ children and families has staff to furnish the services. If the

1 county department of social services has adequate staff, it may sell the care and  
2 services directly to another county or state agency.

3 **SECTION 684.** 46.215 (2) (b) of the statutes is amended to read:

4 46.215 (2) (b) A county department of social services may purchase  
5 development and training services from the department of health and family  
6 services, from the department of ~~workforce development~~ children and families, from  
7 the department of corrections or from other county agencies when the services are  
8 available. A county department of social services may sell the development and staff  
9 training services to another county or state agency if the county department has  
10 adequate staff to provide the services.

11 **SECTION 685.** 46.215 (2) (c) 2. of the statutes is amended to read:

12 46.215 (2) (c) 2. A county department of social services shall develop, under the  
13 requirements of s. 49.34, plans and contracts for care and services to be purchased  
14 under ch. 48 and subch. III of ch. 49. The department of ~~workforce development~~  
15 children and families may review the contracts and approve them if they are  
16 consistent with s. 49.34 and if state or federal funds are available for such purposes.  
17 The joint committee on finance may require the department of ~~workforce~~  
18 development children and families to submit the contracts to the committee for  
19 review and approval. The department of ~~workforce development~~ children and  
20 families may not make any payments to a county for programs included in a contract  
21 under review by the committee.

22 **SECTION 686.** 46.215 (2) (c) 3. of the statutes is amended to read:

23 46.215 (2) (c) 3. A county department of social services shall develop, under the  
24 requirements of s. 301.08 (2), plans and contracts for juvenile delinquency-related  
25 care and services to be purchased. The department of corrections may review the

1 contracts and approve them if they are consistent with s. 301.08 (2) and if state or  
2 federal funds are available for such purposes. The joint committee on finance may  
3 require the department of corrections to submit the contracts to the committee for  
4 review and approval. The department of corrections may not make any payments  
5 to a county for programs included in a contract under review by the committee. The  
6 department of corrections shall reimburse each county for the contracts from the  
7 appropriations under s. 20.410 (3) (cd) ~~and~~, (ko), and (r) as appropriate.

8 **SECTION 687.** 46.215 (3) of the statutes is amended to read:

9 46.215 (3) PROGRAM BUDGETS. The county department of social services shall  
10 submit a final budget to the department of health and family services under s. 46.031  
11 (1), to the department of corrections under s. 301.031 (1), and to the department of  
12 workforce development children and families under s. 49.325 (1), for authorized  
13 services.

14 **SECTION 688.** 46.22 (1) (b) 1. b. of the statutes is amended to read:

15 46.22 (1) (b) 1. b. To make investigations which relate to welfare services,  
16 except as provided under ch. 48 and subch. III of ch. 49, upon request by the  
17 department of health and family services.

18 **SECTION 689.** 46.22 (1) (b) 1. d. of the statutes is amended to read:

19 46.22 (1) (b) 1. d. To submit a final budget in accordance with s. 46.031 (1) for  
20 services authorized in this section, except for the administration of and cost of aid  
21 granted under ss. 49.02, 49.19 and 49.45 to ~~49.47~~ 49.471.

22 **SECTION 690.** 46.22 (1) (b) 1. f. of the statutes is renumbered 46.22 (1) (b) 2. fm.

23 **SECTION 691.** 46.22 (1) (b) 2. (intro.) of the statutes is amended to read:

24 46.22 (1) (b) 2. (intro.) A county department of social services shall have the  
25 following functions, duties, and powers in accordance with the rules promulgated by



1 the department of ~~workforce development~~ children and families and subject to the  
2 supervision of the department of ~~workforce development~~ children and families:

3 **SECTION 692.** 46.22 (1) (b) 2. c. of the statutes is amended to read:

4 46.22 (1) (b) 2. c. To make investigations as provided under ch. 48 and subch.  
5 III of ch. 49 upon request by the department of ~~workforce development~~ children and  
6 families.

7 **SECTION 693.** 46.22 (1) (b) 2. e. of the statutes is amended to read:

8 46.22 (1) (b) 2. e. To make payments in such manner as the department of  
9 ~~workforce development~~ children and families may determine for training of  
10 recipients, former recipients and potential recipients of aid in programs established  
11 under ss. 49.193, 1997 stats., and s. 49.26 (1).

12 **SECTION 694.** 46.22 (1) (b) 2. g. of the statutes is amended to read:

13 46.22 (1) (b) 2. g. To make certification or referral of eligibles for state or federal  
14 works or other assistance programs under ch. 48 and subch. III of ch. 49, eligibility  
15 for which is based on need.

16 **SECTION 695.** 46.22 (1) (b) 3. (intro.) of the statutes is amended to read:

17 46.22 (1) (b) 3. (intro.) A county department of social services shall have the  
18 following functions, duties, and powers in accordance with the rules promulgated  
19 and standards established by the department of health and family services and  
20 subject to the supervision of the department of ~~workforce development~~ children and  
21 families:

22 **SECTION 696.** 46.22 (1) (b) 3. d. of the statutes is amended to read:

23 46.22 (1) (b) 3. d. To submit a final budget to the department of ~~workforce~~  
24 ~~development~~ children and families in accordance with s. 49.325 for services  
25 authorized in this subdivision.

1           **SECTION 697.** 46.22 (1) (c) 8. f. of the statutes is amended to read:

2           46.22 (1) (c) 8. f. The county department of social services shall implement the  
3 statewide automated child welfare information system established by ~~the~~  
4 ~~department~~ under s. ~~46.03~~ 48.47 (7g).

5           **SECTION 698.** 46.22 (1) (d) of the statutes is amended to read:

6           46.22 (1) (d) *Merit system; records.* The county department of social services  
7 is subject to s. 49.78 (4) to (7). The county department of social services and all county  
8 officers and employees performing any duties in connection with the administration  
9 of aid to families with dependent children shall observe all rules promulgated by the  
10 department of ~~workforce development~~ children and families under s. 49.78 (4) and  
11 shall keep records and furnish reports as the department of ~~workforce development~~  
12 children and families requires in relation to their performance of such duties.

13           **SECTION 699.** 46.22 (1) (dm) of the statutes is amended to read:

14           46.22 (1) (dm) *Exchange of information; long-term care.* Notwithstanding ss.  
15 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,  
16 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a subunit of a county department of social  
17 services or tribal agency acting under this subsection may exchange confidential  
18 information about a client, without the informed consent of the client, with any other  
19 subunit of the same county department of social services or tribal agency, with a  
20 resource center, a care management organization, or a family long-term care  
21 district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency  
22 to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a)  
23 1g., or with a person providing services to the client under a purchase of services  
24 contract with the county department of social services or tribal agency or with a  
25 resource center, a care management organization, or a family long-term care

1 district, if necessary to enable an employee or service provider to perform his or her  
2 duties, or to enable the county department of social services or tribal agency to  
3 coordinate the delivery of services to the client. An agency that releases information  
4 under this paragraph shall document that a request for information was received  
5 and what information was provided.

6 **SECTION 700.** 46.22 (1) (dp) of the statutes is amended to read:

7 46.22 (1) (dp) *Exchange of information; statewide automated child welfare*  
8 *information system.* Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2)  
9 (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (c)~~ 55.22 (3), 146.82,  
10 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78  
11 (2) (a), a county department under this section may enter the content of any record  
12 kept or information received by that county department into the statewide  
13 automated child welfare information system established under s. ~~46.03~~ 48.47 (7g).

14 **SECTION 701.** 46.22 (1) (e) 1. of the statutes is amended to read:

15 46.22 (1) (e) 1. In order to ensure the availability of a full range of care and  
16 services, a county department of social services may contract, either directly or  
17 through the department of health and family services, the department of ~~workforce~~  
18 ~~development~~ children and families, or the department of corrections, with public or  
19 voluntary agencies or others to purchase, in full or in part, care and services which  
20 the county department of social services is authorized by any statute to furnish in  
21 any manner. The services may be purchased from the department of health and  
22 family services, the department of ~~workforce development~~ children and families, or  
23 the department of corrections if the department of health and family services, the  
24 department of ~~workforce development~~ children and families, or the department of  
25 corrections has staff to furnish the services. The county department of social

1 services, if it has adequate staff, may sell the care and services directly to another  
2 county or state agency.

3 **SECTION 702.** 46.22 (1) (e) 2. of the statutes is amended to read:

4 46.22 (1) (e) 2. A county department of social services may purchase  
5 development and training services from the department of health and family  
6 services, the department of ~~workforce development~~ children and families, or the  
7 department of corrections or from other county agencies if the services are available  
8 or sell the development and staff training services to another county or state agency  
9 if the county department of social services has adequate staff to provide the services.

10 **SECTION 703.** 46.22 (1) (e) 3. a. of the statutes is amended to read:

11 46.22 (1) (e) 3. a. A county department of social services shall develop, under  
12 the requirements of s. 46.036, plans and contracts for care and services, except under  
13 ch. 48, subch. III of ch. 49, and s. 301.08 (2), to be purchased. The department of  
14 health and family services may review the contracts and approve them if they are  
15 consistent with s. 46.036 and to the extent that state or federal funds are available  
16 for such purposes. The joint committee on finance may require the department of  
17 health and family services to submit the contracts to the committee for review and  
18 approval. The department of health and family services may not make any payments  
19 to a county for programs included in the contract that is under review by the  
20 committee. The department of health and family services shall reimburse each  
21 county for the contracts from the appropriations under s. 20.435 (7) (b) and (o)  
22 according to s. 46.495.

23 **SECTION 704.** 46.22 (1) (e) 3. b. of the statutes is amended to read:

24 46.22 (1) (e) 3. b. A county department of social services shall develop, under  
25 the requirements of s. 49.34, plans and contracts for care and services under ch. 48

1 and subch. III of ch. 49 to be purchased. The department of ~~workforce development~~  
2 children and families may review the contracts and approve them if they are  
3 consistent with s. 49.34 and to the extent that state or federal funds are available for  
4 such purposes. The joint committee on finance may require the department of  
5 ~~workforce development~~ children and families to submit the contracts to the  
6 committee for review and approval. The department of ~~workforce development~~  
7 children and families may not make any payments to a county for programs included  
8 in the contract that is under review by the committee.

9 **SECTION 705.** 46.22 (1) (e) 3. c. of the statutes is amended to read:

10 46.22 **(1)** (e) 3. c. A county department of social services shall develop, under  
11 the requirements of s. 301.08 (2), plans and contracts for juvenile  
12 delinquency-related care and services to be purchased. The department of  
13 corrections may review the contracts and approve them if they are consistent with  
14 s. 301.08 (2) and to the extent that state or federal funds are available for such  
15 purposes. The joint committee on finance may require the department of corrections  
16 to submit the contracts to the committee for review and approval. The department  
17 of corrections may not make any payments to a county for programs included in the  
18 contract that is under review by the committee. The department of corrections shall  
19 reimburse each county for the contracts from the appropriations under s. 20.410 (3)  
20 (cd) and, (ko), and (r) as appropriate.

21 **SECTION 706.** 46.22 (2g) (d) of the statutes is amended to read:

22 46.22 **(2g)** (d) Prepare, with the assistance of the county social services director  
23 under sub. (3m) (b) 5., a proposed budget for submission to the county executive or  
24 county administrator, a final budget for submission to the department of health and  
25 family services in accordance with s. 46.031 (1) for authorized services, except

1 services under ch. 48, subch. III of ch. 49, or s. 301.08 (2), a final budget for  
2 submission to the department of ~~workforce development~~ children and families in  
3 accordance with s. 49.325 for authorized services under ch. 48 and subch. III of ch.  
4 49, and a final budget for submission to the department of corrections in accordance  
5 with s. 301.031 (1) for authorized juvenile delinquency-related services.

6 **SECTION 707.** 46.22 (3m) (b) 12. of the statutes is amended to read:

7 46.22 (3m) (b) 12. Establish priorities in addition to those mandated by the  
8 department of health and family services, by the department of ~~workforce~~  
9 ~~development~~ children and families, or by the department of corrections.

10 **SECTION 708.** 46.22 (3m) (b) 17. b. of the statutes is amended to read:

11 46.22 (3m) (b) 17. b. Such other reports as are required by the secretary of  
12 health and family services, the secretary of ~~workforce development~~ children and  
13 families, the secretary of corrections, and the county board of supervisors.

14 **SECTION 709.** 46.23 (3) (a) of the statutes is amended to read:

15 46.23 (3) (a) *Creation.* Upon approval by the secretary of health and family  
16 services, by the secretary of corrections, and by the secretary of ~~workforce~~  
17 ~~development~~ children and families of a feasibility study and a program  
18 implementation plan, the county board of supervisors of any county with a  
19 population of less than 500,000, or the county boards of supervisors of 2 or more  
20 contiguous counties, each of which has a population of less than 500,000, may  
21 establish by resolution a county department of human services on a single-county  
22 or multicounty basis to provide the services required under this section. The county  
23 department of human services shall consist of the county human services board, the  
24 county human services director and necessary personnel.

25 **SECTION 710.** 46.23 (3) (am) 4. of the statutes is amended to read:

1           46.23 (3) (am) 4. No funds may be allocated to any multicounty department of  
2 human services until the counties have drawn up a detailed contractual agreement,  
3 approved by the secretary of health and family services, by the secretary of  
4 corrections, and by the secretary of ~~workforce development~~ children and families,  
5 setting forth the plan for joint sponsorship.

6           **SECTION 711.** 46.23 (3) (e) of the statutes is amended to read:

7           46.23 (3) (e) *Exchange of information; long-term care.* Notwithstanding ss.  
8 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,  
9 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a subunit of a county department of  
10 human services or tribal agency acting under this section may exchange confidential  
11 information about a client, without the informed consent of the client, with any other  
12 subunit of the same county department of human services or tribal agency, with a  
13 resource center, a care management organization, or a family long-term care  
14 district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency  
15 to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a)  
16 1g., or with a person providing services to the client under a purchase of services  
17 contract with the county department of human services or tribal agency or with a  
18 resource center, a care management organization, or a family long-term care  
19 district, if necessary to enable an employee or service provider to perform his or her  
20 duties, or to enable the county department of human services or tribal agency to  
21 coordinate the delivery of services to the client. An agency that releases information  
22 under this paragraph shall document that a request for information was received  
23 and what information was provided.

24           **SECTION 712.** 46.23 (3) (ed) of the statutes is amended to read:

1           46.23 (3) (ed) *Exchange of information; statewide automated child welfare*  
2 *information system.* Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2)  
3 (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (c)~~ 55.22 (3), 146.82,  
4 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78  
5 (2) (a), a county department under this section may enter the content of any record  
6 kept or information received by that county department into the statewide  
7 automated child welfare information system established under s. ~~46.03~~ 48.47 (7g).

8           **SECTION 713.** 46.23 (5) (a) 1. of the statutes is amended to read:

9           46.23 (5) (a) 1. Shall determine administrative and program policies, except as  
10 provided under ch. 48 and subch. III of ch. 49 and except for juvenile  
11 delinquency–related policies, within limits established by the department of health  
12 and family services. Policy decisions, except as provided under ch. 48 and subch. III  
13 of ch. 49 and except for juvenile delinquency–related policies, not reserved by statute  
14 for the department of health and family services may be delegated by the secretary  
15 to the county human services board.

16           **SECTION 714.** 46.23 (5) (a) 2. of the statutes is amended to read:

17           46.23 (5) (a) 2. Shall determine administrative and program policies under ch.  
18 48 and subch. III of ch. 49 within limits established by the department of ~~workforce~~  
19 ~~development~~ children and families. Policy decisions under ch. 48 and subch. III of  
20 ch. 49 not reserved by statute for the department of ~~workforce development~~ children  
21 and families may be delegated by the secretary of ~~workforce development~~ children  
22 and families to the county human services board.

23           **SECTION 715.** 46.23 (5) (b) of the statutes is amended to read:



1           46.23 (5) (b) Shall establish priorities in addition to those mandated by the  
2 department of health and family services, the department of corrections, or the  
3 department of ~~workforce development~~ children and families.

4           **SECTION 716.** 46.23 (5) (c) 1. of the statutes is amended to read:

5           46.23 (5) (c) 1. Shall determine whether state mandated services, except for  
6 services under ch. 48 and subch. III of ch. 49 and juvenile delinquency–related  
7 services, are provided or purchased or contracted for with local providers, and  
8 monitor the performance of such contracts. Purchase of services contracts shall be  
9 subject to the conditions specified in s. 46.036.

10          **SECTION 717.** 46.23 (5) (c) 2. of the statutes is amended to read:

11          46.23 (5) (c) 2. Shall determine whether state mandated services under ch. 48  
12 and subch. III of ch. 49 are provided or purchased or contracted for with local  
13 providers, and monitor the performance of such contracts. Purchase of services  
14 contracts shall be subject to the conditions specified in s. 49.34.

15          **SECTION 718.** 46.23 (5) (n) 1. of the statutes is amended to read:

16          46.23 (5) (n) 1. Shall submit a final budget in accordance with s. 46.031 (1) for  
17 authorized services, except for services under ch. 48 and subch. III of ch. 49 and  
18 juvenile delinquency–related services. Notwithstanding the categorization of or  
19 limits specified for funds allocated under s. 46.495 or 51.423 (2), with the approval  
20 of the department of health and family services the county human services board  
21 may expend these funds consistent with any service provided under s. 46.495 or  
22 51.42.

23          **SECTION 719.** 46.23 (5) (n) 2. of the statutes is amended to read:

24          46.23 (5) (n) 2. Shall submit a final budget in accordance with s. 49.325 (1) for  
25 authorized services under ch. 48 and subch. III of ch. 49. Notwithstanding the

1 categorization of or limits specified for funds allocated under s. 48.569, with the  
2 approval of the department of children and families the county human services board  
3 may expend these funds consistent with any service provided under s. 48.569.

4 **SECTION 720.** 46.23 (5m) (c) of the statutes is amended to read:

5 46.23 **(5m)** (c) Prepare, with the assistance of the county human services  
6 director under sub. (6m) (e), a proposed budget for submission to the county executive  
7 or county administrator, a final budget for submission to the department of health  
8 and family services in accordance with s. 46.031 (1) for authorized services, except  
9 services under ch. 48 and subch. III of ch. 49 and juvenile delinquency–related  
10 services, a final budget for submission to the department of ~~workforce development~~  
11 children and families in accordance with s. 49.325 for authorized services under ch.  
12 48 and subch. III of ch. 49, and a final budget for submission to the department of  
13 corrections in accordance with s. 301.031 for authorized juvenile  
14 delinquency–related services.

15 **SECTION 721.** 46.23 (6) (a) (intro.) of the statutes is amended to read:

16 46.23 **(6)** (a) (intro.) A county human services director appointed under sub. (5)  
17 (f) shall have all of the administrative and executive powers and duties of managing,  
18 operating, maintaining, and improving the programs of the county department of  
19 human services, subject to the rules promulgated by the department of health and  
20 family services for programs, except services or programs under ch. 48 and subch.  
21 III of ch. 49 and juvenile delinquency–related services or programs, subject to the  
22 rules promulgated by the department of ~~workforce development~~ children and  
23 families for services or programs under ch. 48 and subch. III of ch. 49, and subject  
24 to the rules promulgated by the department of corrections for juvenile  
25 delinquency–related services or programs. In consultation with the county human

1 services board under sub. (5) and subject to its approval, the county human services  
2 director shall prepare:

3 **SECTION 722.** 46.23 (6) (a) 3. of the statutes is amended to read:

4 46.23 (6) (a) 3. Such other reports as are required by the secretary of health and  
5 family services, by the secretary of corrections, or by the secretary of workforce  
6 development children and families and the county board of supervisors in a county  
7 with a single-county department of human services or the county boards of  
8 supervisors in counties with a multicounty department of human services.

9 **SECTION 723.** 46.24 of the statutes is renumbered 48.375 (9) and amended to  
10 read:

11 48.375 (9) ASSISTANCE TO MINORS CONCERNING PARENTAL CONSENT FOR ABORTION.  
12 If a minor who is contemplating an abortion requests assistance from a county  
13 department under s. 46.215, 46.22 or 46.23 in seeking the consent of the minor's  
14 parent, guardian, or legal custodian, or in seeking the consent of an adult family  
15 member, as defined in s. 48.375 (2) (b), for the contemplated abortion or in seeking  
16 a waiver from the circuit court, the county department shall provide assistance,  
17 including, if so requested, accompanying the minor as appropriate.

18 **SECTION 724.** 46.247 of the statutes is renumbered 49.345 (14) (g) and amended  
19 to read:

20 49.345 (14) (g) *Application of child support standard for certain children.* For  
21 purposes of determining child support under s. 46.10 (14) par. (b), the department  
22 shall promulgate rules related to the application of the standard established by the  
23 department of workforce development under s. 49.22 (9) to a child support obligation  
24 for the care and maintenance of a child who is placed by a court order under s. 48.355  
25 or 48.357 in a residential, nonmedical facility. The rules shall take into account the

1 needs of any person, including dependent children other than the child, whom either  
2 parent is legally obligated to support.

3 **SECTION 725.** 46.261 (title) of the statutes is renumbered 48.645 (title).

4 **SECTION 726.** 46.261 (1) of the statutes is renumbered 48.645 (1).

5 **SECTION 727.** 46.261 (2) (title) of the statutes is renumbered 48.645 (2) (title).

6 **SECTION 728.** 46.261 (2) (a) (intro.) of the statutes is renumbered 48.645 (2) (a)  
7 (intro.).

8 **SECTION 729.** 46.261 (2) (a) 1. of the statutes is renumbered 48.645 (2) (a) 1. and  
9 amended to read:

10 48.645 (2) (a) 1. A nonrelative who cares for the dependent child in a foster  
11 home or treatment foster home having a license under s. 48.62, in a foster home or  
12 treatment foster home located within the boundaries of a federally recognized  
13 American Indian reservation in this state and licensed by the tribal governing body  
14 of the reservation or in a group home licensed under s. 48.625, a subsidized guardian  
15 or interim caretaker under s. 48.62 (5) who cares for the dependent child, or a minor  
16 custodial parent who cares for the dependent child, regardless of the cause or  
17 prospective period of dependency. The state shall reimburse counties pursuant to the  
18 procedure under s. ~~46.495~~ 48.569 (2) and the percentage rate of participation set  
19 forth in s. ~~46.495~~ 48.569 (1) (d) for aid granted under this section except that if the  
20 child does not have legal settlement in the granting county, state reimbursement  
21 shall be at 100%. The county department under s. 46.215 ~~or~~ 46.22, or 46.23 or the  
22 department under s. 48.48 (17) shall determine the legal settlement of the child. A  
23 child under one year of age shall be eligible for aid under this subsection irrespective  
24 of any other residence requirement for eligibility within this section.

1           **SECTION 730.** 46.261 (2) (a) 2. of the statutes is renumbered 48.645 (2) (a) 2. and  
2 amended to read:

3           48.645 **(2)** (a) 2. A county or, in a county having a population of 500,000 or more,  
4 the department, on behalf of a child in the legal custody of a county department under  
5 s. 46.215, 46.22, or 46.23 or the department under s. 48.48 (17) or on behalf of a child  
6 who was removed from the home of a relative, ~~as defined under s. 48.02 (15)~~, as a  
7 result of a judicial determination that continuance in the home of a relative would  
8 be contrary to the child's welfare for any reason when such the child is placed in a  
9 licensed ~~child caring institution~~ residential care center for children and youth by the  
10 county department or the department. Reimbursement shall be made by the state  
11 ~~pursuant to~~ as provided in subd. 1.

12           **SECTION 731.** 46.261 (2) (a) 3. of the statutes is renumbered 48.645 (2) (a) 3. and  
13 amended to read:

14           48.645 **(2)** (a) 3. A county or, in a county having a population of 500,000 or more,  
15 the department, when the child is placed in a licensed foster home, treatment foster  
16 home, group home, or residential care center for children and youth or in a subsidized  
17 guardianship home by a licensed child welfare agency or by a federally recognized  
18 American Indian tribal governing body in this state or by its designee, if the child is  
19 in the legal custody of the county department under s. 46.215, 46.22, or 46.23 or the  
20 department under s. 48.48 (17) or if the child was removed from the home of a  
21 relative, ~~as defined under s. 48.02 (15)~~, as a result of a judicial determination that  
22 continuance in the home of the relative would be contrary to the child's welfare for  
23 any reason and the placement is made ~~pursuant to~~ under an agreement with the  
24 county department or the department.

1           **SECTION 732.** 46.261 (2) (a) 4. of the statutes is renumbered 48.645 (2) (a) 4. and  
2 amended to read:

3           48.645 **(2)** (a) 4. A licensed foster home, treatment foster home, group home,  
4 or residential care center for children and youth or a subsidized guardianship home  
5 when the child is in the custody or guardianship of the state, when the child is a ward  
6 of an American Indian tribal court in this state and the placement is made under an  
7 agreement between the department and the tribal governing body, or when the child  
8 was part of the state’s direct service case load and was removed from the home of a  
9 relative, ~~as defined under s. 48.02 (15),~~ as a result of a judicial determination that  
10 continuance in the home of a relative would be contrary to the child’s welfare for any  
11 reason and the child is placed by the department.

12           **SECTION 733.** 46.261 (2) (b) of the statutes is renumbered 48.645 (2) (b).

13           **SECTION 734.** 46.261 (3) of the statutes is renumbered 48.645 (3).

14           **SECTION 735.** 46.27 (4) (am) of the statutes is amended to read:

15           46.27 **(4)** (am) ~~If a local long-term care council in a county~~ the governing board  
16 of a resource center assumes under s. ~~46.282 (3) (b)~~ 46.283 (6) (b) 10. the duties of the  
17 county long-term support planning committee under this subsection, the county  
18 long-term support planning committee for the county is dissolved.

19           **SECTION 736.** 46.27 (4) (c) (intro.) of the statutes is amended to read:

20           46.27 **(4)** (c) (intro.) The planning committee shall develop, or, if ~~a local~~  
21 ~~long-term care council~~ the governing board of a resource center has under s. ~~46.282~~  
22 ~~(3) (b)~~ 46.283 (6) (b) 10. assumed the duties of the planning committee, the local  
23 ~~long-term care council~~ governing board of the resource center shall recommend a  
24 community options plan for participation in the program. The plan shall include:

25           **SECTION 737.** 46.27 (4) (c) 5. of the statutes is amended to read:

1           46.27 (4) (c) 5. A description of the method to be used by the committee or, if  
2 ~~a local long-term care council~~ the governing board of a resource center has under  
3 s. ~~46.282 (3) (b)~~ 46.283 (6) (b) 10. assumed the duties of the planning committee, the  
4 ~~local long-term care council~~ governing board of the resource center to monitor the  
5 implementation of the program.

6           **SECTION 738.** 46.27 (4) (c) 8. of the statutes is amended to read:

7           46.27 (4) (c) 8. If a contract with an entity under s. ~~46.281 (1) (e) 1.~~ 46.284 (2)  
8 is established in the county, a description of how the activities of the entity relate to  
9 and are coordinated with the county's proposed program.

10          **SECTION 739.** 46.27 (5) (am) of the statutes is amended to read:

11          46.27 (5) (am) Organize assessment activities specified in sub. (6). The county  
12 department or aging unit shall utilize persons for each assessment who can  
13 determine the needs of the person being assessed and who know the availability  
14 within the county of services alternative to placement in a nursing home. If any  
15 hospital patient is referred to a nursing home for admission, these persons shall work  
16 with the hospital discharge planner in performing the activities specified in sub. (6).  
17 The county department or aging unit shall coordinate the involvement of  
18 representatives from the county departments under ss. 46.215, 46.22, 51.42 and  
19 51.437, health service providers and the county commission on aging in the  
20 assessment activities specified in sub. (6), as well as the person being assessed and  
21 members of the person's family or the person's guardian. This paragraph does not  
22 apply to a county department or aging unit in a county in which the department has  
23 contracted with an entity under s. ~~46.281 (1) (e) 1~~ 46.284 (2).

24          **SECTION 740.** 46.27 (5) (j) of the statutes is created to read:

1           46.27 (5) (j) Within the time period specified by the department, offer  
2 counseling, that is specified by the department, concerning public and private  
3 benefit programs to prospective residents of community-based residential facilities  
4 who are referred to the county department or aging unit under s. 50.035 (4n).

5           **SECTION 741.** 46.27 (6) (a) 3. of the statutes is amended to read:

6           46.27 (6) (a) 3. In each participating county, except in counties in which the  
7 department has contracted with an entity under s. ~~46.281 (1) (e) 1.~~ 46.284 (2),  
8 assessments shall be conducted for those persons and in accordance with the  
9 procedures described in the county's community options plan. The county may elect  
10 to establish assessment priorities for persons in target groups identified by the  
11 county in its plan regarding gradual implementation. If a person who is already  
12 admitted to a nursing home requests an assessment and if funds allocated for  
13 assessments under sub. (7) (am) are available, the county shall conduct the  
14 assessment.

15           **SECTION 742.** 46.27 (6g) (intro.) of the statutes is amended to read:

16           46.27 (6g) FISCAL RESPONSIBILITY. (intro.) Except as provided in s. 51.40, and  
17 within the limitations under sub. (7) (b), the fiscal responsibility of a county for an  
18 assessment, unless the assessment is performed by an entity under a contract as  
19 specified under s. ~~46.281 (1) (e) 1.~~ 46.284 (2), case plan, or services provided to a  
20 person under this section is as follows:

21           **SECTION 743.** 46.27 (6u) (c) 1. a. of the statutes is amended to read:

22           46.27 (6u) (c) 1. a. Eligible for medical assistance under s. 49.46, 49.468 or<sub>1</sub>  
23 49.47, or 49.471 (4) (a).

24           **SECTION 744.** 46.27 (6u) (d) (intro.) of the statutes is amended to read:



1           46.27 **(6u)** (d) (intro.) In determining financial eligibility under par. (c) 1. and  
2           in calculating the amount under par. (c) 2., the county department or aging unit shall  
3           include as the assets for any person, except those persons who are eligible for medical  
4           assistance under s. 49.46, 49.468 ~~or~~ 49.47, or 49.471 (4) (a), any portion of assets that  
5           the person or the person's spouse has, after August 12, 1993, transferred to another  
6           as specified in par. (b), unless one of the following conditions applies:

7           **SECTION 745.** 46.27 (7) (am) of the statutes is amended to read:

8           46.27 **(7)** (am) From the appropriation under s. 20.435 (7) (bd), the department  
9           shall allocate funds to each county or private nonprofit agency with which the  
10          department contracts to pay assessment and case plan costs under sub. (6) not  
11          otherwise paid by fee or under s. 49.45 or 49.78 (2). The department shall reimburse  
12          counties for the cost of assessing persons eligible for medical assistance under s.  
13          49.46, 49.468, ~~or~~ 49.47, or 49.471 (4) (a) as part of the administrative services of  
14          medical assistance, payable under s. 49.45 (3) (a). Counties may use unspent funds  
15          allocated under this paragraph to pay the cost of long-term community support  
16          services and for a risk reserve under par. (fr).

17          **SECTION 746.** 46.27 (7) (b) of the statutes is amended to read:

18          46.27 **(7)** (b) From the appropriations under s. 20.435 (7) (bd) and (im), the  
19          department shall allocate funds to each county to pay the cost of providing long-term  
20          community support services under sub. (5) (b) not otherwise paid under s. 49.45 to  
21          persons eligible for medical assistance under s. 49.46 ~~or~~ 49.47, or 49.471 (4) (a) or  
22          to persons whom the county department or aging unit administering the program  
23          finds likely to become medically indigent within 6 months by spending excess income  
24          or assets for medical or remedial care. The average per person reimbursement under  
25          this paragraph may not exceed the state share of the average per person payment

1 rate the department expects under s. 49.45 (6m). The county department or aging  
2 unit administering the program may spend funds received under this paragraph  
3 only in accordance with the case plan and service contract created for each person  
4 receiving long-term community support services. Counties may use unspent funds  
5 allocated under this paragraph from the appropriation under s. 20.435 (7) (bd) for a  
6 risk reserve under par. (fr).

7 **SECTION 747.** 46.27 (7) (cj) 3. a. of the statutes is repealed.

8 **SECTION 748.** 46.27 (7) (fr) 3. c. of the statutes is amended to read:

9 46.27 (7) (fr) 3. c. If approved by a resolution of the county board of supervisors,  
10 to transfer funds to a family long-term care district.

11 **SECTION 749.** 46.27 (9) (a) of the statutes is amended to read:

12 46.27 (9) (a) The department may select up to 5 counties that volunteer to  
13 participate in a pilot project under which they will receive certain funds allocated for  
14 long-term care. The department shall allocate a level of funds to these counties  
15 equal to the amount that would otherwise be paid under s. 20.435 (4) (b), ~~(gp)~~, or (w),  
16 or (xd) to nursing homes for providing care because of increased utilization of nursing  
17 home services, as estimated by the department. In estimating these levels, the  
18 department shall exclude any increased utilization of services provided by state  
19 centers for the developmentally disabled. The department shall calculate these  
20 amounts on a calendar year basis under sub. (10).

21 **SECTION 750.** 46.27 (9) (c) of the statutes is amended to read:

22 46.27 (9) (c) All long-term community support services provided under this  
23 pilot project in lieu of nursing home care shall be consistent with those services  
24 described in the participating county's community options plan under sub. (4) (c) 1.  
25 and provided under sub. (5) (b). Unless the department has contracted under s.

1 ~~46.281 (1) (e) 1.~~ 46.284 (2) with an entity other than the county department, each  
2 county participating in the pilot project shall assess persons under sub. (6).

3 **SECTION 751.** 46.27 (10) (a) 1. of the statutes is amended to read:

4 46.27 **(10)** (a) 1. The department shall determine for each county participating  
5 in the pilot project under sub. (9) a funding level of state medical assistance  
6 expenditures to be received by the county. This level shall equal the amount that the  
7 department determines would otherwise be paid under s. 20.435 (4) (b), ~~(gp)~~, ~~or~~ (w),  
8 or (xd), or because of increased utilization of nursing home services, as estimated by  
9 the department.

10 **SECTION 752.** 46.27 (11) (c) 5n. a. of the statutes is repealed.

11 **SECTION 753.** 46.275 (1m) (a) of the statutes is amended to read:

12 46.275 **(1m)** (a) “Medical assistance” means aid provided under subch. IV of ch.  
13 49, except s. ss. 49.468 and 49.471.

14 **SECTION 754.** 46.275 (5) (a) of the statutes is amended to read:

15 46.275 **(5)** (a) Medical Assistance reimbursement for services a county, or the  
16 department under sub. (3r), provides under this program is available from the  
17 appropriation accounts under s. 20.435 (4) (b), ~~(gp)~~, (o), ~~and~~ (w), and (xd). If 2 or more  
18 counties jointly contract to provide services under this program and the department  
19 approves the contract, Medical Assistance reimbursement is also available for  
20 services provided jointly by these counties.

21 **SECTION 755.** 46.275 (5) (c) of the statutes is amended to read:

22 46.275 **(5)** (c) The total allocation under s. 20.435 (4) (b), ~~(gp)~~, (o), ~~and~~ (w), and  
23 (xd) to counties and to the department under sub. (3r) for services provided under  
24 this section may not exceed the amount approved by the federal department of health  
25 and human services. A county may use funds received under this section only to

1 provide services to persons who meet the requirements under sub. (4) and may not  
2 use unexpended funds received under this section to serve other developmentally  
3 disabled persons residing in the county.

4 **SECTION 756.** 46.277 (1m) (a) of the statutes is amended to read:

5 46.277 **(1m)** (a) “Medical assistance” means aid provided under subch. IV of ch.  
6 49, except ~~s. ss. 49.468 and 49.471.~~

7 **SECTION 757.** 46.277 (3) (d) of the statutes is created to read:

8 46.277 **(3)** (d) The county department or aging unit that administers the  
9 program under this section shall, within the time period specified by the department,  
10 offer counseling, that is specified by the department, concerning public and private  
11 benefit programs to prospective residents of community-based residential facilities  
12 who are referred to the county department or aging unit under s. 50.035 (4n).

13 **SECTION 758.** 46.277 (5) (d) 1n. a. of the statutes is repealed.

14 **SECTION 759.** 46.278 (1m) (b) of the statutes is amended to read:

15 46.278 **(1m)** (b) “Medical assistance” means aid provided under subch. IV of ch.  
16 49, except ~~s. ss. 49.468 and 49.471.~~

17 **SECTION 760.** 46.278 (6) (d) of the statutes is amended to read:

18 46.278 **(6)** (d) If a county makes available nonfederal funds equal to the state  
19 share of service costs under a waiver received under sub. (3), the department may,  
20 from the appropriation under s. 20.435 (4) (o), provide reimbursement for services  
21 that the county provides under this section to persons who are in addition to those  
22 who may be served under this section with funds from the appropriation account  
23 under s. 20.435 (4) (b) ~~or~~, (w), or (xd).

24 **SECTION 761.** 46.2785 (5) (a) of the statutes is amended to read:

1           46.2785 (5) (a) Medical assistance reimbursement for services a county or  
2 private agency contracts for or provides under the waiver program shall be made  
3 from the appropriation accounts under s. 20.435 (4) (b) ~~and, (o), and (xd).~~

4           **SECTION 762.** 46.28 (1) (f) of the statutes is amended to read:

5           46.28 (1) (f) “Victim of domestic abuse” means an individual who has  
6 encountered domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a).

7           **SECTION 763.** 46.2803 (2) of the statutes is created to read:

8           46.2803 (2) Notwithstanding s. 46.27 (7), a county in which a care management  
9 organization is operating pursuant to a contract under s. 46.284 (2) or a county in  
10 which a program described under s. 46.2805 (1) (a) or (b) is administered may use  
11 funds appropriated under 20.435 (7) (bd) and allocated to the county under s. 46.27  
12 (7) to provide community mental health or substance abuse services and supports for  
13 persons with mental illness or persons in need of services or supports for substance  
14 abuse and to provide services under the Family Support Program under s. 46.985.

15           **SECTION 764.** 46.2804 (title) of the statutes is amended to read:

16           **46.2804** (title) ~~Managed care programs for~~ **Client management of**  
17 **managed care long-term care services benefit.**

18           **SECTION 765.** 46.2804 (1) of the statutes is repealed.

19           **SECTION 766.** 46.2804 (2) of the statutes is renumbered 46.2804.

20           **SECTION 767.** 46.2805 (5) of the statutes is renumbered 46.2805 (7r) and  
21 amended to read:

22           46.2805 (7r) “Family Long-term care district” means a special purpose district  
23 created under s. 46.2895 (1).

24           **SECTION 768.** 46.2805 (6) of the statutes is renumbered 46.2805 (7u) and  
25 amended to read:

1           46.2805 (7u) “Family Long-term care district board” means the governing  
2 board of a family long-term care district.

3           **SECTION 769.** 46.2805 (6m) of the statutes is created to read:

4           46.2805 (6m) “Family member” means a spouse or an individual related by  
5 blood, marriage, or adoption within the 3rd degree of kinship as computed under s.  
6 990.001 (16).

7           **SECTION 770.** 46.2805 (6r) of the statutes is created to read:

8           46.2805 (6r) “Financial and cost-sharing screening” means a screening to  
9 determine financial eligibility under s. 46.286 (1) (b) and cost-sharing under s.  
10 46.286 (2) using a uniform tool prescribed by the department.

11          **SECTION 771.** 46.2805 (6v) of the statutes is created to read:

12          46.2805 (6v) “Frail elder” means an individual who is 65 years of age or older  
13 and has a physical disability or irreversible dementia that restricts the individual’s  
14 ability to perform normal daily tasks or that threatens the capacity of the individual  
15 to live independently.

16          **SECTION 772.** 46.2805 (7) of the statutes is amended to read:

17          46.2805 (7) “~~Functional and financial screen~~ screening” means a screen  
18 ~~prescribed by the department that is used~~ screening to determine functional  
19 eligibility under s. 46.286 (1) (a) ~~and financial eligibility under s. 46.286 (1) (b) using~~  
20 a uniform tool prescribed by the department.

21          **SECTION 773.** 46.2805 (7m) of the statutes is repealed.

22          **SECTION 944r.** 46.281 (title) of the statutes is amended to read:

23          **46.281 (title) Powers and duties of the department and the, secretary,**  
24 **and counties; long-term care.**

1           **SECTION 774.** 46.281 (1) (intro.) of the statutes is renumbered 46.281 (1n)  
2 (intro.), and 46.281 (1n) (title), as renumbered, is amended to read:

3           46.281 (1n) (title) ~~DUTIES~~ OTHER DUTIES OF THE DEPARTMENT.

4           **SECTION 775.** 46.281 (1) (c) of the statutes is renumbered 46.281 (1d) and  
5 amended to read:

6           46.281 (1d) WAIVER REQUEST. ~~Request~~ The department shall request from the  
7 secretary of the federal department of health and human services any waivers of  
8 federal medicaid laws necessary to permit the use of federal moneys to provide the  
9 family care benefit to recipients of medical assistance. The department shall  
10 implement any waiver that is approved and that is consistent with ss. 46.2805 to  
11 46.2895. Regardless of whether a waiver is approved, the department may  
12 implement operation of resource centers, care management organizations, and the  
13 family care benefit.

14           **SECTION 947m.** 46.281 (1) (d) of the statutes is renumbered 46.281 (1g) (b) and  
15 amended to read:

16           46.281 (1g) (b) ~~In geographic areas in which, in the aggregate, resides no more~~  
17 ~~than 29 percent of the state population that is eligible for the family care benefit,~~  
18 ~~contract with a county, a family care district, a tribe or band, the Great Lakes~~  
19 ~~Inter-Tribal Council, Inc., or with 2 or more of these entities to manage all long-term~~  
20 ~~care programs and administer the family care benefit as care management~~  
21 ~~organizations.~~ If the department proposes to contract with these entities to  
22 administer ~~care management organizations~~ the family care benefit in geographic  
23 areas in which, in the aggregate, resides more than 29 percent but less than 50  
24 percent of the state population that is eligible for the family care benefit, the  
25 department shall first notify the joint committee on finance in writing of the

1 proposed contract. The notification shall include the contract proposal; and an  
2 estimate of the fiscal impact of the proposed addition that demonstrates that the  
3 addition will be cost neutral, including startup, transitional, and ongoing  
4 operational costs and any proposed county contribution. The notification shall also  
5 include, for each county affected by the proposal, documentation that the county  
6 consents to administration of the family care benefit in the county, the amount of the  
7 county's payment or reduction in community aids under s. 46.281 (4), and a proposal  
8 by the county for using any savings in county expenditures on long-term care that  
9 result from administration of the family care benefit in the county. If the  
10 cochairpersons of the committee do not notify the department within 14 working  
11 days after the date of the department's notification that the committee has scheduled  
12 a meeting for the purpose of reviewing the proposed contract, the department may  
13 enter into the proposed contract. If within 14 working days after the date of the  
14 department's notification the cochairpersons of the committee notify the department  
15 that the committee has scheduled a meeting for the purpose of reviewing the  
16 proposed contract, the department may enter into the proposed contract only upon  
17 approval of if the committee. ~~The department may contract with these entities to~~  
18 ~~administer care management organizations in geographic areas in which, in the~~  
19 ~~aggregate, resides 50 percent or more of the state population that is eligible for the~~  
20 ~~family care benefit only if specifically authorized by the legislature and if the~~  
21 ~~legislature appropriates necessary funding~~ approves the proposed contract or if the  
22 committee fails to act on the proposed contract within 59 working days after the date  
23 of the department's notification.

24 **SECTION 776.** 46.281 (1) (e) of the statutes is repealed.

25 **SECTION 777.** 46.281 (1) (f) of the statutes is renumbered 46.281 (1n) (a).



1           **SECTION 778.** 46.281 (1) (g) of the statutes is renumbered 46.281 (1n) (b).

2           **SECTION 779.** 46.281 (1) (h) of the statutes is renumbered 46.281 (1n) (c).

3           **SECTION 780.** 46.281 (1) (i) of the statutes is repealed.

4           **SECTION 952m.** 46.281 (1g) (title) of the statutes is created to read:

5           46.281 **(1g)** (title) CONTRACTING FOR RESOURCE CENTERS AND CARE MANAGEMENT  
6 ORGANIZATIONS.

7           **SECTION 781.** 46.281 (1g) (a) of the statutes is created to read:

8           46.281 **(1g)** (a) Subject to par. (b), the department may contract with entities  
9 as provided under s. 46.283 (2) to provide the services under s. 46.283 (3) and (4) as  
10 resource centers in any geographic area in the state, and may contract with entities  
11 as provided under s. 46.284 (2) to administer the family care benefit as care  
12 management organizations in any geographic area in the state.

13           **SECTION 782.** 46.281 (1n) (d) of the statutes is created to read:

14           46.281 **(1n)** (d) 1. Establish regions for long-term care advisory committees  
15 under s. 46.2825, periodically review the boundaries of the regions, and, as  
16 appropriate, revise the boundaries.

17           2. Specify the number of members that each governing board of a resource  
18 center shall appoint to a regional long-term care advisory committee. The total  
19 number of committee members shall not exceed 25, and the department shall allot  
20 committee membership equally among the governing boards of resource centers  
21 operating within the boundaries of the regional long-term care advisory committee.

22           3. Provide information and staff assistance to assist regional long-term care  
23 advisory committees in performing the duties under s. 46.2825 (2).

24           **SECTION 954m.** 46.281 (1n) (e) of the statutes is created to read:

1           46.281 (1n) (e) Contract with a person to provide the advocacy services  
2 described under s. 16.009 (2) (p) 1. to 5. to actual or potential recipients of the family  
3 care benefit who are under age 60 or to their families or guardians. The department  
4 may not contract under this paragraph with a county or with a person who has a  
5 contract with the department to provide services under s. 46.283 (3) and (4) as a  
6 resource center or to administer the family care benefit as a care management  
7 organization. The contract under this paragraph shall include as a goal that the  
8 provider of advocacy services provide one advocate for every 2,500 individuals under  
9 age 60 who receive the family care benefit. The department shall allocate \$190,000  
10 for the contract under this paragraph in fiscal year 2007–08 and \$525,000 in each  
11 subsequent fiscal year.

12           **SECTION 783.** 46.281 (2) (title) of the statutes is amended to read:

13           46.281 (2) (title) ~~POWERS~~ OTHER POWERS OF THE DEPARTMENT.

14           **SECTION 784.** 46.281 (3) of the statutes is amended to read:

15           46.281 (3) DUTY OF THE SECRETARY. The secretary shall certify to each county,  
16 hospital, nursing home, community–based residential facility, adult family home  
17 and residential care apartment complex the date on which a resource center that  
18 serves the area of the county, hospital, nursing home, community–based residential  
19 facility, adult family home or residential care apartment complex is first available  
20 to ~~provide a~~ perform functional screenings and financial screen and cost–sharing  
21 screenings. To facilitate phase–in of services of resource centers, the secretary may  
22 certify that the resource center is available for specified groups of eligible individuals  
23 or for specified facilities in the county.

24           **SECTION 956g.** 46.281 (4) of the statutes is created to read:

1           46.281 (4) COUNTY CONTRIBUTION. (a) In this subsection, “base amount” means  
2           the amount that a county expended in calendar year 2006, as determined by the  
3           department, to provide long-term care services to individuals who would have been  
4           eligible for the family care benefit in calendar year 2006 if the family care benefit had  
5           been available to residents of the county.

6           (b) Except as provided in par. (c), each county in which the department has a  
7           contract with an entity to administer the family care benefit shall in each year of the  
8           contract either pay the department the following amount or agree to reduce the  
9           community aids distribution to the county under s. 46.40 (2) by the following amount:

10           1. If the base amount for the county is less than or equal to 22 percent of the  
11           calendar year 2006 community aids distribution to the county under s. 46.40 (2), the  
12           base amount.

13           2. If the base amount for the county is greater than 22 percent of the calendar  
14           year 2006 community aids distribution to the county under s. 46.40 (2), the following  
15           amounts in the following years:

16           a. For the first year that the department contracts for administration of the  
17           family care benefit in the county, the base amount for the county.

18           b. For the 2nd, 3rd, and 4th years that the department contracts for  
19           administration of the family care benefit in the county, the amount from the previous  
20           year minus 25 percent of the difference between the base amount for the county and  
21           22 percent of the calendar year 2006 community aids distribution to the county under  
22           s. 46.40 (2).

23           c. For the 5th year and each subsequent year that the department contracts for  
24           administration of the family care benefit in the county, 22 percent of the calendar  
25           year 2006 community aids distribution to the county under s. 46.40 (2).

1 (c) Each county in which the department has a contract with an entity to  
2 administer the family care benefit, and in which the department had such a contract  
3 before January 1, 2006, shall annually either pay the department or agree to reduce  
4 the community aids distribution to the county under s. 46.40 (2) by the amount that  
5 the county paid the department, or by which the county's community aids  
6 distribution was reduced, in calendar year 2006 to fund the program under ss.  
7 46.2805 to 46.2895.

8 (d) The department shall deposit payments made by counties under this  
9 subsection in the appropriation account under s. 20.435 (7) (g).

10 **SECTION 785.** 46.282 (title) of the statutes is repealed.

11 **SECTION 786.** 46.282 (2) of the statutes is repealed.

12 **SECTION 787.** 46.282 (3) (title) of the statutes is repealed.

13 **SECTION 788.** 46.282 (3) (a) (intro.) of the statutes is repealed.

14 **SECTION 789.** 46.282 (3) (a) 1. of the statutes is repealed.

15 **SECTION 790.** 46.282 (3) (a) 2. of the statutes is repealed.

16 **SECTION 791.** 46.282 (3) (a) 3. of the statutes is repealed.

17 **SECTION 792.** 46.282 (3) (a) 4. of the statutes is repealed.

18 **SECTION 793.** 46.282 (3) (a) 5. of the statutes is repealed.

19 **SECTION 794.** 46.282 (3) (a) 6. of the statutes is repealed.

20 **SECTION 795.** 46.282 (3) (a) 7. of the statutes is repealed.

21 **SECTION 796.** 46.282 (3) (a) 8. of the statutes is renumbered 46.2825 (2) (e) and  
22 amended to read:

23 46.2825 (2) (e) Monitor ~~the pattern of~~ enrollments and disenrollments in local  
24 care management organizations that provide services in the committee's region.

1           **SECTION 797.** 46.282 (3) (a) 9. of the statutes is renumbered 46.283 (6) (b) 3. and  
2 amended to read:

3           46.283 **(6)** (b) 3. Identify any gaps in services, living arrangements, and  
4 community resources ~~and develop strategies to build local capacity to serve older~~  
5 ~~persons and persons with physical or developmental disabilities~~ needed by  
6 individuals belonging to the client groups served by the resource center, especially  
7 those with long-term care needs.

8           **SECTION 798.** 46.282 (3) (a) 10. of the statutes is renumbered 46.2825 (2) (g) and  
9 amended to read:

10           46.2825 **(2)** (g) Perform long-range planning on long-term care policy for older  
11 ~~persons and persons with physical or developmental disabilities~~ individuals  
12 belonging to the client groups served by the resource center.

13           **SECTION 799.** 46.282 (3) (a) 11. of the statutes is renumbered 46.283 (6) (b) 8.  
14 and amended to read:

15           46.283 **(6)** (b) 8. Annually review interagency agreements between ~~a~~ the  
16 resource center and care management organization or organizations that provide  
17 services in the area served by the resource center and make recommendations, as  
18 appropriate, on the interaction between the resource center and the care  
19 management ~~organization or organizations~~ to assure coordination between or  
20 among them and to assure access to and timeliness in provision of services by the  
21 resource center and the care management organizations.

22           **SECTION 800.** 46.282 (3) (a) 12. of the statutes is renumbered 46.283 (6) (b) 9.  
23 and amended to read:

24           46.283 **(6)** (b) 9. Annually review Review the number and types of complaints  
25 ~~and grievances about~~ and appeals concerning the long-term care system by persons

1 ~~who receive or may receive care under the system~~ in the area served by the resource  
2 center, to determine if a need exists for system changes, and recommend system or  
3 other changes if appropriate.

4 **SECTION 801.** 46.282 (3) (a) 13. of the statutes is renumbered 46.283 (6) (b) 6.  
5 and amended to read:

6 46.283 **(6)** (b) 6. Identify potential new sources of community resources and  
7 funding for needed services for ~~older persons and persons with physical or~~  
8 ~~developmental disabilities~~ individuals belonging to the client groups served by the  
9 resource center.

10 **SECTION 802.** 46.282 (3) (a) 14. of the statutes is repealed.

11 **SECTION 803.** 46.282 (3) (a) 15. of the statutes is repealed.

12 **SECTION 804.** 46.282 (3) (b) of the statutes is renumbered 46.283 (6) (b) 10. and  
13 amended to read:

14 46.283 **(6)** (b) 10. ~~A local long-term care council may, within the local~~  
15 ~~long-term care council's area~~ If directed to do so by the county board, assume the  
16 duties of the county long-term community support planning committee as specified  
17 under s. 46.27 (4) for a county served by the resource center.

18 **SECTION 805.** 46.2825 of the statutes is created to read:

19 **46.2825 Regional long-term care advisory committees. (1) CREATION.**  
20 The governing board of each resource center operating in a region established by the  
21 department under s. 46.281 (1n) (d) 1. shall appoint the number of its members that  
22 is specified by the department under s. 46.281 (1n) (d) 2. to a regional long-term care  
23 advisory committee. At least 50 percent of the persons a resource center board  
24 appoints to a regional long-term care advisory committee shall be older persons or

1 persons with a physical or developmental disability or their family members,  
2 guardians, or other advocates.

3 **(2) DUTIES.** A regional long-term care advisory committee shall do all of the  
4 following:

5 (a) Evaluate the performance of care management organizations and entities  
6 that operate a program described under s. 46.2805 (1) (a) or (b) in the committee's  
7 region with respect to responsiveness to recipients of their services, fostering choices  
8 for recipients, and other issues affecting recipients; and make recommendations  
9 based on the evaluation to the department and to the care management  
10 organizations and entities, as appropriate.

11 (b) Evaluate the performance of resource centers operating in the committee's  
12 region and, as appropriate, make recommendations, concerning their performance  
13 to the department and the resource centers.

14 (c) Monitor grievances and appeals made to care management organizations  
15 or entities that operate a program described under s. 46.2805 (1) (a) or (b) within the  
16 committee's region.

17 (d) Review utilization of long-term care services in the committee's region.

18 (f) Using information gathered under s. 46.283 (6) (b) 2. by governing boards  
19 of resources centers operating in the committee's region and other available  
20 information, identify any gaps in the availability of services, living arrangements,  
21 and community resources needed by older persons and persons with physical or  
22 developmental disabilities, and develop strategies to build capacity to provide those  
23 services, living arrangements, and community resources in the committee's region.

1 (h) Annually report to the department regarding significant achievements and  
2 problems relating to the provision of long-term care services in the committee's  
3 region.

4 **SECTION 806.** 46.283 (1) (a) 2. of the statutes is amended to read:

5 46.283 (1) (a) 2. Whether to create a family long-term care district to apply to  
6 the department for a contract to operate a resource center.

7 **SECTION 807.** 46.283 (2) (a) of the statutes is repealed.

8 **SECTION 808.** 46.283 (2) (b) of the statutes is renumbered 46.283 (2), and 46.283  
9 (2) (intro.) and (b), as renumbered, are amended to read:

10 46.283 (2) (intro.) ~~After June 30, 2001, the~~ The department may, ~~if the~~  
11 ~~applicable review conditions under s. 46.281 (1) (e) 2. are satisfied,~~ contract to  
12 operate a resource center with counties, family long-term care districts, or the  
13 governing body of a tribe or band or the Great Lakes Inter-Tribal Council, Inc., under  
14 a joint application of any of these, or with a private nonprofit organization if the  
15 department determines that the organization has no significant connection to an  
16 entity that operates a care management organization and if any of the following  
17 applies:

18 (b) A county agency or a family long-term care district applies for a contract  
19 but fails to meet the standards specified in sub. (3).

20 **SECTION 809.** 46.283 (3) (h) of the statutes is repealed.

21 **SECTION 810.** 46.283 (3) (i) of the statutes is repealed.

22 **SECTION 811.** 46.283 (3) (k) of the statutes is amended to read:

23 46.283 (3) (k) A determination of eligibility for state supplemental payments  
24 under s. 49.77, medical assistance under s. 49.46, 49.468 ~~or~~, 49.47, or 49.471, or the  
25 federal food stamp program under 7 USC 2011 to 2029.



1           **SECTION 812.** 46.283 (4) (e) of the statutes is amended to read:

2           46.283 (4) (e) ~~Within 6 months after the family care benefit is available to all~~  
3 ~~eligible persons in the area of the resource center, provide~~ Provide information about  
4 the services of the resource center, including the services specified in sub. (3) (d),  
5 about assessments under s. 46.284 (4) (b) and care plans under s. 46.284 (4) (c) and  
6 about the family care benefit to all older persons and persons with a physical  
7 disability who are residents of nursing homes, community-based residential  
8 facilities, adult family homes and residential care apartment complexes in the area  
9 of the resource center.

10           **SECTION 813.** 46.283 (4) (f) of the statutes is amended to read:

11           46.283 (4) (f) ~~Provide~~ Perform a functional screening and a financial screen to  
12 and cost-sharing screening for any resident, as specified in par. (e), who requests a  
13 ~~screen~~ screening and assist any resident who is eligible and chooses to enroll in a care  
14 management organization to do so.

15           **SECTION 814.** 46.283 (4) (g) of the statutes is amended to read:

16           46.283 (4) (g) ~~Provide~~ Perform a functional screening and a financial screen to  
17 and cost-sharing screening for any person seeking admission to a nursing home,  
18 community-based residential facility, residential care apartment complex, or adult  
19 family home if the secretary has certified that the resource center is available to the  
20 person and the facility and the person is determined by the resource center to have  
21 a condition that is expected to last at least 90 days that would require care,  
22 assistance, or supervision. A resource center may not require a financial screen and  
23 cost-sharing screening for a person seeking admission or about to be admitted on a  
24 private pay basis who waives the requirement for a financial screen and cost-sharing  
25 screening under this paragraph, unless the person is expected to become eligible for

1 medical assistance within 6 months. A resource center need not ~~provide~~ perform a  
2 functional screen ~~for~~ screening for a person seeking admission or about to be  
3 admitted ~~who has received a screen for~~ whom a functional eligibility under s. 46.286  
4 ~~(1) (a) screening was performed~~ within the previous 6 months.

5 **SECTION 815.** 46.283 (4) (j) of the statutes is created to read:

6 46.283 (4) (j) Target any outreach, education, and prevention services it  
7 provides and any service development efforts it conducts on the basis of findings  
8 made by the governing board of the resource center under sub. (6) (b) 2. and 3.

9 **SECTION 816.** 46.283 (5) of the statutes is amended to read:

10 46.283 (5) FUNDING. From the appropriation accounts under s. 20.435 (4) (b),  
11 (bm), ~~(gp)~~, (pa), ~~and (w)~~, and (xd) and (7) (b), (bd), and (md), the department may  
12 contract with organizations that meet standards under sub. (3) for performance of  
13 the duties under sub. (4) and shall distribute funds for services provided by resource  
14 centers.

15 **SECTION 817.** 46.283 (6) of the statutes is amended to read:

16 46.283 (6) GOVERNING BOARD. (a) 1. A resource center shall have a governing  
17 board that reflects the ethnic and economic diversity of the geographic area served  
18 by the resource center.

19 2. At least one-fourth of the members of the governing board shall ~~be older~~  
20 ~~persons or persons with physical or developmental disabilities~~ individuals who  
21 belong to a client group served by the resource center or their family members,  
22 guardians, or other advocates. The proportion of these board members who belong  
23 to each client group, or their family members, guardians, or advocates, shall be the  
24 same, respectively, as the proportion of individuals in this state who receive services  
25 under s. 46.2805 to 46.2895 and belong to each client group.

1           **SECTION 818.** 46.283 (6) (a) 3. of the statutes is created to read:

2           46.283 (6) (a) 3. An individual who has a financial interest in, or serves on the  
3 governing board of, a care management organization or an organization that  
4 administers a program described under s. 46.2805 (1) (a) or (b) or a managed care  
5 program under s. 49.45 for individuals who are eligible to receive supplemental  
6 security income under 42 USC 1381 to 1383c, which serves any geographic area also  
7 served by a resource center, and the individual's family members, may not serve as  
8 members of the governing board of the resource center.

9           **SECTION 819.** 46.283 (6) (b) of the statutes is created to read:

10           46.283 (6) (b) The governing board of a resource center shall do all of the  
11 following:

12           1. Determine the structure, policies, and procedures of, and oversee the  
13 operations of, the resource center. The operations of a resource center that is  
14 operated by a county are subject to the county's ordinances and budget.

15           2. Annually gather information from consumers and providers of long-term  
16 care services and other interested persons concerning the adequacy of long-term  
17 care services offered in the area served by the resource center. The board shall  
18 provide well-advertised opportunities for persons to participate in the board's  
19 information gathering activities conducted under this subdivision.

20           4. Report findings made under subds. 2. and 3. to the applicable regional  
21 long-term care advisory committee.

22           5. Recommend strategies for building local capacity to serve older persons and  
23 persons with physical or developmental disabilities, as appropriate, to local elected  
24 officials, the regional long-term care advisory committee, or the department.

1           7. Appoint members to the regional long-term care advisory committee, as  
2 provided under s. 46.2825 (1).

3           **SECTION 820.** 46.284 (1) (a) (intro.) of the statutes is amended to read:

4           46.284 (1) (a) (intro.) ~~After considering recommendations of the local~~  
5 ~~long-term care council under s. 46.282 (3) (a) 1., a~~ A county board of supervisors and,  
6 in a county with a county executive or a county administrator, the county executive  
7 or county administrator, may decide all of the following:

8           **SECTION 821.** 46.284 (1) (a) 2. of the statutes is amended to read:

9           46.284 (1) (a) 2. Whether to create a family long-term care district to apply to  
10 the department for a contract to operate a care management organization.

11           **SECTION 822.** 46.284 (2) (b) (intro.) of the statutes is repealed.

12           **SECTION 823.** 46.284 (2) (b) 1. of the statutes is repealed.

13           **SECTION 824.** 46.284 (2) (b) 2. of the statutes is repealed.

14           **SECTION 825.** 46.284 (2) (b) 3. of the statutes is renumbered 46.284 (2) (bm) and  
15 amended to read:

16           46.284 (2) (bm) ~~After December 31, 2003, the~~ The department may contract  
17 with counties, family long-term care districts, the governing body of a tribe or band  
18 or the Great Lakes inter-tribal council, inc., or under a joint application of any of  
19 these, or with a private organization that has no significant connection to an entity  
20 that operates a resource center. Proposals for contracts under this subdivision shall  
21 be solicited under a competitive sealed proposal process under s. 16.75 (2m) and,  
22 ~~after consulting with the local long-term care council for the county or counties, the~~  
23 department shall evaluate the proposals primarily as to the quality of care that is  
24 proposed to be provided, certify those applicants that meet the requirements

1 specified in sub. (3) (a), select certified applicants for contract and contract with the  
2 selected applicants.

3 **SECTION 997m.** 46.284 (2) (c) of the statutes is created to read:

4 46.284 (2) (c) The department shall require, as a term of any contract with a  
5 care management organization under this section, that the care management  
6 organization contract for the provision of services that are covered under the family  
7 care benefit with any community–based residential facility under s. 50.01 (1g),  
8 residential care apartment complex under s. 50.01 (1d), nursing home under s. 50.01  
9 (3), intermediate care facility for the mentally retarded under s. 50.14 (1) (b),  
10 community rehabilitation program, home health agency under s. 50.49 (1) (a),  
11 provider of day services, or provider of personal care, as defined in s. 50.01 (4o), that  
12 agrees to accept the reimbursement rate that the care management organization  
13 pays under contract to similar providers for the same service and that satisfies any  
14 applicable quality of care, utilization, or other criteria that the care management  
15 organization requires of other providers with which it contracts to provide the same  
16 service.

17 **SECTION 826.** 46.284 (3) (a) of the statutes is amended to read:

18 46.284 (3) (a) If an entity meets the requirements under par. (b) and applicable  
19 rules of the department and submits to the department an application for initial  
20 certification or certification renewal, the department shall certify that the entity  
21 meets the requirements for a care management organization. ~~An application shall  
22 include comments about the applicant and recommendations about the application  
23 that are provided by the appropriate local long–term care council, as specified under  
24 s. 46.282 (3) (a) 3.~~

25 **SECTION 827.** 46.284 (5) (a) of the statutes is amended to read:

1           46.284 (5) (a) From the appropriation accounts under s. 20.435 (4) (b), (g), ~~(gp)~~,  
2           (im), (o), ~~and (w), and (xd)~~ and (7) (b) ~~and (bd), and (g)~~, the department shall provide  
3           funding on a capitated payment basis for the provision of services under this section.  
4           Notwithstanding s. 46.036 (3) and (5m), a care management organization that is  
5           under contract with the department may expend the funds, consistent with this  
6           section, including providing payment, on a capitated basis, to providers of services  
7           under the family care benefit.

8           **SECTION 828.** 46.284 (6) of the statutes is amended to read:

9           46.284 (6) GOVERNING BOARD. A care management organization shall have a  
10          governing board that reflects the ethnic and economic diversity of the geographic  
11          area served by the care management organization. At least one-fourth of the  
12          members of the governing board shall be ~~older persons or persons with physical or~~  
13          ~~developmental disabilities or their family members, guardians or other advocates~~  
14          ~~who are~~ representative of the client group or groups whom the care management  
15          ~~organization's enrollee~~ organization is contracted to serve or those clients' family  
16          members, guardians, or other advocates.

17          **SECTION 829.** 46.285 (1) of the statutes is renumbered 46.285, and 46.285  
18          (intro.), (1) and (2), as renumbered, are amended to read:

19          **46.285** (intro.) In order to meet federal requirements and assure federal  
20          financial participation in funding of the family care benefit, a county, a tribe or band,  
21          a family long-term care district or an organization, including a private, nonprofit  
22          corporation, may not directly operate both a resource center and a care management  
23          organization, except as follows:

24          **(1)** For an entity with which the department has contracted under s. 46.281 (1)  
25          (e) 1., 2005 stats. provision of the services specified under s. 46.283 (3) (b), (e), (f) and

1 (g) shall be structurally separate from the provision of services of the care  
2 management organization by January 1, 2001.

3 (2) The department may approve separation of the functions of a resource  
4 center from those of a care management organization by a means other than those  
5 specified in sub. (2) creating a long-term care district under s. 46.2895 to serve either  
6 as a resource center or a care management organization.

7 **SECTION 830.** 46.285 (2) of the statutes is repealed.

8 **SECTION 831.** 46.286 (1) (intro.) of the statutes is amended to read:

9 46.286 (1) ELIGIBILITY. (intro.) A person is eligible for, but not necessarily  
10 entitled to, the family care benefit if the person is at least 18 years of age; has a  
11 physical disability, as defined in s. 15.197 (4) (a) 2., or a developmental disability, as  
12 defined in s. 51.01 (5) (a), or degenerative brain disorder, as defined in s. 55.01 (1v)  
13 is a frail elder; and meets all of the following criteria:

14 **SECTION 832.** 46.286 (1) (a) 1. of the statutes is amended to read:

15 46.286 (1) (a) 1. The person's functional capacity level of care need is at either  
16 of the following levels:

17 a. The ~~comprehensive~~ nursing home level, if the person has a long-term or  
18 irreversible condition, expected to last at least 90 days or result in death within one  
19 year of the date of application, and requires ongoing care, assistance or supervision.

20 b. The ~~intermediate~~ non-nursing home level, if the person has a condition that  
21 is expected to last at least 90 days or result in death within 12 months after the date  
22 of application, and is at risk of losing his or her independence or functional capacity  
23 unless he or she receives assistance from others.

24 **SECTION 833.** 46.286 (1) (b) (intro.) of the statutes is amended to read:

1           46.286 (1) (b) *Financial eligibility*. (intro.) A person is financially eligible if  
2 all any of the following apply:

3           **SECTION 834.** 46.286 (1) (b) 1. (intro.) of the statutes is repealed.

4           **SECTION 835.** 46.286 (1) (b) 1. a. of the statutes is renumbered 46.286 (1) (b) 3.  
5 and amended to read:

6           46.286 (1) (b) 3. The person was receiving the family care benefit on the  
7 effective date of this subdivision ... [revisor inserts date], the person would qualify  
8 for medical assistance except for financial or disability criteria, and the projected cost  
9 of the person's care plan, as calculated by the department or its designee, exceeds the  
10 person's gross monthly income, plus one-twelfth of his or her countable assets, less  
11 deductions and allowances permitted by rule by the department.

12           **SECTION 836.** 46.286 (1) (b) 1. b. and 2. of the statutes are consolidated,  
13 renumbered 46.286 (1) (b) 1m. and amended to read:

14           46.286 (1) (b) 1m. The person is eligible under ch. 49 for medical assistance.  
15 ~~2. If subd. 1. b. applies, the person accepts medical assistance and, unless he or she~~  
16 ~~is exempt from the acceptance under rules promulgated by the department, accepts~~  
17 ~~medical assistance.~~

18           **SECTION 837.** 46.286 (3) (a) (intro.) of the statutes is amended to read:

19           46.286 (3) (a) (intro.) Subject to ~~pars. par. (c) and (d)~~, a person is entitled to and  
20 may receive the family care benefit through enrollment in a care management  
21 organization if he or she all of the following apply:

22           1m. The person is at least 18 years of age,

23           2m. The person has a physical disability, as defined in s. 15.197 (4) (a) 2., a  
24 developmental disability, as defined in s. 51.01 (5) (a), or degenerative brain disorder,  
25 as defined in s. 55.01 (1v), is a frail elder.



1           4m. The person is financially eligible, under sub. (1) (b) 1m., and fulfills any  
2           applicable cost-sharing requirements and meets any of the following criteria.:

3           **SECTION 838.** 46.286 (3) (a) 1. of the statutes is repealed.

4           **SECTION 839.** 46.286 (3) (a) 2. of the statutes is repealed.

5           **SECTION 840.** 46.286 (3) (a) 3. of the statutes is repealed.

6           **SECTION 841.** 46.286 (3) (a) 3m. of the statutes is created to read:

7           46.286 (3) (a) 3m. The person is functionally eligible under sub. (1) (a).

8           **SECTION 842.** 46.286 (3) (a) 4. of the statutes is repealed.

9           **SECTION 843.** 46.286 (3) (a) 6. of the statutes is repealed.

10          **SECTION 844.** 46.286 (3) (d) of the statutes is repealed.

11          **SECTION 845.** 46.286 (3m) of the statutes is repealed and recreated to read:

12          46.286 (3m) INFORMATION ABOUT ENROLLEES. The department shall obtain and  
13          share information about family care enrollees as provided in s. 49.475.

14          **SECTION 846.** 46.288 (2) (intro.) of the statutes is amended to read:

15          46.288 (2) (intro.) Criteria and procedures for determining functional  
16          eligibility under s. 46.286 (1) (a), financial eligibility under s. 46.286 (1) (b), and cost  
17          sharing under s. 46.286 (2) (a) ~~and entitlement under s. 46.286 (3)~~. The rules for  
18          determining functional eligibility under s. 46.286 (1) (a) 1. a. shall be substantially  
19          similar to eligibility criteria for receipt of the long-term support community options  
20          program under s. 46.27. Rules under this subsection shall include definitions of the  
21          following terms applicable to s. 46.286:

22          **SECTION 847.** 46.289 (title) of the statutes is renumbered 46.2803 (title).

23          **SECTION 848.** 46.289 of the statutes is renumbered 46.2803 (1).

24          **SECTION 849.** 46.2895 (title) of the statutes is amended to read:

25          **46.2895** (title) **Family Long-term care district.**

1           **SECTION 850.** 46.2895 (1) (a) (intro.) of the statutes is amended to read:

2           46.2895 (1) CREATION. (a) (intro.) A county ~~board of supervisors, a tribe or band,~~  
3           or any combination of counties or tribes or bands, may create a special purpose  
4           district that is termed a “family long-term care district”, that is a local unit of  
5           government, that is separate and distinct from, and independent of, the state and the  
6           county or tribe or band that created it, and that has the powers and duties specified  
7           in this section, if ~~the~~ each county ~~board~~ or tribe or band that participates in creating  
8           the district does all of the following:

9           **SECTION 851.** 46.2895 (1) (a) 1. a. of the statutes is amended to read:

10          46.2895 (1) (a) 1. a. Declares the need for establishing the family long-term  
11          care district.

12          **SECTION 852.** 46.2895 (1) (a) 1. b. of the statutes is amended to read:

13          46.2895 (1) (a) 1. b. Specifies the family long-term care district’s primary  
14          purpose, which shall be to operate, under contract with the department, either a  
15          resource center under s. 46.283 ~~or~~, a care management organization under s. 46.284,  
16          ~~but not both,~~ or a program described under s. 46.2805 (1) (a) or (b).

17          **SECTION 853.** 46.2895 (1) (a) 1. c. of the statutes is created to read:

18          46.2895 (1) (a) 1. c. Specifies the number of individuals who shall be appointed  
19          as members of the long-term care district board, the length of their terms, and, if the  
20          long-term care district is created by more than one county or tribe or band, how many  
21          members shall be appointed by each county or tribe or band.

22          **SECTION 854.** 46.2895 (1) (b) of the statutes is repealed.

23          **SECTION 855.** 46.2895 (1) (c) of the statutes is created to read:

1           46.2895 (1) (c) A long-term care district may not operate a care management  
2 organization under s. 46.284 or a program described under s. 46.2805 (1) (a) or (b)  
3 if the district operates a resource center under s. 46.283.

4           **SECTION 856.** 46.2895 (1) (d) of the statutes is created to read:

5           46.2895 (1) (d) A county or tribe or band may create more than one long-term  
6 care district.

7           **SECTION 857.** 46.2895 (1) (e) of the statutes is created to read:

8           46.2895 (1) (e) A long-term care district may change its primary purpose  
9 specified under par. (a) 1. b. if all the counties or tribes or bands that created the  
10 district and that have not withdrawn or been removed from the district under sub.  
11 (14), adopt a resolution approving the change in primary purpose and if the change  
12 in purpose does not violate par. (c) or any provision of a contract between the  
13 department and the district.

14           **SECTION 858.** 46.2895 (2) of the statutes is amended to read:

15           46.2895 (2) JURISDICTION. A family long-term care district's jurisdiction is the  
16 geographical area of the county or counties ~~of the county board or boards of~~  
17 ~~supervisors who~~ that created the family long-term care district and the geographic  
18 area of the reservation of, or lands held in trust for, any tribe or band that created  
19 the long-term care district.

20           **SECTION 859.** 46.2895 (3) (title) of the statutes is amended to read:

21           46.2895 (3) (title) FAMILY LONG-TERM CARE DISTRICT BOARD.

22           **SECTION 860.** 46.2895 (3) (a) 1. of the statutes is renumbered 46.2895 (3) (a) and  
23 amended to read:

24           46.2895 (3) (a) The county board of supervisors of a county or, in a county with  
25 a county administrator or county executive, the county administrator or county

1 executive shall appoint the ~~members of the family~~ long-term care district board,  
2 which is the ~~governing board of a family care district under sub. (1) (a)~~ members  
3 whom the county is allotted, by resolutions adopted under sub. (1) (a) 1. c., to appoint.

4 **SECTION 861.** 46.2895 (3) (a) 2. of the statutes is repealed.

5 **SECTION 862.** 46.2895 (3) (b) 1. of the statutes is amended to read:

6 46.2895 (3) (b) 1. ~~The family care district board appointed under par. (a) 1. shall~~  
7 ~~consist of 15 persons who are residents of the area of jurisdiction of the family care~~  
8 ~~district. At least one-fourth of the members of a long-term care district board shall~~  
9 be representative of the client group or groups whom it is the family long-term care  
10 district's primary purpose to serve or those clients' family members, guardians, or  
11 other advocates.

12 **SECTION 863.** 46.2895 (3) (b) 2. of the statutes is repealed.

13 **SECTION 864.** 46.2895 (3) (b) 3. of the statutes is amended to read:

14 46.2895 (3) (b) 3. Membership of the family a long-term care district board  
15 ~~under subd. 1. or 2. shall reflect the ethnic and economic diversity of in the area of~~  
16 ~~jurisdiction of the family long-term care district. Up to one-fourth of the members~~  
17 ~~of the board may be elected or appointed officials or employees of the county or~~  
18 ~~counties that created the family care district.~~

19 4. No member of the a long-term care district board may have a private  
20 financial interest in or profit directly or indirectly from any contract or other  
21 business of the family long-term care district.

22 **SECTION 865.** 46.2895 (3) (b) 5. of the statutes is created to read:

23 46.2895 (3) (b) 5. Only individuals who reside within the jurisdiction of a  
24 long-term care district may serve as members of the long-term care district board.

25 **SECTION 866.** 46.2895 (3) (c) of the statutes is repealed.

1           **SECTION 867.** 46.2895 (3) (d) of the statutes is amended to read:

2           46.2895 (3) (d) As soon as possible after the appointment of the initial members  
3 of the family long-term care district board, the board shall organize for the  
4 transaction of business and elect a chairperson and other necessary officers. Each  
5 chairperson shall be elected by the board from time to time for the term of that  
6 chairperson's office as a member of the board or for the term of 3 years, whichever  
7 is shorter, and shall be eligible for reelection. A majority of the board shall constitute  
8 a quorum. The Unless specified otherwise in a bylaw adopted by the board, the board  
9 may act based on the affirmative vote of a majority of a quorum.

10           **SECTION 868.** 46.2895 (4) (intro.) of the statutes is amended to read:

11           46.2895 (4) POWERS. (intro.) Subject to sub. (1) (a) 1. b. (c), a family long-term  
12 care district has all the powers necessary or convenient to carry out the purposes and  
13 provisions of ss. 46.2805 to 46.2895. In addition to all these powers, a family  
14 long-term care district may do all of the following:

15           **SECTION 869.** 46.2895 (4) (b) of the statutes is amended to read:

16           46.2895 (4) (b) Adopt bylaws and policies and procedures for the regulation of  
17 its affairs and the conduct of its business. The bylaws, policies and procedures shall  
18 be consistent with ss. 46.2805 to 46.2895 and, if the family long-term care district  
19 contracts with the department under par. (d) or (dm), with the terms of that contract.

20           **SECTION 870.** 46.2895 (4) (dm) of the statutes is created to read:

21           46.2895 (4) (dm) Subject to sub. (1) (c), enter into a contract with the  
22 department to operate a program described under s. 46.2805 (1) (a) or (b) and provide  
23 services related to the contracted services.

24           **SECTION 871.** 46.2895 (4) (g) of the statutes is amended to read:

1           46.2895 (4) (g) Subject to sub. (8), employ any agent, employee, or special  
2 adviser that the family long-term care district finds necessary, fix and regulate his  
3 or her compensation and provide, either directly or subject to an agreement under  
4 s. 66.0301 as a participant in a benefit plan of another governmental entity, any  
5 employee benefits, including an employee pension plan.

6           **SECTION 872.** 46.2895 (4) (h) of the statutes is amended to read:

7           46.2895 (4) (h) Mortgage, pledge or otherwise encumber the family long-term  
8 care district's property or funds.

9           **SECTION 873.** 46.2895 (4) (k) of the statutes is amended to read:

10          46.2895 (4) (k) Create a risk reserve or other special reserve as the family  
11 long-term care district board desires or as the department requires under the  
12 contract with the department that is specified under par. (d).

13          **SECTION 874.** 46.2895 (4) (L) of the statutes is amended to read:

14          46.2895 (4) (L) Accept aid, including loans, to accomplish the purpose of the  
15 family long-term care district from any local, state or federal governmental agency  
16 or accept gifts, loans, grants or bequests from individuals or entities, if the conditions  
17 under which the aid, loan, gift, grant or bequest is furnished are not in conflict with  
18 this section.

19          **SECTION 875.** 46.2895 (4) (m) of the statutes is amended to read:

20          46.2895 (4) (m) Make and execute other instruments necessary or convenient  
21 to exercise the powers of the family long-term care district.

22          **SECTION 876.** 46.2895 (5) of the statutes is amended to read:

23          46.2895 (5) LIMITATION ON POWERS. A family long-term care district may not  
24 issue bonds or levy a tax or assessment.

25          **SECTION 877.** 46.2895 (6) (intro.) of the statutes is amended to read:

1           46.2895 (6) DUTIES. (intro.) The family long-term care district board shall do  
2 all of the following:

3           **SECTION 878.** 46.2895 (6) (b) of the statutes is amended to read:

4           46.2895 (6) (b) Subject to sub. (8), develop and implement a personnel  
5 structure and other employment policies for employees of the family long-term  
6 care district.

7           **SECTION 879.** 46.2895 (6) (c) of the statutes is amended to read:

8           46.2895 (6) (c) Assure compliance with the terms of any contract with the  
9 department under sub. (4) (d) or (dm).

10          **SECTION 880.** 46.2895 (6) (d) of the statutes is amended to read:

11          46.2895 (6) (d) Establish a fiscal operating year and annually adopt a budget  
12 for the family long-term care district.

13          **SECTION 881.** 46.2895 (6) (e) of the statutes is amended to read:

14          46.2895 (6) (e) Contract for any legal services required for the family long-term  
15 care district.

16          **SECTION 882.** 46.2895 (7) (a) of the statutes is amended to read:

17          46.2895 (7) (a) Manage the property and business of the family long-term care  
18 district and manage the employees of the district, subject to the general control of the  
19 family long-term care district board.

20          **SECTION 883.** 46.2895 (7) (b) of the statutes is amended to read:

21          46.2895 (7) (b) Comply with the bylaws and direct enforcement of all policies  
22 and procedures adopted by the family long-term care district board.

23          **SECTION 884.** 46.2895 (7) (c) of the statutes is amended to read:

24          46.2895 (7) (c) Perform duties in addition to those specified in pars. (a) and (b)  
25 as are prescribed by the family long-term care district board.

1           **SECTION 885.** 46.2895 (8) (a) (intro.) of the statutes is amended to read:

2           46.2895 **(8)** (a) (intro.) A family long-term care district board that is created  
3 at least in part by a county shall do all of the following:

4           **SECTION 886.** 46.2895 (8) (a) 1. of the statutes is amended to read:

5           46.2895 **(8)** (a) 1. If the family long-term care district offers employment to any  
6 individual who was previously employed by the a county, which participated in  
7 creating the district and at the time of the offer had not withdrawn or been removed  
8 from the district under sub. (14), and who while employed by the county performed  
9 duties relating to the same or a substantially similar function for which the  
10 individual is offered employment by the district and whose wages, hours and  
11 conditions of employment were established in a collective bargaining agreement  
12 with the county under subch. IV of ch. 111 that is in effect on the date that the  
13 individual commences employment with the district, with respect to that individual,  
14 abide by the terms of the collective bargaining agreement concerning the individual's  
15 ~~compensation and benefits~~ wages and, if applicable, vacation allowance, sick leave  
16 accumulation, sick leave bank, holiday allowance, funeral leave allowance, personal  
17 day allowance, or paid time off allowance until the time of the expiration of that  
18 collective bargaining agreement or adoption of a collective bargaining agreement  
19 with the district under subch. IV of ch. 111 covering the individual as an employee  
20 of the district, whichever occurs first.

21           **SECTION 887.** 46.2895 (8) (a) 2. of the statutes is repealed.

22           **SECTION 888.** 46.2895 (8) (a) 3. of the statutes is amended to read:

23           46.2895 **(8)** (a) 3. If the family long-term care district offers employment to any  
24 individual who was previously employed by the a county, which participated in  
25 creating the district and at the time of the offer had not withdrawn or been removed



1 from the district under sub. (14), and who while employed by the county performed  
2 duties relating to the same or a substantially similar function for which the  
3 individual is offered employment by the district, with respect to that individual,  
4 recognize all years of service with the county for any benefit provided or program  
5 operated by the district for which an employee's years of service may affect the  
6 provision of the benefit or the operation of the program.

7 **SECTION 889.** 46.2895 (8) (a) 4. of the statutes is amended to read:

8 46.2895 (8) (a) 4. If the county has not established its own retirement system  
9 for county employees, adopt a resolution that the ~~family~~ long-term care district be  
10 included within the provisions of the Wisconsin retirement system under s. 40.21 (1).  
11 In this resolution, the ~~family~~ long-term care district shall agree to recognize 100%  
12 of the prior creditable service of its employees earned by the employees while  
13 employed by the district.

14 **SECTION 890.** 46.2895 (8) (b) (intro.) of the statutes is amended to read:

15 46.2895 (8) (b) (intro.) The county board of supervisors of the ~~area of~~  
16 ~~jurisdiction of the family~~ each county that creates a long-term care district shall do  
17 all of the following:

18 **SECTION 891.** 46.2895 (8) (b) 1. of the statutes is amended to read:

19 46.2895 (8) (b) 1. If the county has established its own retirement system for  
20 county employees, provide that ~~family~~ long-term care district employees are eligible  
21 to participate in the county retirement system.

22 **SECTION 892.** 46.2895 (8) (b) 2. of the statutes is repealed.

23 **SECTION 893.** 46.2895 (8) (b) 2m. of the statutes is created to read:

24 46.2895 (8) (b) 2m. If the long-term care district employs any individual who  
25 was previously employed by the county, provide the individual health care coverage

1 that is similar to the health care coverage that the county provided the individual  
2 when he or she was employed by the county.

3 **SECTION 894.** 46.2895 (8) (b) 3. of the statutes is repealed.

4 **SECTION 895.** 46.2895 (8) (c) of the statutes is created to read:

5 46.2895 **(8)** (c) A long-term care district and any county that created the  
6 district and has not withdrawn from or been removed from the district under sub.  
7 (14) may enter into an agreement allocating the costs of providing benefits described  
8 under this section between the district and the county.

9 **SECTION 896.** 46.2895 (9) of the statutes is amended to read:

10 46.2895 **(9)** CONFIDENTIALITY OF RECORDS. No record, as defined in s. 19.32 (2),  
11 of a family long-term care district that contains personally identifiable information,  
12 as defined in s. 19.62 (5), concerning an individual who receives services from the  
13 family long-term care district may be disclosed by the family long-term care district  
14 without the individual's informed consent, except as required to comply with s.  
15 16.009 (2) (p) or 49.45 (4).

16 **SECTION 897.** 46.2895 (10) of the statutes is amended to read:

17 46.2895 **(10)** EXCHANGE OF INFORMATION. Notwithstanding sub. (9) and ss.  
18 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7),  
19 253.07 (3) (c) and 938.78 (2) (a), a family long-term care district acting under this  
20 section may exchange confidential information about a client, as defined in s.  
21 46.287 (1), without the informed consent of the client, under s. 46.21 (2m) (c),  
22 46.215 (1m), 46.22 (1) (dm), 46.23 (3) (e), 46.283 (7), 46.284 (7), 51.42 (3) (e) or  
23 51.437 (4r) (b) in the jurisdiction of the family long-term care district, if necessary  
24 to enable the family long-term care district to perform its duties or to coordinate  
25 the delivery of services to the client.

1           **SECTION 898.** 46.2895 (11) of the statutes is amended to read:

2           46.2895 (11) ~~OBLIGATIONS AND DEBTS, AND RESPONSIBILITIES~~ NOT THOSE OF COUNTY.

3           The obligations and debts of ~~the family~~ a long-term care district are not the  
4           obligations or debts of ~~the any~~ county that created the ~~family care~~ district. If a  
5           long-term care district is obligated by statute or contract to provide or pay for  
6           services or benefits, no county is responsible for providing or paying for those services  
7           or benefits.

8           **SECTION 899.** 46.2895 (12) of the statutes is amended to read:

9           46.2895 (12) ASSISTANCE TO ~~FAMILY~~ LONG-TERM CARE DISTRICT. From moneys in  
10          ~~the a~~ county treasury that are not appropriated to some other purpose, the county  
11          board of supervisors ~~under sub. (1) (a) or the county boards of supervisors under sub.~~  
12          ~~(1) (b)~~ may appropriate moneys to ~~the family~~ a long-term care district that the county  
13          participated in creating as a gift or may lend moneys to the ~~family~~ long-term care  
14          district.

15          **SECTION 900.** 46.2895 (13) (intro.), (a) and (b) of the statutes are consolidated,  
16          renumbered 46.2895 (13) and amended to read:

17          46.2895 (13) DISSOLUTION. (intro.) Subject to the performance of the  
18          contractual obligations of a ~~family~~ long-term care district and if first approved by the  
19          secretary of the department, the ~~family~~ long-term care district may be dissolved by  
20          the joint action of the ~~family~~ long-term care district board and each county ~~board of~~  
21          ~~supervisors under sub. (1) (a) or the county boards of supervisors under sub. (1) (b)~~  
22          or tribe or band that created the ~~family~~ long-term care district and has not  
23          withdrawn or been removed from the district under sub. (14). If the ~~family a~~  
24          long-term care district that is created by one county or tribe or band is dissolved, the  
25          property of the district shall be transferred to the county ~~board of supervisors~~ or tribe

1 ~~or band that created the family care district except as follows: it.~~ (a) If the family a  
2 ~~long-term~~ care district was is created under sub. (1) ~~(b), by more than one county or~~  
3 ~~tribe or band, all of the county boards of supervisors~~ counties or tribes or bands that  
4 created the district and that have not withdrawn or been removed from the district  
5 under sub. (14) shall agree on the apportioning of the family ~~long-term~~ care district's  
6 property before the district may be dissolved. ~~(b)~~ If the family ~~long-term~~ care district  
7 operates a care management organization under s. 46.284, disposition of any  
8 remaining funds in the risk reserve under s. 46.284 (5) (e) shall be made under the  
9 terms of the district's contract with the department.

10 **SECTION 901.** 46.2895 (14) of the statutes is created to read:

11 46.2895 (14) WITHDRAWAL OR REMOVAL OF A COUNTY OR TRIBE OR BAND. Subject  
12 to approval from the department, a long-term care district may establish conditions  
13 for a county or tribe or band that participated with one or more counties or tribes or  
14 bands in creating the district to withdraw from the district or for the district to  
15 remove the county or tribe or band from the district.

16 **SECTION 1073v.** 46.29 (1) (intro.) of the statutes is amended to read:

17 46.29 (1) (intro.) From the appropriation under s. 20.435 (6) (a), the  
18 department shall allocate ~~up to \$10,000~~ at least \$16,100 in each fiscal year for  
19 operation of the council on physical disabilities. The council on physical disabilities  
20 shall do all of the following:

21 **SECTION 902.** 46.30 (title) of the statutes is renumbered 49.265 (title).

22 **SECTION 903.** 46.30 (1) of the statutes is renumbered 49.265 (1).

23 **SECTION 904.** 46.30 (2) of the statutes is renumbered 49.265 (2).

24 **SECTION 905.** 46.30 (3) (title) of the statutes is renumbered 49.265 (3) (title).

1           **SECTION 906.** 46.30 (3) (a) (intro.) of the statutes is renumbered 49.265 (3) (a)  
2 (intro.).

3           **SECTION 907.** 46.30 (3) (a) 1. of the statutes is renumbered 49.265 (3) (a) 1.

4           **SECTION 908.** 46.30 (3) (a) 2. of the statutes is renumbered 49.265 (3) (a) 2.

5           **SECTION 909.** 46.30 (3) (a) 3. of the statutes is renumbered 49.265 (3) (a) 3.

6           **SECTION 910.** 46.30 (3) (a) 4. of the statutes is renumbered 49.265 (3) (a) 4.

7           **SECTION 911.** 46.30 (3) (a) 5. of the statutes is renumbered 49.265 (3) (a) 5.

8           **SECTION 912.** 46.30 (3) (a) 6. of the statutes is renumbered 49.265 (3) (a) 6.

9           **SECTION 913.** 46.30 (3) (a) 7. of the statutes is renumbered 49.265 (3) (a) 7.

10          **SECTION 914.** 46.30 (3) (a) 8. of the statutes is renumbered 49.265 (3) (a) 8. and  
11 amended to read:

12           49.265 (3) (a) 8. Appoint a representative or representatives to the citizen  
13 advisory committee under s. ~~46.031~~ 49.325 (3) (a), in order to participate in  
14 developing and implementing programs designed to serve the poor.

15          **SECTION 1088d.** 46.30 (3) (a) 9. of the statutes is created to read:

16           46.30 (3) (a) 9. Provide, to individuals who work at least 20 hours per week and  
17 whose earned income is at or below 150 percent of the poverty line, a program of skills  
18 enhancement that shall include access to transportation, child care, career  
19 counseling, job placement assistance, and financial support for education and  
20 training.

21          **SECTION 1088e.** 46.30 (3) (a) 9. of the statutes, as created by 2007 Wisconsin  
22 Act .... (this act), is renumbered 49.265 (3) (a) 9.

23          **SECTION 915.** 46.30 (3) (b) of the statutes is renumbered 49.265 (3) (b).

24          **SECTION 916.** 46.30 (4) (title) of the statutes is renumbered 49.265 (4) (title).

1           **SECTION 917.** 46.30 (4) (a) of the statutes is renumbered 49.265 (4) (a) and  
2 amended to read:

3           49.265 **(4)** (a) The department shall distribute the federal community services  
4 block grant funds received under 42 USC 9903 and deposited in the appropriations  
5 under s. ~~20.435 (3)~~ 20.437 (1) (mc) and (md).

6           **SECTION 918.** 46.30 (4) (b) of the statutes is renumbered 49.265 (4) (b).

7           **SECTION 919.** 46.30 (4) (c) of the statutes is renumbered 49.265 (4) (c).

8           **SECTION 1093d.** 46.30 (4) (cm) of the statutes is created to read:

9           46.30 **(4)** (cm) From the appropriation under s. 20.435 (3) (fr), the department  
10 shall distribute grants to community action agencies to provide the skills  
11 enhancement services specified under sub. (3) (a) 9.

12           **SECTION 1093e.** 46.30 (4) (cm) of the statutes, as created by 2007 Wisconsin Act  
13 .... (this act), is renumbered 49.265 (4) (cm) and amended to read:

14           49.265 **(4)** (cm) From the appropriation under s. ~~20.435~~ 20.437 (3) (fr), the  
15 department shall distribute grants to community action agencies to provide the  
16 skills enhancement services specified under sub. (3) (a) 9.

17           **SECTION 920.** 46.30 (4) (d) of the statutes is renumbered 49.265 (4) (d).

18           **SECTION 921.** 46.30 (5) of the statutes is renumbered 49.265 (5).

19           **SECTION 922.** 46.40 (1) (a) of the statutes is amended to read:

20           46.40 **(1)** (a) Within the limits of available federal funds and of the  
21 appropriations under s. 20.435 (7) (b) and (o), the department shall distribute funds  
22 for community social, mental health, developmental disabilities, and alcohol and  
23 other drug abuse services and for services under ss. ~~46.51~~, 46.87, 46.985, and 51.421  
24 to county departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437 and to  
25 county aging units, as provided in subs. (2), (2m), and (7) to (9).

1           **SECTION 923.** 46.40 (1) (b) of the statutes is renumbered 48.563 (1) (b) and  
2 amended to read:

3           48.563 (1) (b) Notwithstanding s. ~~46.49~~ 48.568, if the department receives any  
4 federal moneys under 42 USC 670 to 679a in reimbursement of moneys allocated  
5 under par. (a) for the provision of foster care, the department shall distribute those  
6 federal moneys for services and projects to assist children and families and for the  
7 purposes specified in s. ~~46.46~~ 48.567.

8           **SECTION 924.** 46.40 (1) (c) of the statutes is renumbered 48.563 (1) (c) and  
9 amended to read:

10           48.563 (1) (c) The Milwaukee County department of social services shall report  
11 to the department in a manner specified by the department on all children under the  
12 supervision of the Milwaukee County department of social services who are placed  
13 in foster homes and whose foster parents receive funding for child care from the  
14 amounts distributed under par. (a) so that the department may claim federal foster  
15 care and adoption assistance reimbursement under 42 USC 670 to 679a for the  
16 amounts expended by the Milwaukee County department of social services for the  
17 provision of child care for those children. Notwithstanding s. ~~46.49~~ 48.568, if the  
18 department receives any federal moneys under 42 USC 670 to 679a in  
19 reimbursement of the amounts expended by the Milwaukee County department of  
20 social services for the provision of child care for children in foster care in 1996 and  
21 1997, the department shall distribute those federal moneys to the Milwaukee County  
22 department of social services for the provision of child care for children in foster care.

23           **SECTION 925.** 46.40 (1) (d) of the statutes is amended to read:

24           46.40 (1) (d) If the department of health and family services receives any  
25 federal moneys under 42 USC 1396 to 1396v in reimbursement of the cost of

1 preventing out-of-home placements of children, the department of health and  
2 family services shall transfer those moneys to the department of children and  
3 families, and the department of children and families shall use those moneys as the  
4 first source of moneys used to meet the amount of the allocation under ~~sub. s. 48.563~~  
5 (2) that is budgeted from federal funds.

6 **SECTION 926.** 46.40 (2) of the statutes is amended to read:

7 46.40 (2) BASIC COUNTY ALLOCATION. Subject to sub. (9), for social services under  
8 s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall distribute not  
9 more than ~~\$242,078,700~~ \$242,421,500 in each fiscal year.

10 **SECTION 927.** 46.40 (2) of the statutes, as affected by 2007 Wisconsin Act ....  
11 (this act), is amended to read:

12 46.40 (2) BASIC COUNTY ALLOCATION. Subject to sub. (9), for social services under  
13 s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall distribute not  
14 more than ~~\$242,421,500~~ \$176,068,400 in each fiscal year.

15 **SECTION 1101p.** 46.40 (2m) (b) of the statutes is amended to read:

16 46.40 (2m) (b) *Community mental health services.* For community mental  
17 health services under 42 USC 300x to 300x-9, the department shall distribute not  
18 ~~more than~~ \$2,513,400 in each fiscal year.

19 **SECTION 928.** 46.40 (3) of the statutes is renumbered 48.563 (3) and amended  
20 to read:

21 48.563 (3) TRIBAL CHILD CARE. For child care services under 42 USC 9858, the  
22 department shall distribute not more than \$412,800 in each fiscal year from the  
23 appropriation account under s. ~~20.435 (7)~~ 20.437 (1) (b) to federally recognized  
24 American Indian tribes or bands. A tribe or band that receives funding under this



1 subsection shall use that funding to provide child care for an eligible child, as defined  
2 in 42 USC 9858n (4).

3 **SECTION 929.** 46.40 (7m) of the statutes is renumbered 48.563 (7m) and  
4 amended to read:

5 **48.563 (7m)** USE BY COUNTY OF ~~COMMUNITY CHILDREN AND FAMILY AIDS FUNDS TO~~  
6 ~~PAY PRIVATE ATTORNEYS FOR CERTAIN PROCEEDINGS UNDER THE CHILDREN'S CODE.~~ Upon  
7 application by a county department under s. 46.215, 46.22, or 46.23 to the  
8 department for permission to use funds allocated to that county department under  
9 sub. (2) to employ private counsel for the purposes specified in this subsection and  
10 a determination by the department that use of funds for those purposes does not  
11 affect any federal grants or federal funding allocated under this section, the  
12 department and the county department shall execute a contract authorizing the  
13 county department to expend, as agreed upon in the contract, funds allocated to that  
14 county department under sub. (2) to permit the county department to employ private  
15 counsel to represent the interests of the state or county in proceedings under ~~ch. 48~~  
16 this chapter relating to child abuse or neglect cases, unborn child abuse cases,  
17 ~~proceedings to terminate, termination of~~ parental rights, and any ~~ch. 48 cases or~~  
18 ~~proceedings involving the Indian child welfare act~~ Child Welfare Act, 25 USC 1901  
19 to 1963.

20 **SECTION 930104a.** 46.40 (9) (a) of the statutes is renumbered 46.40 (9) (ar) and  
21 amended to read:

22 **46.40 (9) (ar)** *Transfer to family care program and adult protective services*  
23 *allocation.* If a care management organization under s. 46.284 is available in a  
24 county, the department may ~~dispose of not more than 21.3% of the amount allocated~~  
25 ~~under sub. (2) to that county as follows; and,~~ of the amount allocated under sub. (8),

1 may dispose of the lesser of up to 60% or the amount remaining after subtracting an  
2 amount necessary to maintain funding for recipients under sub. (8) who, on  
3 September 1, 2001, are ineligible for the family care benefit under s. 46.286, to that  
4 county, as follows:

5 1. By transferring a portion of ~~those amounts~~ that amount, as determined by  
6 the department, to the family care program to fund the services of resource centers  
7 under s. 46.283 (5) and the services of care management organizations under s.  
8 46.284 (4).

9 2. By transferring a portion of ~~those amounts~~ that amount, as determined by  
10 the department, to the county's adult protective services allocation under par. (b).

11 **SECTION 1104c.** 46.40 (9) (ag) of the statutes is created to read:

12 46.40 (9) (ag) *Adjustment for family care.* If a care management organization  
13 under s. 46.284 is available in a county and the county has under s. 46.281 (4) agreed  
14 to a reduction in its distribution under sub. (2), the department shall use the amount  
15 established under s. 46.281 (4) to fund the services of care management  
16 organizations under s. 46.284 (4).

17 **SECTION 931104g.** 46.40 (9) (b) of the statutes is amended to read:

18 46.40 (9) (b) *Adult protective services allocation.* For adult protective services,  
19 the department shall distribute the amounts transferred under par. ~~(a)~~ (ar) 2. in each  
20 fiscal year.

21 **SECTION 932.** 46.45 (2) (a) of the statutes is renumbered 48.565 (2) (a) and  
22 amended to read:

23 48.565 (2) (a) Subject to par. (am), if on December 31 of any year there remains  
24 unspent or unencumbered in the allocation under s. ~~46.40~~ 48.563 (2) an amount that  
25 exceeds the amount received under 42 USC 670 to 679a and allocated under s. 46.40

1 48.563 (2) in that year, the department shall carry forward the excess moneys and  
2 distribute not less than 50% of the excess moneys to counties having a population of  
3 less than 500,000 that are making a good faith effort, as determined by the  
4 department, to comply with s. 46.22 (1) (c) 8. f. for services and projects to assist  
5 children and families, notwithstanding the percentage limit specified in sub. (3) (a).  
6 A county shall use not less than 50% of the moneys distributed to the county under  
7 this subsection for services for children who are at risk of abuse or neglect to prevent  
8 the need for child abuse and neglect intervention services, except that in the calendar  
9 year in which a county achieves compliance with s. 46.22 (1) (c) 8. f. and in the 2  
10 calendar years after that calendar year the county may use 100% of the moneys  
11 distributed under this paragraph to reimburse the department for the costs of  
12 achieving that compliance. If a county does not comply with s. 46.22 (1) (c) 8. f. before  
13 July 1, 2005, the department may recover any amounts distributed to that county  
14 under this paragraph after June 30, 2001, by billing the county or deducting from  
15 that county's allocation under s. ~~46.40~~ 48.563 (2). All moneys received by the  
16 department under this paragraph shall be credited to the appropriation account  
17 under s. ~~20.435 (3)~~ 20.437 (1) (j).

18 **SECTION 933.** 46.45 (2) (am) of the statutes is renumbered 48.565 (2) (am) and  
19 amended to read:

20 48.565 (2) (am) If on December 31 of any year a county is not using the  
21 centralized unit contracted for under s. ~~46.03~~ 48.47 (7) (h) for determining whether  
22 the cost of providing care for a child is eligible for reimbursement under 42 USC 670  
23 to 679a, the department shall reduce that county's distribution under par. (a) by 50%.

24 **SECTION 934.** 46.45 (2) (b) of the statutes is renumbered 48.565 (2) (b).

1           **SECTION 935.** 46.45 (2) (c) of the statutes is renumbered 48.565 (2) (c) and  
2 amended to read:

3           48.565 **(2)** (c) The department shall credit to the appropriation account under  
4 s. ~~20.435 (8) (mb)~~ 20.437 (3) (mp) any moneys carried forward under par. (a), but not  
5 distributed to counties, and may expend those moneys as provided in s. ~~46.46~~ 48.567.

6           **SECTION 936.** 46.45 (3) (a) of the statutes is amended to read:

7           46.45 **(3)** (a) Except as provided in par. (b), at the request of a county, tribal  
8 governing body, or private nonprofit organization, the department shall carry  
9 forward up to 3% of the total amount allocated to the county, tribal governing body,  
10 or nonprofit organization for a calendar year, not including the amount allocated to  
11 the county under s. 46.40 (7), which amount may be carried forward as provided in  
12 par. (c). All funds carried forward for a tribal governing body or nonprofit  
13 organization, ~~all federal child welfare funds under 42 USC 620 to 626,~~ and all funds  
14 allocated under s. 46.40 (2m) carried forward for a county shall be used for the  
15 purpose for which the funds were originally allocated. Other funds carried forward  
16 under this paragraph may be used for any purpose under s. 20.435 (7) (b), except that  
17 a county may not use any funds carried forward under this paragraph for  
18 administrative or staff costs. An allocation of carried-forward funding under this  
19 paragraph does not affect a county's base allocations under s. 46.40 (2), (2m), (8), and  
20 (9).

21           **SECTION 937.** 46.46 (1) of the statutes is amended to read:

22           46.46 **(1)** From the appropriation account under s. 20.435 (8) (mb), the  
23 department shall support costs that are exclusively related to the ongoing and  
24 recurring operational costs of augmenting the amount of moneys received under ~~42~~  
25 ~~USC 670 to 679a,~~ 42 USC 1395 to 1395ddd, and 42 USC 1396 to 1396v and to any

1 other purpose provided for by the legislature by law or in budget determinations and  
2 shall distribute moneys to counties as provided in sub. (1g). In addition, the  
3 department may expend moneys from the appropriation account under s. 20.435 (8)  
4 (mb) as provided in ~~subs. (1m) and~~ sub. (2).

5 **SECTION 938.** 46.46 (1m) of the statutes is renumbered 48.567 (1m) and  
6 amended to read:

7 48.567 **(1m)** In addition to expending moneys from the appropriation account  
8 under s. ~~20.435 (8) (mb)~~ 20.437 (3) (mp) for the augmentation activities specified in  
9 sub. (1), the department may expend moneys received under 42 USC 1396 to 1396v  
10 in reimbursement of the cost of providing targeted case management services to  
11 children whose care is not eligible for reimbursement under 42 USC 670 to 679a and  
12 credited to the appropriation account under s. ~~20.435 (8) (mb)~~ 20.437 (3) (mp) to  
13 support the counties' share of implementing the statewide automated child welfare  
14 information system under s. 46.22 (1) (c) 8. f. and to provide services to children and  
15 families under s. 48.48 (17).

16 **SECTION 939.** 46.46 (2) of the statutes is amended to read:

17 46.46 **(2)** If the department proposes to use any moneys from the appropriation  
18 account under s. 20.435 (8) (mb) for any purpose other than the purposes specified  
19 in subs. (1), ~~(1g), and (1m)~~ and (1g), the department shall submit a plan for the  
20 proposed use of those moneys to the secretary of administration by September 1 of  
21 the fiscal year after the fiscal year in which those moneys were received. If the  
22 secretary of administration approves the plan, he or she shall submit the plan to the  
23 joint committee on finance by October 1 of the fiscal year after the fiscal year in which  
24 those moneys were received. If the cochairpersons of the committee do not notify the  
25 secretary of administration within 14 working days after the date of submittal of the

1 plan that the committee has scheduled a meeting for the purpose of reviewing the  
2 plan, the department may implement the plan. If within 14 working days after the  
3 date of the submittal by the secretary of administration the cochairpersons of the  
4 committee notify him or her that the committee has scheduled a meeting for the  
5 purpose of reviewing the plan, the department may implement the plan only with the  
6 approval of the committee.

7 **SECTION 940.** 46.48 (9) of the statutes is created to read:

8 **46.48 (9) QUALITY HOME CARE PROGRAM.** The department shall distribute at least  
9 \$167,000 in each fiscal year as a grant to an organization to provide services to  
10 consumers and providers of supportive home care and personal care.

11 **SECTION 941.** 46.48 (11m) (b) of the statutes is amended to read:

12 **46.48 (11m) (b)** The department shall award not more than ~~\$83,800 in fiscal~~  
13 ~~year 2005–06 and not more than \$106,400 in fiscal year 2006–07~~ annually as a grant  
14 to an organization or a group of organizations to provide services for female prisoners  
15 and offenders from Milwaukee County and their children, if the prisoners or  
16 offenders have been convicted of nonviolent crimes.

17 **SECTION 942.** 46.48 (16) of the statutes is created to read:

18 **46.48 (16) CHILDREN'S LONG-TERM MANAGED CARE.** The department shall award  
19 not more than \$250,000 in fiscal year 2007–08 and not more than \$250,000 in fiscal  
20 year 2008–09 as a grant to an organization or a group of organizations for technical  
21 assistance and planning services in support of family-centered managed care for  
22 children with long-term support needs.

23 **SECTION 943.** 46.481 (intro.) of the statutes is renumbered 48.481 (intro.) and  
24 amended to read:

1           **48.481 Grants for children’s community programs.** (intro.) From the  
2 appropriation under s. ~~20.435 (3)~~ 20.437 (1) (bc), the department shall distribute the  
3 following grants for children’s community programs:

4           **SECTION 944.** 46.481 (1) (title) of the statutes is renumbered 48.481 (1) (title).

5           **SECTION 945.** 46.481 (1) (a) of the statutes is renumbered 48.481 (1) (a) and  
6 amended to read:

7           **48.481 (1) (a)** The department shall distribute \$497,200 in each fiscal year to  
8 counties for the purpose of supplementing payments for the care of an individual who  
9 attains age 18 after 1986 and who resided in a foster home, ~~as defined in s. 48.02 (6),~~  
10 or a treatment foster home, ~~as defined in s. 48.02 (17q),~~ for at least 2 years  
11 immediately prior to attaining age 18 and, for at least 2 years, received exceptional  
12 foster care or treatment foster care payments in order to avoid institutionalization,  
13 as provided under rules promulgated by the department, so that the individual may  
14 live in a family home or other noninstitutional situation after attaining age 18. No  
15 county may use funds provided under this paragraph to replace funds previously  
16 used by the county for this purpose.

17           **SECTION 946.** 46.481 (1) (b) of the statutes is renumbered 48.481 (1) (b).

18           **SECTION 1120m.** 46.481 (2) of the statutes is created to read:

19           **46.481 (2) FOSTER YOUTH INDEPENDENCE.** The department shall distribute  
20 \$50,000 in each fiscal year to the Foster Youth Independence Center in the city of  
21 Milwaukee to provide services to assist youths in making the transition from foster  
22 care to independent living.

23           **SECTION 1120n.** 46.481 (2) of the statutes, as created by 2007 Wisconsin Act  
24 .... (this act), is renumbered 48.481 (2).

25           **SECTION 947.** 46.481 (3) of the statutes is renumbered 48.481 (3).

1           **SECTION 948.** 46.485 (2g) (intro.) of the statutes is amended to read:

2           46.485 **(2g)** (intro.) From the appropriation accounts account under s. 20.435  
3 (4) (b) and ~~(gp)~~, the department may in each fiscal year transfer funds to the  
4 appropriation under s. 20.435 (7) (kb) for distribution under this section and from the  
5 appropriation account under s. 20.435 (7) (mb) the department ~~may not~~ shall  
6 distribute ~~more than~~ \$1,330,500 in each fiscal year to applying counties in this state  
7 that meet all of the following requirements, as determined by the department:

8           **SECTION 949.** 46.485 (3g) of the statutes is amended to read:

9           46.485 **(3g)** The amount that the department may transfer under sub. (2g) for  
10 counties may not exceed the estimated state share of payments under s. 49.45, 49.46  
11 ~~or~~, 49.47, or 49.471 for mental health care and treatment that is provided in inpatient  
12 facilities for children with severe emotional disturbances.

13           **SECTION 950.** 46.49 (title) of the statutes is amended to read:

14           **46.49 (title) Allocation of federal funds for community aids and child**  
15 **welfare.**

16           **SECTION 951.** 46.49 (1) of the statutes is amended to read:

17           46.49 **(1)** ~~Subject to s. 46.40 (1) (b) and (c), if~~ If the department receives  
18 unanticipated federal community mental health services block grant funds under 42  
19 USC 300x to 300x-9, or federal prevention and treatment of substance abuse block  
20 grant funds under 42 USC 300x-21 to 300x-35, ~~or foster care and adoption~~  
21 ~~assistance payments under 42 USC 670 to 679a and it~~ if the department proposes to  
22 allocate the unanticipated funds so that an allocation limit in s. 46.40 is exceeded,  
23 the department shall submit a plan for the proposed allocation to the secretary of  
24 administration. If the secretary of administration approves the plan, he or she shall  
25 submit it to the joint committee on finance. If the cochairpersons of the committee



1 do not notify the secretary of administration that the committee has scheduled a  
2 meeting for the purpose of reviewing the plan within 14 working days after the date  
3 of his or her submittal, the department may implement the plan, notwithstanding  
4 any allocation limits under s. 46.40. If within 14 working days after the date of the  
5 submittal by the secretary of administration the cochairpersons of the committee  
6 notify him or her that the committee has scheduled a meeting for the purpose of  
7 reviewing the plan, the department may implement the plan, notwithstanding s.  
8 46.40, only with the approval of the committee.

9 **SECTION 1125m.** 46.495 (1) (d) of the statutes is amended to read:

10 46.495 (1) (d) From the appropriations under s. 20.435 (7) (b) and (o), the  
11 department shall distribute the funding for social services, including funding for  
12 foster care, treatment foster care, or subsidized guardianship care of a child on whose  
13 behalf aid is received under s. 46.261, to county departments under ss. 46.215, 46.22,  
14 and 46.23 as provided under s. 46.40. County matching funds are required for the  
15 distributions under s. 46.40 (2), (8), and (9) (b). Each county's required match for the  
16 distribution under s. 46.40 (2) shall be specified in a schedule established annually  
17 by the department of health and family services. Each county's required match for  
18 the distribution under s. 46.40 (8) for a year equals 9.89% of the total of the county's  
19 distributions under s. 46.40 (8) for that year for which matching funds are required  
20 plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for  
21 juvenile delinquency-related services from its distribution for 1987. Each county's  
22 required match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of  
23 that county's amounts described in s. 46.40 (9) ~~(a)~~ (ar) (intro.) for that year. Matching  
24 funds may be from county tax levies, federal and state revenue sharing funds, or  
25 private donations to the county that meet the requirements specified in s. 51.423 (5).

1 Private donations may not exceed 25% of the total county match. If the county match  
2 is less than the amount required to generate the full amount of state and federal  
3 funds distributed for this period, the decrease in the amount of state and federal  
4 funds equals the difference between the required and the actual amount of county  
5 matching funds.

6 **SECTION 952.** 46.495 (1) (d) of the statutes, as affected by 2007 Wisconsin Act  
7 .... (this act), is amended to read:

8 46.495 (1) (d) From the appropriations under s. 20.435 (7) (b) and (o), the  
9 department shall distribute the funding for social services, ~~including funding for~~  
10 ~~foster care, treatment foster care, or subsidized guardianship care of a child on whose~~  
11 ~~behalf aid is received under s. 46.261,~~ to county departments under ss. 46.215, 46.22,  
12 and 46.23 as provided under s. 46.40. County matching funds are required for the  
13 distributions under s. 46.40 (2), (8), and (9) (b). Each county's required match for the  
14 distribution under s. 46.40 (2) shall be specified in a schedule established annually  
15 by the department of health and family services. Each county's required match for  
16 the distribution under s. 46.40 (8) for a year equals 9.89% of the total of the county's  
17 distributions under s. 46.40 (8) for that year for which matching funds are required  
18 plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for  
19 juvenile delinquency-related services from its distribution for 1987. Each county's  
20 required match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of  
21 that county's amounts described in s. 46.40 (9) (ar) (intro.) for that year. Matching  
22 funds may be from county tax levies, federal and state revenue sharing funds, or  
23 private donations to the county that meet the requirements specified in s. 51.423 (5).  
24 Private donations may not exceed 25% of the total county match. If the county match  
25 is less than the amount required to generate the full amount of state and federal

1 funds distributed for this period, the decrease in the amount of state and federal  
2 funds equals the difference between the required and the actual amount of county  
3 matching funds.

4 **SECTION 953.** 46.51 (title) of the statutes is renumbered 48.986 (title).

5 **SECTION 954.** 46.51 (1) of the statutes is renumbered 48.986 (1) and amended  
6 to read:

7 48.986 (1) From the amounts distributed under s. ~~46.40~~ 48.563 (1) for services  
8 for children and families, the department shall distribute funds to eligible counties  
9 for services related to child abuse and neglect and to unborn child abuse, including  
10 child abuse and neglect and unborn child abuse prevention, investigation, and  
11 treatment.

12 **SECTION 955.** 46.51 (3) of the statutes is renumbered 48.986 (3).

13 **SECTION 956.** 46.51 (4) of the statutes is renumbered 48.986 (4).

14 **SECTION 957.** 46.51 (5) of the statutes is renumbered 48.986 (5).

15 **SECTION 958.** 46.513 of the statutes is repealed.

16 **SECTION 959.** 46.515 (title) of the statutes is renumbered 48.983 (title).

17 **SECTION 960.** 46.515 (1) (intro.) of the statutes is renumbered 48.983 (1)  
18 (intro.).

19 **SECTION 961.** 46.515 (1) (a) of the statutes is repealed.

20 **SECTION 962.** 46.515 (1) (b) (intro.) of the statutes is renumbered 48.983 (1) (b)  
21 (intro.).

22 **SECTION 963.** 46.515 (1) (b) 1. (intro.) of the statutes is renumbered 48.983 (1)  
23 (b) 1. (intro.).

24 **SECTION 964.** 46.515 (1) (b) 1. a. of the statutes is renumbered 48.983 (1) (b) 1.  
25 a.

1           **SECTION 965.** 46.515 (1) (b) 1. b. of the statutes is renumbered 48.983 (1) (b) 1.  
2           b.

3           **SECTION 966.** 46.515 (1) (b) 1. c. of the statutes is renumbered 48.983 (1) (b) 1.  
4           c. and amended to read:

5           48.983 (1) (b) 1. c. A family that includes a person who has contacted a county  
6           department, ~~as defined in s. 48.02 (2g),~~ or an Indian tribe that has been awarded a  
7           grant under this section or, in a county having a population of 500,000 or more that  
8           has been awarded a grant under this section, the department or a licensed child  
9           welfare agency under contract with the department requesting assistance to prevent  
10          abuse or neglect of a child in the person's family and with respect to which an  
11          individual responding to the request has determined that all of the conditions in  
12          subd. 2. exist.

13          **SECTION 967.** 46.515 (1) (b) 2. of the statutes is renumbered 48.983 (1) (b) 2.

14          **SECTION 968.** 46.515 (1) (c) of the statutes is repealed.

15          **SECTION 969.** 46.515 (1) (cm) of the statutes is renumbered 48.983 (1) (cm).

16          **SECTION 970.** 46.515 (1) (d) of the statutes is renumbered 48.983 (1) (d).

17          **SECTION 971.** 46.515 (1) (e) of the statutes is renumbered 48.983 (1) (e).

18          **SECTION 972.** 46.515 (1) (f) of the statutes is renumbered 48.983 (1) (f).

19          **SECTION 973.** 46.515 (1) (g) of the statutes is renumbered 48.983 (1) (g).

20          **SECTION 974.** 46.515 (1) (h) of the statutes is renumbered 48.983 (1) (h).

21          **SECTION 975.** 46.515 (1) (i) of the statutes is renumbered 48.983 (1) (i).

22          **SECTION 976.** 46.515 (1) (j) of the statutes is renumbered 48.983 (1) (j).

23          **SECTION 977.** 46.515 (2) of the statutes is renumbered 48.983 (2) and amended  
24          to read:

1           **48.983 (2) FUNDS PROVIDED.** If a county or Indian tribe applies and is selected  
2 by the department under sub. (5) to participate in the program under this section,  
3 the department shall award, from the appropriation under s. ~~20.435 (5)~~ 20.437 (2)  
4 (ab), a grant annually to be used only for the purposes specified in sub. (4) (a) and  
5 (am). The minimum amount of a grant is \$10,000. The department shall determine  
6 the amount of a grant awarded to a county, other than a county with a population of  
7 500,000 or more, or Indian tribe in excess of the minimum amount based on the  
8 number of births that are funded by medical assistance under subch. IV of ch. 49 in  
9 that county or the reservation of that Indian tribe in proportion to the number of  
10 births that are funded by medical assistance under subch. IV of ch. 49 in all of the  
11 counties and the reservations of all of the Indian tribes to which grants are awarded  
12 under this section. The department shall determine the amount of a grant awarded  
13 to a county with a population of 500,000 or more in excess of the minimum amount  
14 based on 60% of the number of births that are funded by medical assistance under  
15 subch. IV of ch. 49 in that county in proportion to the number of births that are  
16 funded by medical assistance under subch. IV of ch. 49 in all of the counties and the  
17 reservations of all of the Indian tribes to which grants are awarded under this  
18 section.

19           **SECTION 978.** 46.515 (3) of the statutes is renumbered 48.983 (3).

20           **SECTION 979.** 46.515 (4) of the statutes is renumbered 48.983 (4).

21           **SECTION 980.** 46.515 (5) of the statutes is renumbered 48.983 (5) and amended  
22 to read:

23           **48.983 (5) SELECTION OF COUNTIES AND INDIAN TRIBES.** The department shall  
24 provide competitive application procedures for selecting counties and Indian tribes  
25 for participation in the program under this section. The department shall establish

1 a method for ranking applicants for selection based on the quality of their  
2 applications. In ranking the applications submitted by counties, the department  
3 shall give favorable consideration to a county that has indicated under sub. (6) (d)  
4 2. that it is willing to use a portion of any moneys distributed to the county under s.  
5 ~~46.45~~ 48.565 (2) (a) to provide case management services to a medical assistance  
6 beneficiary under s. 49.45 (25) (am) 9. who is a case or who is a member of a family  
7 that is a case and that has explained under sub. (6) (d) 2. how the county plans to use  
8 that portion of those moneys to promote the provision of those services for the case  
9 by using a wraparound process so as to provide those services in a flexible,  
10 comprehensive and individualized manner in order to reduce the necessity for  
11 court-ordered services. The department shall also provide application requirements  
12 and procedures for the renewal of a grant awarded under this section. The  
13 application procedures and the renewal application requirements and procedures  
14 shall be clear and understandable to the applicants. The department need not  
15 promulgate as rules under ch. 227 the application procedures, the renewal  
16 application requirements or procedures or the method for ranking applicants  
17 established under this subsection.

18 **SECTION 981.** 46.515 (6) (intro.) of the statutes is renumbered 48.983 (6)  
19 (intro.).

20 **SECTION 982.** 46.515 (6) (a) of the statutes is renumbered 48.983 (6) (a).

21 **SECTION 983.** 46.515 (6) (b) of the statutes is renumbered 48.983 (6) (b).

22 **SECTION 984.** 46.515 (6) (c) of the statutes is renumbered 48.983 (6) (c).

23 **SECTION 985.** 46.515 (6) (d) (title) of the statutes is renumbered 48.983 (6) (d)  
24 (title).

25 **SECTION 986.** 46.515 (6) (d) 1. of the statutes is renumbered 48.983 (6) (d) 1.

1           **SECTION 987.** 46.515 (6) (d) 2. of the statutes is renumbered 48.983 (6) (d) 2. and  
2 amended to read:

3           48.983 **(6)** (d) 2. The applicant indicates in the grant application whether the  
4 applicant is willing to use a portion of any moneys distributed to the applicant under  
5 s. ~~46.45~~ 48.565 (2) (a) to provide case management services to a medical assistance  
6 beneficiary under s. 49.45 (25) (am) 9. who is a case or who is a member of a family  
7 that is a case. If the applicant is so willing, the applicant shall explain how the  
8 applicant plans to use that portion of those moneys to promote the provision of those  
9 services for the case by using a wraparound process so as to provide those services  
10 in a flexible, comprehensive and individualized manner in order to reduce the  
11 necessity for court-ordered services.

12           **SECTION 988.** 46.515 (6) (e) of the statutes is renumbered 48.983 (6) (e).

13           **SECTION 989.** 46.515 (6g) of the statutes is renumbered 48.983 (6g).

14           **SECTION 990.** 46.515 (6m) of the statutes is renumbered 48.983 (6m) and  
15 amended to read:

16           48.983 **(6m)** NOTIFICATION OF PARENT PRIOR TO MAKING ABUSE OR NEGLECT REPORT.  
17 If a person who is providing services under a home visitation program under sub. (4)  
18 (b) 1. determines that he or she is required or permitted to make a report under s.  
19 48.981 (2) about a child in a family to which the person is providing those services,  
20 the person shall, prior to making the report under s. 48.981 (2), make a reasonable  
21 effort to notify the child's parent that a report under s. 48.981 (2) will be made and  
22 to encourage the parent to contact a county department ~~under s. 46.22 or 46.23~~ to  
23 request assistance. The notification requirements under this subsection do not affect  
24 the reporting requirements under s. 48.981 (2).

25           **SECTION 991.** 46.515 (6r) of the statutes is renumbered 48.983 (6r).

1           **SECTION 992.** 46.515 (7) of the statutes is renumbered 48.983 (7).

2           **SECTION 993.** 46.515 (8) of the statutes is renumbered 48.983 (8).

3           **SECTION 1167n.** 46.54 of the statutes is amended to read:

4           **46.54 Consumer and family self–help and peer–support programs.**

5           From the appropriation under s. 20.435 (7) (md), the department ~~may not~~ shall  
6           distribute ~~more than~~ \$874,000 in each fiscal year to increase support for mental  
7           health family support projects, employment projects operated by consumers of  
8           mental health services, mental health crisis intervention and drop–in projects, and  
9           public mental health information activities.

10          **SECTION 994.** 46.75 (title) of the statutes is renumbered 49.171 (title).

11          **SECTION 995.** 46.75 (1) of the statutes is renumbered 49.171 (1).

12          **SECTION 996.** 46.75 (2) (title) of the statutes is renumbered 49.171 (2) (title).

13          **SECTION 997.** 46.75 (2) (a) of the statutes is renumbered 49.171 (2) (a) and  
14          amended to read:

15               49.171 **(2)** (a) From the appropriation under s. ~~20.435 (5)~~ 20.437 (2) (dn), the  
16          department shall award grants to agencies to operate food distribution programs  
17          that qualify for participation in the emergency food assistance program under P.L.  
18          98–8, as amended.

19          **SECTION 998.** 46.75 (2) (b) of the statutes is renumbered 49.171 (2) (b).

20          **SECTION 999.** 46.75 (3) of the statutes is renumbered 49.171 (3).

21          **SECTION 1000.** 46.76 (intro.) of the statutes is renumbered 49.172 (intro.).

22          **SECTION 1001.** 46.76 (1) of the statutes is renumbered 49.172 (1).

23          **SECTION 1002.** 46.76 (2) of the statutes is renumbered 49.172 (2).

24          **SECTION 1176d.** 46.76 (4) of the statutes is renumbered 49.172 (4).

25          **SECTION 1176f.** 46.76 (5) of the statutes is renumbered 49.172 (5).



1           **SECTION 1003.** 46.766 of the statutes is repealed.

2           **SECTION 1004.** 46.77 of the statutes is renumbered 49.1715 and amended to  
3 read:

4           **49.1715 Food distribution administration.** From the appropriation under  
5 s. ~~20.435 (5)~~ 20.437 (2) (dn), the department shall allocate funds to eligible recipient  
6 agencies, as defined in the emergency food assistance act, P.L. 98–8, section 201A,  
7 as amended, for the storage, transportation, and distribution of commodities  
8 provided under the hunger prevention act of 1988, P.L. 100–435, as amended.

9           **SECTION 1005.** 46.95 (title) of the statutes is renumbered 49.165 (title).

10          **SECTION 1006.** 46.95 (1) of the statutes is renumbered 49.165 (1).

11          **SECTION 1007.** 46.95 (2) (title) of the statutes is renumbered 49.165 (2) (title).

12          **SECTION 1008.** 46.95 (2) (a) of the statutes is renumbered 49.165 (2) (a) and  
13 amended to read:

14           49.165 (2) (a) The secretary shall make grants from the ~~appropriations~~  
15 appropriation accounts under s. ~~20.435 (3)~~ 20.437 (1) (cd) and (hh) to organizations  
16 for the provision of any of the services specified in sub. (1) (d). Grants may be made  
17 to organizations which have provided those domestic abuse services in the past or to  
18 organizations which propose to provide those services in the future. No grant may  
19 be made to fund services for child or unborn child abuse or abuse of elderly persons.

20          **SECTION 1009.** 46.95 (2) (b) of the statutes is renumbered 49.165 (2) (b).

21          **SECTION 1010.** 46.95 (2) (c) of the statutes is renumbered 49.165 (2) (c).

22          **SECTION 1011.** 46.95 (2) (d) of the statutes is renumbered 49.165 (2) (d).

23          **SECTION 1012.** 46.95 (2) (e) of the statutes is renumbered 49.165 (2) (e).

24          **SECTION 1013.** 46.95 (2) (f) (intro.) of the statutes is renumbered 49.165 (2) (f)  
25 (intro.) and amended to read:

1           49.165 (2) (f) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cd)  
2 and (hh), the department shall do all of the following:

3           **SECTION 1014.** 46.95 (2) (f) 1. of the statutes is renumbered 49.165 (2) (f) 1.

4           **SECTION 1015.** 46.95 (2) (f) 5. of the statutes is renumbered 49.165 (2) (f) 5.

5           **SECTION 1016.** 46.95 (2) (f) 6. of the statutes is renumbered 49.165 (2) (f) 6.

6           **SECTION 1017.** 46.95 (2) (f) 7. of the statutes is renumbered 49.165 (2) (f) 7.

7           **SECTION 1018.** 46.95 (2) (f) 8. of the statutes is renumbered 49.165 (2) (f) 8.

8           **SECTION 1019.** 46.95 (2) (f) 9. of the statutes is renumbered 49.165 (2) (f) 9.

9           **SECTION 1020.** 46.95 (2) (f) 10. of the statutes is renumbered 49.165 (2) (f) 10.

10          **SECTION 1021.** 46.95 (2m) of the statutes is renumbered 49.165 (2m).

11          **SECTION 1022.** 46.95 (3) of the statutes is renumbered 49.165 (3).

12          **SECTION 1023.** 46.95 (4) of the statutes is renumbered 49.165 (4).

13          **SECTION 1024.** 46.976 of the statutes is repealed.

14          **SECTION 1025.** 46.985 (2) (a) 2. of the statutes is repealed.

15          **SECTION 1026.** 46.985 (2) (f) of the statutes is created to read:

16           46.985 (2) (f) Establish criteria for priority of services that take into account  
17 urgency of need, statewide consistency, developmental impact on eligible children,  
18 and other factors, so as to ensure that available funds are used consistently and  
19 effectively.

20          **SECTION 1027.** 46.99 (title) of the statutes is renumbered 48.545 (title).

21          **SECTION 1028.** 46.99 (1) of the statutes is renumbered 48.545 (1).

22          **SECTION 1029.** 46.99 (2) (title) of the statutes is renumbered 48.545 (2) (title).

23          **SECTION 1030.** 46.99 (2) (a) (intro.) of the statutes is renumbered 48.545 (2) (a)  
24 (intro.) and amended to read:

1           48.545 (2) (a) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (eg)  
2 and (nL), the department shall distribute \$2,125,200 in each fiscal year to applying  
3 nonprofit corporations and public agencies operating in a county having a population  
4 of 500,000 or more and \$1,199,300 in each fiscal year to applying county departments  
5 under s. 46.22, 46.23, 51.42, or 51.437 operating in counties other than a county  
6 having a population of 500,000 or more to provide programs to accomplish all of the  
7 following:

8           **SECTION 1031.** 46.99 (2) (a) 1. of the statutes is renumbered 48.545 (2) (a) 1.

9           **SECTION 1032.** 46.99 (2) (a) 2. of the statutes is renumbered 48.545 (2) (a) 2.

10          **SECTION 1033.** 46.99 (2) (a) 3. of the statutes is renumbered 48.545 (2) (a) 3.

11          **SECTION 1034.** 46.99 (2) (a) 4. of the statutes is renumbered 48.545 (2) (a) 4.

12          **SECTION 1035.** 46.99 (2) (a) 5. of the statutes is renumbered 48.545 (2) (a) 5.

13          **SECTION 1036.** 46.99 (2) (b) of the statutes is renumbered 48.545 (2) (b).

14          **SECTION 1037.** 46.99 (3) of the statutes is renumbered 48.545 (3).

15          **SECTION 1038.** 46.995 (title) of the statutes is renumbered 48.487 (title).

16          **SECTION 1039.** 46.995 (1m) of the statutes is renumbered 48.487 (1m) and  
17 amended to read:

18           48.487 (1m) TRIBAL ADOLESCENT SERVICES ALLOCATION. From the appropriation  
19 account under s. ~~20.435 (3)~~ 20.437 (1) (eg), the department may allocate \$210,000 in  
20 each fiscal year to provide the grants specified in subs. (2), (3) (b), and (4m) (b).

21          **SECTION 1040.** 46.995 (2) of the statutes is renumbered 48.487 (2).

22          **SECTION 1041.** 46.995 (3) of the statutes is renumbered 48.487 (3).

23          **SECTION 1042.** 46.995 (4m) of the statutes is renumbered 48.487 (4m).

24          **SECTION 1043.** 46.997 (title) of the statutes is renumbered 48.647 (title).

25          **SECTION 1044.** 46.997 (1) of the statutes is renumbered 48.647 (1).

1           **SECTION 1045.** 46.997 (2) (title) of the statutes is renumbered 48.647 (2) (title).

2           **SECTION 1046.** 46.997 (2) (a) of the statutes is renumbered 48.647 (2) (a) and  
3 amended to read:

4           48.647 (2) (a) From the appropriation under s. ~~20.435 (3)~~ 20.437 (1) (f), the  
5 department shall distribute not more than \$0 in each fiscal year as grants to private  
6 agencies to provide 2nd-chance homes and related services to eligible persons who  
7 are placed under s. 48.63 (5) in 2nd-chance homes operated by those private  
8 agencies. A private agency that is awarded a grant under this paragraph may use  
9 the amount awarded under the grant to provide care and maintenance to eligible  
10 persons who are placed under s. 48.63 (5) in a 2nd-chance home operated by the  
11 private agency; provide services, including the services specified in sub. (3), to  
12 eligible persons who currently are or formerly were placed under s. 48.63 (5) in the  
13 2nd-chance home, to the children and families of those eligible persons, and to the  
14 noncustodial parents of the children of those eligible persons; and, in the first year  
15 of the grant period, pay for the start-up costs, other than capital costs, of the private  
16 agency's program funded under this paragraph.

17           **SECTION 1047.** 46.997 (2) (b) of the statutes is renumbered 48.647 (2) (b) and  
18 amended to read:

19           48.647 (2) (b) The department of ~~health and family services~~ shall award the  
20 grants under par. (a) on a competitive basis and according to request-for-proposal  
21 procedures that the department of ~~health and family services~~ shall prescribe in  
22 consultation with the ~~department of workforce development~~, local health  
23 departments, as defined in s. 250.01 (4), and other providers of services to eligible  
24 persons. Those request-for-proposal procedures shall include a requirement that  
25 a private agency that applies for a grant under par. (a) include in its grant application

1 proof that the private agency has the cultural competency to provide services under  
2 the grant to persons and families in the various cultures in the private agency's  
3 target population and that cultural competency is incorporated in the private  
4 agency's policies, administration, and practices. In awarding the grants under par.  
5 (a), the department of health and family services shall consider the need for those  
6 grants to be distributed both on a statewide basis and in the areas of the state with  
7 the greatest need for 2nd-chance homes and the need to provide placements for  
8 children who are voluntarily placed in a 2nd-chance home as well as for children who  
9 are placed in a 2nd-chance home by court order.

10 **SECTION 1048.** 46.997 (2) (c) of the statutes is renumbered 48.647 (2) (c).

11 **SECTION 1049.** 46.997 (2) (d) of the statutes is renumbered 48.647 (2) (d).

12 **SECTION 1050.** 46.997 (2) (e) of the statutes is renumbered 48.647 (2) (e).

13 **SECTION 1051.** 46.997 (3) of the statutes is renumbered 48.647 (3).

14 **SECTION 1052.** 46.997 (4) of the statutes is renumbered 48.647 (4) and amended  
15 to read:

16 **48.647 (4) EVALUATION.** From the appropriation under s. ~~20.435 (3)~~ 20.437 (1)  
17 (f), the department shall conduct or shall select an evaluator to conduct an evaluation  
18 of the grant program under this section and, by June 1 of the 3rd calendar year  
19 beginning after the year in which the first grant under this section is awarded, shall  
20 submit a report on that evaluation to the governor and to the appropriate standing  
21 committees under s. 13.172 (3). The evaluation shall measure the economic  
22 self-sufficiency, parenting skills, independent living skills, and life choice  
23 decision-making skills of the eligible persons who received services under the  
24 program and any other criteria that the department determines to be appropriate for  
25 evaluation.

1           **SECTION 1053.** 48.01 (1) (h) of the statutes is created to read:

2           48.01 (1) (h) To provide a just and humane program of services to nonmarital  
3 children, children and unborn children in need of protection or services, and the  
4 expectant mothers of those unborn children; to avoid duplication and waste of effort  
5 and money on the part of public and private agencies; and to coordinate and integrate  
6 a program of services to children and families.

7           **SECTION 1054.** 48.02 (4) of the statutes is amended to read:

8           48.02 (4) “Department” means the department of ~~health and family services~~  
9 children and families.

10          **SECTION 1055.** 48.02 (16) of the statutes is created to read:

11          48.02 (16) “Secretary” means the secretary of children and families.

12          **SECTION 1056.** 48.06 (4) of the statutes is amended to read:

13          48.06 (4) STATE AID. State aid to any county for court services under this section  
14 shall be at the same net effective rate that each county is reimbursed for county  
15 administration under s. ~~46.495~~ 48.569. Counties having a population of less than  
16 500,000 may use funds received under s. ~~46.495~~ 48.569 (1) (d), including county or  
17 federal revenue sharing funds allocated to match funds received under s. ~~46.495~~  
18 48.569 (1) (d), for the cost of providing court attached intake services in amounts not  
19 to exceed 50% of the cost of providing court attached intake services or \$30,000 per  
20 county per calendar year, whichever is less.

21          **SECTION 1057.** 48.21 (5) (b) 1. of the statutes is renumbered 48.21 (5) (b) 1. a.  
22 and amended to read:

23          48.21 (5) (b) 1. a. A finding that continued placement of the child in his or her  
24 home would be contrary to the welfare of the child. ~~Unless the judge or circuit court~~

1 commissioner finds that any of the circumstances specified in s. 48.355 (2d) (b) 1. to  
2 5. applies, the order shall in addition include a-

3 b. A finding as to whether the person who took the child into custody and the  
4 intake worker have made reasonable efforts to prevent the removal of the child from  
5 the home, while assuring that the child's health and safety are the paramount  
6 concerns, and a unless the judge or circuit court commissioner finds that any of the  
7 circumstances specified in s. 48.355 (2d) (b) 1. to 5. applies.

8 c. A finding as to whether the person who took the child into custody and the  
9 intake worker have made reasonable efforts to make it possible for the child to return  
10 safely home ~~or, if,~~

11 1m. If for good cause shown sufficient information is not available for the judge  
12 or circuit court commissioner to make a finding as to whether those reasonable  
13 efforts were made to prevent the removal of the child from the home, while assuring  
14 that the child's health and safety are the paramount concerns, a finding as to  
15 whether those reasonable efforts were made to make it possible for the child to return  
16 safely home and an order for the county department, department, in a county having  
17 a population of 500,000 or more, or agency primarily responsible for providing  
18 services to the child under the custody order to file with the court sufficient  
19 information for the judge or circuit court commissioner to make a finding as to  
20 whether those reasonable efforts were made to prevent the removal of the child from  
21 the home by no later than 5 days, excluding Saturdays, Sundays, and legal holidays,  
22 after the date of on which the order is granted.

23 **SECTION 1058.** 48.21 (5) (b) 1. d. of the statutes is created to read:

24 48.21 (5) (b) 1. d. If the child is under the supervision of the county department  
25 or, in a county having a population of 500,000 or more, the department, an order

1 ordering the child into the placement and care responsibility of the county  
2 department or department as required under 42 USC 672 (a) (2) and assigning the  
3 county department or department primary responsibility for providing services to  
4 the child.

5 **SECTION 1059.** 48.21 (5) (c) of the statutes is amended to read:

6 48.21 (5) (c) The judge or circuit court commissioner shall make the findings  
7 specified in par. (b) 1., 1m., and 3. on a case-by-case basis based on circumstances  
8 specific to the child and shall document or reference the specific information on  
9 which those findings are based in the custody order. A custody order that merely  
10 references par. (b) 1., 1m., or 3. without documenting or referencing that specific  
11 information in the custody order or an amended custody order that retroactively  
12 corrects an earlier custody order that does not comply with this paragraph is not  
13 sufficient to comply with this paragraph.

14 **SECTION 1060.** 48.235 (4) (b) of the statutes is amended to read:

15 48.235 (4) (b) The court shall order the agency identified under s. ~~48.355 (2) (b)~~  
16 ~~1. 48.33 (1) (c)~~ as primarily responsible for the provision of services to notify the  
17 guardian ad litem, if any, regarding actions to be taken under par. (a).

18 **SECTION 1061.** 48.235 (4m) (b) of the statutes is amended to read:

19 48.235 (4m) (b) The court shall order the agency identified under s. ~~48.355 (2)~~  
20 ~~(b) 1. 48.33 (1) (c)~~ as primarily responsible for the provision of services to notify the  
21 guardian ad litem, if any, regarding actions to be taken under par. (a).

22 **SECTION 1062.** 48.275 (2) (d) 2. of the statutes is amended to read:

23 48.275 (2) (d) 2. In a county having a population of 500,000 or more,  
24 reimbursement payments shall be made to the clerk of courts of the county where the  
25 proceedings took place. Each payment shall be transmitted to the secretary of



1 administration, who shall deposit the amount paid in the general fund and credit  
2 25% of the amount paid to the appropriation account under s. ~~20.435 (3)~~ 20.437 (1)  
3 (gx) and the remainder to the appropriation account under s. 20.550 (1) (L).

4 **SECTION 1063.** 48.30 (6) (b) of the statutes is amended to read:

5 48.30 **(6)** (b) If it appears to the court that disposition of the case may include  
6 placement of the child outside the child's home, the court shall order the child's  
7 parent to provide a statement of income, assets, debts, and living expenses to the  
8 court or the designated agency under s. 48.33 (1) at least 5 days before the scheduled  
9 date of the dispositional hearing or as otherwise ordered by the court. The clerk of  
10 court shall provide, without charge, to any parent ordered to provide a statement of  
11 income, assets, debts, and living expenses a document setting forth the percentage  
12 standard established by the department of ~~workforce development~~ under s. 49.22 (9)  
13 and the manner of its application established by the department of ~~health and family~~  
14 ~~services~~ under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may  
15 consider under s. ~~46.10~~ 49.345 (14) (c).

16 **SECTION 1064.** 48.31 (7) (b) of the statutes is amended to read:

17 48.31 **(7)** (b) If it appears to the court that disposition of the case may include  
18 placement of the child outside the child's home, the court shall order the child's  
19 parent to provide a statement of income, assets, debts, and living expenses to the  
20 court or the designated agency under s. 48.33 (1) at least 5 days before the scheduled  
21 date of the dispositional hearing or as otherwise ordered by the court. The clerk of  
22 court shall provide, without charge, to any parent ordered to provide a statement of  
23 income, assets, debts, and living expenses a document setting forth the percentage  
24 standard established by the department of ~~workforce development~~ under s. 49.22 (9)  
25 and the manner of its application established by the department of ~~health and family~~

1 services under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may  
2 consider under s. ~~46.10~~ 49.345 (14) (c).

3 **SECTION 1065.** 48.315 (2m) (a) 1. of the statutes is amended to read:

4 48.315 **(2m)** (a) 1. The court making an initial finding under s. 48.21 (5) (b) 1.  
5 or 1m., 48.355 (2) (b) 6., or 48.357 (2v) (a) 1. that reasonable efforts have been made  
6 to prevent the removal of the child from the home, while assuring that the child's  
7 health and safety are the paramount concerns, or an initial finding under s. 48.21  
8 (5) (b) 3., 48.355 (2) (b) 6r., or 48.357 (2v) (a) 3. that those efforts were not required  
9 to be made because a circumstance specified in s. 48.355 (2d) (b) 1. to 5. applies, more  
10 than 60 days after the date on which the child was removed from the home.

11 **SECTION 1066.** 48.32 (1) (b) 1. of the statutes is renumbered 48.32 (1) (b) 1.  
12 (intro.) and amended to read:

13 48.32 **(1)** (b) 1. (intro.) If at the time the consent decree is entered into the child  
14 is placed outside the home under a voluntary agreement under s. 48.63 or is  
15 otherwise living outside the home without a court order and if the consent decree  
16 maintains the child in that placement or other living arrangement, the consent  
17 decree shall include ~~a-~~ all of the following:

18 a. A finding that placement of the child in his or her home would be contrary  
19 to the welfare of the child, ~~a-~~

20 b. A finding as to whether the county department, the department, in a county  
21 having a population of 500,000 or more, or the agency primarily responsible for  
22 providing services to the child has made reasonable efforts to prevent the removal  
23 of the child from the home, while assuring that the child's health and safety are the  
24 paramount concerns, unless the judge or circuit court commissioner finds that any  
25 of the circumstances specified in s. 48.355 (2d) (b) 1. to 5. applies, ~~and a-~~

1           c. A finding as to whether the county department, department, or agency has  
2 made reasonable efforts to achieve the goal of the child's permanency plan, unless  
3 return of the child to the home is the goal of the permanency plan and the judge or  
4 circuit court commissioner finds that any of the circumstances specified in s. 48.355  
5 (2d) (b) 1. to 5. applies.

6           **SECTION 1067.** 48.32 (1) (b) 1. d. of the statutes is created to read:

7           48.32 (1) (b) 1. d. If the child's placement or other living arrangement is under  
8 the supervision of the county department or, in a county having a population of  
9 500,000 or more, the department, an order ordering the child into the placement and  
10 care responsibility of the county department or department as required under 42  
11 USC 672 (a) (2) and assigning the county department or department primary  
12 responsibility for providing services to the child.

13           **SECTION 1068.** 48.33 (4m) (intro.) of the statutes is amended to read:

14           48.33 (4m) SUPPORT RECOMMENDATIONS; INFORMATION TO PARENTS. (intro.) In  
15 making a recommendation for an amount of child support under sub. (4), the agency  
16 shall consider the factors that the court considers under s. ~~46.10~~ 49.345 (14) (c) for  
17 deviation from the percentage standard. Prior to the dispositional hearing under s.  
18 48.335, the agency shall provide the child's parent with all of the following:

19           **SECTION 1069.** 48.33 (4m) (b) of the statutes is amended to read:

20           48.33 (4m) (b) A written explanation of how the parent may request that the  
21 court modify the amount of child support under s. ~~46.10~~ 49.345 (14) (c).

22           **SECTION 1070.** 48.335 (3g) of the statutes is renumbered 48.335 (3g) (intro.) and  
23 amended to read:

24           48.335 (3g) (intro.) At hearings under this section, if the agency, as defined in  
25 s. 48.38 (1) (a), is recommending placement of the child in a foster home, treatment

1 foster home, group home, or residential care center for children and youth or in the  
2 home of a relative other than a parent, the agency shall present as evidence specific  
3 information showing that all of the following:

4 (a) That continued placement of the child in his or her home would be contrary  
5 to the welfare of the child, ~~specific information showing that.~~

6 (b) That the county department, the department, in a county having a  
7 population of 500,000 or more, or the agency primarily responsible for providing  
8 services to the child has made reasonable efforts to prevent the removal of the child  
9 from the home, while assuring that the child's health and safety are the paramount  
10 concerns, unless any of the circumstances specified in s. 48.355 (2d) (b) 1. to 5.  
11 applies, ~~and specific information showing that.~~

12 (c) That the county department, department, or agency has made reasonable  
13 efforts to achieve the goal of the child's permanency plan, unless return of the child  
14 to the home is the goal of the permanency plan and any of the circumstances specified  
15 in s. 48.355 (2d) (b) 1. to 5. applies.

16 **SECTION 1071.** 48.355 (2) (b) 1. of the statutes is amended to read:

17 48.355 (2) (b) 1. The specific services ~~or continuum of services~~ to be provided  
18 to the child and family, to the child expectant mother and family, or to the adult  
19 expectant mother, ~~the identity of the agencies which are to be primarily responsible~~  
20 ~~for the provision of the services ordered by the judge, the identity of the person or~~  
21 ~~agency who will provide case management or coordination of services, if any,~~ and, if  
22 custody of the child is to be transferred to effect the treatment plan, the identity of  
23 the legal custodian.

24 **SECTION 1072.** 48.355 (2) (b) 6g. of the statutes is created to read:

1           48.355 (2) (b) 6g. If the child is placed outside the home under the supervision  
2 of the county department or, in a county having a population of 500,000 or more, the  
3 department, an order ordering the child into the placement and care responsibility  
4 of the county department or department as required under 42 USC 672 (a) (2) and  
5 assigning the county department or department primary responsibility for providing  
6 services to the child.

7           **SECTION 1073.** 48.357 (1) (am) 3. of the statutes is amended to read:

8           48.357 (1) (am) 3. If the court changes the child's placement from a placement  
9 outside the home to another placement outside the home, the change in placement  
10 order shall contain ~~one of the statements~~ the applicable order specified in sub. (2v)  
11 (a) 1m. and the applicable statement specified in sub. (2v) (a) 2.

12           **SECTION 1074.** 48.357 (1) (c) 3. of the statutes is amended to read:

13           48.357 (1) (c) 3. If the court changes the child's placement from a placement in  
14 the child's home to a placement outside the child's home, the change in placement  
15 order shall contain the findings specified in sub. (2v) (a) 1., ~~one of the statements~~ the  
16 applicable order specified in sub. (2v) (a) 1m., the applicable statement specified in  
17 sub. (2v) (a) 2., and, if in addition the court finds that any of the circumstances  
18 specified in s. 48.355 (2d) (b) 1. to 5. applies with respect to a parent, the  
19 determination specified in sub. (2v) (a) 3.

20           **SECTION 1075.** 48.357 (2m) (c) of the statutes is amended to read:

21           48.357 (2m) (c) If the court changes the child's placement from a placement in  
22 the child's home to a placement outside the child's home, the change in placement  
23 order shall contain the findings specified in sub. (2v) (a) 1., ~~one of the statements~~ the  
24 applicable order specified in sub. (2v) (a) 1m., the applicable statement specified in  
25 sub. (2v) (a) 2., and, if in addition the court finds that any of the circumstances

1 specified in s. 48.355 (2d) (b) 1. to 5. applies with respect to a parent, the  
2 determination specified in sub. (2v) (a) 3. If the court changes the child's placement  
3 from a placement outside the home to another placement outside the home, the  
4 change in placement order shall contain the applicable order specified in sub. (2v)  
5 (a) 1m. and the applicable statement specified in sub. (2v) (a) 2.

6 **SECTION 1076.** 48.357 (2v) (a) 1m. of the statutes is created to read:

7 48.357 (2v) (a) 1m. If the change in placement order changes the placement of  
8 a child who is under the supervision of the county department or, in a county having  
9 a population of 500,000 or more, the department to a placement outside the child's  
10 home, whether from a placement in the home or from another placement outside the  
11 home, an order ordering the child into, or to be continued in, the placement and care  
12 responsibility of the county department or department as required under 42 USC  
13 672 (a) (2) and assigning the county department or department primary  
14 responsibility, or continued primary responsibility, for providing services to the  
15 child.

16 **SECTION 1077.** 48.357 (5m) (a) of the statutes is amended to read:

17 48.357 (5m) (a) If a proposed change in placement changes a child's placement  
18 from a placement in the child's home to a placement outside the child's home, the  
19 court shall order the child's parent to provide a statement of income, assets, debts  
20 and living expenses to the court or the person or agency primarily responsible for  
21 implementing the dispositional order by a date specified by the court. The clerk of  
22 court shall provide, without charge, to any parent ordered to provide a statement of  
23 income, assets, debts, and living expenses a document setting forth the percentage  
24 standard established by the department of ~~workforce development~~ under s. 49.22 (9)  
25 and the manner of its application established by the department of ~~health and family~~

1 services under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may  
2 consider under s. ~~46.10~~ 49.345 (14) (c). If the child is placed outside the child's home,  
3 the court shall determine the liability of the parent in the manner provided in s. ~~46.10~~  
4 49.345 (14).

5 **SECTION 1078.** 48.36 (1) (a) of the statutes is amended to read:

6 48.36 (1) (a) If legal custody is transferred from the parent or guardian or the  
7 court otherwise designates an alternative placement for the child by a disposition  
8 made under s. 48.345 or by a change in placement under s. 48.357, the duty of the  
9 parent or guardian or, in the case of a transfer of guardianship and custody under  
10 s. 48.839 (4), the duty of the former guardian to provide support shall continue even  
11 though the legal custodian or the placement designee may provide the support. A  
12 copy of the order transferring custody or designating alternative placement for the  
13 child shall be submitted to the agency or person receiving custody or placement and  
14 the agency or person may apply to the court for an order to compel the parent or  
15 guardian to provide the support. Support payments for residential services, when  
16 purchased or otherwise funded or provided by the department or a county  
17 department under s. ~~46.22, 46.23, 51.42 or 51.437~~, shall be determined under s. ~~46.10~~  
18 49.345 (14). Support payments for residential services, when purchased or otherwise  
19 funded by the department of health and family services or a county department  
20 under s. 51.42 or 51.437, shall be determined under s. 46.10 (14).

21 **SECTION 1079.** 48.36 (1) (b) of the statutes is amended to read:

22 48.36 (1) (b) In determining the amount of support under par. (a), the court may  
23 consider all relevant financial information or other information relevant to the  
24 parent's earning capacity, including information reported under s. 49.22 (2m) to the  
25 department of ~~workforce development~~ or the county child support agency under s.

1 59.53 (5). If the court has insufficient information with which to determine the  
2 amount of support, the court shall order the child's parent to furnish a statement of  
3 income, assets, debts, and living expenses, if the parent has not already done so, to  
4 the court within 10 days after the court's order transferring custody or designating  
5 an alternative placement is entered or at such other time as ordered by the court.

6 **SECTION 1080.** 48.36 (2) of the statutes is amended to read:

7 48.36 (2) If an expectant mother or a child whose legal custody has not been  
8 taken from a parent or guardian is given educational and social services, or medical,  
9 psychological or psychiatric treatment by order of the court, the cost of those services  
10 or that treatment, if ordered by the court, shall be a charge upon the county in a  
11 county having a population of less than 500,000 or the department in a county having  
12 a population of 500,000 or more. This section does not prevent recovery of reasonable  
13 contribution toward the costs from the parent or guardian of the child or from an  
14 adult expectant mother as the court may order based on the ability of the parent,  
15 guardian or adult expectant mother to pay. This subsection shall be subject to s.  
16 ~~46.03 (18)~~ 49.32 (1).

17 **SECTION 1081.** 48.361 (2) (c) of the statutes is amended to read:

18 48.361 (2) (c) Payment for alcohol and other drug abuse services by a county  
19 department under this section does not prohibit the county department from  
20 contracting with another county department or approved treatment facility for the  
21 provision of alcohol and other drug abuse services. Payment by the county under this  
22 section does not prevent recovery of reasonable contribution toward the costs of the  
23 court-ordered alcohol and other drug abuse services from the parent or adult  
24 expectant mother which is based upon the ability of the parent or adult expectant  
25 mother to pay. This subsection is subject to s. ~~46.03 (18)~~ 49.32 (1).



1           **SECTION 1082.** 48.362 (4) (c) of the statutes is amended to read:

2           48.362 **(4)** (c) A county department that pays for court-ordered special  
3 treatment or care under par. (a) may recover from the parent or adult expectant  
4 mother, based on the ability of the parent or adult expectant mother to pay, a  
5 reasonable contribution toward the costs of the court-ordered special treatment or  
6 care. This paragraph is subject to s. ~~46.03 (18)~~ 49.32 (1).

7           **SECTION 1083.** 48.363 (1) (c) of the statutes is amended to read:

8           48.363 **(1)** (c) If the proposed revision is for a change in the amount of child  
9 support to be paid by a parent, the court shall order the child's parent to provide a  
10 statement of income, assets, debts and living expenses to the court and the person  
11 or agency primarily responsible for implementing the dispositional order by a date  
12 specified by the court. The clerk of court shall provide, without charge, to any parent  
13 ordered to provide a statement of income, assets, debts, and living expenses a  
14 document setting forth the percentage standard established by the department of  
15 workforce development under s. 49.22 (9) and the manner of its application  
16 established by the department of health and family services under s. ~~46.247~~ 49.345  
17 (14) (g) and listing the factors that a court may consider under s. ~~46.10~~ 49.345 (14)  
18 (c).

19           **SECTION 1084.** 48.363 (2) of the statutes is amended to read:

20           48.363 **(2)** If the court revises a dispositional order with respect to the amount  
21 of child support to be paid by a parent for the care and maintenance of the parent's  
22 minor child who has been placed by a court order under this chapter in a residential,  
23 nonmedical facility, the court shall determine the liability of the parent in the  
24 manner provided in s. ~~46.10~~ 49.345 (14).

25           **SECTION 1085.** 48.38 (2) (intro.) of the statutes is amended to read:

1           **48.38 (2) PERMANENCY PLAN REQUIRED.** (intro.) Except as provided in sub. (3),  
2 for each child living in a foster home, treatment foster home, group home, residential  
3 care center for children and youth, juvenile detention facility, or shelter care facility,  
4 the agency that placed the child or arranged the placement or the agency assigned  
5 primary responsibility for providing services to the child under s. 48.355 (2) (b) 6g.  
6 shall prepare a written permanency plan, if any of the following conditions exists,  
7 and, for each child living in the home of a relative other than a parent, that agency  
8 shall prepare a written permanency plan, if any of the conditions specified in pars.  
9 (a) to (e) exists:

10           **SECTION 1086.** 48.417 (2) (c) of the statutes is amended to read:

11           **48.417 (2) (c)** The agency primarily responsible for providing services to the  
12 ~~child and the family~~ under a court order, if required under s. 48.355 (2) (b) 6. to make  
13 reasonable efforts to make it possible for the child to return safely to his or her home,  
14 has not provided to the family of the child, consistent with the time period in the  
15 child's permanency plan, the services necessary for the safe return of the child to his  
16 or her home.

17           **SECTION 1087.** 48.425 (1) (c) of the statutes is amended to read:

18           **48.425 (1) (c)** If the child has been previously adjudicated to be in need of  
19 protection and services, a statement of the steps the agency or person responsible for  
20 provision of services has taken to remedy the conditions responsible for court  
21 intervention and the parent's response to and cooperation with these services. If the  
22 child has been removed from the home, the report ~~should~~ shall also include a  
23 statement of the reasons why the child cannot be returned safely to the family, and  
24 the steps the person or agency has taken to effect this return. If a permanency plan  
25 has previously been prepared for the child, the report shall also include specific

1 information showing that the agency primarily responsible for providing services to  
2 the child has made reasonable efforts to achieve the goal of the child's permanency  
3 plan.

4 **SECTION 1088.** 48.43 (1) (am) of the statutes is created to read:

5 48.43 (1) (am) If the department or a county department receives guardianship  
6 or custody of the child under par. (a), an order ordering the child into the placement  
7 and care responsibility of the department or county department as required under  
8 42 USC 672 (a) (2) and assigning the department or county department primary  
9 responsibility for providing services to the child.

10 **SECTION 1089.** 48.43 (1) (cm) of the statutes is created to read:

11 48.43 (1) (cm) If a permanency plan has previously been prepared for the child,  
12 a finding as to whether the agency primarily responsible for providing services to the  
13 child has made reasonable efforts to achieve the goal of the child's permanency plan.  
14 The court shall make the findings specified in this paragraph on a case-by-case basis  
15 based on circumstances specific to the child and shall document or reference the  
16 specific information on which those findings are based in the order. An order that  
17 merely references this paragraph without documenting or referencing that specific  
18 information in the order or an amended order that retroactively corrects an earlier  
19 order that does not comply with this paragraph is not sufficient to comply with this  
20 paragraph.

21 **SECTION 1090.** Subchapter XI (title) of chapter 48 [precedes 48.468] of the  
22 statutes is amended to read:

23

## **CHAPTER 48**

24

### **SUBCHAPTER XI**

PURPOSE, DUTIES, AND AUTHORITY  
OF DEPARTMENT

**SECTION 1267g.** 48.468 of the statutes is created to read:

**48.468 Purpose of department.** The purpose of the department is to focus on integrating the child welfare, child care, and child support services provided in this state and the services provided under the Wisconsin Works program and on increasing collaboration and efficiency in providing those services.

**SECTION 1091.** 48.47 (intro.) of the statutes is created to read:

**48.47 Duties of department.** (intro.) The department shall do all of the following:

**SECTION 1092.** 48.47 (3) of the statutes is created to read:

**48.47 (3) TRUSTEE DUTY.** When ordered by the court, act as trustee of funds paid for the support of any child if appointed by the court or a circuit court commissioner under s. 767.82 (7).

**SECTION 1093.** 48.47 (4) of the statutes is created to read:

**48.47 (4) EDUCATION AND PREVENTION.** Develop and maintain education and prevention programs that the department considers to be proper.

**SECTION 1094.** 48.47 (7) (title) of the statutes is created to read:

**48.47 (7) (title) CHILDREN AND YOUTH.**

**SECTION 1095.** 48.48 (2b) of the statutes is created to read:

**48.48 (2b)** To accept gifts, grants, or donations of money or of property from private sources to be administered by the department for the execution of its functions. All moneys so received shall be paid into the general fund and may be appropriated from that fund as provided in s. 20.437 (1) (i).

**SECTION 1096.** 48.48 (4) of the statutes is created to read:

1           **48.48 (4)** In order to discharge more effectively its responsibilities under this  
2 chapter and other relevant provisions of the statutes, to study causes and methods  
3 of prevention and treatment of problems among children and families and related  
4 social problems. The department may utilize all powers provided by the statutes,  
5 including the authority to accept grants of money or property from federal, state, or  
6 private sources, and enlist the cooperation of other appropriate agencies and state  
7 departments.

8           **SECTION 1097.** 48.48 (12) (a) of the statutes is amended to read:

9           **48.48 (12)** (a) To enter into an agreement to assist in the cost of care of a child  
10 after legal adoption when the department has determined that such assistance is  
11 necessary to assure the child's adoption. Agreements under this paragraph shall be  
12 made in accordance with s. 48.975. Payments shall be made from the appropriation  
13 under s. ~~20.435 (3)~~ 20.437 (1) (dd).

14           **SECTION 1098.** 48.48 (17) (am) of the statutes is created to read:

15           **48.48 (17)** (am) The requirement of statewide uniformity with respect to the  
16 organization and governance of human services does not apply to the administration  
17 of child welfare services under par. (a).

18           **SECTION 1099.** 48.48 (17) (c) (intro.) of the statutes is amended to read:

19           **48.48 (17)** (c) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1)  
20 (cx), (gx), (kw), and (mx), the department may provide funding for the maintenance  
21 of any child who meets all of the following criteria:

22           **SECTION 1100.** 48.48 (17) (c) 3. of the statutes is amended to read:

23           **48.48 (17)** (c) 3. Received funding under s. 20.437 (1) (cx) or 48.569 (1) (d) or  
24 under s. 20.435 (3) (cx), 2005 stats., or 46.495 (1) (d), 2005 stats., immediately prior  
25 to his or her 18th birthday.

1           **SECTION 1101.** 48.48 (17) (d) of the statutes is amended to read:

2           48.48 (17) (d) The funding provided for the maintenance of a child under par.  
3 (c) shall be in an amount equal to that which the child would receive under s. ~~20.435~~  
4 ~~(3) 20.437 (1) (cx), (gx), (kw), and (mx) or 46.495~~ 48.569 (1) (d) if the child were 17  
5 years of age.

6           **SECTION 1102.** 48.48 (18) of the statutes is created to read:

7           48.48 (18) To contract with public or voluntary agencies or others for the  
8 following purposes:

9           (a) To purchase in full or in part care and services that the department is  
10 authorized by any statute to provide as an alternative to providing that care and  
11 those services itself.

12           (b) To purchase or provide in full or in part the care and services that county  
13 agencies may provide or purchase under any statute and to sell to county agencies  
14 such portions of that care and those services as the county agency may desire to  
15 purchase.

16           (d) To sell services, under contract, that the department is authorized to  
17 provide by statute, to any federally recognized tribal governing body.

18           **SECTION 1103.** 48.547 (2) of the statutes is amended to read:

19           48.547 (2) DEPARTMENT RESPONSIBILITIES. Within the availability of funding  
20 under s. ~~20.435-(7) 20.437 (1) (mb)~~ that is available for the program, the department  
21 shall select counties to participate in the program. Unless a county department of  
22 human services has been established under s. 46.23 in the county that is seeking to  
23 implement a program, the application submitted to the department shall be a joint  
24 application by the county department that provides social services and the county  
25 department established under s. 51.42 or 51.437. The department shall select

1 counties in accordance with the request for proposal procedures established by the  
2 department. The department shall give a preference to county applications that  
3 include a plan for case management.

4 **SECTION 1284d.** 48.55 (1) of the statutes is amended to read:

5 48.55 (1) The department shall establish a state adoption information  
6 exchange for the purpose of finding adoptive homes for children with special needs  
7 who do not have permanent homes and a state adoption center for the purposes of  
8 increasing public knowledge of adoption and promoting to adolescents and pregnant  
9 women the availability of adoption services. From the appropriation account under  
10 s. 20.435 (3) (dg), the department ~~may provide not more than \$163,700 in fiscal year~~  
11 ~~2001–02 and not more than \$171,300 shall distribute \$212,700 in fiscal year 2007–08~~  
12 ~~and \$219,600~~ in each fiscal year thereafter as grants to individuals and private  
13 agencies to provide adoption information exchange services and to operate the state  
14 adoption center.

15 **SECTION 1284g.** 48.55 (1) of the statutes, as affected by 2007 Wisconsin Act ...  
16 (this act), is amended to read:

17 48.55 (1) The department shall establish a state adoption information  
18 exchange for the purpose of finding adoptive homes for children with special needs  
19 who do not have permanent homes and a state adoption center for the purposes of  
20 increasing public knowledge of adoption and promoting to adolescents and pregnant  
21 women the availability of adoption services. From the appropriation account under  
22 s. ~~20.435 (3)~~ 20.437 (1) (dg), the department shall distribute ~~\$212,700 in fiscal year~~  
23 ~~2007–08 and \$219,600~~ in each fiscal year thereafter as grants to individuals and  
24 private agencies to provide adoption information exchange services and to operate  
25 the state adoption center.

1           **SECTION 1284m.** 48.55 (3) of the statutes is created to read:

2           48.55 (3) From the appropriation account under s. 20.435 (3) (dg), the  
3 department shall distribute \$68,300 in each fiscal year as grants to individuals and  
4 private agencies to operate postadoption resource centers.

5           **SECTION 1284p.** 48.55 (3) of the statutes, as created by 2007 Wisconsin Act ...  
6 (this act), is amended to read:

7           48.55 (3) From the appropriation account under s. ~~20.435 (3)~~ 20.437 (3) (dg),  
8 the department shall distribute \$68,300 in each fiscal year as grants to individuals  
9 and private agencies to operate postadoption resource centers.

10          **SECTION 1104.** 48.561 (3) (a) 1. of the statutes is amended to read:

11          48.561 (3) (a) 1. Through a reduction of \$37,209,200 from the ~~amount~~ amounts  
12 distributed to that county under s. ~~ss.~~ 46.40 (2) and 48.563 (2) in each state fiscal year.

13          **SECTION 1105.** 48.561 (3) (b) of the statutes is amended to read:

14          48.561 (3) (b) The department of administration shall collect the amount  
15 specified in par. (a) 3. from a county having a population of 500,000 or more by  
16 deducting all or part of that amount from any state payment due that county under  
17 s. 79.03, 79.04, 79.058, 79.06, or 79.08. The department of administration shall  
18 notify the department of revenue, by September 15 of each year, of the amount to be  
19 deducted from the state payments due under s. 79.03, 79.04, 79.058, 79.06, or 79.08.  
20 The department of administration shall credit all amounts collected under this  
21 paragraph to the appropriation account under s. ~~20.435 (3)~~ 20.437 (1) (kw) and shall  
22 notify the county from which those amounts are collected of that collection. The  
23 department may not expend any moneys from the appropriation account under s.  
24 ~~20.435 (3)~~ 20.437 (1) (cx) for providing services to children and families under s. 48.48



1 (17) until the amounts in the appropriation account under s. ~~20.435 (3)~~ 20.437 (1)  
2 (kw) are exhausted.

3 **SECTION 1106.** 48.563 of the statutes is created to read:

4 **48.563 Children and family aids funding. (1) DISTRIBUTION LIMITS.** (a)  
5 Within the limits of available federal funds and of the appropriations under s. 20.437  
6 (1) (b) and (o), the department shall distribute funds for children and family services  
7 to county departments as provided in subs. (2), (3), and (7m) and s. 48.986.

8 (d) If the department receives from the department of health and family  
9 services under s. 46.40 (1) (d) any federal moneys under 42 USC 1396 to 1396v in  
10 reimbursement of the cost of preventing out-of-home placements of children, the  
11 department shall use those moneys as the first source of moneys used to meet the  
12 amount of the allocation under sub. (2) that is budgeted from federal funds.

13 **(2) BASIC COUNTY ALLOCATION.** For children and family services under s. 48.569  
14 (1) (d), the department shall distribute not more than \$67,452,000 in each fiscal year.

15 **(14m) COUNTY CHILDREN AND FAMILY AIDS BUDGETS.** Before December 1 of each  
16 year, each county department and each tribal governing body shall submit to the  
17 department a proposed budget for the expenditure of funds allocated under this  
18 section, distributed under s. 48.565 (2) (a), or carried forward under s. 48.565 (3). The  
19 proposed budget shall be submitted on a form developed by the department and  
20 approved by the department of administration.

21 **SECTION 1107.** 48.565 of the statutes is created to read:

22 **48.565 Carry-over of children and family aids funds.** Funds allocated by  
23 the department under s. 48.569 (1) (d) but not spent or encumbered by counties,  
24 governing bodies of federally recognized American Indian tribes, or private nonprofit  
25 organizations by December 31 of each year and funds recovered under s. 48.569 (2)

1 (b) and deposited into the appropriation account under s. 20.437 (1) (b) lapse to the  
2 general fund on the succeeding January 1 unless carried forward to the next calendar  
3 year under s. 20.437 (1) (b) or as follows:

4 (3) At the request of a county, tribal governing body, or private nonprofit  
5 organization, the department shall carry forward up to 3 percent of the total amount  
6 allocated to the county, tribal governing body, or nonprofit organization for a  
7 calendar year. All funds carried forward for a tribal governing body or nonprofit  
8 organization and all federal child welfare funds under 42 USC 620 to 626 carried  
9 forward for a county shall be used for the purpose for which the funds were originally  
10 allocated. Other funds carried forward under this subsection may be used for any  
11 purpose under s. 20.437 (1) (b), except that a county may not use any funds carried  
12 forward under this subsection for administrative or staff costs. An allocation of  
13 carried–forward funding under this subsection does not affect a county’s base  
14 allocation under s. 48.563 (2).

15 (6) The department may carry forward 10 percent of any funds specified in sub.  
16 (3) that are not carried forward under sub. (3) for emergencies, for justifiable unit  
17 services costs above planned levels, and for increased costs due to population shifts.  
18 An allocation of carried–forward funding under this subsection does not affect a  
19 county’s base allocation under s. 48.563 (2).

20 **SECTION 1108.** 48.567 of the statutes is created to read:

21 **48.567 Expenditure of income augmentation services receipts. (1)**  
22 From the appropriation account under s. 20.437 (3) (mp), the department shall  
23 support costs that are exclusively related to the ongoing and recurring operational  
24 costs of augmenting the amount of moneys received under 42 USC 670 to 679a and  
25 to any other purpose provided for by the legislature by law or in budget

1 determinations. In addition, the department may expend moneys from the  
2 appropriation account under s. 20.437 (3) (mp) as provided in subs. (1m) and (2).

3 **(2)** If the department proposes to use any moneys from the appropriation  
4 account under s. 20.437 (3) (mp) for any purpose other than the purposes specified  
5 in subs. (1) and (1m), the department shall submit a plan for the proposed use of those  
6 moneys to the secretary of administration by September 1 of the fiscal year after the  
7 fiscal year in which those moneys were received. If the secretary of administration  
8 approves the plan, he or she shall submit the plan to the joint committee on finance  
9 by October 1 of the fiscal year after the fiscal year in which those moneys were  
10 received. If the cochairpersons of the committee do not notify the secretary of  
11 administration within 14 working days after the date of submittal of the plan that  
12 the committee has scheduled a meeting for the purpose of reviewing the plan, the  
13 department may implement the plan. If within 14 working days after the date of the  
14 submittal by the secretary of administration the cochairpersons of the committee  
15 notify him or her that the committee has scheduled a meeting for the purpose of  
16 reviewing the plan, the department may implement the plan only with the approval  
17 of the committee.

18 **SECTION 1109.** 48.568 of the statutes is created to read:

19 **48.568 Allocation of federal funds for children and family aids and**  
20 **child welfare.** Subject to s. 48.563 (1) (b) and (c), if the department receives  
21 unanticipated federal foster care and adoption assistance payments under 42 USC  
22 670 to 679a and it proposes to allocate the unanticipated funds so that an allocation  
23 limit in s. 48.563 is exceeded, the department shall submit a plan for the proposed  
24 allocation to the secretary of administration. If the secretary of administration  
25 approves the plan, he or she shall submit it to the joint committee on finance. If the

1 cochairpersons of the committee do not notify the secretary of administration that  
2 the committee has scheduled a meeting for the purpose of reviewing the plan within  
3 14 working days after the date of his or her submittal, the department may  
4 implement the plan, notwithstanding any allocation limits under s. 48.563. If within  
5 14 working days after the date of the submittal by the secretary of administration  
6 the cochairpersons of the committee notify him or her that the committee has  
7 scheduled a meeting for the purpose of reviewing the plan, the department may  
8 implement the plan, notwithstanding s. 48.563, only with the approval of the  
9 committee.

10 **SECTION 1110.** 48.569 of the statutes is created to read:

11 **48.569 Distribution of children and family aids funds to counties. (1)**

12 (am) The department shall reimburse each county from the appropriations under  
13 s. 20.437 (1) (b) and (o) for children and family services as approved by the  
14 department under ss. 46.22 (1) (b) 2. f. and (e) 3. b.

15 (d) From the appropriations under s. 20.437 (1) (b) and (o), the department shall  
16 distribute the funding for children and family services, including funding for foster  
17 care, treatment foster care, or subsidized guardianship care of a child on whose  
18 behalf aid is received under s. 48.645 to county departments as provided under s.  
19 48.563. County matching funds are required for the distribution under s. 48.563 (2).  
20 Each county's required match for the distribution under s. 48.563 (2) shall be  
21 specified in a schedule established annually by the department. Matching funds  
22 may be from county tax levies, federal and state revenue sharing funds, or private  
23 donations to the county that meet the requirements specified in sub. (1m). Private  
24 donations may not exceed 25 percent of the total county match. If the county match  
25 is less than the amount required to generate the full amount of state and federal

1 funds distributed for this period, the decrease in the amount of state and federal  
2 funds equals the difference between the required and the actual amount of county  
3 matching funds.

4 (dc) The department shall prorate the amount allocated to any county  
5 department under par. (d) to reflect actual federal funds available.

6 (f) 1. If any state matching funds allocated under par. (d) to match county funds  
7 are not claimed, the funds shall be redistributed for the purposes the department  
8 designates.

9 2. The county allocation to match aid increases shall be included in the contract  
10 under s. 49.325 (2g), and approved by January 1 of the year for which funds are  
11 allocated, in order to generate state aid matching funds. All funds allocated under  
12 par. (d) shall be included in the contract under s. 49.325 (2g) and approved.

13 **(1m)** (a) A private donation to a county may be used to match the state  
14 grant-in-aid under sub. (1) (d) only if the donation is both of the following:

15 1. Donated to a county department and the donation is under the  
16 administrative control of that county department.

17 2. Donated without restrictions as to use, unless the restrictions specify that  
18 the donation be used for a particular service and the donor neither sponsors nor  
19 operates the service.

20 (b) Voluntary federated fund-raising organizations are not sponsors or  
21 operators of services within the meaning of par. (a) 2. Any member agency of such  
22 an organization that sponsors or operates services is considered to be an autonomous  
23 entity separate from the organization unless the board membership of the  
24 organization and the agency interlock.

1           **(2)** (a) The county treasurer and each director of a county department shall  
2 monthly certify under oath to the department, in the manner the department  
3 prescribes, the claim of the county for state reimbursement under this section, and  
4 if the department approves the claim it shall certify to the department of  
5 administration for reimbursement to the county for amounts due under this section  
6 and payment claimed to be made to the counties monthly. The department may make  
7 advance payments prior to the beginning of each month equal to one-twelfth of the  
8 contracted amount.

9           (b) To facilitate prompt reimbursement, the certificate of the department may  
10 be based on the certified statements of the county officers filed under par. (a). Funds  
11 recovered from audit adjustments from a prior fiscal year may be included in  
12 subsequent certifications only to pay counties owed funds as a result of any audit  
13 adjustment. By September 30 of each year the department shall submit a report to  
14 the appropriate standing committees under s. 13.172 (3) on funds recovered and paid  
15 out during the previous calendar year as a result of audit adjustments.

16           **SECTION 1111.** 48.57 (1) (g) of the statutes is amended to read:

17           48.57 **(1)** (g) Upon request of the department of ~~health and family services~~ or  
18 the department of corrections, to provide service for any child or expectant mother  
19 of an unborn child in the care of those departments.

20           **SECTION 1112.** 48.57 (3) (a) 3. (intro.) of the statutes is amended to read:

21           48.57 **(3)** (a) 3. (intro.) Received funding under s. 48.569 (1) (d) or under s.  
22 46.495 (1) (d), 2005 stats., immediately prior to his or her 18th birthday; and

23           **SECTION 1113.** 48.57 (3) (b) of the statutes is amended to read:

1           48.57 (3) (b) The funding provided for the maintenance of a child under par. (a)  
2 shall be in an amount equal to that which the child would receive under s. ~~46.495~~  
3 48.569 (1) (d) if the child were 17 years of age.

4           **SECTION 1114.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

5           48.57 (3m) (am) (intro.) From the appropriation under s. ~~20.435 (3)~~ 20.437 (1)  
6 (kc), the department shall reimburse counties having populations of less than  
7 500,000 for payments made under this subsection and shall make payments under  
8 this subsection in a county having a population of 500,000 or more. A county  
9 department and, in a county having a population of 500,000 or more, the department  
10 shall make payments in the amount of \$215 per month to a kinship care relative who  
11 is providing care and maintenance for a child if all of the following conditions are met:

12           **SECTION 1115.** 48.57 (3m) (e) of the statutes is amended to read:

13           48.57 (3m) (e) The department shall determine whether the child is eligible  
14 for medical assistance under ss. ~~49.43 to 49.47~~ 49.471.

15           **SECTION 1116.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

16           48.57 (3n) (am) (intro.) From the appropriation under s. ~~20.435 (3)~~ 20.437 (1)  
17 (kc), the department shall reimburse counties having populations of less than  
18 500,000 for payments made under this subsection and shall make payments under  
19 this subsection in a county having a population of 500,000 or more. A county  
20 department and, in a county having a population of 500,000 or more, the department  
21 shall make monthly payments for each child in the amount specified in sub. (3m)  
22 (am) (intro.) to a long-term kinship care relative who is providing care and  
23 maintenance for that child if all of the following conditions are met:

24           **SECTION 1117.** 48.57 (3n) (e) of the statutes is amended to read:

1           48.57 (3n) (e) The department shall determine whether the child is eligible for  
2 medical assistance under ss. 49.43 to 49.47 49.471.

3           **SECTION 1118.** 48.57 (3p) (b) 1. of the statutes is amended to read:

4           48.57 (3p) (b) 1. After receipt of an application for payments under sub. (3m)  
5 or (3n) or s. 48.62 (5) (a) or (b), the county department or, in a county having a  
6 population of 500,000 or more, the department of ~~health and family services~~, with  
7 the assistance of the department of justice, shall conduct a background investigation  
8 of the applicant.

9           **SECTION 1119.** 48.57 (3p) (b) 2. of the statutes is amended to read:

10          48.57 (3p) (b) 2. The county department or, in a county having a population of  
11 500,000 or more, the department of ~~health and family services~~, with the assistance  
12 of the department of justice, may conduct a background investigation of any person  
13 who is receiving payments under sub. (3m) at the time of review under sub. (3m) (d)  
14 or at any other time that the county department or department of ~~health and family~~  
15 ~~services~~ considers to be appropriate.

16          **SECTION 1120.** 48.57 (3p) (b) 3. of the statutes is amended to read:

17          48.57 (3p) (b) 3. The county department or, in a county having a population of  
18 500,000 or more, the department of ~~health and family services~~, with the assistance  
19 of the department of justice, may conduct a background investigation of any person  
20 who is receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b) at any time that  
21 the county department or department of ~~health and family services~~ considers to be  
22 appropriate.

23          **SECTION 1121.** 48.57 (3p) (c) 1. of the statutes is amended to read:

24          48.57 (3p) (c) 1. After receipt of an application for payments under sub. (3m)  
25 or (3n) or s. 48.62 (5) (a) or (b), the county department or, in a county having a



1 population of 500,000 or more, the department of ~~health and family services~~, with  
2 the assistance of the department of justice, shall, in addition to the investigation  
3 under par. (b) 1., conduct a background investigation of all employees and  
4 prospective employees of the applicant who have or would have regular contact with  
5 the child for whom those payments are being made and of each adult resident.

6 **SECTION 1122.** 48.57 (3p) (c) 2. of the statutes is amended to read:

7 48.57 **(3p)** (c) 2. The county department or, in a county having a population of  
8 500,000 or more, the department of ~~health and family services~~, with the assistance  
9 of the department of justice, may conduct a background investigation of any of the  
10 employees or prospective employees of any person who is receiving payments under  
11 sub. (3m) who have or would have regular contact with the child for whom those  
12 payments are being made and of each adult resident at the time of review under sub.  
13 (3m) (d) or at any other time that the county department or department of ~~health and~~  
14 ~~family services~~ considers to be appropriate.

15 **SECTION 1123.** 48.57 (3p) (c) 2m. of the statutes is amended to read:

16 48.57 **(3p)** (c) 2m. The county department or, in a county having a population  
17 of 500,000 or more, the department of ~~health and family services~~, with the assistance  
18 of the department of justice, may conduct a background investigation of any of the  
19 employees or prospective employees of any person who is receiving payments under  
20 sub. (3n) or s. 48.62 (5) (a) or (b) who have or would have regular contact with the child  
21 for whom payments are being made and of each adult resident at any time that the  
22 county department or department of ~~health and family services~~ considers to be  
23 appropriate.

24 **SECTION 1124.** 48.57 (3p) (c) 3. of the statutes is amended to read:

1           48.57 **(3p)** (c) 3. Before a person who is receiving payments under sub. (3m) or  
2 (3n) or s. 48.62 (5) (a) or (b) may employ any person in a position in which that person  
3 would have regular contact with the child for whom those payments are being made  
4 or permit any person to be an adult resident, the county department or, in a county  
5 having a population of 500,000 or more, the department of ~~health and family~~  
6 ~~services~~, with the assistance of the department of justice, shall conduct a background  
7 investigation of the prospective employee or prospective adult resident unless that  
8 person has already been investigated under subd. 1., 2. or 2m.

9           **SECTION 1125.** 48.57 (3p) (d) of the statutes is amended to read:

10           48.57 **(3p)** (d) If the person being investigated under par. (b) or (c) is a  
11 nonresident, or at any time within the 5 years preceding the date of the application  
12 has been a nonresident, or if the county department or, in a county having a  
13 population of 500,000 or more, the department of ~~health and family services~~  
14 determines that the person's employment, licensing or state court records provide a  
15 reasonable basis for further investigation, the county department or department of  
16 ~~health and family services~~ shall require the person to be fingerprinted on 2  
17 fingerprint cards, each bearing a complete set of the person's fingerprints. The  
18 department of justice may provide for the submission of the fingerprint cards to the  
19 federal bureau of investigation for the purposes of verifying the identity of the person  
20 fingerprinted and obtaining records of his or her criminal arrest and conviction.

21           **SECTION 1126.** 48.57 (3p) (e) (intro.) of the statutes is amended to read:

22           48.57 **(3p)** (e) (intro.) Upon request, a person being investigated under par. (b)  
23 or (c) shall provide the county department or, in a county having a population of  
24 500,000 or more, the department of ~~health and family services~~ with all of the  
25 following information:

1           **SECTION 1127.** 48.57 (3p) (fm) 1. of the statutes is amended to read:

2           48.57 **(3p)** (fm) 1. The county department or, in a county having a population  
3 of 500,000 or more, the department of ~~health and family services~~ may provisionally  
4 approve the making of payments under sub. (3m) based on the applicant's statement  
5 under sub. (3m) (am) 4m. The county department or department of ~~health and family~~  
6 ~~services~~ may not finally approve the making of payments under sub. (3m) unless the  
7 county department or department of ~~health and family services~~ receives information  
8 from the department of justice indicating that the conviction record of the applicant  
9 under the law of this state is satisfactory according to the criteria specified in par.  
10 (g) 1. to 3. or payment is approved under par. (h) 4. The county department or  
11 department of ~~health and family services~~ may make payments under sub. (3m)  
12 conditioned on the receipt of information from the federal bureau of investigation  
13 indicating that the person's conviction record under the law of any other state or  
14 under federal law is satisfactory according to the criteria specified in par. (g) 1. to 3.

15           **SECTION 1128.** 48.57 (3p) (fm) 1m. of the statutes is amended to read:

16           48.57 **(3p)** (fm) 1m. The county department or, in a county having a population  
17 of 500,000 or more, the department of ~~health and family services~~ may not enter into  
18 the agreement under sub. (3n) (am) 6. or make payments under s. 48.62 (5) (a) or (b)  
19 unless the county department or department of ~~health and family services~~ receives  
20 information from the department of justice relating to the conviction record of the  
21 applicant under the law of this state and that record indicates either that the  
22 applicant has not been arrested or convicted or that the applicant has been arrested  
23 or convicted but the director of the county department or, in a county having a  
24 population of 500,000 or more, the person designated by the secretary of ~~health and~~  
25 ~~family services~~ to review conviction records under this subdivision determines that

1 the conviction record is satisfactory because it does not include any arrest or  
2 conviction that the director or person designated by the secretary determines is  
3 likely to adversely affect the child or the applicant's ability to care for the child. The  
4 county department or, in a county having a population of 500,000 or more, the  
5 department of health and family services may make payments under sub. (3n) or s.  
6 48.62 (5) (a) or (b) conditioned on the receipt of information from the federal bureau  
7 of investigation indicating that the person's conviction record under the law of any  
8 other state or under federal law is satisfactory because the conviction record does not  
9 include any arrest or conviction that the director of the county department or, in a  
10 county having a population of 500,000 or more, the person designated by the  
11 secretary of health and family services to review conviction records under this  
12 subdivision determines is likely to adversely affect the child or the applicant's ability  
13 to care for the child.

14 **SECTION 1129.** 48.57 (3p) (fm) 2. of the statutes is amended to read:

15 48.57 **(3p)** (fm) 2. A person receiving payments under sub. (3m) may  
16 provisionally employ a person in a position in which that person would have regular  
17 contact with the child for whom those payments are being made or provisionally  
18 permit a person to be an adult resident if the person receiving those payments states  
19 to the county department or, in a county having a population of 500,000 or more, the  
20 department of health and family services that the employee or adult resident does  
21 not have any arrests or convictions that could adversely affect the child or the ability  
22 of the person receiving payments to care for the child. A person receiving payments  
23 under sub. (3m) may not finally employ a person in a position in which that person  
24 would have regular contact with the child for whom those payments are being made  
25 or finally permit a person to be an adult resident until the county department or, in

1 a county having a population of 500,000 or more, the department of health and family  
2 services receives information from the department of justice indicating that the  
3 person's conviction record under the law of this state is satisfactory according to the  
4 criteria specified in par. (g) 1. to 3. and the county department or, in a county having  
5 a population of 500,000 or more, the department of health and family services so  
6 advises the person receiving payments under sub. (3m) or until a decision is made  
7 under par. (h) 4. to permit a person who is receiving payments under sub. (3m) to  
8 employ a person in a position in which that person would have regular contact with  
9 the child for whom payments are being made or to permit a person to be an adult  
10 resident and the county department or, in a county having a population of 500,000  
11 or more, the department of health and family services so advises the person receiving  
12 payments under sub. (3m). A person receiving payments under sub. (3m) may finally  
13 employ a person in a position in which that person would have regular contact with  
14 the child for whom those payments are being made or finally permit a person to be  
15 an adult resident conditioned on the receipt of information from the county  
16 department or, in a county having a population of 500,000 or more, the department  
17 of health and family services that the federal bureau of investigation indicates that  
18 the person's conviction record under the law of any other state or under federal law  
19 is satisfactory according to the criteria specified in par. (g) 1. to 3.

20 **SECTION 1130.** 48.57 (3p) (fm) 2m. of the statutes is amended to read:

21 48.57 (3p) (fm) 2m. A person receiving payments under sub. (3n) or s. 48.62 (5)  
22 (a) or (b) may provisionally employ a person in a position in which that person would  
23 have regular contact with the child for whom those payments are being made or  
24 provisionally permit a person to be an adult resident if the person receiving those  
25 payments states to the county department or, in a county having a population of

1 500,000 or more, the department of ~~health and family services~~ that, to the best of his  
2 or her knowledge, the employee or adult resident does not have any arrests or  
3 convictions that could adversely affect the child or the ability of the person receiving  
4 payments to care for the child. A person receiving payment under sub. (3n) or s. 48.62  
5 (5) (a) or (b) may not finally employ a person in a position in which that person would  
6 have regular contact with the child for whom those payments are being made or  
7 finally permit a person to be an adult resident until the county department or, in a  
8 county having a population of 500,000 or more, the department of ~~health and family~~  
9 ~~services~~ receives information from the department of justice relating to the person's  
10 conviction record under the law of this state and that record indicates either that the  
11 person has not been arrested or convicted or that the person has been arrested or  
12 convicted but the director of the county department or, in a county having a  
13 population of 500,000 or more, the person designated by the secretary of ~~health and~~  
14 ~~family services~~ to review conviction records under this subdivision determines that  
15 the conviction record is satisfactory because it does not include any arrest or  
16 conviction that is likely to adversely affect the child or the ability of the person  
17 receiving payments to care for the child and the county department or department  
18 of ~~health and family services~~ so advises the person receiving payments under sub.  
19 (3n) or s. 48.62 (5) (a) or (b). A person receiving payments under sub. (3n) or s. 48.62  
20 (5) (a) or (b) may finally employ a person in a position in which that person would  
21 have regular contact with the child for whom those payments are being made or  
22 finally permit a person to be an adult resident conditioned on the receipt of  
23 information from the county department or, in a county having a population of  
24 500,000 or more, the department of ~~health and family services~~ that the federal  
25 bureau of investigation indicates that the person's conviction record under the law

1 of any other state or under federal law is satisfactory because the conviction record  
2 does not include any arrest or conviction that the director of the county department  
3 or, in a county having a population of 500,000 or more, the person designated by the  
4 ~~secretary of health and family services~~ to review conviction records under this  
5 subdivision determines is likely to adversely affect the child or the ability of the  
6 person receiving payments to care for the child.

7 **SECTION 1131.** 48.57 (3p) (g) (intro.) of the statutes is amended to read:

8 48.57 **(3p)** (g) (intro.) Except as provided in par. (h), the county department or,  
9 in a county having a population of 500,000 or more, the department ~~of health and~~  
10 ~~family services~~ may not make payments to a person applying for payments under  
11 sub. (3m) and a person receiving payments under sub. (3m) may not employ a person  
12 in a position in which that person would have regular contact with the child for whom  
13 those payments are being made or permit a person to be an adult resident if any of  
14 the following applies:

15 **SECTION 1132.** 48.57 (3p) (g) 3. of the statutes is amended to read:

16 48.57 **(3p)** (g) 3. The person has been convicted of a violation of ch. 940, 944m  
17 or 948, other than a violation of s. 940.291, 940.34, 944.36, 948.45, 948.63m or 948.70,  
18 or of a violation of the law of any other state or federal law that would be a violation  
19 of ch. 940, 944m or 948, other than a violation of s. 940.291, 940.34, 944.36, 948.45,  
20 948.63m or 948.70, if committed in this state, except that a county department or,  
21 in a county having a population of 500,000 or more, the department ~~of health and~~  
22 ~~family services~~ may make payments to a person applying for payments under sub.  
23 (3m) and a person receiving payments under sub. (3m) may employ in a position in  
24 which the person would have regular contact with the child for whom those payments  
25 are being made or permit to be an adult resident a person who has been convicted

1 of a violation of s. 944.30, 944.31, or 944.33 or of a violation of the law of any other  
2 state or federal law that would be a violation of s. 944.30, 944.31, or 944.33 if  
3 committed in this state, if that violation occurred 20 years or more before the date  
4 of the investigation.

5 **SECTION 1133.** 48.57 (3p) (h) 2. of the statutes is amended to read:

6 48.57 **(3p)** (h) 2. The request for review shall be filed with the director of the  
7 county department or, in a county having a population of 500,000 or more, with the  
8 person designated by the secretary of ~~health and family services~~ to receive requests  
9 for review filed under this subdivision. If the governing body of a federally  
10 recognized American Indian tribe or band has entered into an agreement under sub.  
11 (3t) to administer the program under this subsection and sub. (3m), the request for  
12 review shall be filed with the person designated by that governing body to receive  
13 requests for review filed under this subdivision.

14 **SECTION 1134.** 48.57 (3p) (h) 3. (intro.) of the statutes is amended to read:

15 48.57 **(3p)** (h) 3. (intro.) The director of the county department, the person  
16 designated by the governing body of a federally recognized American Indian tribe or  
17 band or, in a county having a population of 500,000 or more, the person designated  
18 by the secretary of ~~health and family services~~ shall review the denial of payments or  
19 the prohibition on employment or being an adult resident to determine if the  
20 conviction record on which the denial or prohibition is based includes any arrests,  
21 convictions, or penalties that are likely to adversely affect the child or the ability of  
22 the kinship care relative to care for the child. In reviewing the denial or prohibition,  
23 the director of the county department, the person designated by the governing body  
24 of the federally recognized American Indian tribe or band or the person designated



1 by the secretary of ~~health and family services~~ shall consider, ~~but not be limited to,~~  
2 all of the following factors:

3 **SECTION 1135.** 48.57 (3p) (h) 4. of the statutes is amended to read:

4 48.57 **(3p)** (h) 4. If the director of the county department, the person designated  
5 by the governing body of the federally recognized American Indian tribe or band or,  
6 in a county having a population of 500,000 or more, the person designated by the  
7 secretary of ~~health and family services~~ determines that the conviction record on  
8 which the denial of payments or the prohibition on employment or being an adult  
9 resident is based does not include any arrests, convictions, or penalties that are likely  
10 to adversely affect the child or the ability of the kinship care relative to care for the  
11 child, the director of the county department, the person designated by the governing  
12 body of the federally recognized American Indian tribe or band, or the person  
13 designated by the secretary of ~~health and family services~~ may approve the making  
14 of payments under sub. (3m) or may permit a person receiving payments under sub.  
15 (3m) to employ a person in a position in which that person would have regular contact  
16 with the child for whom payments are being made or permit a person to be an adult  
17 resident.

18 **SECTION 1136.** 48.57 (3p) (i) of the statutes is amended to read:

19 48.57 **(3p)** (i) A county department and, in a county having a population of  
20 500,000 or more, the department of ~~health and family services~~ shall keep  
21 confidential all information received under this subsection from the department of  
22 justice or the federal bureau of investigation. Such information is not subject to  
23 inspection or copying under s. 19.35.

24 **SECTION 1137.** 48.57 (3p) (j) of the statutes is amended to read:

1           48.57 **(3p)** (j) A county department or, in a county having a population of  
2           500,000 or more, the department of ~~health and family services~~ may charge a fee for  
3           conducting a background investigation under this subsection. The fee may not  
4           exceed the reasonable cost of conducting the investigation.

5           **SECTION 1138.** 48.576 of the statutes is created to read:

6           **48.576 Shelter care facilities; general supervision and inspection by**  
7           **department. (1) GENERALLY.** The department shall investigate and supervise all  
8           shelter care facilities and familiarize itself with all the circumstances affecting their  
9           management and usefulness.

10          **(2) INSPECTIONS.** The department shall inquire into the methods of treatment,  
11          instruction, government, and management of children placed in shelter care  
12          facilities; the conduct of the trustees, managers, directors, superintendents, and  
13          other officers and employees of those facilities; the condition of the buildings,  
14          grounds, and all other property pertaining to those facilities; and all other matters  
15          pertaining to the usefulness and management of those facilities; and recommend to  
16          the officers in charge such changes and additional provisions as the department  
17          considers proper.

18          **(3) FREQUENCY OF INSPECTIONS.** The department shall inspect and investigate  
19          each shelter care facility at least annually and, when directed by the governor, the  
20          department shall conduct a special investigation into a shelter care facility's  
21          management, or anything connected with its management, and report to the  
22          governor the testimony taken, the facts found, and conclusions drawn.

23          **(4) ENFORCEMENT BY ATTORNEY GENERAL AND DISTRICT ATTORNEYS.** Upon request  
24          of the department, the attorney general or the district attorney of the proper county  
25          shall aid in any investigation, inspection, hearing, or trial had under the provisions

1 of this chapter relating to powers of the department, and shall institute and  
2 prosecute all necessary actions or proceedings for the enforcement of those  
3 provisions and for the punishment of violations of those provisions. The attorney  
4 general or district attorney so requested shall report or confer with the department  
5 regarding the request, within 30 days after the receipt of the request.

6 **(5) OPPORTUNITY TO INSPECT.** All trustees, managers, directors,  
7 superintendents, and other officers or employees of a shelter care facility shall at all  
8 times afford to every member of the department and its agents unrestrained facility  
9 for inspection of and free access to all parts of the buildings and grounds and to all  
10 books and papers of the shelter care facility, and shall give, either verbally or in  
11 writing, such information as the department requires. Any person who violates this  
12 subsection shall forfeit not less than \$10 nor more than \$100.

13 **(6) TESTIMONIAL POWER; EXPENSES.** The department or any person delegated by  
14 the department may administer oaths, take testimony, and cause depositions to be  
15 taken. All expenses of the investigations, including fees of officers and witnesses,  
16 shall be charged to the appropriation for the department.

17 **(7) STATISTICS TO BE FURNISHED.** Whenever the department is required to collect  
18 statistics, the person or agency shall furnish the required statistics on request.

19 **SECTION 1139.** 48.578 of the statutes is created to read:

20 **48.578 Shelter care facilities; establishment, approval, inspection. (1)**

21 The department shall fix reasonable standards and regulations for the design,  
22 construction, repair, and maintenance of shelter care facilities, with respect to their  
23 adequacy and fitness for the needs that they are to serve.

24 **(2)** The selection and purchase of the site, and the plans, specifications, and  
25 erection of buildings for shelter care facilities shall be subject to the review and

1 approval of the department. Department review shall include review of the proposed  
2 program to be carried out by the shelter care facility.

3 (3) Before any shelter care facility is occupied, and at least annually thereafter,  
4 the department shall inspect the shelter care facility, with respect to safety,  
5 sanitation, adequacy, and fitness, and report to the authorities managing the shelter  
6 care facility any deficiency found, and order the necessary work to correct that  
7 deficiency. If within 6 months after the inspection the work is not commenced, or not  
8 completed within a reasonable period after commencement of the work, to the  
9 satisfaction of the department, the department shall suspend the allowance of state  
10 aid for, and prohibit the use of the shelter care facility, until the order is complied  
11 with.

12 **SECTION 1140.** 48.60 (3) of the statutes is amended to read:

13 48.60 (3) Before issuing or continuing any license to a child welfare agency  
14 under this section, the department of health and family services shall review the  
15 need for the additional placement resources that would be made available by  
16 licensing or continuing the license of any child welfare agency after August 5, 1973,  
17 providing care authorized under s. 48.61 (3). Neither the department of health and  
18 family services nor the department of corrections may make any placements to any  
19 child welfare agency where the departmental review required under this subsection  
20 has failed to indicate the need for the additional placement resources.

21 **SECTION 1141.** 48.62 (4) of the statutes is amended to read:

22 48.62 (4) Monthly payments in foster care shall be provided according to the  
23 age-related rates specified in this subsection. Beginning on January 1, 2006, the  
24 age-related rates are \$317 for a child under 5 years of age; \$346 for a child 5 to 11  
25 years of age; \$394 for a child 12 to 14 years of age; and \$411 2008, the age-related

1 rates are \$333 for a child under 5 years of age; \$363 for a child 5 to 11 years of age;  
2 \$414 for a child 12 to 14 years of age; and \$432 for a child 15 years of age or over.  
3 Beginning on January 1, 2009, the age-related rates are \$349 for a child under 5  
4 years of age; \$381 for a child 5 to 11 years of age; \$433 for a child 12 to 14 years of  
5 age; and \$452 for a child 15 years of age or over. In addition to these grants for basic  
6 maintenance, the department shall make supplemental payments for special needs,  
7 exceptional circumstances, care in a treatment foster home, and initial clothing  
8 allowances according to rules promulgated by the department.

9 **SECTION 1142.** 48.62 (5) (d) of the statutes is amended to read:

10 48.62 (5) (d) The department shall request from the secretary of the federal  
11 department of health and human services a waiver of the requirements under 42  
12 USC 670 to 679a that would authorize the state to receive federal foster care and  
13 adoption assistance reimbursement under 42 USC 670 to 679a for the costs of  
14 providing care for a child who is in the care of a guardian who was licensed as the  
15 child's foster parent or treatment foster parent before the guardianship appointment  
16 and who has entered into a subsidized guardianship agreement with the county  
17 department or department. If the waiver is approved for a county having a  
18 population of 500,000 or more, the department shall provide the monthly payments  
19 under par. (a) from the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cx), (gx), (kw),  
20 and (mx). If the waiver is approved for any other county, the department shall  
21 determine which counties are authorized to provide monthly payments under par.  
22 (a) or (b), and the county departments of those counties shall provide those payments  
23 from moneys received under s. ~~46.495~~ 48.569 (1) (d).

24 **SECTION 1143.** 48.627 (2) (c) of the statutes is amended to read:

1           48.627 (2) (c) The department shall conduct a study to determine the  
2 cost-effectiveness of purchasing insurance to provide standard homeowner's or  
3 renter's liability insurance coverage for applicants who are granted a waiver under  
4 par. (b). If the department determines that it would be cost-effective to purchase  
5 such insurance, it may purchase the insurance from the appropriations under s.  
6 ~~20.435 (3)~~ 20.437 (1) (cf) and (pd).

7           **SECTION 1144.** 48.627 (2c) of the statutes is amended to read:

8           48.627 (2c) The department shall determine the cost-effectiveness of  
9 purchasing private insurance that would provide coverage to foster, treatment foster,  
10 and family-operated group home parents for acts or omissions by or affecting a child  
11 who is placed in a foster home, a treatment foster home, or a family-operated group  
12 home. If this private insurance is cost-effective and available, the department shall  
13 purchase the insurance from the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cf)  
14 and (pd). If the insurance is unavailable, payment of claims for acts or omissions by  
15 or affecting a child who is placed in a foster home, a treatment foster home, or a  
16 family-operated group home shall be in accordance with subs. (2m) to (3).

17           **SECTION 1145.** 48.627 (2m) of the statutes is amended to read:

18           48.627 (2m) Within the limits of the appropriations under s. ~~20.435 (3)~~ 20.437  
19 (1) (cf) and (pd), the department shall pay claims to the extent not covered by any  
20 other insurance and subject to the limitations specified in sub. (3), for bodily injury  
21 or property damage sustained by a licensed foster, treatment foster, or  
22 family-operated group home parent or a member of the foster, treatment foster, or  
23 family-operated group home parent's family as a result of the act of a child in the  
24 foster, treatment foster, or family-operated group home parent's care.

25           **SECTION 1146.** 48.627 (2s) (intro.) of the statutes is amended to read:

1           48.627 **(2s)** (intro.) Within the limits of the appropriations under s. ~~20.435 (3)~~  
2           20.437 (1) (cf) and (pd), the department may pay claims to the extent not covered by  
3           any other insurance and subject to the limitations specified in sub. (3), for all of the  
4           following:

5           **SECTION 1147.** 48.627 (3) (f) of the statutes is amended to read:

6           48.627 **(3)** (f) If the total amount of the claims approved during any calendar  
7           quarter exceeds 25% of the total funds available during the fiscal year for purposes  
8           of this subsection plus any unencumbered funds remaining from the previous  
9           quarter, the department shall prorate the available funds among the claimants with  
10          approved claims. The department shall also prorate any unencumbered funds  
11          remaining in the appropriation under s. ~~20.435 (3)~~ 20.437 (1) (cf) at the end of each  
12          fiscal year among the claimants whose claims were prorated during the fiscal year.  
13          Payment of a prorated amount from unencumbered funds remaining at the end of  
14          the fiscal year constitutes a complete payment of the claim for purposes of this  
15          program, but does not prohibit a foster parent or treatment foster parent from  
16          submitting a claim under s. 16.007 for the unpaid portion.

17          **SECTION 1148.** 48.627 (4) of the statutes is amended to read:

18          48.627 **(4)** Except as provided in s. 895.485, the department is not liable for any  
19          act or omission by or affecting a child who is placed in a foster home, treatment foster  
20          home, or family-operated group home, but shall, as provided in this section, pay  
21          claims described under sub. (2m) and may pay claims described under sub. (2s) or  
22          may purchase insurance to cover such claims as provided for under sub. (2c), within  
23          the limits of the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cf) and (pd).

24          **SECTION 1149.** 48.63 (1) of the statutes is amended to read:

1           48.63 (1) Acting under court order or voluntary agreement, the child’s parent  
2 or guardian or the department of health and family services, the department of  
3 corrections, a county department, or a child welfare agency licensed to place children  
4 in foster homes, treatment foster homes, or group homes may place a child or  
5 negotiate or act as intermediary for the placement of a child in a foster home,  
6 treatment foster home, or group home. Voluntary agreements under this subsection  
7 may not be used for placements in facilities other than foster, treatment foster, or  
8 group homes and may not be extended. A foster home or treatment foster home  
9 placement under a voluntary agreement may not exceed 180 days from the date on  
10 which the child was removed from the home under the voluntary agreement. A group  
11 home placement under a voluntary agreement may not exceed 15 days from the date  
12 on which the child was removed from the home under the voluntary agreement,  
13 except as provided in sub. (5). These time limitations do not apply to placements  
14 made under s. 48.345, 938.183, 938.34, or 938.345. Voluntary agreements may be  
15 made only under this subsection and sub. (5) (b) and shall be in writing and shall  
16 specifically state that the agreement may be terminated at any time by the parent  
17 or guardian or by the child if the child’s consent to the agreement is required. The  
18 child’s consent to the agreement is required whenever the child is 12 years of age or  
19 older. If a county department, the department, or the department of corrections  
20 places a child or negotiates or acts as intermediary for the placement of a child under  
21 this subsection, the voluntary agreement shall also specifically state that the county  
22 department, department, or department of corrections has placement and care  
23 responsibility for the child as required under 42 USC 672 (a) (2) and has primary  
24 responsibility for providing services to the child.

25           **SECTION 1150.** 48.64 (1) of the statutes is amended to read:



1           48.64 (1) DEFINITION. In this section, “agency” means the department of health  
2           and family services, the department of corrections, a county department, or a  
3           licensed child welfare agency authorized to place children in foster homes, treatment  
4           foster homes, or group homes.

5           **SECTION 1151.** 48.651 (1) (intro.) of the statutes is amended to read:

6           48.651 (1) (intro.) Each county department shall certify, according to the  
7           standards adopted by the department of workforce development under s. 49.155 (1d),  
8           each day care provider reimbursed for child care services provided to families  
9           determined eligible under s. 49.155, unless the provider is a day care center licensed  
10          under s. 48.65 or is established or contracted for under s. 120.13 (14). Each county  
11          may charge a fee to cover the costs of certification. To be certified under this section,  
12          a person must meet the minimum requirements for certification established by the  
13          department of workforce development under s. 49.155 (1d), meet the requirements  
14          specified in s. 48.685 and pay the fee specified in this section. The county shall certify  
15          the following categories of day care providers:

16          **SECTION 1152.** 48.651 (1) (a) of the statutes is amended to read:

17          48.651 (1) (a) Level I certified family day care providers, as established by the  
18          department of workforce development under s. 49.155 (1d). No county may certify  
19          a provider under this paragraph if the provider is a relative of all of the children for  
20          whom he or she provides care.

21          **SECTION 1153.** 48.651 (1) (b) of the statutes is amended to read:

22          48.651 (1) (b) Level II certified family day care providers, as established by the  
23          department of workforce development, under s. 49.155 (1d).

24          **SECTION 1154.** 48.651 (2m) of the statutes is amended to read:

1           48.651 **(2m)** Each county department shall provide the department of health  
2 and family services with information about each person who is denied certification  
3 for a reason specified in s. 48.685 (4m) (a) 1. to 5.

4           **SECTION 1155.** 48.66 (1) (a) of the statutes is amended to read:

5           48.66 **(1)** (a) Except as provided in s. 48.715 (6) and (7), the department shall  
6 license and supervise child welfare agencies, as required by s. 48.60, group homes,  
7 as required by s. 48.625, shelter care facilities, as required by s. 938.22, and day care  
8 centers, as required by s. 48.65. The department may license foster homes or  
9 treatment foster homes, as provided by s. 48.62, and may license and supervise  
10 county departments in accordance with the procedures specified in this section and  
11 in ss. 48.67 to 48.74. In the discharge of this duty the department may inspect the  
12 records and visit the premises of all child welfare agencies, group homes, shelter care  
13 facilities, and day care centers and visit the premises of all foster homes and  
14 treatment foster homes in which children are placed.

15           **SECTION 1156.** 48.66 (2m) (a) 1. of the statutes is amended to read:

16           48.66 **(2m)** (a) 1. Except as provided in subd. 2., the department ~~of health and~~  
17 ~~family services~~ shall require each applicant for a license under sub. (1) (a) to operate  
18 a child welfare agency, group home, shelter care facility, or day care center who is an  
19 individual to provide that department with the applicant's social security number,  
20 and shall require each applicant for a license under sub. (1) (a) to operate a child  
21 welfare agency, group home, shelter care facility, or day care center who is not an  
22 individual to provide that department with the applicant's federal employer  
23 identification number, when initially applying for or applying to continue the license.

24           **SECTION 1157.** 48.66 (2m) (a) 2. of the statutes is amended to read:

1           48.66 **(2m)** (a) 2. If an applicant who is an individual does not have a social  
2 security number, the applicant shall submit a statement made or subscribed under  
3 oath or affirmation to the department of ~~health and family services~~ that the  
4 applicant does not have a social security number. The form of the statement shall  
5 be prescribed by the department of ~~workforce development~~. A license issued in  
6 reliance upon a false statement submitted under this subdivision is invalid.

7           **SECTION 1158.** 48.66 (2m) (am) 2. of the statutes is amended to read:

8           48.66 **(2m)** (am) 2. If an applicant who is an individual does not have a social  
9 security number, the applicant shall submit a statement made or subscribed under  
10 oath or affirmation to the department of corrections that the applicant does not have  
11 a social security number. The form of the statement shall be prescribed by the  
12 department of ~~workforce development~~. A license issued in reliance upon a false  
13 statement submitted under this subdivision is invalid.

14           **SECTION 1159.** 48.66 (2m) (b) of the statutes is amended to read:

15           48.66 **(2m)** (b) If an applicant who is an individual fails to provide the  
16 applicant's social security number to the department of ~~health and family services~~  
17 or if an applicant who is not an individual fails to provide the applicant's federal  
18 employer identification number to ~~that~~ the department, that department may not  
19 issue or continue a license under sub. (1) (a) to operate a child welfare agency, group  
20 home, shelter care facility, or day care center to or for the applicant unless the  
21 applicant is an individual who does not have a social security number and the  
22 applicant submits a statement made or subscribed under oath or affirmation as  
23 required under par. (a) 2.

24           **SECTION 1160.** 48.66 (2m) (c) of the statutes is amended to read:

1           48.66 **(2m)** (c) The subunit of the department of health and family services that  
2 obtains a social security number or a federal employer identification number under  
3 par. (a) 1. may not disclose any that information obtained under ~~par. (a) 1.~~ to any  
4 person except to the department of revenue for the sole purpose of requesting  
5 certifications under s. 73.0301 or on the request of the subunit of the department of  
6 workforce development that administers the child and spousal support program  
7 under s. 49.22 (2m).

8           **SECTION 1161.** 48.66 (2m) (cm) of the statutes is amended to read:

9           48.66 **(2m)** (cm) The department of corrections may not disclose any  
10 information obtained under par. (am) 1. to any person except on the request of the  
11 department of ~~workforce development~~ under s. 49.22 (2m).

12           **SECTION 1162.** 48.675 (3) (intro.) of the statutes is amended to read:

13           48.675 **(3)** SUPPORT SERVICES. (intro.) The department shall provide funds from  
14 the appropriation under s. ~~20.435 (6)~~ 20.437 (1) (a) to enable foster parents and  
15 treatment foster parents to attend education programs approved under sub. (2) and  
16 shall promulgate rules concerning disbursement of the funds. Moneys disbursed  
17 under this subsection may be used for the following purposes:

18           **SECTION 1163.** 48.685 (1) (bg) of the statutes is repealed.

19           **SECTION 1164.** 48.685 (1) (d) of the statutes is repealed.

20           **SECTION 1165.** 48.685 (2) (am) 5. of the statutes is amended to read:

21           48.685 **(2)** (am) 5. Information maintained by the department of health and  
22 family services under this section and under ss. 48.651 (2m), 48.75 (1m), and 120.13  
23 (14) regarding any denial to the person of a license, continuation or renewal of a  
24 license, certification, or a contract to operate an entity for a reason specified in sub.  
25 (4m) (a) 1. to 5. and regarding any denial to the person of employment at, a contract

1 with, or permission to reside at an entity for a reason specified in sub. (4m) (b) 1. to  
2 5. If the information obtained under this subdivision indicates that the person has  
3 been denied a license, continuation or renewal of a license, certification, a contract,  
4 employment, or permission to reside as described in this subdivision, the  
5 department, a county department, a child welfare agency or a school board need not  
6 obtain the information specified in subds. 1. to 4.

7 **SECTION 1166.** 48.685 (2) (b) 1. (intro.) of the statutes is amended to read:

8 48.685 (2) (b) 1. (intro.) Every entity shall obtain all of the following with  
9 respect to a caregiver specified in sub. (1) (ag) 1. a. of the entity:

10 **SECTION 1167.** 48.685 (2) (b) 1. e. of the statutes is amended to read:

11 48.685 (2) (b) 1. e. Information maintained by the department of health and  
12 family services under this section and under ss. 48.651 (2m), 48.75 (1m), and 120.13  
13 (14) regarding any denial to the person of a license, continuation or renewal of a  
14 license, certification, or a contract to operate an entity for a reason specified in sub.  
15 (4m) (a) 1. to 5. and regarding any denial to the person of employment at, a contract  
16 with, or permission to reside at an entity for a reason specified in sub. (4m) (b) 1. to  
17 5. If the information obtained under this subd. 1. e. indicates that the person has  
18 been denied a license, continuation or renewal of a license, certification, a contract,  
19 employment, or permission to reside as described in this subd. 1. e., the entity need  
20 not obtain the information specified in subd. 1. a. to d.

21 **SECTION 1168.** 48.685 (2) (c) of the statutes is created to read:

22 48.685 (2) (c) 1. If the person who is the subject of the search under par. (am)  
23 is seeking an initial license to operate a foster home or treatment foster home or is  
24 seeking relicensure after a break in licensure, the department, county department,  
25 or child welfare agency shall request under 42 USC 16962 (b) a fingerprint-based

1 check of the national crime information databases, as defined in 28 USC 534 (f) (3)  
2 (A). The department, county department, or child welfare agency may release any  
3 information obtained under this subdivision only as permitted under 42 USC 16962  
4 (e).

5 2. If the person who is the subject of the search under par. (am) is seeking a  
6 license to operate a foster home or treatment foster home or is an adult nonclient  
7 resident of the foster home or treatment foster home and if the person is not, or at  
8 any time within the 5 years preceding the date of the search has not been, a resident  
9 of this state, the department, county department, or child welfare agency shall check  
10 any child abuse or neglect registry maintained by any state or other U.S. jurisdiction  
11 in which the person is a resident or was a resident within those 5 years for  
12 information that is equivalent to the information specified in par. (am) 4. The  
13 department, county department, or child welfare agency may not use any  
14 information obtained under this subdivision for any purpose other than a search of  
15 the person's background under par. (am).

16 **SECTION 1169.** 48.685 (3) (a) of the statutes is amended to read:

17 48.685 (3) (a) Every 4 years or at any time within that period that the  
18 department, a county department, a child welfare agency, or a school board considers  
19 appropriate, the department, county department, child welfare agency, or school  
20 board shall request the information specified in sub. (2) (am) 1. to 5. for all persons  
21 caregivers specified in sub. (1) (ag) 1. b. who are licensed, certified, or contracted to  
22 operate an entity, for all persons who are nonclient residents of an entity such a  
23 caregiver, and for all persons under 18 years of age, but not under 12 years of age,  
24 who are caregivers of a day care center that is licensed under s. 48.65 or established

1 or contracted for under s. 120.13 (4) or of a day care provider that is certified under  
2 s. 48.651.

3 **SECTION 1170.** 48.685 (3) (b) of the statutes is amended to read:

4 48.685 (3) (b) Every 4 years or at any time within that period that an entity  
5 considers appropriate, the entity shall request the information specified in sub. (2)  
6 (b) 1. a. to e. for all persons who are caregivers specified in sub. (1) (ag) 1. a. of the  
7 entity other than persons under 18 years of age, but not under 12 years of age, who  
8 are caregivers of a day care center that is licensed under s. 48.65 or established or  
9 contracted for under s. 120.13 (14) or of a day care provider that is certified under s.  
10 48.651.

11 **SECTION 1171.** 48.685 (4m) (b) (intro.) of the statutes is amended to read:

12 48.685 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in  
13 sub. (5), an entity may not employ or contract with a caregiver specified in sub. (1)  
14 (ag) 1. a. or permit a nonclient resident to reside at the entity if the entity knows or  
15 should have known any of the following:

16 **SECTION 1172.** 48.685 (5) (a) of the statutes is amended to read:

17 48.685 (5) (a) The Subject to par. (bm), the department may license to operate  
18 an entity, a county department may certify under s. 48.651, a county department or  
19 a child welfare agency may license under s. 48.62 and a school board may contract  
20 with under s. 120.13 (14) a person who otherwise may not be licensed, certified or  
21 contracted with for a reason specified in sub. (4m) (a) 1. to 5., and an entity may  
22 employ, contract with, or permit to reside at the entity a person who otherwise may  
23 not be employed, contracted with, or permitted to reside at the entity for a reason  
24 specified in sub. (4m) (b) 1. to 5., if the person demonstrates to the department, the  
25 county department, the child welfare agency, or the school board or, in the case of an

1 entity that is located within the boundaries of a reservation, to the person or body  
2 designated by the tribe under sub. (5d) (a) 3., by clear and convincing evidence and  
3 in accordance with procedures established by the department by rule or by the tribe  
4 that he or she has been rehabilitated.

5 **SECTION 1173.** 48.685 (5) (bm) (intro.) of the statutes is amended to read:

6 48.685 (5) (bm) (intro.) For purposes of licensing a foster home or treatment  
7 foster home for the placement of a child on whose behalf foster care maintenance  
8 payments under s. 48.62 (4) will be provided, no person who has been convicted of  
9 any of the following offenses may be permitted to demonstrate that he or she has been  
10 rehabilitated:

11 **SECTION 1174.** 48.685 (5c) (a) of the statutes is amended to read:

12 48.685 (5c) (a) Any person who is permitted but fails under sub. (5) (a) to  
13 demonstrate to the department or a child welfare agency that he or she has been  
14 rehabilitated may appeal to the secretary ~~of health and family services~~ or his or her  
15 designee. Any person who is adversely affected by a decision of the secretary or his  
16 or her designee under this paragraph has a right to a contested case hearing under  
17 ch. 227.

18 **SECTION 1175.** 48.685 (8) of the statutes is amended to read:

19 48.685 (8) The department, the department of health and family services, a  
20 county department, a child welfare agency, or a school board may charge a fee for  
21 obtaining the information required under sub. (2) (am) or (3) (a) or for providing  
22 information to an entity to enable the entity to comply with sub. (2) (b) 1. or (3) (b).  
23 The fee may not exceed the reasonable cost of obtaining the information. No fee may  
24 be charged to a nurse's assistant, as defined in s. 146.40 (1) (d), for obtaining or  
25 maintaining information if to do so would be inconsistent with federal law.



1           **SECTION 1176.** 48.715 (6) of the statutes is amended to read:

2           48.715 **(6)** The department of health and family services shall deny, suspend,  
3           restrict, refuse to renew, or otherwise withhold a license under s. 48.66 (1) (a) or a  
4           probationary license under s. 48.69 to operate a child welfare agency, group home,  
5           shelter care facility, or day care center, and the department of corrections shall deny,  
6           suspend, restrict, refuse to renew, or otherwise withhold a license under s. 48.66 (1)  
7           (b) to operate a secured residential care center for children and youth, for failure of  
8           the applicant or licensee to pay court-ordered payments of child or family support,  
9           maintenance, birth expenses, medical expenses, or other expenses related to the  
10          support of a child or former spouse or for failure of the applicant or licensee to comply,  
11          after appropriate notice, with a subpoena or warrant issued by the department of  
12          workforce development or a county child support agency under s. 59.53 (5) and  
13          related to paternity or child support proceedings, as provided in a memorandum of  
14          understanding entered into under s. 49.857. Notwithstanding s. 48.72, an action  
15          taken under this subsection is subject to review only as provided in the memorandum  
16          of understanding entered into under s. 49.857 and not as provided in s. 48.72.

17          **SECTION 1177.** 48.743 of the statutes is created to read:

18          **48.743 Community living arrangements for children. (1)** In this section,  
19          “community living arrangement for children” means a residential care center for  
20          children and youth or a group home.

21          **(2)** Community living arrangements for children shall be subject to the same  
22          building and housing ordinances, codes, and regulations of the municipality or  
23          county as similar residences located in the area in which the facility is located.

24          **(3)** The department shall designate a subunit to keep records and supply  
25          information on community living arrangements for children under ss. 59.69 (15) (f),

1 60.63 (7), and 62.23 (7) (i) 6. The subunit shall be responsible for receiving all  
2 complaints regarding community living arrangements for children and for  
3 coordinating all necessary investigatory and disciplinary actions under the laws of  
4 this state and under the rules of the department relating to the licensing of  
5 community living arrangements for children.

6 (4) A community living arrangement for children with a capacity for 8 or fewer  
7 persons shall be a permissible use for purposes of any deed covenant which limits use  
8 of property to single-family or 2-family residences. A community living  
9 arrangement for children with a capacity for 15 or fewer persons shall be a  
10 permissible use for purposes of any deed covenant which limits use of property to  
11 more than 2-family residences. Covenants in deeds which expressly prohibit use of  
12 property for community living arrangements for children are void as against public  
13 policy.

14 (5) If a community living arrangement for children is required to obtain special  
15 zoning permission, as defined in s. 59.69 (15) (g), the department shall, at the request  
16 of the unit of government responsible for granting the special zoning permission,  
17 inspect the proposed facility and review the program proposed for the facility. After  
18 such inspection and review, the department shall transmit to the unit of government  
19 responsible for granting the special zoning permission a statement that the proposed  
20 facility and its proposed program have been examined and are either approved or  
21 disapproved by the department.

22 **SECTION 1178.** 48.745 (5) of the statutes is amended to read:

23 48.745 (5) If the county department designates the department to receive  
24 formal complaints, the subunit under s. ~~46.03 (22) (c)~~ 48.743 (3) shall receive the

1 complaints and the department shall have all the powers and duties granted to the  
2 county department in this section.

3 **SECTION 1179.** 48.75 (1g) (c) 1. of the statutes is amended to read:

4 48.75 (1g) (c) 1. A statement that the public licensing agency issuing the license  
5 is responsible has placement and care responsibility for the child as required under  
6 42 USC 672 (a) (2) and has primary responsibility for providing services to the child  
7 who is placed in the foster home, as specified in the agreement.

8 **SECTION 1180.** 48.75 (1m) of the statutes is amended to read:

9 48.75 (1m) Each child welfare agency and public licensing agency shall provide  
10 ~~the subunit of the department that administers s. 48.685~~ of health and family  
11 services with information about each person who is denied a license for a reason  
12 specified in s. 48.685 (4m) (a) 1. to 5.

13 **SECTION 1181.** 48.78 (2) (h) of the statutes is amended to read:

14 48.78 (2) (h) Paragraph (a) does not prohibit the department, a county  
15 department, or a licensed child welfare agency from entering the content of any  
16 record kept or information received by the department, county department, or  
17 licensed child welfare agency into the statewide automated child welfare  
18 information system established under s. ~~46.03~~ 48.47 (7g).

19 **SECTION 1182.** 48.839 (1) (d) of the statutes is amended to read:

20 48.839 (1) (d) If custody of the child is transferred under sub. (4) (b) to a county  
21 department or child welfare agency before the child is adopted, the department shall  
22 periodically bill the guardian and the surety under s. ~~46.03 (18) (b) or 46.10~~ 49.32 (1)  
23 (b) or 49.345 for the cost of care and maintenance of the child until the child is adopted  
24 or becomes age 18, whichever is earlier. The guardian and surety shall also be liable

1 under the bond for costs incurred by the department in enforcing the bond against  
2 the guardian and surety.

3 **SECTION 1183.** 48.839 (1) (e) of the statutes is amended to read:

4 48.839 (1) (e) This section does not preclude the department or any other  
5 agency given custody of a child under sub. (4) (b) from collecting under s. ~~46.03 (18)~~  
6 ~~(b) or 46.10~~ 49.32 (1) (b) or 49.345 from the former guardian for costs in excess of the  
7 amount recovered under the bond incurred in enforcing the bond and providing care  
8 and maintenance for the child until he or she reaches age 18 or is adopted.

9 **SECTION 1366m.** 48.84 (1) of the statutes, as created by 2005 Wisconsin Act  
10 293, is amended to read:

11 48.84 (1) Before a child may be placed under s. 48.833 for adoption by a  
12 proposed adoptive parent who has not previously adopted a child, before a proposed  
13 adoptive parent who has not previously adopted a child may petition for placement  
14 of a child for adoption under s. 48.837, and before a proposed adoptive parent who  
15 has not previously adopted a child may bring a child into this state for adoption under  
16 s. 48.839, the proposed adoptive parent shall complete the preadoption preparation  
17 required under this section. The preparation shall be provided by a licensed child  
18 welfare agency, a licensed private adoption agency, the state adoption information  
19 exchange under s. 48.55, the state adoption center under s. 48.55, a state-funded  
20 foster care and adoption resource center, ~~or a state-funded postadoption resource~~  
21 ~~center, a technical college district school, or an institution or college campus within~~  
22 the University of Wisconsin System. If the proposed adoptive parent does not reside  
23 in this state, he or she may meet this requirement by obtaining equivalent  
24 preparation in his or her state of residence.

25 **SECTION 1184.** 48.88 (2) (am) of the statutes is created to read:

1           48.88 (2) (am) 1. If the petitioner was required to obtain an initial license to  
2           operate a foster home or treatment foster home before placement of the child for  
3           adoption or relicensure after a break in licensure, the agency making the  
4           investigation shall obtain a criminal history search from the records maintained by  
5           the department of justice and request under 42 USC 16962 (b) a fingerprint-based  
6           check of the national crime information databases, as defined in 28 USC 534 (f) (3)  
7           (A), with respect to the petitioner. The agency may release any information obtained  
8           under this subdivision only as permitted under 42 USC 16962 (e). In the case of a  
9           child on whose behalf adoption assistance payments will be provided under s. 48.975,  
10          if the petitioner has been convicted of any of the offenses specified in s. 48.685 (5) (bm)  
11          1. to 4., the agency may not report that the petitioner’s home is suitable for the child.

12          2. If the petitioner was required to obtain a license to operate a foster home or  
13          treatment foster home before placement of the child for adoption, the agency making  
14          the investigation shall obtain information maintained by the department regarding  
15          any substantiated reports of child abuse or neglect against the petitioner and any  
16          other adult residing in the petitioner’s home. If the petitioner or other adult residing  
17          in the petitioner’s home is not, or at any time within the 5 years preceding the date  
18          of the search has not been, a resident of this state, the agency shall check any child  
19          abuse or neglect registry maintained by any state or other U.S. jurisdiction in which  
20          the petitioner or other adult is a resident or was a resident within those 5 years for  
21          information that is equivalent to the information maintained by the department  
22          regarding substantiated reports of child abuse or neglect. The agency may not use  
23          any information obtained under this subdivision for any purpose other than a  
24          background search under this subdivision.

25          **SECTION 1185.** 48.93 (1d) of the statutes is amended to read:

1           48.93 **(1d)** All records and papers pertaining to an adoption proceeding shall  
2 be kept in a separate locked file and may not be disclosed except under sub. (1g) or  
3 (1r), s. ~~46.03 (29)~~, 48.432, 48.433, 48.434, 48.48 (17) (a) 9. or 48.57 (1) (j), or by order  
4 of the court for good cause shown.

5           **SECTION 1186.** 48.98 (2) (d) of the statutes is amended to read:

6           48.98 **(2)** (d) The department shall periodically bill the person who filed the  
7 bond and the surety under s. ~~46.03 (18) (b) or 46.10~~ 49.32 (1) (b) or 49.345 for the cost  
8 of care and maintenance of the child until the child is adopted or becomes age 18,  
9 whichever is earlier. The guardian and surety shall also be liable under the bond for  
10 costs incurred by the department in enforcing the bond.

11          **SECTION 1187.** 48.981 (3) (c) 8. of the statutes is amended to read:

12          48.981 **(3)** (c) 8. Using the format prescribed by the department, each county  
13 department shall provide the department with information about each report that  
14 the county department receives or that is received by a licensed child welfare agency  
15 that is under contract with the county department and about each investigation that  
16 the county department or a licensed child welfare agency under contract with the  
17 county department conducts. Using the format prescribed by the department, a  
18 licensed child welfare agency under contract with the department shall provide the  
19 department with information about each report that the child welfare agency  
20 receives and about each investigation that the child welfare agency conducts. ~~This~~  
21 ~~information shall be used by the~~ The department shall use the information to  
22 monitor services provided by county departments or licensed child welfare agencies  
23 under contract with county departments or the department. The department shall  
24 use nonidentifying information to maintain statewide statistics on child abuse and

1 neglect and on unborn child abuse, and for planning and policy development  
2 purposes.

3 **SECTION 1188.** 48.981 (7) (dm) of the statutes is amended to read:

4 48.981 (7) (dm) Notwithstanding par. (a), an agency may enter the content of  
5 any report or record maintained by the agency into the statewide automated child  
6 welfare information system established under s. ~~46.03~~ 48.47 (7g).

7 **SECTION 1189.** 48.981 (8) (a) of the statutes is amended to read:

8 48.981 (8) (a) The department, the county departments, and a licensed child  
9 welfare agency under contract with the department in a county having a population  
10 of 500,000 or more to the extent feasible shall conduct continuing education and  
11 training programs for staff of the department, the county departments, licensed  
12 child welfare agencies under contract with the department or a county department,  
13 law enforcement agencies, and the tribal social services departments, persons and  
14 officials required to report, the general public, and others as appropriate. The  
15 programs shall be designed to encourage reporting of child abuse and neglect and of  
16 unborn child abuse, to encourage self-reporting and voluntary acceptance of services  
17 and to improve communication, cooperation, and coordination in the identification,  
18 prevention, and treatment of child abuse and neglect and of unborn child abuse.  
19 Programs provided for staff of the department, county departments, and licensed  
20 child welfare agencies under contract with county departments or the department  
21 whose responsibilities include the investigation or treatment of child abuse or  
22 neglect shall also be designed to provide information on means of recognizing and  
23 appropriately responding to domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a). The  
24 department, the county departments, and a licensed child welfare agency under  
25 contract with the department in a county having a population of 500,000 or more

1 shall develop public information programs about child abuse and neglect and about  
2 unborn child abuse.

3 **SECTION 1190.** 48.981 (8) (d) 1. of the statutes is amended to read:

4 48.981 **(8)** (d) 1. Each agency staff member and supervisor whose  
5 responsibilities include investigation or treatment of child abuse and neglect or of  
6 unborn child abuse shall successfully complete training in child abuse and neglect  
7 protective services and in unborn child abuse protective services approved by the  
8 department. The training shall include information on means of recognizing and  
9 appropriately responding to domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a). The  
10 department shall monitor compliance with this subdivision according to rules  
11 promulgated by the department.

12 **SECTION 1191.** 48.982 (2) (g) (intro.) of the statutes is amended to read:

13 48.982 **(2)** (g) (intro.) In coordination with the ~~departments of health and family~~  
14 ~~services and~~ department and the department of public instruction:

15 **SECTION 1192.** 48.985 (1) of the statutes is amended to read:

16 48.985 **(1)** FEDERAL PROGRAM OPERATIONS. From the appropriation under s.  
17 ~~20.435 (3)~~ 20.437 (1) (n), the department shall expend not more than \$273,700 in each  
18 fiscal year of the moneys received under 42 USC 620 to 626 for the department's  
19 expenses in connection with administering the expenditure of funds received under  
20 42 USC 620 to 626 and for child abuse and neglect and unborn child abuse  
21 independent investigations.

22 **SECTION 1193.** 48.985 (2) of the statutes is amended to read:

23 48.985 **(2)** COMMUNITY SOCIAL AND MENTAL HYGIENE SERVICES. From the  
24 appropriation under s. ~~20.435 (7)~~ 20.437 (1) (o), the department shall distribute not  
25 more than ~~\$3,809,600~~ \$3,554,300 in each fiscal year of the moneys received under



1 42 USC 620 to 626 to county departments ~~under ss. 46.215, 46.22, and 46.23~~ for the  
2 provision or purchase of child welfare projects and services, for services to children  
3 and families, for services to the expectant mothers of unborn children, and for  
4 family-based child welfare services.

5 **SECTION 1194.** 48.985 (4) of the statutes is amended to read:

6 48.985 (4) RUNAWAY SERVICES. From the appropriation under s. ~~20.435 (3)~~  
7 20.437 (1) (na) for runaway services, not more than \$458,600 in each fiscal year.

8 **SECTION 1195.** 48.985 (5) of the statutes is repealed.

9 **SECTION 1196.** 48.989 (1) (a) of the statutes is amended to read:

10 48.989 (1) (a) “Appropriate authority in the receiving state” means the  
11 department of ~~health and family services~~.

12 **SECTION 1197.** 48.989 (1) (b) of the statutes is amended to read:

13 48.989 (1) (b) “Appropriate public authorities” means the department of ~~health~~  
14 ~~and family services~~, which shall receive and act with reference to notices required  
15 by s. 48.988 (3).

16 **SECTION 1198.** Chapter 49 (title) of the statutes is amended to read:

17 **CHAPTER 49**

18 **PUBLIC ASSISTANCE AND**

19 **CHILDREN AND FAMILY SERVICES**

20 **SECTION 1199.** 49.001 (9) of the statutes is amended to read:

21 49.001 (9) “Wisconsin ~~works~~ Works agency” means a person under contract  
22 under s. 49.143 to administer Wisconsin ~~works~~ Works under ss. 49.141 to 49.161. If  
23 no contract is awarded under s. 49.143, “Wisconsin ~~works~~ Works agency” means the  
24 department of ~~workforce development~~ children and families.

25 **SECTION 1200.** 49.02 (2) (c) of the statutes is repealed.

1           **SECTION 1201.** 49.025 (2) (a) 2. of the statutes is amended to read:

2           49.025 (2) (a) 2. The department shall subtract from the amount determined  
3 under subd. 1. amounts paid to hospitals in that county under s. 49.45 (6y) and (6z)  
4 in that year and amounts paid on behalf of individuals in that county under the  
5 demonstration project under s. 49.45 (23) in that year. If the amount determined  
6 under this subdivision is less than zero, the amount of the relief block grant is \$0.

7           **SECTION 1202.** 49.029 (3) of the statutes is amended to read:

8           49.029 (3) **USE OF RELIEF BLOCK GRANT FUNDS.** A tribal governing body may use  
9 moneys received as a relief block grant only for the purpose of providing health care  
10 services to dependent persons. Notwithstanding s. 49.01 (2g), health care services  
11 may include treatment services for alcohol and other drug abuse and mental health  
12 services.

13           **SECTION 1203.** Subchapter III (title) of chapter 49 [precedes 49.11] of the  
14 statutes is amended to read:

15   **CHAPTER 49**

16   SUBCHAPTER III

17   ECONOMIC CHILDREN AND FAMILY

18   SUPPORT AND ~~WORK PROGRAMS~~ SERVICES

19           **SECTION 1204.** 49.11 (1) of the statutes is amended to read:

20           49.11 (1) “Department” means the department of ~~workforce development~~  
21 children and families.

22           **SECTION 1205.** 49.11 (2) of the statutes is amended to read:

23           49.11 (2) “Secretary” means the secretary of ~~workforce development~~ children  
24 and families.

25           **SECTION 1206.** 49.13 (title) of the statutes is renumbered 49.79 (9) (title).

1           **SECTION 1207.** 49.13 (1) of the statutes is repealed.

2           **SECTION 1208.** 49.13 (2) (a) of the statutes is renumbered 49.79 (9) (a) 1. and  
3 amended to read:

4           49.79 (9) (a) 1. The department shall ~~contract with the department of health~~  
5 ~~and family services as provided under s. 49.79 (10) to administer an employment and~~  
6 training program for recipients under the food stamp program and may contract  
7 under s. 49.78 with county departments under ss. 46.215, 46.22, and 46.23, and with  
8 tribal governing bodies to carry out the administrative functions. The department  
9 may contract, or a county department or tribal governing body may subcontract, with  
10 a Wisconsin works Works agency or another provider to administer the employment  
11 and training program under this subsection. Except as provided in ~~pars. (b) and (bm)~~  
12 subds. 2. and 3., the department may require able individuals who are 18 to 60 years  
13 of age who are not participants in a Wisconsin works Works employment position to  
14 participate in the employment and training program under this subsection.

15           **SECTION 1209.** 49.13 (2) (b) of the statutes is renumbered 49.79 (9) (a) 2. and  
16 amended to read:

17           49.79 (9) (a) 2. The department may not require an individual who is a recipient  
18 under the food stamp program and who is the caretaker of a child ~~who is~~ under the  
19 age of 12 weeks to participate in any employment and training program under ~~par.~~  
20 ~~(a)~~ this subsection.

21           **SECTION 1210.** 49.13 (2) (bm) of the statutes is renumbered 49.79 (9) (a) 3. and  
22 amended to read:

23           49.79 (9) (a) 3. The department may not require an individual who is a recipient  
24 under the food stamp program to participate in any employment and training  
25 program under ~~par. (a)~~ this subsection if that individual is enrolled at least half time

1 in a school, as defined in s. 49.26 (1) (a) 2., a training program, or an institution of  
2 higher education.

3 **SECTION 1211.** 49.13 (2) (cm) of the statutes is renumbered 49.79 (9) (a) 4.

4 **SECTION 1212.** 49.13 (2) (d) of the statutes is renumbered 49.79 (9) (a) 5. and  
5 amended to read:

6 49.79 (9) (a) 5. A participant in an employment and training program under  
7 this ~~section~~ subsection administered by the department is an employee of the  
8 department for purposes of worker's compensation coverage, except to the extent  
9 that the person for whom the participant is performing work provides worker's  
10 compensation coverage. A participant in an employment and training program  
11 under this ~~section~~ subsection administered by a Wisconsin ~~works~~ Works agency or  
12 another provider is an employee of the Wisconsin ~~works~~ Works agency or other  
13 provider for purposes of worker's compensation coverage, except to the extent that  
14 the person for whom the participant is performing work provides worker's  
15 compensation coverage.

16 **SECTION 1213.** 49.13 (3) (intro.) of the statutes is renumbered 49.79 (9) (b)  
17 (intro.) and amended to read:

18 49.79 (9) (b) (intro.) An individual who fails to comply with the work  
19 requirements under ~~sub. (2) par.~~ (a) without good cause is ineligible to participate in  
20 the food stamp program ~~under s. 49.79~~ as follows:

21 **SECTION 1214.** 49.13 (3) (a) of the statutes is renumbered 49.79 (9) (b) 1. and  
22 amended to read:

23 49.79 (9) (b) 1. For the first occurrence of noncompliance, one month, or until  
24 the person complies with the work requirements under ~~sub. (2) par.~~ (a), whichever  
25 is later.

1           **SECTION 1215.** 49.13 (3) (b) of the statutes is renumbered 49.79 (9) (b) 2. and  
2 amended to read:

3           49.79 **(9)** (b) 2. For the 2nd occurrence of noncompliance, 3 months, or until the  
4 person complies with the work requirements under ~~sub. (2)~~ par. (a), whichever is  
5 later.

6           **SECTION 1216.** 49.13 (3) (c) of the statutes is renumbered 49.79 (9) (b) 3. and  
7 amended to read:

8           49.79 **(9)** (b) 3. For the 3rd and subsequent occurrences of noncompliance, 6  
9 months, or until the person complies with the work requirements under ~~sub. (2)~~ par.  
10 (a), whichever is later.

11           **SECTION 1407c.** 49.134 (2) (a) of the statutes is amended to read:

12           49.134 **(2)** (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department shall  
13 make grants to local agencies to fund child care resource and referral services  
14 provided by those local agencies. The department shall provide an allocation formula  
15 to determine the amount of a grant awarded under this section.

16           **SECTION 1407e.** 49.136 (2) (a) of the statutes is amended to read:

17           49.136 **(2)** (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department may  
18 award grants for the start-up or expansion of child care services.

19           **SECTION 1407g.** 49.137 (2) (a) of the statutes is amended to read:

20           49.137 **(2)** (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department may  
21 award grants to child care providers that meet the quality of care standards  
22 established under s. 49.155 (1d) (b) to improve the retention of skilled and  
23 experienced child care staff. In awarding grants under this subsection, the  
24 department shall consider the applying child care provider's total enrollment of

1 children and average enrollment of children who receive or are eligible for publicly  
2 funded care from the child care provider.

3 **SECTION 1407h.** 49.137 (3) (a) of the statutes is amended to read:

4 49.137 (3) (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department may  
5 award grants to child care providers for assistance in meeting the quality of care  
6 standards established under s. 49.155 (1d) (b).

7 **SECTION 1407i.** 49.137 (4) (intro.) of the statutes is amended to read:

8 49.137 (4) TRAINING AND TECHNICAL ASSISTANCE CONTRACTS. (intro.) From the  
9 allocation under s. 49.155 (1g) ~~(d)~~, the department may contract with one or more  
10 agencies for the provision of training and technical assistance to improve the quality  
11 of child care provided in this state. The training and technical assistance activities  
12 contracted for under this subsection may include any of the following activities:

13 **SECTION 1407j.** 49.137 (4m) of the statutes is amended to read:

14 49.137 (4m) LOCAL PASS-THROUGH GRANT PROGRAM. From the allocation under  
15 s. 49.155 (1g) ~~(d)~~, the department shall award grants to local governments and tribal  
16 governing bodies for programs to improve the quality of child care. The department  
17 shall promulgate rules to administer the grant program, including rules that specify  
18 the eligibility criteria and procedures for awarding the grants.

19 **SECTION 1217.** 49.138 (1m) (intro.) of the statutes is amended to read:

20 49.138 (1m) (intro.) The department shall implement a program of emergency  
21 assistance to needy persons in cases of fire, flood, natural disaster, homelessness or  
22 impending homelessness, or energy crisis. The department shall establish the  
23 maximum amount of aid to be granted, except for cases of energy crisis, per family  
24 member based on the funding available under s. ~~20.445 (3)~~ 20.437 (2) (dz) and (md).  
25 The department need not establish the maximum amount by rule under ch. 227. The

1 department shall publish the maximum amount and annual changes to it in the  
2 Wisconsin administrative register. Emergency assistance provided to needy persons  
3 under this section may only be provided to a needy person once in a 12-month period.  
4 Emergency assistance provided to needy persons under this section in cases of  
5 homelessness or impending homelessness may be used only to obtain or retain a  
6 permanent living accommodation. For the purposes of this section, a family is  
7 considered to be homeless, or to be facing impending homelessness, if any of the  
8 following applies:

9 **SECTION 1218.** 49.143 (2) (b) of the statutes is amended to read:

10 49.143 (2) (b) Establish a children's services network. The children's services  
11 network shall provide information about community resources available to the  
12 dependent children in a Wisconsin works group, including charitable food and  
13 clothing centers; subsidized and low-income housing; transportation subsidies; the  
14 state supplemental food program for women, infants and children under s. ~~253.06~~  
15 49.17; and child care programs. In a county having a population of 500,000 or more,  
16 a children's services network shall, in addition, provide a forum for those persons  
17 who are interested in the delivery of child welfare services and other services to  
18 children and families in the geographical area under sub. (6) served by that  
19 children's services network to communicate with and make recommendations to the  
20 providers of those services in that geographical area with respect to the delivery of  
21 those services in that area.

22 **SECTION 1219.** 49.147 (3m) of the statutes is created to read:

23 49.147 (3m) REAL WORK, REAL PAY PILOT PROJECT. (a) *Administration and*  
24 *evaluation.* Except as provided in par. (d), the department shall conduct and

1 evaluate a real work, real pay pilot project from January 1, 2008, to December 31,  
2 2009.

3 (b) *Eligibility and project limits.* 1. Except as specifically provided in this  
4 subsection, all general and nonfinancial eligibility requirements under s. 49.145  
5 apply to participants under this subsection, and all requirements under sub. (3), as  
6 they apply to Wisconsin Works agencies, employers, and participants, apply to  
7 Wisconsin Works agencies, employers, and participants under this subsection.

8 2. The project shall be limited to 100 individuals and shall be conducted in at  
9 least one of the geographical areas established by the department under s. 49.143 (6)  
10 that is in Milwaukee County and in at least 2 of those geographical areas that are  
11 not in Milwaukee County.

12 (c) *Employer subsidies and reimbursements.* The Wisconsin Works agency  
13 shall pay an employer that employs a participant under this subsection a monthly  
14 wage subsidy that does not exceed the federal minimum wage for no more than 30  
15 hours of work per week. Worksite training activities prescribed by the employer that  
16 are consistent with training provided to other employees at the worksite are  
17 considered work for purposes of calculating the wage subsidy under this paragraph.  
18 In addition to the wage subsidy, the Wisconsin Works agency shall reimburse the  
19 employer for up to 100 percent of all of the following costs that are attributable to  
20 employment of the participant:

- 21 1. Federal social security taxes.
- 22 2. State and federal unemployment contributions or taxes, if any.
- 23 3. Worker's compensation insurance premiums, if any.

24 (d) *Time-limited participation and payment extension.* An individual may  
25 participate in the project under this subsection for a maximum of 6 months, with an



1 opportunity for an extension of up to 3 months. Notwithstanding the ending date for  
2 the project, payments under par. (c) for any participant who is accepted into the  
3 project before December 31, 2009, shall be made until the participant completes his  
4 or her 6-month participation period or any extension to it already commenced before  
5 that date.

6 (e) *Mentors and stipends.* The Wisconsin Works agency and employer of a  
7 participant under this subsection shall work together to find a mentor for the  
8 participant at the participant's work site. The Wisconsin Works agency shall pay  
9 each mentor a monthly stipend of \$50.

10 (f) *Employer effort to retain, refer, or evaluate participant.* An employer that  
11 employs a participant under this subsection and receives a wage subsidy shall agree  
12 to make a good faith effort to retain the participant as a permanent unsubsidized  
13 employee after the wage subsidy ends if the participant successfully completes  
14 participation in the project under this subsection. An employer shall also agree that,  
15 if the employer does not retain a participant as a permanent unsubsidized employee,  
16 the employer will serve as an employment reference for the participant or provide  
17 to the Wisconsin Works agency a written performance evaluation of the participant,  
18 including recommendations for improvements.

19 **SECTION 1220.** 49.147 (6) (c) of the statutes is amended to read:

20 49.147 (6) (c) *Distribution and administration.* From the appropriation under  
21 s. ~~20.445 (3)~~ 20.437 (2) (jL), the department shall distribute funds for job access loans  
22 to a Wisconsin Works agency, which shall administer the loans in accordance with  
23 rules promulgated by the department.

24 **SECTION 1221.** 49.147 (6) (cm) 1. of the statutes is amended to read:

1           49.147 **(6)** (cm) 1. The department of ~~workforce development~~ may, in the  
2 manner provided in s. 49.85, collect job access loan repayments that are delinquent  
3 under the terms of a repayment agreement. The department of ~~workforce~~  
4 ~~development~~ shall credit all delinquent repayments collected by the department of  
5 revenue as a setoff under s. 71.93 to the appropriation account under s. ~~20.445 (3)~~  
6 20.437 (2) (jL). Use of the process under s. 49.85 does not preclude the department  
7 of ~~workforce development~~ from collecting delinquent repayments through other  
8 legal means.

9           **SECTION 1420f.** 49.155 (1) (intro.) of the statutes is amended to read:

10           49.155 **(1)** DEFINITIONS. (intro.) In this section, except as otherwise provided:

11           **SECTION 1420m.** 49.155 (1g) of the statutes is repealed and recreated to read:

12           49.155 **(1g)** DISTRIBUTION OF FUNDS. Within the limits of the availability of the  
13 federal child care and development block grant funds received under 42 USC 9858,  
14 the department shall do all of the following:

15           (a) Subject to sub. (1j), spend no more than the minimum amount required  
16 under 42 USC 9858 on programs to improve the quality and availability of child care.  
17 From the appropriations under s. 20.445 (3) (cm), (kx), (mc), and (md), the  
18 department shall allocate and distribute funding in each fiscal year for all of the  
19 following:

20           1. A child care scholarship and bonus program, in the amount of at least  
21 \$3,475,000 per fiscal year.

22           2. Grants under s. 49.134 (2) for child day care resource and referral services,  
23 in the amount of at least \$1,225,000 per fiscal year.

24           3. A transfer to the appropriation account under s. 20.435 (3) (kx) for child care  
25 licensing activities, in the amount of at least \$4,800,600 per fiscal year.

1           4. Grants under s. 49.137 (4m).

2           5. Contracts under s. 49.137 (4) for training and technical assistance.

3           6. The department's share of the costs for the Child Care Information Center  
4 operated by the division for libraries, technology, and community learning in the  
5 department of public instruction.

6           (b) Subject to sub. (1j), from the appropriations under s. 20.445 (3) (cm), (kx),  
7 and (mc), distribute \$1,765,600 in fiscal year 2007–08 and \$1,600,300 in fiscal year  
8 2008–09 for administration of the department's office of child care.

9           **SECTION 1420n.** 49.155 (1g) (a) (intro.) and 3. and (b) of the statutes, as affected  
10 by 2007 Wisconsin Act .... (this act), are amended to read:

11           49.155 **(1g)** (a) (intro.) Subject to sub. (1j), spend no more than the minimum  
12 amount required under 42 USC 9858 on programs to improve the quality and  
13 availability of child care. From the appropriations under s. ~~20.445 (3)~~ 20.437 (2) (cm),  
14 (kx), (mc), and (md), the department shall allocate and distribute funding in each  
15 fiscal year for all of the following:

16           3. A transfer to the appropriation account under s. ~~20.435 (3)~~ 20.437 (1) (kx) for  
17 child care licensing activities, in the amount of at least \$4,800,600 per fiscal year.

18           (b) Subject to sub. (1j), from the appropriations under s. ~~20.445 (3)~~ 20.437 (2)  
19 (cm), (kx), and (mc), distribute \$1,765,600 in fiscal year 2007–08 and \$1,600,300 in  
20 fiscal year 2008–09 for administration of the department's office of child care.

21           **SECTION 1222.** 49.155 (1m) (a) 3m. of the statutes is amended to read:

22           49.155 **(1m)** (a) 3m. Participate in a job search or work experience component  
23 of the food stamp employment and training program under s. ~~49.13~~ 49.79 (9).

24           **SECTION 1432c.** 49.155 (5) of the statutes is amended to read:

1           49.155 (5) LIABILITY FOR PAYMENT. An individual is liable for the percentage of  
2 the cost of the child care specified by the department in a printed copayment  
3 schedule. The department may not increase copayment amounts by more than 2.8  
4 percent per year. An individual who is under the age of 20 and is attending high  
5 school or participating in a course of study meeting the standards established under  
6 s. 115.29 (4) for the granting of a declaration of equivalency to high school graduation  
7 may not be determined liable for more than the minimum copayment amount for the  
8 type of child care received and the number of children receiving child care.

9           **SECTION 1432m.** 49.155 (6m) of the statutes is created to read:

10           49.155 (6m) CHILD CARE PROVIDER REIMBURSEMENTS. (a) In this subsection,  
11 “child care provider” means a provider licensed under s. 48.65.

12           (b) The department shall reimburse a child care provider on the basis of the  
13 number of authorized hours for a child to receive services from the child care provider  
14 and shall adjust the number of authorized hours on the basis of a child’s history of  
15 underutilization. For this purpose, the department shall do all of the following:

16           1. Program the child care computer system to track the hourly usage of child  
17 care authorized hours for each child for each child care provider over a review period  
18 of 6 consecutive 2–week periods and to automatically adjust a child’s authorized  
19 hours if usage is consistently less than 50 percent of the authorized hours for the  
20 child in each of those 2–week periods.

21           2. Reduce the authorized hours for a child to reflect actual usage and provide  
22 an automated notice to the child’s parent, child care provider, and local case worker  
23 that allows a reasonable time for the child care provider to fill the vacant child care  
24 slot.

1           3. Adjust the authorized hours for a child to the highest usage during the  
2 12–week review period, except that the department may not set the authorized hours  
3 for a child at a level that is less than 20 hours per week.

4           (c) The department shall allow families to request adjustments in authorized  
5 hours if needed to meet work requirements and to appeal any determinations made  
6 with respect to adjustments in authorized hours under par. (b).

7           **SECTION 1223.** 49.1635 (1) of the statutes is amended to read:

8           49.1635 (1) To the extent permitted under federal law and subject to sub. (2),  
9 from the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (md) the department may  
10 distribute funds to the Wisconsin Trust Account Foundation in an amount up to the  
11 amount received by the foundation from private donations, but not to exceed  
12 \$100,000 in a fiscal year. Except as provided in sub. (4), funds distributed under this  
13 subsection may be used only for the provision of legal services to individuals who are  
14 eligible for temporary assistance for needy families under 42 USC 601 et seq. and  
15 whose incomes are at or below 200% of the poverty line.

16           **SECTION 1224.** 49.175 (1) (intro.) of the statutes is amended to read:

17           49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within  
18 the limits of the appropriations under s. ~~20.445 (3)~~ 20.437 (2) (a), (cm), (dz), (k), (kx),  
19 (L), (mc), (md), (me), and (s), the department shall allocate the following amounts for  
20 the following purposes:

21           **SECTION 1225.** 49.175 (1) (a) of the statutes is amended to read:

22           49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,  
23 \$59,184,700 ~~\$44,068,500~~ in fiscal year ~~2005–06~~ 2007–08 and \$51,930,000  
24 \$43,392,200 in fiscal year ~~2006–07~~ 2008–09.

25           **SECTION 1226.** 49.175 (1) (b) of the statutes is amended to read:

1           49.175 (1) (b) *Wisconsin Works administration.* For administration of  
2 Wisconsin Works performed under contracts under s. 49.143, \$18,999,900  
3 \$10,701,100 in fiscal year ~~2005–06~~ 2007–08 and ~~\$16,834,100~~ \$10,701,100 in fiscal  
4 year ~~2006–07~~ 2008–09.

5           **SECTION 1227.** 49.175 (1) (c) of the statutes is repealed.

6           **SECTION 1228.** 49.175 (1) (f) of the statutes is amended to read:

7           49.175 (1) (f) *Wisconsin Works ancillary services.* For program services under  
8 Wisconsin Works provided under contracts under s. 49.143, ~~\$49,534,800~~ \$38,471,500  
9 in fiscal year ~~2005–06~~ 2007–08 and ~~\$43,463,000~~ \$38,471,500 in fiscal year ~~2006–07~~  
10 2008–09.

11           **SECTION 1229.** 49.175 (1) (g) of the statutes is amended to read:

12           49.175 (1) (g) *State administration of public assistance programs.* For state  
13 administration of public assistance programs, ~~\$16,060,000~~ \$16,670,100 in each  
14 fiscal year ~~2007–08~~ and \$16,868,500 in fiscal year 2008–09.

15           **SECTION 1230.** 49.175 (1) (i) of the statutes is amended to read:

16           49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138,  
17 ~~\$4,500,000~~ \$6,000,000 in each fiscal year.

18           **SECTION 1231.** 49.175 (1) (p) of the statutes is amended to read:

19           49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
20 49.155, ~~\$310,332,100~~ \$345,601,800 in fiscal year ~~2005–06~~ 2007–08 and  
21 ~~\$313,432,100~~ \$355,352,000 in fiscal year ~~2006–07~~ 2008–09.

22           **SECTION 1443c.** 49.175 (1) (q) of the statutes is amended to read:

23           49.175 (1) (q) *~~Indirect child~~ Child care services state administration.* For  
24 ~~indirect~~ administration of child care services under s. 49.155 (1g), ~~\$9,926,700~~ (b).

1     \$1,765,600 in fiscal year ~~2005–06~~ 2007–08 and ~~\$9,929,000~~ \$1,600,300 in fiscal year  
2     ~~2006–07~~ 2008–09.

3           **SECTION 1232.** 49.175 (1) (qm) of the statutes is amended to read:

4           49.175 (1) (qm) *Quality care for quality kids.* For the child care quality  
5     improvement activities specified in s. 49.155 (1g) ~~(d)~~, ~~\$3,378,500~~ (a), \$5,311,000 in  
6     each fiscal year.

7           **SECTION 1444c.** 49.175 (1) (qs) of the statutes is created to read:

8           49.175 (1) (qs) *Child care licensing.* For child care licensing, at least \$4,800,600  
9     in each fiscal year.

10          **SECTION 1233.** 49.175 (1) (r) of the statutes is repealed.

11          **SECTION 1234.** 49.175 (1) (ze) (title) of the statutes is amended to read:

12          49.175 (1) (ze) (title) *Programs administered by the department of health and*  
13     *family services relating to children and families.*

14          **SECTION 1235.** 49.175 (1) (ze) 1. of the statutes is amended to read:

15          49.175 (1) (ze) 1. ‘Kinship care and long–term kinship care assistance.’ For the  
16     kinship care and long–term kinship care programs under s. 48.57 (3m), (3n), and  
17     (3p), ~~\$23,034,200 in fiscal year 2005–06 and \$22,686,300~~ \$23,579,800 in each fiscal  
18     year ~~2006–07~~.

19          **SECTION 1236.** 49.175 (1) (ze) 2. of the statutes is amended to read:

20          49.175 (1) (ze) 2. ‘Children of recipients of supplemental security income.’ For  
21     payments made under s. 49.775 for the support of the dependent children of  
22     recipients of supplemental security income, ~~\$30,444,000~~ \$30,094,700 in fiscal year  
23     ~~2005–06~~ 2007–08 and ~~\$30,394,000~~ \$30,094,700 in fiscal year ~~2006–07~~ 2008–09.

24          **SECTION 1237.** 49.175 (1) (ze) 10m. of the statutes is amended to read:

1           49.175 (1) (ze) 10m. ‘Safety and out-of-home placement services.’ For services  
2 provided in counties having a population of 500,000 or more to ensure the safety of  
3 children who the department of health and family services determines may remain  
4 at home if appropriate services are provided, ~~\$5,707,200~~ and for ongoing services  
5 provided in those counties to families with children placed in out-of-home care,  
6 \$5,631,300 in each fiscal year.

7           **SECTION 1238.** 49.175 (1) (ze) 10m. of the statutes, as affected by 2007  
8 Wisconsin Act .... (this act), is amended to read:

9           49.175 (1) (ze) 10m. ‘Safety and out-of-home placement services.’ For services  
10 provided in counties having a population of 500,000 or more to ensure the safety of  
11 children who the department of ~~health and family services~~ determines may remain  
12 at home if appropriate services are provided, and for ongoing services provided in  
13 those counties to families with children placed in out-of-home care, \$5,631,300 in  
14 each fiscal year.

15           **SECTION 1239.** 49.175 (1) (ze) 12. of the statutes is amended to read:

16           49.175 (1) (ze) 12. ‘Milwaukee and statewide child welfare administration.’ For  
17 the costs associated with the Milwaukee child welfare information system and the  
18 Wisconsin statewide automated child welfare information system, \$1,310,800  
19 \$1,510,500 in fiscal year ~~2005–06~~ 2007–08 and ~~\$1,317,700~~ \$1,532,100 in fiscal year  
20 ~~2006–07~~ 2008–09.

21           **SECTION 1240.** 49.175 (1) (zh) of the statutes is amended to read:

22           49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
23 moneys from the appropriation account under s. 20.445 (3) (md) to the appropriation  
24 account under s. 20.835 (2) (kf) for the earned income tax credit, ~~\$55,232,000~~  
25 \$16,125,400 in each fiscal year 2007–08 and \$6,664,200 in fiscal year 2008–09.



1           **SECTION 1241.** 49.175 (1) (zh) of the statutes, as affected by 2007 Wisconsin Act  
2 .... (this act), is amended to read:

3           49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
4 moneys from the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (md) to the  
5 appropriation account under s. 20.835 (2) (kf) for the earned income tax credit,  
6 \$16,125,400 in fiscal year 2007–08 and \$6,664,200 in fiscal year 2008–09.

7           **SECTION 1242.** 49.175 (2) (c) of the statutes is amended to read:

8           49.175 (2) (c) If the amounts of federal block grant moneys that are required  
9 to be credited to the appropriation accounts under s. ~~20.445 (3)~~ 20.437 (2) (mc) and  
10 (md) are less than the amounts appropriated under s. ~~20.445 (3)~~ 20.437 (2) (mc) and  
11 (md), the department shall submit a plan to the secretary of administration for  
12 reducing the amounts of moneys allocated under sub. (1). If the secretary of  
13 administration approves the plan, the amounts of moneys required to be allocated  
14 under sub. (1) may be reduced as proposed by the department and the department  
15 shall allocate the moneys as specified in the plan.

16           **SECTION 1243.** 49.19 (1) (a) 2. b. of the statutes is amended to read:

17           49.19 (1) (a) 2. b. Is living in a foster home or treatment foster home licensed  
18 under s. 48.62 if a license is required under that section, in a foster home or treatment  
19 foster home located within the boundaries of a federally recognized American Indian  
20 reservation in this state and licensed by the tribal governing body of the reservation,  
21 in a group home licensed under s. 48.625, or in a residential care center for children  
22 and youth licensed under s. 48.60, and has been placed in the foster home, treatment  
23 foster home, group home, or center by a county department under s. 46.215, 46.22,  
24 or 46.23, by the department of health and family services, by the department of

1 corrections, or by a federally recognized American Indian tribal governing body in  
2 this state under an agreement with a county department.

3 **SECTION 1244.** 49.19 (10) (a) of the statutes is amended to read:

4 49.19 (10) (a) Aid under this section may also be granted to a nonrelative who  
5 cares for a child dependent upon the public for proper support in a foster home or  
6 treatment foster home having a license under s. 48.62, in a foster home or treatment  
7 foster home located within the boundaries of a federally recognized American Indian  
8 reservation in this state and licensed by the tribal governing body of the reservation  
9 or in a group home licensed under s. 48.625, regardless of the cause or prospective  
10 period of dependency. The state shall reimburse counties pursuant to the procedure  
11 under s. ~~46.495~~ 48.569 (2) and the percentage rate of participation set forth in s.  
12 ~~46.495~~ 48.569 (1) (d) for aid granted under this subsection except that if the child does  
13 not have legal settlement in the granting county, state reimbursement shall be at  
14 100%. The county department under s. 46.215 or 46.22 shall determine the legal  
15 settlement of the child. A child under one year of age shall be eligible for aid under  
16 this subsection irrespective of any other residence requirement for eligibility within  
17 this section.

18 **SECTION 1245.** 49.19 (10) (d) of the statutes is amended to read:

19 49.19 (10) (d) Aid may also be paid under this section to a licensed foster home,  
20 treatment foster home, group home, or residential care center for children and youth  
21 by the state when the child is in the custody or guardianship of the state, when the  
22 child is a ward of an American Indian tribal court in this state and the placement is  
23 made under an agreement between the department and the tribal governing body,  
24 or when the child was part of the state's direct service case load and was removed  
25 from the home of a relative specified in sub. (1) (a) as a result of a judicial

1 determination that continuance in the home of a relative would be contrary to the  
 2 child's welfare for any reason and the child is placed by the department of health and  
 3 family services or the department of corrections.

4 **SECTION 1246.** 49.19 (11) (a) 1. a. of the statutes is amended to read:

5 49.19 (11) (a) 1. a. Except as provided in subs. (11m) and (11s), monthly  
 6 payments made under s. ~~20.445 (3)~~ 20.437 (2) (dz) and (md) to persons or to families  
 7 with dependent children shall be based on family size and shall be at 80% of the total  
 8 of the allowances under subs. 2. and 4. plus the following standards of assistance  
 9 beginning on September 1, 1987:

Figure 49.19 (11) (a) 1. a.:		
<u>FAMILY SIZE</u>	<u>AREA I</u>	<u>AREA II</u>
1	\$ 311	\$ 301
2	550	533
3	647	626
4	772	749
5	886	861
6	958	929
7	1,037	1,007
8	1,099	1,068
9	1,151	1,117
10	1,179	1,143

10 **SECTION 1247.** 49.19 (11s) (d) of the statutes is amended to read:

11 49.19 (11s) (d) From the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (a), the  
 12 department may award grants to county departments under ss. 46.215, 46.22 and  
 13 46.23 for providing education services relating to family planning, as defined in s.  
 14 253.07 (1) (a), to persons who are subject to par. (b).

15 **SECTION 1248.** 49.195 (3r) of the statutes is amended to read:

16 49.195 (3r) From the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (L) the  
 17 department may contract with or employ a collection agency or other person to

1 enforce a repayment obligation of a person who is found liable under sub. (3) who is  
2 delinquent in making repayments.

3 **SECTION 1249.** 49.197 (1m) of the statutes is amended to read:

4 49.197 **(1m)** FRAUD INVESTIGATION. From the appropriations under s. ~~20.445 (3)~~  
5 20.437 (2) (dz), (kx), (L), (md), (n), and (nL), the department shall establish a program  
6 to investigate suspected fraudulent activity on the part of recipients of aid to families  
7 with dependent children under s. 49.19, on the part of participants in the Wisconsin  
8 Works program under ss. 49.141 to 49.161, and, if the department of health and  
9 family services contracts with the department under sub. (5), on the part of recipients  
10 of medical assistance under subch. IV, food stamp benefits under the food stamp  
11 program under 7 USC 2011 to 2036, supplemental security income payments under  
12 s. 49.77, payments for the support of children of supplemental security income  
13 recipients under s. 49.775, and health care benefits under the Badger Care health  
14 care program under s. 49.665. The department's activities under this subsection may  
15 include, but are not limited to, comparisons of information provided to the  
16 department by an applicant and information provided by the applicant to other  
17 federal, state, and local agencies, development of an advisory welfare investigation  
18 prosecution standard, and provision of funds to county departments under ss.  
19 46.215, 46.22, and 46.23 and to Wisconsin Works agencies to encourage activities to  
20 detect fraud. The department shall cooperate with district attorneys regarding  
21 fraud prosecutions.

22 **SECTION 1465m.** 49.197 (2) of the statutes is created to read:

23 49.197 **(2)** FRAUD INVESTIGATION BY COUNTIES AND TRIBAL GOVERNING BODIES. (a)  
24 In this subsection, "tribal governing body" means an elected governing body of a  
25 federally recognized American Indian tribe.

1 (b) A county or tribal governing body may establish a program to investigate  
2 suspected fraudulent activity on the part of participants in the Wisconsin Works  
3 program under this subchapter, including persons receiving a child care subsidy  
4 under s. 49.155, and to recover incorrect payments made or incorrect benefits  
5 provided as a result of fraudulent activity.

6 (c) If a county or tribal governing body establishes a program under par. (a), the  
7 county or tribal governing body shall pay to the department all of the following:

8 1. Fifty percent of all amounts recovered by the county or tribal governing body  
9 as a result of its program during the first month in which it recovers any amounts  
10 as a result of its program.

11 2. Sixty-six percent of all amounts recovered by the county or tribal governing  
12 body as a result of its program during the 2nd month in which it recovers any  
13 amounts as a result of its program.

14 3. One hundred percent of all amounts recovered by the county or tribal  
15 governing body as a result of its program after the 2nd month in which it recovers  
16 any amounts as a result of its program.

17 (d) The department shall credit all moneys received under this subsection to  
18 the appropriation account under s. 20.445 (3) (g). The department shall use moneys  
19 recovered as a result of fraud in the Wisconsin Works program, other than the child  
20 care subsidy program under s. 49.155, for the Wisconsin Works program other than  
21 the child care subsidy program and shall use moneys recovered as a result of fraud  
22 in the child care subsidy program under s. 49.155 for the child care subsidy program.

23 **SECTION 1465p.** 49.197 (2) (d) of the statutes, as created by 2007 Wisconsin Act  
24 .... (this act), is amended to read:

1           49.197 **(2)** (d) The department shall credit all moneys received under this  
2 subsection to the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (g). The  
3 department shall use moneys recovered as a result of fraud in the Wisconsin Works  
4 program, other than the child care subsidy program under s. 49.155, for the  
5 Wisconsin Works program other than the child care subsidy program and shall use  
6 moneys recovered as a result of fraud in the child care subsidy program under s.  
7 49.155 for the child care subsidy program.

8           **SECTION 1250.** 49.197 (4) of the statutes is amended to read:

9           49.197 **(4)** COUNTY AND TRIBAL ERROR REDUCTION. If the department of health and  
10 family services contracts with the department under sub. (5), the department shall  
11 provide funds from the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (kx) to counties  
12 and governing bodies of federally recognized American Indian tribes administering  
13 Medical Assistance under subch. IV, the food stamp program under 7 USC 2011 to  
14 2036, the supplemental security income payments program under s. 49.77, the  
15 program providing payments for the support of children of supplemental security  
16 income recipients under s. 49.775, and the Badger Care health care program under  
17 s. 49.665 to offset administrative costs of reducing payment errors in those programs.

18           **SECTION 1251.** 49.22 (2m) (a) of the statutes is amended to read:

19           49.22 **(2m)** (a) The department may request from any person in this state  
20 information it determines appropriate and necessary for the administration of this  
21 section, ss. 49.141 to 49.161, 49.19, 49.46, 49.468 and, 49.47, and 49.471 and  
22 programs carrying out the purposes of 7 USC 2011 to 2029. Unless access to the  
23 information is prohibited or restricted by law, or unless the person has good cause,  
24 as determined by the department in accordance with federal law and regulations, for  
25 refusing to cooperate, the person shall make a good faith effort to provide this

1 information within 7 days after receiving a request under this paragraph. Except  
2 as provided in subs. (2p) and (2r) and subject to sub. (12), the department or the  
3 county child support agency under s. 59.53 (5) may disclose information obtained  
4 under this paragraph only in the administration of this section, ss. 49.141 to 49.161,  
5 49.19, 49.46 and, 49.47, and 49.471 and programs carrying out the purposes of 7 USC  
6 2011 to 2029. Employees of the department or a county child support agency under  
7 s. 59.53 (5) are subject to s. 49.83.

8 **SECTION 1252.** 49.22 (2m) (b) of the statutes is amended to read:

9 49.22 **(2m)** (b) The department or county child support agency under s. 59.53  
10 (5) may issue a subpoena, in substantially the form authorized under s. 885.02, to  
11 compel the production of financial information and other documentary evidence in  
12 the administration of this section, ss. 49.145, 49.19, 49.46 and, 49.47, and 49.471 and  
13 programs carrying out the purposes of 7 USC 2011 to 2029.

14 **SECTION 1253.** 49.22 (2m) (c) 3. of the statutes is amended to read:

15 49.22 **(2m)** (c) 3. Any other action taken in good faith to comply with this section  
16 or a subpoena described in par. (bc) or to comply with a request for information or  
17 access to records from the department or a county child support agency under s. 59.53  
18 (5) in the administration of this section, ss. 49.145, 49.19, 49.46 and, 49.47, and  
19 49.471 and programs carrying out the purposes of 7 USC 2011 to 2029.

20 **SECTION 1254.** 49.22 (6) of the statutes is amended to read:

21 49.22 **(6)** The department shall establish, pursuant to federal and state laws,  
22 rules and regulations, a uniform system of fees for services provided under this  
23 section to individuals not receiving aid under s. ~~46.261~~ 48.645, 49.19, or 49.47;  
24 benefits under s. 49.148, 49.155, or 49.79; foster care maintenance payments under  
25 42 USC 670 to 679a; or kinship care payments under s. 48.57 (3m) or long-term

1 kinship care payments under s. 48.57 (3n). The system of fees may take into account  
2 an individual's ability to pay. Any fee paid and collected under this subsection may  
3 be retained by the county providing the service except for the fee specified in 42 USC  
4 653 (e) (2) for federal parent locator services.

5 **SECTION 1255.** 49.22 (6) of the statutes, as affected by 2007 Wisconsin Act ....  
6 (this act), is amended to read:

7 49.22 (6) The department shall establish, pursuant to federal and state laws,  
8 rules and regulations, a uniform system of fees for services provided under this  
9 section to individuals not receiving aid under s. 48.645, 49.19 or, 49.47, or 49.471;  
10 benefits under s. 49.148, 49.155, or 49.79; foster care maintenance payments under  
11 42 USC 670 to 679a; or kinship care payments under s. 48.57 (3m) or long-term  
12 kinship care payments under s. 48.57 (3n). The system of fees may take into account  
13 an individual's ability to pay. Any fee paid and collected under this subsection may  
14 be retained by the county providing the service except for the fee specified in 42 USC  
15 653 (e) (2) for federal parent locator services.

16 **SECTION 1256.** 49.22 (7) of the statutes is amended to read:

17 49.22 (7) The department may represent the state in any action to establish  
18 paternity or to establish or enforce a support or maintenance obligation. The  
19 department may delegate its authority to represent the state in any action to  
20 establish paternity or to establish or enforce a support or maintenance obligation  
21 under this section to an attorney responsible for support enforcement under s. 59.53  
22 (6) (a) pursuant to a contract entered into under s. 59.53 (5). The department shall  
23 ensure that any such contract is for an amount reasonable and necessary to assure  
24 quality service. The department may, by such a contract, authorize a county to  
25 contract with any attorney, collection agency or other person to collect unpaid child



1 support or maintenance. If a county fails to fully implement the programs under s.  
2 59.53 (5), the department may implement them and may contract with any  
3 appropriate person to obtain necessary services. The department shall establish a  
4 formula for disbursing funds appropriated under s. ~~20.445 (3)~~ 20.437 (2) (md) to carry  
5 out a contract under this subsection.

6 **SECTION 1257.** 49.24 (1) of the statutes is amended to read:

7 49.24 (1) From the appropriation under s. 20.445 (3) ~~(k)~~ (b), the department  
8 shall provide child support incentive payments to counties. ~~Total payments~~ In fiscal  
9 year 2007–08, amounts allocated by the department under this subsection may not  
10 exceed \$2,750,000, plus any amounts not obligated in the prior fiscal year. Beginning  
11 with fiscal year 2008–09, amounts allocated under this subsection may not exceed  
12 \$5,690,000 ~~\$5,500,000~~ per fiscal year, plus any amounts not obligated in the prior  
13 fiscal year.

14 **SECTION 1258.** 49.24 (1) of the statutes, as affected by 2007 Wisconsin Act ....  
15 (this act), section 1473, is amended to read:

16 49.24 (1) From the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (b), the  
17 department shall provide child support incentive payments to counties. In fiscal  
18 year 2007–08, amounts allocated by the department under this subsection may not  
19 exceed \$2,750,000, plus any amounts not obligated in the prior fiscal year. Beginning  
20 with fiscal year 2008–09, amounts allocated under this subsection may not exceed  
21 \$5,500,000 per fiscal year, plus any amounts not obligated in the prior fiscal year.

22 **SECTION 1474d.** 49.24 (1) of the statutes, as affected by 2007 Wisconsin Act ....  
23 (this act), section 1473, is amended to read:

24 49.24 (1) From the appropriation under s. 20.445 (3) ~~(b)~~ (k), the department  
25 shall provide child support incentive payments to counties. ~~In fiscal year 2007–08,~~

1 amounts allocated by the department Total payments under this subsection may not  
2 exceed \$2,750,000, plus any amounts not obligated in the prior fiscal year. ~~Beginning~~  
3 ~~with fiscal year 2008–09, amounts allocated under this subsection may not exceed~~  
4 ~~\$5,500,000~~ \$5,690,000 per fiscal year, plus any amounts not obligated in the prior  
5 fiscal year.

6 **SECTION 1259.** 49.24 (2) (b) (intro.) of the statutes is amended to read:

7 49.24 (2) (b) (intro.) Subject to ~~the incentive payments limit specified in par.~~  
8 (a), the department shall distribute to counties, in accordance with the formula  
9 established under par. (a), all of the following:

10 **SECTION 1475d.** 49.24 (2) (b) (intro.) of the statutes, as affected by 2007  
11 Wisconsin Act .... (this act), is amended to read:

12 49.24 (2) (b) (intro.) Subject to the incentive payments limit specified in par.  
13 (a), the department shall distribute to counties, in accordance with the formula  
14 established under par. (a), all of the following:

15 **SECTION 1260.** 49.24 (2) (d) of the statutes is repealed.

16 **SECTION 1476d.** 49.24 (2) (dm) of the statutes is created to read:

17 49.24 (2) (dm) If the amount of federal child support incentive payments  
18 awarded to the state for a federal fiscal year is less than \$12,340,000, the total of  
19 payments distributed to counties under par. (b) and sub. (1) for that federal fiscal  
20 year may not exceed \$12,340,000.

21 **SECTION 1476g.** 49.24 (4) of the statutes is created to read:

22 49.24 (4) If federal legislation reinstates the matching of federal funds for  
23 federal child support incentive payments, the department shall provide a notice in  
24 the Wisconsin Administrative Register that states the effective date of that federal  
25 legislation.

1           **SECTION 1261.** 49.26 (1) (d) of the statutes is amended to read:

2           49.26 (1) (d) A county department or Wisconsin ~~wor~~ks Works agency that  
3 provides services under this subsection directly shall develop a plan, in coordination  
4 with the school districts located in whole or in part in the county, describing the  
5 assistance that the county department or Wisconsin ~~wor~~ks Works agency and school  
6 districts will provide to individuals receiving services under this subsection, the  
7 number of individuals that will be served and the estimated cost of the services. The  
8 county department or Wisconsin ~~wor~~ks Works agency shall submit the plan to the  
9 department of ~~workforce development~~ and the department of public instruction by  
10 January 15, annually.

11           **SECTION 1262.** 49.26 (1) (g) (intro.) of the statutes is amended to read:

12           49.26 (1) (g) (intro.) An individual who is a dependent child in a Wisconsin  
13 ~~wor~~ks Works group that includes a participant under s. 49.147 (3), (3m), (4), or (5)  
14 or who is a recipient of aid under s. 49.19 is subject to the school attendance  
15 requirement under par. (ge) if all of the following apply:

16           **SECTION 1263.** 49.26 (1) (h) 1s. b. of the statutes is amended to read:

17           49.26 (1) (h) 1s. b. An individual who is a dependent child in a Wisconsin ~~wor~~ks  
18 Works group that includes a participant under s. 49.147 (3), (3m), (4), or (5) and who  
19 fails to meet the school attendance requirement under par. (ge) is subject to a  
20 monthly sanction.

21           **SECTION 1264.** 49.27 of the statutes is created to read:

22           **49.27 Legal actions.** The department may sue and be sued.

23           **SECTION 1265.** 49.273 of the statutes is created to read:

24           **49.273 Research, investigations.** The secretary shall plan for and establish  
25 within the department a program of research designed to determine the

1 effectiveness of the treatment, curative, and rehabilitative programs of the various  
2 divisions of the department. The secretary may inquire into any matter affecting  
3 children and families, hold hearings, subpoena witnesses and make  
4 recommendations on those matters to the appropriate public or private agencies.

5 **SECTION 1266.** 49.275 of the statutes is amended to read:

6 **49.275 Cooperation with federal government.** The department may  
7 cooperate with the federal government in carrying out federal acts concerning public  
8 assistance under this subchapter and child welfare under ch. 48 and in other matters  
9 of mutual concern under this subchapter pertaining to public welfare and under ch.  
10 48 pertaining to child welfare.

11 **SECTION 1267.** 49.32 (1) (a) of the statutes is amended to read:

12 49.32 (1) (a) The Except as provided in s. 49.345 (14) (b) and (c), the department  
13 shall establish a uniform system of fees for services provided or purchased under this  
14 subchapter and ch. 48 by the department, or a county department under s. 46.215,  
15 46.22, or 46.23, except as provided in s. 49.22 (6) and except where when, as  
16 determined by the department, a fee is administratively unfeasible or would  
17 significantly prevent accomplishing the purpose of the service. A county department  
18 under s. 46.215, 46.22 or 46.23 shall apply the fees which that it collects under this  
19 program to cover the cost of such those services. The department shall report to the  
20 joint committee on finance no later than March 1 of each year on the number of  
21 children placed for adoption by the department during the previous year and the  
22 costs to the state for services relating to such adoptions.

23 **SECTION 1268.** 49.32 (1) (am) of the statutes is created to read:

1           49.32 (1) (am) Paragraph (a) does not prevent the department from charging  
2 and collecting the cost of adoptive placement investigations and child care as  
3 authorized under s. 48.837 (7).

4           **SECTION 1269.** 49.32 (1) (b) of the statutes is amended to read:

5           49.32 (1) (b) Any Except as provided in s. 49.345 (14) (b) and (c), any person  
6 receiving services provided or purchased under par. (a) or the spouse of the person  
7 and, in the case of a minor, the parents of the person, and, in the case of a foreign child  
8 described in s. 48.839 (1) who became dependent on public funds for his or her  
9 primary support before an order granting his or her adoption, the resident of this  
10 state appointed guardian of the child by a foreign court who brought the child into  
11 this state for the purpose of adoption, shall be liable for the services in the amount  
12 of the fee established under par. (a).

13           **SECTION 1270.** 49.32 (1) (c) of the statutes is amended to read:

14           49.32 (1) (c) The department shall make collections from the person who in the  
15 opinion of the department is best able to pay, giving due regard to the present needs  
16 of the person or of his or her lawful dependents. The department may bring an action  
17 in the name of the department to enforce the liability established under par. (b). This  
18 paragraph does not apply to the recovery of fees for the care and services specified  
19 under s. 49.345.

20           **SECTION 1271.** 49.32 (2) (d) of the statutes is created to read:

21           49.32 (2) (d) The department shall disburse from state or federal funds or both  
22 the entire amount and charge the county for its share under s. 48.569.

23           **SECTION 1272.** 49.32 (9) (a) of the statutes is amended to read:

24           49.32 (9) (a) Each county department under s. 46.215, 46.22, or 46.23  
25 administering aid to families with dependent children shall maintain a monthly

1 report at its office showing the names of all persons receiving aid to families with  
2 dependent children together with the amount paid during the preceding month.  
3 Each Wisconsin ~~works~~ Works agency administering Wisconsin ~~works~~ Works under  
4 ss. 49.141 to 49.161 shall maintain a monthly report at its office showing the names  
5 of all persons receiving benefits under s. 49.148 together with the amount paid  
6 during the preceding month. Nothing in this paragraph shall be construed to  
7 authorize or require the disclosure in the report of any information (names, amounts  
8 of aid or otherwise) pertaining to adoptions, or aid furnished for the care of children  
9 in foster homes or treatment foster homes under s. ~~46.261~~ 48.645 or 49.19 (10).

10 **SECTION 1273.** 49.32 (11) of the statutes is renumbered 103.005 (21) and  
11 amended to read:

12 103.005 (21) ~~COMMUNITY ACTION AGENCIES.~~ The department shall distribute all  
13 of the funds under s. 20.445 ~~(3)~~ (1) (cr) to community action agencies and  
14 organizations, including any of the 11 federally recognized tribal governing bodies  
15 in this state and limited-purpose agencies, in proportion to the share of funds  
16 actually allocated to these entities under 42 USC 1315 and from other federal and  
17 private foundation sources that provide funds for job creation and development for  
18 individuals with low incomes.

19 **SECTION 1274.** 49.32 (11m) of the statutes is created to read:

20 49.32 (11m) **CONSOLIDATION OF ALLOCATED TRIBAL FUNDS.** The department may  
21 consolidate funds appropriated under s. 20.437 that are authorized or required to be  
22 allocated to federally recognized American Indian tribes or bands into a single  
23 distribution for each tribe or band in each fiscal year.

24 **SECTION 1275.** 49.32 (12) of the statutes is amended to read:

1           **49.32 (12)** ADMINISTRATIVE HEARINGS AND APPEALS. Any hearing under s. 227.42  
2 granted by the department under this subchapter or ch. 48 may be conducted before  
3 the division of hearings and appeals in the department of administration.

4           **SECTION 1276.** 49.325 (1) (a) of the statutes is amended to read:

5           **49.325 (1)** (a) Each county department under s. 46.215, 46.22, or 46.23 shall  
6 submit its final budget for services directly provided or purchased under this  
7 subchapter or ch. 48 to the department by December 31 annually.

8           **SECTION 1277.** 49.325 (2) of the statutes is amended to read:

9           **49.325 (2)** ASSESSMENT OF NEEDS. Before developing and submitting a proposed  
10 budget for services directly provided or purchased under this subchapter or ch. 48  
11 to the county executive or county administrator or the county board, the county  
12 departments listed in sub. (1) shall assess needs and inventory resources and  
13 services, using an open public participation process.

14           **SECTION 1278.** 49.325 (2g) (a) of the statutes is amended to read:

15           **49.325 (2g)** (a) The department shall annually submit to the county board of  
16 supervisors in a county with a single-county department or the county boards of  
17 supervisors in counties with a multicounty department a proposed written contract  
18 containing the allocation of funds for services directly provided or purchased under  
19 this subchapter or ch. 48 and such administrative requirements as necessary. The  
20 contract as approved may contain conditions of participation consistent with federal  
21 and state law. The contract may also include provisions necessary to ensure uniform  
22 cost accounting of services. Any changes to the proposed contract shall be mutually  
23 agreed upon. The county board of supervisors in a county with a single-county  
24 department or the county boards of supervisors in counties with a multicounty  
25 department shall approve the contract before January 1 of the year in which it takes

1 effect unless the department grants an extension. The county board of supervisors  
2 in a county with a single-county department or the county boards of supervisors in  
3 counties with a multicounty department may designate an agent to approve addenda  
4 to any contract after the contract has been approved.

5 **SECTION 1279.** 49.325 (2g) (c) of the statutes is amended to read:

6 49.325 (2g) (c) The joint committee on finance may require the department to  
7 submit contracts between county departments under ss. 46.215, 46.22<sub>1</sub> and 46.23  
8 and providers of services under this subchapter or ch. 48 to the committee for review  
9 and approval.

10 **SECTION 1280.** 49.325 (2r) (a) 1. of the statutes is amended to read:

11 49.325 (2r) (a) 1. For services under this subchapter ~~which~~ or ch. 48 that  
12 duplicate or are inconsistent with services being provided or purchased by the  
13 department or other county departments receiving grants-in-aid or reimbursement  
14 from the department.

15 **SECTION 1281.** 49.325 (2r) (a) 2. of the statutes is amended to read:

16 49.325 (2r) (a) 2. Inconsistent with state or federal statutes, rules, or  
17 regulations, in which case the department may also arrange for provision of services  
18 under this subchapter or ch. 48 by an alternate agency. The department may not  
19 arrange for provision of services by an alternate agency unless the joint committee  
20 on finance or a review body designated by the committee reviews and approves the  
21 department's determination.

22 **SECTION 1282.** 49.325 (3) (a) of the statutes is amended to read:

23 49.325 (3) (a) *Citizen advisory committee.* Except as provided in par. (b), the  
24 county board of supervisors of each county or the county boards of supervisors of 2  
25 or more counties jointly shall establish a citizen advisory committee to the county



1 departments under ss. 46.215, 46.22 and 46.23. The citizen advisory committee shall  
2 advise in the formulation of the budget under sub. (1). Membership on the committee  
3 shall be determined by the county board of supervisors in a county with a  
4 single–county committee or by the county boards of supervisors in counties with a  
5 multicounty committee and shall include representatives of those persons receiving  
6 services, providers of services and citizens. A majority of the members of the  
7 committee shall be citizens and consumers of services. At least one member of the  
8 committee shall be chosen from the governing or administrative board of the  
9 community action agency serving the county or counties under s. 49.265, if any. The  
10 committee’s membership may not consist of more than 25% county supervisors, nor  
11 of more than 20% services providers. The chairperson of the committee shall be  
12 appointed by the county board of supervisors establishing it. In the case of a  
13 multicounty committee, the chairperson shall be nominated by the committee and  
14 approved by the county boards of supervisors establishing it. The county board of  
15 supervisors in a county with a single–county committee or the county boards of  
16 supervisors in counties with a multicounty committee may designate an agent to  
17 determine the membership of the committee and to appoint the committee  
18 chairperson or approve the nominee.

19 **SECTION 1283.** 49.34 (1) of the statutes is amended to read:

20 49.34 (1) All services under this subchapter and ch. 48 purchased by the  
21 department or by a county department under s. 46.215, 46.22, or 46.23 shall be  
22 authorized and contracted for under the standards established under this section.  
23 The department may require the county departments to submit the contracts to the  
24 department for review and approval. For purchases of \$10,000 or less the  
25 requirement for a written contract may be waived by the department. No contract

1 is required for care provided by foster homes or treatment foster homes that are  
2 required to be licensed under s. 48.62. When the department directly contracts for  
3 services, it shall follow the procedures in this section in addition to meeting  
4 purchasing requirements established in s. 16.75.

5 **SECTION 1284.** 49.34 (2) of the statutes is amended to read:

6 49.34 (2) All services purchased under this subchapter and ch. 48 shall meet  
7 standards established by the department and other requirements specified by the  
8 purchaser in the contract. Based on these standards the department shall establish  
9 standards for cost accounting and management information systems that shall  
10 monitor the utilization of the services, and document the specific services in meeting  
11 the service plan for the client and the objective of the service.

12 **SECTION 1285.** 49.34 (4) (a) of the statutes is amended to read:

13 49.34 (4) (a) Except as provided in this subsection, maintain a uniform double  
14 entry accounting system and a management information system which are  
15 compatible with cost accounting and control systems prescribed by the department.  
16 The department shall establish a simplified double–entry bookkeeping system for  
17 use by family–operated group homes. Each purchaser shall determine whether a  
18 family–operated group home from which it purchases services shall use the  
19 double–entry accounting system or the simplified system and shall include this  
20 determination in the purchase of service contract. In this paragraph,  
21 “family–operated group home” means a group home licensed under s. 48.66 (1) (a) for  
22 which the licensee is one or more individuals who operate not more than one group  
23 home.

24 **SECTION 1286.** 49.34 (4) (c) of the statutes is amended to read:

1           49.34 (4) (c) Unless waived by the department, biennially, or annually if  
2 required under federal law, provide the purchaser with a certified financial and  
3 compliance audit report if the care and services purchased exceed \$25,000. The audit  
4 shall follow standards that the department prescribes. A purchaser may waive the  
5 requirements of this paragraph for any family–operated group home, as defined in  
6 par. (a), from which it purchases services.

7           **SECTION 1287.** 49.34 (5m) (a) 1. of the statutes is amended to read:

8           49.34 (5m) (a) 1. “Provider” means a nonstock corporation organized under ch.  
9 181 that is a nonprofit corporation, as defined in s. 181.0103 (17), and that contracts  
10 under this section to provide client services on the basis of a unit rate per client  
11 service or a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437 that  
12 contracts under this section to provide client services on the basis of a unit rate per  
13 client service.

14           **SECTION 1288.** 49.34 (5m) (b) 1. of the statutes is amended to read:

15           49.34 (5m) (b) 1. Subject to subds. 2. and 3. and par. (em), if revenue under a  
16 contract for the provision of a rate–based service exceeds allowable costs incurred in  
17 the contract period, the provider may retain from the surplus generated by that  
18 rate–based service up to 5% of the contract amount. A provider that retains a surplus  
19 under this subdivision shall use that retained surplus to cover a deficit between  
20 revenue and allowable costs incurred in any preceding or future contract period for  
21 the same rate–based service that generated the surplus or to address the  
22 programmatic needs of clients served by the same rate–based service that generated  
23 the surplus.

24           **SECTION 1289.** 49.34 (5m) (b) 2. of the statutes is amended to read:

1           49.34 (5m) (b) 2. Subject to subd. 3. and par. (em), a provider may accumulate  
2 funds from more than one contract period under this paragraph, except that, if at the  
3 end of a contract period the amount accumulated from all contract periods for a  
4 rate-based service exceeds 10% of the amount of all current contracts for that  
5 rate-based service, the provider shall, at the request of a purchaser, return to that  
6 purchaser the purchaser's proportional share of that excess and use any of that  
7 excess that is not returned to a purchaser to reduce the provider's unit rate per client  
8 for that rate-based service in the next contract period. If a provider has held for 4  
9 consecutive contract periods an accumulated reserve for a rate-based service that  
10 is equal to or exceeds 10% of the amount of all current contracts for that rate-based  
11 service, the provider shall apply 50% of that accumulated amount to reducing its unit  
12 rate per client for that rate-based service in the next contract period.

13           **SECTION 1290.** 49.34 (5m) (em) of the statutes is created to read:

14           49.34 (5m) (em) Notwithstanding par. (b) 1. and 2., a county department under  
15 s. 46.215, 51.42, or 51.437 providing client services in a county having a population  
16 of 500,000 or more or a nonstock, nonprofit corporation providing client services in  
17 such a county may not retain a surplus under par. (b) 1. or accumulate funds under  
18 par. (b) 2. from revenues that are used to meet the maintenance-of-effort  
19 requirement under the federal temporary assistance for needy families program  
20 under 42 USC 601 to 619.

21           **SECTION 1291.** 49.345 of the statutes is created to read:

22           **49.345 Cost of care and maintenance; liability; collection and**  
23 **deportation counsel; collections; court actions; recovery. (1)** Liability and  
24 the collection and enforcement of such liability for the care, maintenance, services,  
25 and supplies specified in this section are governed exclusively by this section, except

1 in cases of child support ordered by a court under s. 48.355 (2) (b) 4., 48.357 (5m) (a),  
2 or 48.363 (2) or ch. 767.

3 (2) Except as provided in sub. (14) (b) and (c), any person, including but not  
4 limited to a person placed under s. 48.345 (3) or 48.357 (1) or (2m), receiving care,  
5 maintenance, services, and supplies provided by any institution in this state, in  
6 which the state is chargeable with all or part of the person's care, maintenance,  
7 services, and supplies, and the person's property and estate, including the  
8 homestead, and the spouse of the person, and the spouse's property and estate,  
9 including the homestead, and, in the case of a minor child, the parents of the person,  
10 and their property and estates, including their homestead, and, in the case of a  
11 foreign child described in s. 48.839 (1) who became dependent on public funds for his  
12 or her primary support before an order granting his or her adoption, the resident of  
13 this state appointed guardian of the child by a foreign court who brought the child  
14 into this state for the purpose of adoption, and his or her property and estate,  
15 including his or her homestead, shall be liable for the cost of the care, maintenance,  
16 services, and supplies in accordance with the fee schedule established by the  
17 department under s. 49.32 (1). If a spouse, widow, or minor, or an incapacitated  
18 person may be lawfully dependent upon the property for his or her support, the court  
19 shall release all or such part of the property and estate from the charges that may  
20 be necessary to provide for the person. The department shall make every reasonable  
21 effort to notify the liable persons as soon as possible after the beginning of the  
22 maintenance, but the notice or the receipt thereof is not a condition of liability.

23 (3) After investigation of the liable persons' ability to pay, the department shall  
24 make collection from the person who in the opinion of the department under all of  
25 the circumstances is best able to pay, giving due regard to relationship and the

1 present needs of the person or of the lawful dependents. However, the liability of  
2 relatives for maintenance shall be in the following order: first, the spouse of the  
3 person; then, in the case of a minor, the parent or parents.

4 **(4)** (a) If a person liable under sub. (2) fails to make payment or enter into or  
5 comply with an agreement for payment, the department may bring an action to  
6 enforce the liability or may issue an order to compel payment of the liability. Any  
7 person aggrieved by an order issued by the department under this paragraph may  
8 appeal the order as a contested case under ch. 227 by filing with the department a  
9 request for a hearing within 30 days after the date of the order.

10 (b) If judgment is rendered in an action brought under par. (a) for any balance  
11 that is 90 or more days past due, interest at the rate of 12 percent per year shall be  
12 computed by the clerk and added to the liable person's costs. That interest shall  
13 begin on the date on which payment was due and shall end on the day before the date  
14 of any interest that is computed under s. 814.04 (4).

15 (c) If the department issues an order to compel payment under par. (a), interest  
16 at the rate of 12 percent per year shall be computed by the department and added  
17 at the time of payment to the person's liability. That interest shall begin on the date  
18 on which payment was due and shall end on the day before the date of final payment.

19 **(5)** If any person named in an order to compel payment issued under sub. (4)  
20 (a) fails to pay the department any amount due under the terms of the order, and no  
21 contested case to review the order is pending, and the time for filing for a contested  
22 case review has expired, the department may present a certified copy of the order to  
23 the circuit court for any county. The circuit court shall, without notice, render  
24 judgment in accordance with the order. A judgment rendered under this subsection  
25 shall have the same effect and shall be entered in the judgment and lien docket and

1 may be enforced in the same manner as if the judgment had been rendered in an  
2 action tried and determined by the circuit court.

3 **(6)** The sworn statement of the collection and deportation counsel, or of the  
4 secretary, shall be evidence of the fee and of the care and services received by the  
5 person.

6 **(7)** The department shall administer and enforce this section. It shall appoint  
7 an attorney to be designated “collection and deportation counsel” and other  
8 necessary assistants. The department may delegate to the collection and  
9 deportation counsel such other powers and duties as it considers advisable. The  
10 collection and deportation counsel or any of the assistants may administer oaths,  
11 take affidavits and testimony, examine public records, and subpoena witnesses and  
12 the production of books, papers, records, and documents material to any matter of  
13 proceeding relating to payments for the cost of maintenance. The department shall  
14 encourage agreements or settlements with the liable person, having due regard to  
15 ability to pay and the present needs of lawful dependents.

16 **(8)** The department may do any of the following:

17 (a) Appear for the state in any and all collection and deportation matters  
18 arising in the several courts, and may commence suit in the name of the department  
19 to recover the cost of maintenance against the person liable therefor.

20 (b) Determine whether any person is subject to deportation, and on behalf of  
21 this state enter into reciprocal agreements with other states for deportation and  
22 importation of persons who are public charges, upon such terms as will protect the  
23 state’s interests and promote mutual amicable relations with other states.

24 (c) From time to time investigate the financial condition and needs of persons  
25 liable under sub. (2), their present ability to maintain themselves, the persons legally

1 dependent upon them for support, the protection of the property and investments  
2 from which they derive their living and their care and protection, for the purpose of  
3 ascertaining the person's ability to make payment in whole or in part.

4 (d) After due regard to the case and to a spouse and minor children who are  
5 lawfully dependent on the property for support, compromise or waive any portion of  
6 any claim of the state or county for which a person specified under sub. (2) is liable,  
7 but not any claim payable by an insurer under s. 632.89 (2) or (2m) or by any other  
8 3rd party.

9 (e) Make an agreement with a person who is liable under sub. (2), or who may  
10 be willing to assume the cost of maintenance of any person, providing for the  
11 payment of such costs at a specified rate or amount.

12 (f) Make adjustment and settlement with the several counties for their proper  
13 share of all moneys collected.

14 (g) Pay quarterly from the appropriation under s. 20.437 (1) (gg) the collection  
15 moneys due county departments under ss. 46.22 and 46.23. Payments shall be made  
16 as soon after the close of each quarter as is practicable.

17 **(9)** Any person who willfully testifies falsely as to any material matter in an  
18 investigation or proceeding under this section shall be guilty of perjury. Banks,  
19 employers, insurers, savings banks, savings and loan associations, brokers, and  
20 fiduciaries, upon request of the department, shall furnish in writing and duly  
21 certified, full information regarding the property, earnings, or income or any funds  
22 deposited to the credit of or owing to any person liable under sub. (2). That certified  
23 statement shall be admissible in evidence in any action or proceeding to compel  
24 payment under this section, and shall be evidence of the facts stated in the certified



1 statement, if a copy of the statement is served upon the party sought to be charged  
2 not less than 3 days before the hearing.

3 **(10)** The department shall make all reasonable and proper efforts to collect all  
4 claims for maintenance, to keep payments current, and periodically to review all  
5 unpaid claims.

6 **(11)** (a) Except as provided in par. (b), in any action to recover from a person  
7 liable under this section, the statute of limitations may be pleaded in defense.

8 (b) If a person who is liable under this section is deceased, a claim may be filed  
9 against the decedent's estate and the statute of limitations specified in s. 859.02 shall  
10 be exclusively applicable. This paragraph applies to liability incurred on or after  
11 July 20, 1985.

12 **(14)** (a) Except as provided in pars. (b) and (c), liability of a person specified in  
13 sub. (2) or s. 49.32 (1) for care and maintenance of persons under 18 years of age in  
14 residential, nonmedical facilities such as group homes, foster homes, treatment  
15 foster homes, subsidized guardianship homes, and residential care centers for  
16 children and youth is determined in accordance with the cost-based fee established  
17 under s. 49.32 (1). The department shall bill the liable person up to any amount of  
18 liability not paid by an insurer under s. 632.89 (2) or (2m) or by other 3rd-party  
19 benefits, subject to rules that include formulas governing ability to pay established  
20 by the department under s. 49.32 (1). Any liability of the person not payable by any  
21 other person terminates when the person reaches age 18, unless the liable person has  
22 prevented payment by any act or omission.

23 (b) Except as provided in par. (c), and subject to par. (cm), liability of a parent  
24 specified in sub. (2) or s. 49.32 (1) for the care and maintenance of the parent's minor  
25 child who has been placed by a court order under s. 48.355 or 48.357 in a residential,

1 nonmedical facility such as a group home, foster home, treatment foster home,  
2 subsidized guardianship home, or residential care center for children and youth  
3 shall be determined by the court by using the percentage standard established by the  
4 department under s. 49.22 (9) and by applying the percentage standard in the  
5 manner established by the department under par. (g).

6 (c) Upon request by a parent, the court may modify the amount of child support  
7 payments determined under par. (b), subject to par. (cm), if, after considering the  
8 following factors, the court finds by the greater weight of the credible evidence that  
9 the use of the percentage standard is unfair to the child or to either of the parents:

10 1. The needs of the child.

11 2. The physical, mental, and emotional health needs of the child, including any  
12 costs for the child's health insurance provided by a parent.

13 3. The standard of living and circumstances of the parents, including the needs  
14 of each parent to support himself or herself at a level equal to or greater than that  
15 established under 42 USC 9902 (2).

16 4. The financial resources of the parents.

17 5. The earning capacity of each parent, based on each parent's education,  
18 training, and work experience and based on the availability of work in or near the  
19 parent's community.

20 6. The need and capacity of the child for education, including higher education.

21 7. The age of the child.

22 8. The financial resources and the earning ability of the child.

23 9. The needs of any person, including dependent children other than the child,  
24 whom either parent is legally obligated to support.

1           10. The best interests of the child, including, but not limited to, the impact on  
2 the child of expenditures by the family for improvement of any conditions in the home  
3 that would facilitate the reunification of the child with the child's family, if  
4 appropriate, and the importance of a placement that is the least restrictive of the  
5 rights of the child and the parents and the most appropriate for meeting the needs  
6 of the child and the family.

7           11. Any other factors that the court in each case determines are relevant.

8           (cm) 1. Except as provided in subd. 2., if a parent who is required to pay child  
9 support under par. (b) or (c) is receiving adoption assistance under s. 48.975 for the  
10 child for whom support is ordered, the amount of the child support payments  
11 determined under par. (b) or (c) may not exceed the amount of the adoption assistance  
12 maintenance payments under s. 48.975 (3) (a). If an agreement under s. 48.975 (4)  
13 is in effect that provides for a payment of \$0 under s. 48.975 (3) (a), the payment of  
14 \$0 shall be considered to be an adoption assistance maintenance payment for  
15 purposes of this subdivision.

16           2. Subdivision 1. does not apply if, after considering the factors under par. (c)  
17 1. to 11., the court finds by the greater weight of the credible evidence that limiting  
18 the amount of the child support payments to the amount of the adoption assistance  
19 maintenance payments under s. 48.975 (3) (a) is unfair to the child or to either of the  
20 parents.

21           (d) If the court finds under par. (c) that use of the percentage standard is unfair  
22 to the minor child or either of the parents, the court shall state in writing or on the  
23 record the amount of support that would be required by using the percentage  
24 standard, the amount by which the court's order deviates from that amount, its  
25 reasons for finding that use of the percentage standard is unfair to the child or the

1 parent, its reasons for the amount of the modification, and the basis for the  
2 modification.

3 (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a), or 48.363 (2)  
4 for support determined under this subsection constitutes an assignment of all  
5 commissions, earnings, salaries, wages, pension benefits, benefits under ch. 102 or  
6 108, and other money due or to be due in the future to the county department under  
7 s. 46.22 or 46.23 in the county where the order was entered or to the department,  
8 depending upon the placement of the child as specified by rules promulgated under  
9 subd. 5. The assignment shall be for an amount sufficient to ensure payment under  
10 the order.

11 2. Except as provided in subd. 3., for each payment made under the assignment,  
12 the person from whom the payer under the order receives money shall receive an  
13 amount equal to the person's necessary disbursements, not to exceed \$3, which shall  
14 be deducted from the money to be paid to the payer.

15 3. Benefits under ch. 108 may be assigned and withheld only in the manner  
16 provided in s. 108.13 (4). Any order to withhold benefits under ch. 108 shall be for  
17 an amount certain. When money is to be withheld from these benefits, no fee may  
18 be deducted from the amount withheld and no fine may be levied for failure to  
19 withhold the money.

20 4. No employer may use an assignment under this paragraph as a basis for the  
21 denial of employment to a person, the discharge of an employee, or any disciplinary  
22 action against an employee. An employer who denies employment or discharges or  
23 disciplines an employee in violation of this subdivision may be fined not more than  
24 \$500 and may be required to make full restitution to the aggrieved person, including  
25 reinstatement and back pay. Except as provided in this subdivision, restitution shall

1 be in accordance with s. 973.20. An aggrieved person may apply to the district  
2 attorney or to the department of workforce development for enforcement of this  
3 subdivision.

4 5. The department shall promulgate rules for the operation and  
5 implementation of assignments under this paragraph.

6 (f) If the amount of the child support determined under this subsection is  
7 greater than the cost for the care and maintenance of the minor child in the  
8 residential, nonmedical facility, the assignee under par. (e) 1. shall expend or  
9 otherwise dispose of any funds that are collected in excess of the cost of such care and  
10 maintenance in a manner that the assignee determines will serve the best interests  
11 of the minor child.

12 **(16)** The department shall delegate to county departments under ss. 46.22 and  
13 46.23 or the local providers of care and services meeting the standards established  
14 by the department under s. 49.34 the responsibilities vested in the department under  
15 this section for collection of fees for services other than those provided at state  
16 facilities, if the county departments or providers meet the conditions that the  
17 department determines are appropriate. The department may delegate to county  
18 departments under ss. 46.22 and 46.23 the responsibilities vested in the department  
19 under this section for collection of fees for services provided at the state facilities if  
20 the necessary conditions are met.

21 **SECTION 1292.** 49.35 (1) (a) of the statutes is amended to read:

22 49.35 **(1)** (a) The department shall supervise the administration of programs  
23 under this subchapter and ch. 48. The department shall submit to the federal  
24 authorities state plans for the administration of programs under this subchapter and  
25 ch. 48 in such form and containing such information as the federal authorities

1 require, and shall comply with all requirements prescribed to ensure their  
2 correctness.

3 **SECTION 1293.** 49.35 (1) (b) of the statutes is amended to read:

4 49.35 (1) (b) All records of the department and all county records relating to  
5 programs under this subchapter and ch. 48 and aid under s. 49.18, 1971 stats., s.  
6 49.20, 1971 stats., and s. 49.61, 1971 stats., as affected by chapter 90, laws of 1973,  
7 shall be open to inspection at all reasonable hours by authorized representatives of  
8 the federal government. Notwithstanding ss. 48.396 (2) and 938.396 (2), all county  
9 records relating to the administration of the services and public assistance specified  
10 in this paragraph shall be open to inspection at all reasonable hours by authorized  
11 representatives of the department.

12 **SECTION 1294.** 49.35 (2) of the statutes is amended to read:

13 49.35 (2) The county administration of all laws relating to programs under this  
14 subchapter and ch. 48 shall be vested in the officers and agencies designated in the  
15 statutes.

16 **SECTION 1295.** 49.36 (2) of the statutes is amended to read:

17 49.36 (2) The department may contract with any county, tribal governing body,  
18 or Wisconsin Works agency to administer a work experience and job training  
19 program for parents who are not custodial parents and who fail to pay child support  
20 or to meet their children's needs for support as a result of unemployment or  
21 underemployment. The program may provide the kinds of work experience and job  
22 training services available from the program under s. 49.193, 1997 stats., or s. 49.147  
23 (3), (3m), or (4). The program may also include job search and job orientation  
24 activities. The department shall fund the program from the appropriations under  
25 s. 20.445 (3) (dz) and (k).

1           **SECTION 1296.** 49.36 (2) of the statutes, as affected by 2007 Wisconsin Act ...  
2 (this act), is amended to read:

3           49.36 (2) The department may contract with any county, tribal governing body,  
4 or Wisconsin Works agency to administer a work experience and job training  
5 program for parents who are not custodial parents and who fail to pay child support  
6 or to meet their children's needs for support as a result of unemployment or  
7 underemployment. The program may provide the kinds of work experience and job  
8 training services available from the program under s. 49.193, 1997 stats., or s. 49.147  
9 (3), (3m), or (4). The program may also include job search and job orientation  
10 activities. The department shall fund the program from the appropriations under  
11 s. ~~20.445 (3)~~ 20.437 (2) (dz) and (k).

12           **SECTION 1297.** 49.45 (2) (a) 1. of the statutes is amended to read:

13           49.45 (2) (a) 1. Exercise responsibility relating to fiscal matters, the eligibility  
14 for benefits under standards set forth in ss. 49.46 to 49.47 49.471, and general  
15 supervision of the medical assistance program.

16           **SECTION 1298.** 49.45 (2) (a) 3. of the statutes is amended to read:

17           49.45 (2) (a) 3. Determine the eligibility of persons for medical assistance,  
18 rehabilitative, and social services under ss. 49.46, 49.468, and 49.47, and 49.471 and  
19 rules and policies adopted by the department and may, under a contract under s.  
20 49.78 (2), delegate all, or any portion, of this function to the county department under  
21 s. 46.215, 46.22, or 46.23 or a tribal governing body.

22           **SECTION 1299.** 49.45 (2) (a) 17. of the statutes is amended to read:

23           49.45 (2) (a) 17. Notify the governor, the joint committee on legislative  
24 organization, the joint committee on finance and appropriate standing committees,  
25 as determined by the presiding officer of each house, if the appropriation accounts

1 under s. 20.435 (4) (b) and ~~(gp)~~ (xd) are insufficient to provide the state share of  
2 medical assistance.

3 **SECTION 1300.** 49.45 (2) (b) 3. of the statutes is amended to read:

4 49.45 **(2)** (b) 3. Audit all claims filed by any contractor making the payment of  
5 benefits paid under ss. 49.46 to ~~49.47~~ 49.471 and make proper fiscal adjustments.

6 **SECTION 1301.** 49.45 (2) (b) 7. (intro.) of the statutes is amended to read:

7 49.45 **(2)** (b) 7. (intro.) Require, as a condition of certification under par. (a) 11.,  
8 all providers of a specific service that is among those enumerated under s. 49.46 (2)  
9 ~~or~~, 49.47 (6) (a), or 49.471 (11), as specified in this subdivision, to file with the  
10 department a surety bond issued by a surety company licensed to do business in this  
11 state. Providers subject to this subdivision provide those services specified under s.  
12 49.46 (2) ~~or~~, 49.47 (6) (a), or 49.471 (11) for which providers have demonstrated  
13 significant potential to violate s. 49.49 (1) (a), (2) (a) or (b), (3), (3m) (a), (3p), (4) (a),  
14 or (4m) (a), to require recovery under par. (a) 10., or to need additional sanctions  
15 under par. (a) 13. The surety bond shall be payable to the department in an amount  
16 that the department determines is reasonable in view of amounts of former  
17 recoveries against providers of the specific service and the department's costs to  
18 pursue those recoveries. The department shall promulgate rules to implement this  
19 subdivision that specify all of the following:

20 **SECTION 1302.** 49.45 (3) (ag) of the statutes is amended to read:

21 49.45 **(3)** (ag) Reimbursement shall be made to each entity contracted with  
22 under s. ~~46.281 (1) (e)~~ 46.283 (2) for functional screens screenings performed by the  
23 entity.

24 **SECTION 1303.** 49.45 (3) (b) 1. of the statutes is amended to read:



1           49.45 (3) (b) 1. The contractor, if any, administering benefits or providing  
2           prepaid health care under s. 49.46, 49.465, 49.468 ~~or~~, 49.47, or 49.471 shall be  
3           entitled to payment from the department for benefits so paid or prepaid health care  
4           so provided or made available when a certification of eligibility is properly on file  
5           with the contractor in addition to the payment of administrative expense incurred  
6           pursuant to the contract and as provided in sub. (2) (a) 4., but the contractor shall  
7           not be reimbursed for benefits erroneously paid where no certification is on file.

8           **SECTION 1304.** 49.45 (3) (b) 2. of the statutes is amended to read:

9           49.45 (3) (b) 2. The contractor, if any, insuring benefits under s. 49.46, 49.465,  
10          49.468 ~~or~~, 49.47, or 49.471 shall be entitled to receive a premium, in an amount and  
11          on terms agreed, for such benefits for the persons eligible to receive them and for its  
12          services as insurer.

13          **SECTION 1305.** 49.45 (3) (dm) of the statutes is amended to read:

14          49.45 (3) (dm) After distribution of computer software has been made under  
15          1993 Wisconsin Act 16, section 9126 (13h), no payment may be made for home health  
16          care services provided to persons who are enrolled in the federal medicare program  
17          and are recipients of medical assistance under s. 49.46 ~~or~~, 49.47, or 49.471 unless the  
18          provider of the services has in use the computer software to maximize payments  
19          under the federal medicare program under 42 USC 1395.

20          **SECTION 1306.** 49.45 (3) (f) 2. of the statutes is amended to read:

21          49.45 (3) (f) 2. The department may deny any provider claim for reimbursement  
22          which cannot be verified under subd. 1. or may recover the value of any payment  
23          made to a provider which cannot be so verified. The measure of recovery will be the  
24          full value of any claim if it is determined upon audit that actual provision of the  
25          service cannot be verified from the provider's records or that the service provided was

1 not included in s. 49.46 (2) or 49.471 (11). In cases of mathematical inaccuracies in  
2 computations or statements of claims, the measure of recovery will be limited to the  
3 amount of the error.

4 **SECTION 1307.** 49.45 (3) (L) 2. of the statutes is amended to read:

5 49.45 (3) (L) 2. The department may not pay a provider for a designated health  
6 service that is authorized under this section or s. 49.46 ~~or, 49.47,~~ or 49.471, that is  
7 provided as the result of a referral made to the provider by a physician and that,  
8 under 42 USC 1396b (s), if made on behalf of a beneficiary of medicare under the  
9 requirements of 42 USC 1395nn, as amended to August 10, 1993, would result in the  
10 denial of payment for the service under 42 USC 1395nn.

11 **SECTION 1308.** 49.45 (3) (m) of the statutes is amended to read:

12 49.45 (3) (m) To be certified under sub. (2) (a) 11. to provide transportation by  
13 specialized medical vehicle, a person must have at least one human service vehicle,  
14 as defined in s. 340.01 (23g), that satisfies the requirements imposed under s. 110.05  
15 for a vehicle that is used to transport a person in a wheelchair. If a certified provider  
16 uses 2 or more vehicles to provide transportation by specialized medical vehicle, at  
17 least 2 of the vehicles must be human service vehicles that satisfy the requirements  
18 imposed under s. 110.05 for a vehicle that is used to transport a person in a  
19 wheelchair, and any 3rd or additional vehicle must be a human service vehicle to  
20 which the equipment required under s. 110.05 for transporting a person in a  
21 wheelchair may be added. The department shall pay for transportation by  
22 specialized medical vehicle under s. 49.46 (2) (b) 3. or 49.471 (11) (m) that is provided  
23 in a human service vehicle that is not equipped to transport a person in a wheelchair  
24 if the person being transported does not use a wheelchair. The reimbursement rate  
25 for transportation by specialized medical vehicle provided in a vehicle that is not

1 equipped to accommodate a wheelchair shall be the same as for transportation by  
2 specialized medical vehicle provided in a vehicle that is equipped to accommodate a  
3 wheelchair.

4 **SECTION 1309.** 49.45 (5m) (am) of the statutes is amended to read:

5 49.45 **(5m)** (am) Notwithstanding sub. (3) (e), from the appropriation accounts  
6 under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), and (xd), the department shall distribute not  
7 more than \$2,256,000 in each fiscal year, to provide supplemental funds to rural  
8 hospitals that, as determined by the department, have high utilization of inpatient  
9 services by patients whose care is provided from governmental sources, and to  
10 provide supplemental funds to critical access hospitals, except that the department  
11 may not distribute funds to a rural hospital or to a critical access hospital to the  
12 extent that the distribution would exceed any limitation under 42 USC 1396b (i) (3).

13 **SECTION 1310.** 49.45 (6c) (d) 1. of the statutes is amended to read:

14 49.45 **(6c)** (d) 1. No payment may be made under sub. (6m) to a facility or to  
15 an institution for mental diseases for the care of an individual who is otherwise  
16 eligible for medical assistance under s. 49.46 ~~or~~, 49.47, or 49.471, who has  
17 developmental disability or mental illness and for whom under par. (b) or (c) it is  
18 determined that he or she does not need facility care, unless it is determined that the  
19 individual requires active treatment for developmental disability or active  
20 treatment for mental illness and has continuously resided in a facility or institution  
21 for mental diseases for at least 30 months prior to the date of the determination. If  
22 that individual requires active treatment and has so continuously resided, he or she  
23 shall be offered the choice of receiving active treatment for developmental disability  
24 or active treatment for mental illness in the facility or institution for mental diseases  
25 or in an alternative setting. A facility resident who has developmental disability or

1 mental illness, for whom under par. (c) it is determined that he or she does not need  
2 facility care and who has not continuously resided in a facility for at least 30 months  
3 prior to the date of the determination, may not continue to reside in the facility after  
4 December 31, 1993, and shall, if the department so determines, be relocated from the  
5 facility after March 31, 1990, and before December 31, 1993. The county department  
6 shall be responsible for securing alternative residence on behalf of an individual who  
7 is required to be relocated from a facility under this subdivision, and the facility shall  
8 cooperate with the county department in the relocation.

9 **SECTION 1311.** 49.45 (6c) (d) 2. of the statutes is amended to read:

10 49.45 **(6c)** (d) 2. Payment may be made under sub. (6m) to a facility or  
11 institution for mental diseases for the care of an individual who is otherwise eligible  
12 for medical assistance under s. 49.46 ~~or~~ 49.47, or 49.471 and who has developmental  
13 disability or mental illness and is determined under par. (b) or (c) to need facility care,  
14 regardless of whether it is determined under par. (b) or (c) that the individual does  
15 or does not require active treatment for developmental disability or active treatment  
16 for mental illness.

17 **SECTION 1312.** 49.45 (6m) (ag) (intro.) of the statutes is amended to read:

18 49.45 **(6m)** (ag) (intro.) Payment for care provided in a facility under this  
19 subsection made under s. 20.435 (4) (b), ~~(gp)~~, (o), (pa), ~~or~~ (w), or (xd) shall, except as  
20 provided in pars. (bg), (bm), and (br), be determined according to a prospective  
21 payment system updated annually by the department. The payment system shall  
22 implement standards that are necessary and proper for providing patient care and  
23 that meet quality and safety standards established under subch. II of ch. 50 and ch.  
24 150. The payment system shall reflect all of the following:

25 **SECTION 1313.** 49.45 (6m) (br) 1. of the statutes is amended to read:

1           49.45 **(6m)** (br) 1. Notwithstanding s. 20.410 (3) (cd), (ko), or (r), 20.435 (4) (bt)  
2           or (7) (b), or 20.445 (3) (dz), the department shall reduce allocations of funds to  
3           counties in the amount of the disallowance from the appropriation account under s.  
4           20.435 (4) (bt) or (7) (b), or the department shall direct the department of workforce  
5           development to reduce allocations of funds to counties or Wisconsin works agencies  
6           in the amount of the disallowance from the appropriation account under s. 20.445 (3)  
7           (dz) or direct the department of corrections to reduce allocations of funds to counties  
8           in the amount of the disallowance from the appropriation account under s. 20.410 (3)  
9           (cd), (ko), or (r) in accordance with s. 16.544 to the extent applicable.

10           **SECTION 1314.** 49.45 (6m) (br) 1. of the statutes, as affected by 2007 Wisconsin  
11           Act .... (this act), is amended to read:

12           49.45 **(6m)** (br) 1. Notwithstanding s. 20.410 (3) (cd), (ko), or (r), 20.435 (4) (bt)  
13           or (7) (b) or ~~20.445 (3)~~ 20.437 (2) (dz), the department shall reduce allocations of funds  
14           to counties in the amount of the disallowance from the appropriation account under  
15           s. 20.435 (4) (bt) or (7) (b), or the department shall direct the department of workforce  
16           development children and families to reduce allocations of funds to counties or  
17           Wisconsin works Works agencies in the amount of the disallowance from the  
18           appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (dz) or direct the department of  
19           corrections to reduce allocations of funds to counties in the amount of the  
20           disallowance from the appropriation account under s. 20.410 (3) (cd), (ko), or (r) in  
21           accordance with s. 16.544 to the extent applicable.

22           **SECTION 1315.** 49.45 (6m) (m) of the statutes is created to read:

23           49.45 **(6m)** (m) To hold a bed in a facility, the department may pay the full  
24           payment rate under this subsection for up to 30 days for services provided to a person

1 during the pendency of an undue hardship determination, as provided in s. 49.453  
2 (8) (b) 3.

3 **SECTION 1316.** 49.45 (6v) (b) of the statutes is amended to read:

4 49.45 (6v) (b) The department shall, each year, submit to the joint committee  
5 on finance a report for the previous fiscal year, except for the 1997–98 fiscal year, that  
6 provides information on the utilization of beds by recipients of medical assistance in  
7 facilities and a discussion and detailed projection of the likely balances,  
8 expenditures, encumbrances and carry over of currently appropriated amounts in  
9 the appropriation accounts under s. 20.435 (4) (b), ~~(gp)~~, and (o), and (xd).

10 **SECTION 1317.** 49.45 (6x) (a) of the statutes is amended to read:

11 49.45 (6x) (a) Notwithstanding sub. (3) (e), from the appropriation accounts  
12 under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), and (xd), the department shall distribute not  
13 more than \$4,748,000 in each fiscal year, to provide funds to an essential access city  
14 hospital, except that the department may not allocate funds to an essential access  
15 city hospital to the extent that the allocation would exceed any limitation under 42  
16 USC 1396b (i) (3).

17 **SECTION 1318.** 49.45 (6y) (a) of the statutes is amended to read:

18 49.45 (6y) (a) Notwithstanding sub. (3) (e), from the appropriation accounts  
19 under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), and (xd), the department ~~shall~~ may  
20 distribute funding in each fiscal year to provide supplemental payment to hospitals  
21 that enter into a contract under s. 49.02 (2) to provide health care services funded  
22 by a relief block grant, as determined by the department, for hospital services that  
23 are not in excess of the hospitals' customary charges for the services, as limited under  
24 42 USC 1396b (i) (3). If no relief block grant is awarded under this chapter or if the  
25 allocation of funds to such hospitals would exceed any limitation under 42 USC

1 1396b (i) (3), the department may distribute funds to hospitals that have not entered  
2 into a contract under s. 49.02 (2).

3 **SECTION 1319.** 49.45 (6y) (am) of the statutes is amended to read:

4 49.45 **(6y)** (am) Notwithstanding sub. (3) (e), from the appropriation accounts  
5 under s. 20.435 (4) (b), (h), ~~(gp)~~, (o), ~~and (w)~~, and (xd), the department shall distribute  
6 funding in each fiscal year to provide supplemental payments to hospitals that enter  
7 into contracts under s. 49.02 (2) with a county having a population of 500,000 or more  
8 to provide health care services funded by a relief block grant, as determined by the  
9 department, for hospital services that are not in excess of the hospitals' customary  
10 charges for the services, as limited under 42 USC 1396b (i) (3).

11 **SECTION 1320.** 49.45 (6z) (a) (intro.) of the statutes is amended to read:

12 49.45 **(6z)** (a) (intro.) Notwithstanding sub. (3) (e), from the appropriation  
13 accounts under s. 20.435 (4) (b), ~~(gp)~~, (o), ~~and (w)~~, and (xd), the department ~~shall~~ may  
14 distribute funding in each fiscal year to supplement payment for services to hospitals  
15 that enter into ~~a contract under s. 49.02 (2) to provide health care services funded~~  
16 ~~by a relief block grant under this chapter~~ indigent care agreements, in accordance  
17 with the approved state plan for services under 42 USC 1396a, with relief agencies  
18 that administer the medical relief block grant under this chapter, if the department  
19 determines that the hospitals serve a disproportionate number of low-income  
20 patients with special needs. If no medical relief block grant under this chapter is  
21 awarded or if the allocation of funds to such hospitals would exceed any limitation  
22 under 42 USC 1396b (i) (3), the department may distribute funds to hospitals that  
23 have not entered into ~~a contract under s. 49.02 (2)~~ indigent care agreements. The  
24 department may not distribute funds under this subsection to the extent that the  
25 distribution would do any of the following:

1           **SECTION 1321.** 49.45 (8) (a) 4. of the statutes is amended to read:

2           49.45 **(8)** (a) 4. “Patient care visit” means a personal contact with a patient in  
3 a patient’s home that is made by a registered nurse, licensed practical nurse, home  
4 health aide, physical therapist, occupational therapist, or speech–language  
5 pathologist who is on the staff of or under contract or arrangement with a home  
6 health agency, or by a registered nurse or licensed practical nurse practicing  
7 independently, to provide a service that is covered under s. 49.46 ~~or~~, 49.47, or 49.471.  
8 “Patient care visit” does not include time spent by a nurse, therapist, or home health  
9 aide on case management, care coordination, travel, record keeping, or supervision  
10 that is related to the patient care visit.

11           **SECTION 1322.** 49.45 (8) (b) of the statutes is amended to read:

12           49.45 **(8)** (b) Reimbursement under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), and (xd)  
13 for home health services provided by a certified home health agency or independent  
14 nurse shall be made at the home health agency’s or nurse’s usual and customary fee  
15 per patient care visit, subject to a maximum allowable fee per patient care visit that  
16 is established under par. (c).

17           **SECTION 1323.** 49.45 (9) of the statutes is amended to read:

18           49.45 **(9)** FREE CHOICE. Any person eligible for medical assistance under ~~ss. s.~~  
19 49.46, 49.468 ~~and~~, 49.47, or 49.471 may use the physician, chiropractor, dentist,  
20 pharmacist, hospital, skilled nursing home, health maintenance organization,  
21 limited service health organization, preferred provider plan or other licensed,  
22 registered or certified provider of health care of his or her choice, except that free  
23 choice of a provider may be limited by the department if the department’s alternate  
24 arrangements are economical and the recipient has reasonable access to health care  
25 of adequate quality. The department may also require a recipient to designate, in any



1 or all categories of health care providers, a primary health care provider of his or her  
2 choice. After such a designation is made, the recipient may not receive services from  
3 other health care providers in the same category as the primary health care provider  
4 unless such service is rendered in an emergency or through written referral by the  
5 primary health care provider. Alternate designations by the recipient may be made  
6 in accordance with guidelines established by the department. Nothing in this  
7 subsection shall vitiate the legal responsibility of the physician, chiropractor,  
8 dentist, pharmacist, skilled nursing home, hospital, health maintenance  
9 organization, limited service health organization, preferred provider plan or other  
10 licensed, registered or certified provider of health care to patients. All contract and  
11 tort relationships with patients shall remain, notwithstanding a written referral  
12 under this section, as though dealings are direct between the physician, chiropractor,  
13 dentist, pharmacist, skilled nursing home, hospital, health maintenance  
14 organization, limited service health organization, preferred provider plan or other  
15 licensed, registered or certified provider of health care and the patient. No physician,  
16 chiropractor, pharmacist or dentist may be required to practice exclusively in the  
17 medical assistance program.

18 **SECTION 1324.** 49.45 (18) (ac) of the statutes is amended to read:

19 49.45 **(18)** (ac) Except as provided in pars. (am) to (d), and subject to par. (ag),  
20 any person eligible for medical assistance under s. 49.46, 49.468, or 49.47, or for the  
21 benefits under s. 49.46 (2) (a) and (b) under s. 49.471 shall pay up to the maximum  
22 amounts allowable under 42 CFR 447.53 to 447.58 for purchases of services provided  
23 under s. 49.46 (2). The service provider shall collect the specified or allowable  
24 copayment, coinsurance, or deductible, unless the service provider determines that  
25 the cost of collecting the copayment, coinsurance, or deductible exceeds the amount

1 to be collected. The department shall reduce payments to each provider by the  
2 amount of the specified or allowable copayment, coinsurance, or deductible. No  
3 provider may deny care or services because the recipient is unable to share costs, but  
4 an inability to share costs specified in this subsection does not relieve the recipient  
5 of liability for these costs.

6 **SECTION 1325.** 49.45 (18) (am) of the statutes is amended to read:

7 49.45 (18) (am) No person is liable under this subsection for services provided  
8 through prepayment contracts. This paragraph does not apply to a person who is  
9 eligible for the benefits under s. 49.46 (2) (a) and (b) under s. 49.471.

10 **SECTION 1326.** 49.45 (18m) of the statutes is created to read:

11 49.45 (18m) MEDICARE PART B ENROLLMENT AND PREMIUM PAYMENT. (a) The  
12 department may require an individual who is eligible for Medicare Part B under 42  
13 USC 1395j to 1395L and who also is eligible for any of the following medical  
14 assistance services under any of the following to enroll in Medicare Part B as a  
15 condition of receiving those medical assistance services:

16 1. Medical assistance services under s. 49.46, 49.47, or 49.472.

17 2. Health care coverage under the Badger Care health care program under s.  
18 49.665.

19 3. Services under s. 46.27 (11), 46.275, 46.277, 46.278, or 46.2785.

20 4. Medical assistance services provided as part of a family care benefit, as  
21 defined in s. 46.2805 (4).

22 5. Services provided under a waiver requested under 2001 Wisconsin Act 16,  
23 section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c).

24 6. Services provided under the program of all-inclusive care for persons aged  
25 55 or older authorized under 42 USC 1396u-4.

1           7. Services provided under the demonstration program under a federal waiver  
2 authorized under 42 USC 1315.

3           (b) If the department requires an individual specified in par. (a) to enroll in  
4 Medicare Part B, the department shall pay the monthly premiums for the coverage  
5 under Medicare Part B.

6           **SECTION 1327.** 49.45 (18m) (a) 1. of the statutes, as created by 2007 Wisconsin  
7 Act .... (this act), is amended to read:

8           49.45 (**18m**) (a) 1. Medical assistance services under s. 49.46, 49.47, 49.471, or  
9 49.472.

10          **SECTION 1328.** 49.45 (23) of the statutes is created to read:

11          49.45 (**23**) ASSISTANCE FOR CHILDLESS ADULTS DEMONSTRATION PROJECT. (a) The  
12 department shall request a waiver from the secretary of the federal department of  
13 health and human services to permit the department to conduct a demonstration  
14 project to provide health care coverage for basic primary and preventive care to  
15 adults who are under the age of 65, who have family incomes not to exceed 200  
16 percent of the poverty line, and who are not otherwise eligible for medical assistance  
17 under this subchapter, the Badger Care health care program under s. 49.665, or  
18 Medicare under 42 USC 1395 et seq. Any individual who had coverage under the  
19 Health Insurance Risk-Sharing Plan under subch. II of ch. 149 within 6 months  
20 before applying for the project under this subsection is not eligible to participate in  
21 the project under this subsection.

22          (b) If the waiver is granted and in effect, the department may promulgate rules  
23 defining the health care benefit plan, including more specific eligibility  
24 requirements and cost-sharing requirements. Notwithstanding s. 227.24 (3), the  
25 plan details under this subsection may be promulgated as an emergency rule under

1 s. 227.24 without a finding of emergency. If the waiver is granted and in effect, the  
2 demonstration project under this subsection shall begin on January 1, 2009, or on  
3 the effective date of the waiver, whichever is later.

4 **SECTION 1329.** 49.45 (24g) of the statutes is repealed.

5 **SECTION 1330.** 49.45 (24m) (intro.) of the statutes is amended to read:

6 49.45 **(24m)** (intro.) From the appropriation accounts under s. 20.435 (4) (b),  
7 ~~(gp)~~, (o), ~~and (w), and (xd)~~, in order to test the feasibility of instituting a system of  
8 reimbursement for providers of home health care and personal care services for  
9 medical assistance recipients that is based on competitive bidding, the department  
10 shall:

11 **SECTION 1331.** 49.45 (24r) of the statutes is amended to read:

12 49.45 **(24r)** FAMILY PLANNING DEMONSTRATION PROJECT. The department shall  
13 request a an amended waiver from the secretary of the federal department of health  
14 and human services to permit the department to conduct a demonstration project to  
15 provide family planning services, as defined in s. 253.07 (1) (b) (a), under medical  
16 assistance to any woman or man between the ages of 15 and 44 whose family income  
17 does not exceed ~~185%~~ 200 percent of the poverty line for a family the size of the  
18 woman's or man's family. If The department shall implement any waiver granted  
19 and, if the amendment to the waiver is granted and in effect, the department shall  
20 implement the amended waiver no later than ~~July 1, 1998~~ January 1, 2008, or on the  
21 federally approved effective date of the amended waiver, whichever is later.

22 **SECTION 1332.** 49.45 (29) of the statutes is amended to read:

23 49.45 **(29)** HOSPICE REIMBURSEMENT. The department shall promulgate rules  
24 limiting aggregate payments made to a hospice under ss. 49.46 ~~and~~, 49.47, and  
25 49.471.

1           **SECTION 1551c.** 49.45 (31) of the statutes is repealed and recreated to read:

2           **49.45 (31) LONG-TERM CARE PARTNERSHIP PROGRAM.** (a) The department shall  
3 submit to the federal department of health and human services, not later than 3  
4 months after the effective date of this paragraph .... [revisor inserts date], an  
5 amendment to the state medical assistance plan that establishes in this state a  
6 Long-Term Care Partnership Program, as described in this subsection, and shall  
7 implement the program if the amendment to the state plan is approved. Under the  
8 program, the department shall exclude an amount equal to the amount of benefits  
9 that an individual receives under a qualifying long-term care insurance policy, as  
10 described in par. (b), when determining any of the following:

11           1. The individual's resources for purposes of determining the individual's  
12 eligibility for medical assistance.

13           2. The amount to be recovered from the individual's estate if the individual  
14 receives medical assistance.

15           (b) To be eligible for the program, an individual must have been a resident of  
16 this state when the long-term care insurance policy was issued, and the policy must  
17 satisfy all of the following criteria:

18           1. The policy was not issued before the date specified in the amendment to the  
19 state plan, which may not be before the first day of the calendar quarter in which the  
20 amendment is submitted to the federal department of health and human services.

21           2. The policy meets the definition of a qualified long-term care insurance policy  
22 under 26 USC 7702B (b).

23           3. The policy meets the long-term care insurance model regulations and the  
24 requirements of the long-term care insurance model act promulgated by the

1 National Association of Insurance Commissioners that are specified in 42 USC  
2 1396p (b) (5).

3 4. The policy includes the applicable inflation protection specified in 42 USC  
4 1396p (b) (1) (C) (iii) (IV).

5 5. The commissioner of insurance certifies to the department that the policy  
6 meets the criteria under subds. 2. to 4.

7 (c) 1. The department and the office of the commissioner of insurance shall  
8 work together to develop a training program for individuals who sell long-term care  
9 insurance policies in the state to ensure that those individuals understand the  
10 relation of long-term care insurance to the Medical Assistance program and are able  
11 to explain to consumers the protections offered by long-term care insurance and how  
12 this type of insurance relates to private and public financing of long-term care.

13 2. The training program developed under this paragraph shall include initial  
14 training that is not less than 8 hours long and ongoing training sessions that are not  
15 less than 4 hours long per session. Individuals who sell long-term care insurance  
16 policies shall be required to attend an ongoing training session every 24 months after  
17 the initial training. The commissioner may approve the initial and ongoing training  
18 sessions for continuing education requirements under s. 628.04 (3).

19 3. The training under this paragraph shall cover at a minimum long-term care  
20 insurance, long-term care services, qualified partnerships, and the relationship  
21 between qualified partnerships and other public and private coverage of long-term  
22 care costs.

23 (d) An insurer that issues a long-term care insurance policy described in par.  
24 (b) shall be required to submit reports to the secretary of the federal department of  
25 health and human services, in accordance with regulations developed by the

1 secretary, that include notice of when benefits are paid under the policy, the amount  
2 of the benefits, notice of the termination of the policy, and any other information  
3 required by the secretary.

4 **SECTION 1333.** 49.45 (35) of the statutes is repealed.

5 **SECTION 1334.** 49.45 (40) of the statutes is amended to read:

6 49.45 **(40)** PERIODIC RECORD MATCHES. If the department contracts with the  
7 department of ~~workforce development~~ children and families under s. 49.197 (5), the  
8 department shall cooperate with the department of ~~workforce development~~ children  
9 and families in matching records of medical assistance recipients under s. 49.32 (7).

10 **SECTION 1335.** 49.45 (42m) (a) of the statutes is amended to read:

11 49.45 **(42m)** (a) If, in authorizing the provision of physical or occupational  
12 therapy services under s. 49.46 (2) (b) 6. b. or 49.471 (11) (i), the department  
13 authorizes a reduced duration of services from the duration that the provider  
14 specifies in the authorization request, the department shall substantiate the  
15 reduction that the department made in the duration of the services if the provider  
16 of the services requests any additional authorizations for the provision of physical  
17 or occupational therapy services to the same individual.

18 **SECTION 1554m.** 49.45 (44m) of the statutes is created to read:

19 49.45 **(44m)** EXTENSION OF PARENT ELIGIBILITY WHEN CHILD DIES. The department  
20 shall request a waiver from the secretary of the federal department of health and  
21 human services to permit the department to extend the eligibility of a parent, for up  
22 to 90 days, under the Medical Assistance program under this subchapter or the  
23 Badger Care health care program under s. 49.665 if the parent's child dies while both  
24 the parent and the child are covered under the Medical Assistance program or the

1 Badger Care health care program and the parent would lose eligibility solely due to  
2 the death of the child. The department shall implement any waiver that is granted.

3 **SECTION 1336.** 49.45 (48) of the statutes is amended to read:

4 **49.45 (48)** PAYMENT OF MEDICARE PART B OUTPATIENT HOSPITAL SERVICES  
5 COINSURANCES. The department shall include in the state plan for medical assistance  
6 a methodology for payment of the medicare part B outpatient hospital services  
7 coinsurance amounts that are authorized under ss. 49.46 (2) (c) 2., 4., and 5m., 49.468  
8 (1) (b), ~~and~~ 49.47 (6) (a) 6. b., d., and f., and 49.471 (6) (j) 1.

9 **SECTION 1337.** 49.45 (49m) (c) 1. of the statutes is amended to read:

10 **49.45 (49m)** (c) 1. A list of the prescription drugs that are included as a benefit  
11 under ~~s.~~ ss. 49.46 (2) (b) 6. h. and 49.471 (11) (a) that identifies preferred choices  
12 within therapeutic classes and includes prescription drugs that bear only generic  
13 names.

14 **SECTION 1338.** 49.45 (52) of the statutes is amended to read:

15 **49.45 (52)** PAYMENT ADJUSTMENTS. Beginning on January 1, 2003, the  
16 department may, from the appropriation account under s. 20.435 (7) (b), make  
17 Medical Assistance payment adjustments to county departments under s. 46.215,  
18 46.22, 46.23, or 51.42, or 51.437 or to local health departments, as defined in s. 250.01  
19 (4), as appropriate, for covered services under s. 49.46 (2) (a) 2. and 4. d. and f. and  
20 (b) 6. b., c., f., fm., g., j., k., L., Lm., and m., 9., 12., 12m., 13., 15., and 16. Payment  
21 adjustments under this subsection shall include the state share of the payments.  
22 The total of any payment adjustments under this subsection and Medical Assistance  
23 payments made from appropriation accounts under s. 20.435 (4) (b), ~~(gp), (o), and (w),~~  
24 and (xd) may not exceed applicable limitations on payments under 42 USC 1396a (a)  
25 (30) (A).



1           **SECTION 1339.** 49.45 (53) of the statutes is amended to read:

2           49.45 **(53)** PAYMENTS FOR CERTAIN SERVICES. Beginning on January 1, 2003, the  
3 department may, from the appropriation account under s. 20.435 (7) (b), make  
4 Medical Assistance payments to providers for covered services under ~~s.~~ ss. 49.46 (2)  
5 (a) 4. d. and (b) 6. j. and m. and 49.471 (11) (f).

6           **SECTION 1340.** 49.45 (54) of the statutes is created to read:

7           49.45 **(54)** MANAGED CARE PILOT PROGRAM FOR LONG-TERM CARE OF CHILDREN WITH  
8 DISABILITIES. The department shall seek waivers of federal medical assistance  
9 statutes and regulations from the federal department of health and human services  
10 necessary to implement, in at least 3 pilot sites, a program of managed care for the  
11 long-term care of children with disabilities.

12           **SECTION 1559e.** 49.45 (55) of the statutes is created to read:

13           49.45 **(55)** HEALTH OPPORTUNITY ACCOUNTS DEMONSTRATION PROGRAM. The  
14 department shall request from the federal Centers for Medicare and Medicaid  
15 Services approval to participate in a demonstration program under 42 USC 1396u-8,  
16 under which Badger Care recipients may voluntarily enroll to contribute to health  
17 opportunity accounts and receive certain alternative benefits under medical  
18 assistance. If the Centers for Medicare and Medicaid Services approve the  
19 department's request, the department shall submit a proposed plan for  
20 implementation of the demonstration program to the joint committee on finance.  
21 The department may not implement the plan until it is approved by the committee,  
22 as submitted or as modified.

23           **SECTION 1559g.** 49.45 (56) of the statutes is created to read:

24           49.45 **(56)** DISEASE MANAGEMENT PROGRAM. Based on the health conditions  
25 identified by the physical health risk assessments, if performed under sub. (57), the

1 department shall develop and implement, for Medical Assistance recipients, disease  
2 management programs that are similar to that developed and followed by the  
3 Marshfield Clinic in this state under the Physician Group Practice Demonstration  
4 Program authorized under 42 USC 1315 (e) and (f). These programs shall have at  
5 least the following characteristics:

6 (a) The use of information science to improve health care delivery by  
7 summarizing a patient's health status and providing reminders for preventive  
8 measures.

9 (b) Educating health care providers on health care process improvement by  
10 developing best practice models.

11 (c) The improvement and expansion of care management programs to assist in  
12 standardization of best practices, patient education, support systems, and  
13 information gathering.

14 (d) Establishment of a system of provider compensation that is aligned with  
15 clinical quality, practice management, and cost of care.

16 (e) Focus on patient care interventions for certain chronic conditions, to reduce  
17 hospital admissions.

18 **SECTION 1559h.** 49.45 (57) of the statutes is created to read:

19 49.45 (57) PHYSICAL HEALTH RISK ASSESSMENT. The department shall encourage  
20 each individual who is determined on or after the effective date of this subsection ....  
21 [revisor inserts date], to be eligible for Medical Assistance to receive a physical health  
22 risk assessment as part of the first physical examination the individual receives  
23 under Medical Assistance.

24 **SECTION 1341.** 49.453 (1) (a) of the statutes is amended to read:

25 49.453 (1) (a) "Assets" has the meaning given in 42 USC 1396p (e) (h) (1).

1           **SECTION 1342.** 49.453 (1) (ar) of the statutes is created to read:

2           49.453 (1) (ar) “Community spouse” means the spouse of either the  
3 institutionalized person or the noninstitutionalized person.

4           **SECTION 1343.** 49.453 (1) (d) of the statutes is amended to read:

5           49.453 (1) (d) “Income” has the meaning given in 42 USC 1396p (e) (h) (2).

6           **SECTION 1344.** 49.453 (1) (e) of the statutes is amended to read:

7           49.453 (1) (e) “Institutionalized individual” has the meaning given in 42 USC  
8 1396p (e) (h) (3).

9           **SECTION 1345.** 49.453 (1) (f) (intro.) of the statutes is amended to read:

10           49.453 (1) (f) (intro.) “Look-back date” means ~~for a covered individual, either~~  
11 of the following:

12           1m. For transfers made before February 8, 2006, the date that is 36 months  
13 before, or with respect to payments from a trust or portions of a trust that are treated  
14 as assets transferred by the covered individual under s. 49.454 (2) (c) or (3) (b) the  
15 date that is 60 months before:

16           **SECTION 1346.** 49.453 (1) (f) 1. of the statutes is renumbered 49.453 (1) (f) 1m.

17           a.

18           **SECTION 1347.** 49.453 (1) (f) 2. of the statutes is renumbered 49.453 (1) (f) 1m.

19           b.

20           **SECTION 1348.** 49.453 (1) (f) 2m. of the statutes is created to read:

21           49.453 (1) (f) 2m. For all transfers made on or after February 8, 2006, the date  
22 that is 60 months before the dates specified in subd. 1m. a. and b.

23           **SECTION 1349.** 49.453 (1) (fm) of the statutes is amended to read:

24           49.453 (1) (fm) “Noninstitutionalized individual” has the meaning given in 42  
25 USC 1396p (e) (h) (4).

1           **SECTION 1350.** 49.453 (1) (i) of the statutes is amended to read:

2           49.453 (1) (i) “Resources” has the meaning given in 42 USC 1396p (e) (h) (5).

3           **SECTION 1351.** 49.453 (3) (a) of the statutes is renumbered 49.453 (3) (a) (intro.)  
4 and amended to read:

5           49.453 (3) (a) (intro.) The period of ineligibility under this subsection begins  
6 on either of the following:

7           1. In the case of a transfer of assets made before February 8, 2006, the first day  
8 of the first month beginning on or after the look-back date during or after which  
9 assets have been transferred for less than fair market value and that does not occur  
10 in any other periods of ineligibility under this subsection.

11           **SECTION 1352.** 49.453 (3) (a) 2. of the statutes is created to read:

12           49.453 (3) (a) 2. In the case of a transfer of assets made on or after February  
13 8, 2006, the first day of a month beginning on or after the look-back date during or  
14 after which assets have been transferred for less than fair market value, or the date  
15 on which the individual is eligible for medical assistance and would otherwise be  
16 receiving institutional level care described in sub. (2) (a) 1. to 3. based on an approved  
17 application for the care but for the application of the penalty period, whichever is  
18 later, and that does not occur during any other period of ineligibility under this  
19 subsection.

20           **SECTION 1353.** 49.453 (3) (b) (intro.) of the statutes is amended to read:

21           49.453 (3) (b) (intro.) The Subject to par. (bc), the department shall determine  
22 the number of months of ineligibility as follows:

23           **SECTION 1354.** 49.453 (3) (bc) of the statutes is created to read:

24           49.453 (3) (bc) In determining the number of months of ineligibility under par.  
25 (b), with respect to asset transfers that occur after February 8, 2006, the department

1 may not round down the quotient, or otherwise disregard any fraction of a month,  
2 obtained in the division under par. (b) 3.

3 **SECTION 1355.** 49.453 (4) (a) of the statutes is renumbered 49.453 (4) (ag).

4 **SECTION 1356.** 49.453 (4) (ac) of the statutes is created to read:

5 49.453 (4) (ac) In this subsection, “transaction” means any action taken by an  
6 individual that changes the course of payments to be made under an annuity or the  
7 treatment of the income or principal of an annuity, including all of the following:

- 8 1. An addition of principal.
- 9 2. An elective withdrawal.
- 10 3. A request to change the distribution of the annuity.
- 11 4. An election to annuitize the contract.
- 12 5. A change in ownership.

13 **SECTION 1357.** 49.453 (4) (am) of the statutes is amended to read:

14 49.453 (4) (am) Paragraph ~~(a)~~ (ag) 1. does not apply to a variable annuity that  
15 is tied to a mutual fund that is registered with the federal securities and exchange  
16 commission.

17 **SECTION 1358.** 49.453 (4) (b) of the statutes is amended to read:

18 49.453 (4) (b) The amount of assets that is transferred for less than fair market  
19 value under par. ~~(a)~~ (ag) is the amount by which the transferred amount exceeds the  
20 expected value of the benefit.

21 **SECTION 1359.** 49.453 (4) (c) of the statutes is amended to read:

22 49.453 (4) (c) The department shall promulgate rules specifying the method to  
23 be used in calculating the expected value of the benefit, based on 26 CFR 1.72–1 to  
24 1.72–18, and specifying the criteria for adjusting the expected value of the benefit  
25 based on a medical condition diagnosed by a physician before the assets were

1 transferred to the annuity, or transferred by promissory note or similar instrument.  
2 In calculating the amount of the divestment when a transfer to an annuity, or a  
3 transfer by promissory note or similar instrument, is made, payments made to the  
4 transferor in any year subsequent to the year in which the transfer was made shall  
5 be discounted to the year in which the transfer was made by the applicable federal  
6 rate specified under par. (a) ~~(ag)~~ on the date of the transfer.

7 **SECTION 1360.** 49.453 (4) (cm) of the statutes is created to read:

8 49.453 (4) (cm) Paragraphs (ag) to (c) apply to annuities purchased before  
9 February 8, 2006, for which no transaction has occurred on or after February 8, 2006.

10 **SECTION 1361.** 49.453 (4) (d) of the statutes is created to read:

11 49.453 (4) (d) For purposes of sub. (2), the purchase of an annuity by an  
12 institutionalized individual or his or her community spouse, or anyone acting on  
13 their behalf, shall be treated as a transfer of assets for less than fair market value  
14 unless any of the following applies:

15 1. The state is designated as the remainder beneficiary in the first position for  
16 at least the total amount of medical assistance paid on behalf of the institutionalized  
17 individual.

18 2. The state is named as a beneficiary in the 2nd position after the community  
19 spouse or a minor or disabled child and is named in the first position if the community  
20 spouse or a representative of the minor or disabled child disposes of any remainder  
21 for less than fair market value.

22 3. The annuity satisfies the requirements under par. (e) 1. or 2.

23 **SECTION 1362.** 49.453 (4) (e) of the statutes is created to read:

24 49.453 (4) (e) For purposes of sub. (2), the purchase of an annuity by or on behalf  
25 of an annuitant who has applied for medical assistance for nursing facility services

1 or other long-term care services described in sub. (2) is a transfer of assets for less  
2 than fair market value unless either of the following applies:

3 1. The annuity is either an annuity described in section 408 (b) or (q) of the  
4 Internal Revenue Code of 1986 or purchased with proceeds from any of the following:

5 a. An account or trust described in section 408 (a), (c), or (p) of the Internal  
6 Revenue Code of 1986.

7 b. A simplified employee pension, within the meaning of section 408 (k) of the  
8 Internal Revenue Code of 1986.

9 c. A Roth IRA described in section 408A of the Internal Revenue Code of 1986.

10 2. All of the following apply with respect to the annuity:

11 a. The annuity is irrevocable and nonassignable.

12 b. The annuity is actuarially sound, as determined in accordance with actuarial  
13 publications of the office of the chief actuary of the social security administration.

14 c. The annuity provides for payments in equal amounts during the term of the  
15 annuity, with no deferral and no balloon payments made.

16 **SECTION 1363.** 49.453 (4) (em) of the statutes is created to read:

17 49.453 (4) (em) Paragraphs (d) and (e) apply to all of the following:

18 1. Annuities purchased on or after February 8, 2006.

19 2. Annuities purchased before February 8, 2006, for which a transaction has  
20 occurred on or after February 8, 2006.

21 **SECTION 1364.** 49.453 (4c) of the statutes is created to read:

22 49.453 (4c) PURCHASE OF NOTE, LOAN, OR MORTGAGE. (a) For purposes of sub. (2),  
23 the purchase by an individual or his or her spouse of a promissory note, loan, or  
24 mortgage after February 8, 2006, is a transfer of assets for less than fair market  
25 value unless all of the following apply with respect to the note, loan, or mortgage:

- 1           1. The repayment term is actuarially sound.
- 2           2. The payments are to be made in equal amounts during the term of the loan,
- 3 with no deferral and no balloon payment.
- 4           3. Cancellation of the balance upon the death of the lender is prohibited.

5           (b) The value of a promissory note, loan, or mortgage that does not satisfy the  
6 requirements under par. (a) 1. to 3. is the outstanding balance due on the date that  
7 the individual applies for medical assistance for nursing facility services or other  
8 long-term care services described in sub. (2).

9           **SECTION 1365.** 49.453 (4m) of the statutes is created to read:

10           49.453 **(4m)** PURCHASE OF LIFE ESTATE. For purposes of sub. (2), the purchase  
11 by an individual or his or her spouse of a life estate in another individual's home after  
12 February 8, 2006, is a transfer of assets for less than fair market value unless the  
13 purchaser resides in the home for at least one year after the date of the purchase.

14           **SECTION 1366.** 49.453 (8) of the statutes is renumbered 49.453 (8) (a) (intro.)  
15 and amended to read:

16           49.453 **(8)** (a) (intro.) Subsections (2) and (3) do not apply to transfers of assets  
17 if the any of the following applies:

18           1. The assets are exempt under 42 USC 1396p (c) (2) or if the (A), (B), or (C).

19           2. The department determines under the process under par. (b) that application  
20 of this section would work an undue hardship. ~~The department shall promulgate~~  
21 ~~rules concerning the transfer of assets exempt under 42 USC 1396p (c) (2).~~

22           **SECTION 1367.** 49.453 (8) (b) of the statutes is created to read:

23           49.453 **(8)** (b) The department shall establish a hardship waiver process that  
24 includes all of the following:



1           1. The department determines that undue hardship exists if the application of  
2           subs. (2) and (3) would deprive the individual of medical care to the extent that the  
3           individual's health or life would be endangered, or would deprive the individual of  
4           food, clothing, shelter, or other necessities of life.

5           2. A facility in which an institutionalized individual who has transferred assets  
6           resides is permitted to file an application for undue hardship on behalf of the  
7           individual with the consent of the individual or the individual's authorized  
8           representative.

9           3. The department may, during the pendency of an undue hardship  
10          determination, pay the full payment rate under s. 49.45 (6m) for nursing facility  
11          services for up to 30 days for the individual who transferred assets, to hold a bed in  
12          the facility in which the individual resides.

13          **SECTION 1368.** 49.46 (1) (a) 5. of the statutes is amended to read:

14          49.46 (1) (a) 5. Any child in an adoption assistance, foster care, ~~kinship care,~~  
15          ~~long-term kinship care,~~ treatment foster care, or subsidized guardianship  
16          placement under ch. 48 or 938, as determined by the department.

17          **SECTION 1369.** 49.46 (1) (a) 14m. of the statutes is amended to read:

18          49.46 (1) (a) 14m. Any person who would meet the financial and other eligibility  
19          requirements for home or community-based services under the family care benefit  
20          but for the fact that the person engages in substantial gainful activity under 42 USC  
21          1382c (a) (3), if a waiver under s. 46.281 (1)-(e) (1d) is in effect or federal law permits  
22          federal financial participation for medical assistance coverage of the person and if  
23          funding is available for the person under the family care benefit.

24          **SECTION 1370.** 49.46 (2) (b) (intro.) of the statutes is amended to read:

1           49.46 (2) (b) (intro.) Except as provided in ~~par.~~ pars. (be) and (dc), the  
2 department shall audit and pay allowable charges to certified providers for medical  
3 assistance on behalf of recipients for the following services:

4           **SECTION 1371.** 49.46 (2) (b) 8. of the statutes is amended to read:

5           49.46 (2) (b) 8. Home or community–based services, if provided under s. 46.27  
6 (11), 46.275, 46.277, 46.278, or 46.2785, under the family care benefit if a waiver is  
7 in effect under s. 46.281 (1)–(e) (1d), or under ~~a waiver requested under 2001~~  
8 ~~Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c) the~~  
9 disabled children’s long–term support program, as defined in s. 46.011 (1g).

10          **SECTION 1372.** 49.46 (2) (dc) of the statutes is created to read:

11          49.46 (2) (dc) For an individual who is eligible for medical assistance and who  
12 is eligible for coverage under Part D of Medicare under 42 USC 1395w–101 et seq.,  
13 benefits under par. (b) 6. h. do not include payment for any Part D drug, as defined  
14 in 42 CFR 423.100, regardless of whether the individual is enrolled in Part D of  
15 Medicare or whether, if the individual is enrolled, his or her Part D plan, as defined  
16 in 42 CFR 423.4, covers the Part D drug.

17          **SECTION 1373.** 49.468 (1) (b) of the statutes is amended to read:

18          49.468 (1) (b) For an elderly or disabled individual who is entitled to coverage  
19 under part A of medicare, entitled to coverage under part B of medicare and who does  
20 not meet the eligibility criteria for medical assistance under s. 49.46 (1), 49.465 or,  
21 49.47 (4), or 49.471 but meets the limitations on income and resources under par. (d),  
22 medical assistance shall pay the deductible and coinsurance portions of medicare  
23 services under 42 USC 1395 to 1395zz which are not paid under 42 USC 1395 to  
24 1395zz, including those medicare services that are not included in the approved state  
25 plan for services under 42 USC 1396; the monthly premiums payable under 42 USC

1 1395v; the monthly premiums, if applicable, under 42 USC 1395i–2 (d); and the late  
2 enrollment penalty, if applicable, for premiums under part A of medicare. Payment  
3 of coinsurance for a service under part B of medicare under 42 USC 1395j to 1395w,  
4 other than payment of coinsurance for outpatient hospital services, may not exceed  
5 the allowable charge for the service under medical assistance minus the medicare  
6 payment.

7 **SECTION 1374.** 49.468 (1) (c) of the statutes is amended to read:

8 49.468 (1) (c) For an elderly or disabled individual who is only entitled to  
9 coverage under part A of medicare and who does not meet the eligibility criteria for  
10 medical assistance under s. 49.46 (1), 49.465 or 49.47 (4), or 49.471 but meets the  
11 limitations on income and resources under par. (d), medical assistance shall pay the  
12 deductible and coinsurance portions of medicare services under 42 USC 1395 to  
13 1395i which are not paid under 42 USC 1395 to 1395i, including those medicare  
14 services that are not included in the approved state plan for services under 42 USC  
15 1396; the monthly premiums, if applicable, under 42 USC 1395i–2 (d); and the late  
16 enrollment penalty for premiums under part A of medicare, if applicable.

17 **SECTION 1375.** 49.468 (1m) (a) of the statutes is amended to read:

18 49.468 (1m) (a) Beginning on January 1, 1993, for an elderly or disabled  
19 individual who is entitled to coverage under part A of medicare and is entitled to  
20 coverage under part B of medicare, does not meet the eligibility criteria for medical  
21 assistance under s. 49.46 (1), 49.465 or 49.47 (4), or 49.471 but meets the limitations  
22 on income and resources under par. (b), medical assistance shall pay the monthly  
23 premiums under 42 USC 1395r.

24 **SECTION 1376.** 49.468 (2) (a) of the statutes is amended to read:

1           49.468 (2) (a) Beginning on January 1, 1991, for a disabled working individual  
2 who is entitled under P.L. 101–239, section 6012 (a), to coverage under part A of  
3 medicare and who does not meet the eligibility criteria for medical assistance under  
4 s. 49.46 (1), 49.465 ~~or~~, 49.47 (4), or 49.471 but meets the limitations on income and  
5 resources under par. (b), medical assistance shall pay the monthly premiums for the  
6 coverage under part A of medicare, including late enrollment fees, if applicable.

7           **SECTION 1377.** 49.47 (4) (a) (intro.) of the statutes is amended to read:

8           49.47 (4) (a) (intro.) Any individual who meets the limitations on income and  
9 resources under pars. (b) ~~and~~ to (c) and who complies with ~~par. (c)~~ par. (cm) and (cr)  
10 shall be eligible for medical assistance under this section if such individual is:

11           **SECTION 1378.** 49.47 (4) (as) 1. of the statutes is amended to read:

12           49.47 (4) (as) 1. The person would meet the financial and other eligibility  
13 requirements for home or community–based services under s. 46.27 (11), 46.277, or  
14 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1) ~~(e)~~  
15 (1d) but for the fact that the person engages in substantial gainful activity under 42  
16 USC 1382c (a) (3).

17           **SECTION 1379.** 49.47 (4) (as) 3. of the statutes is amended to read:

18           49.47 (4) (as) 3. Funding is available for the person under s. 46.27 (11), 46.277,  
19 or 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1)  
20 ~~(e)~~ (1d).

21           **SECTION 1598r.** 49.47 (4) (b) (intro.) of the statutes is amended to read:

22           49.47 (4) (b) (intro.) Eligibility exists if the applicant's property, subject to the  
23 exclusion of any amounts under the Long–Term Care Partnership Program  
24 established under s. 49.45 (31), does not exceed the following:

25           **SECTION 1380.** 49.47 (4) (b) 1. of the statutes is amended to read:

1           49.47 (4) (b) 1. ~~A~~ Subject to par. (bc), a home and the land used and operated  
2 in connection therewith or in lieu thereof a mobile home if the home or mobile home  
3 is used as the person's or his or her family's place of abode.

4           **SECTION 1381.** 49.47 (4) (bc) of the statutes is created to read:

5           49.47 (4) (bc) 1. Subject to subd. 2., a person shall be ineligible under this  
6 section for medical assistance for nursing facility services or other long-term care  
7 services described in s. 49. 453 (2) if the equity in his or her home and the land used  
8 and operated in connection with the home exceeds \$750,000. This subdivision does  
9 not apply if any of the following persons lawfully resides in the home:

10           a. The person's spouse.

11           b. The person's child who is under age 21 or who is disabled, as defined in s.  
12 49.468 (1) (a) 1.

13           2. Subdivision 1. applies to all of the following:

14           a. At the time of application, to a person who applies for medical assistance for  
15 nursing facility services or other long-term care services described in s. 49.453 (2)  
16 after the effective date of this subd. 2. a. .... [revisor inserts date].

17           b. At the time of the person's first recertification after the effective date of this  
18 subd. 2. b. .... [revisor inserts date], to a person not specified in subd. 2. a. who applied  
19 for medical assistance for nursing facility services or other long-term care services  
20 described in s. 49.453 (2) on or after January 1, 2006, and who was eligible for medical  
21 assistance for those services on the effective date of this subd. 2. b. .... [revisor inserts  
22 date].

23           **SECTION 1382.** 49.47 (4) (bm) of the statutes is created to read:

24           49.47 (4) (bm) For purposes of determining eligibility or benefits amount for  
25 a person described in par. (a) 3. or 4. who resides in a continuing care retirement

1 community or a life care community, any entrance fee paid on admission to the  
2 community shall be considered a resource available to the person to the extent that  
3 all of the following apply:

4 1. The person has the ability to use the entrance fee, or the contract provides  
5 that the entrance fee may be used, to pay for care if the person's other resources or  
6 income are insufficient to pay for the care.

7 2. The person is eligible for a refund of any remaining entrance fee when the  
8 person dies or terminates the continuing care retirement community or life care  
9 community contract and leaves the community.

10 3. The entrance fee does not confer an ownership interest in the continuing care  
11 retirement community or life care community.

12 **SECTION 1383.** 49.47 (4) (cr) of the statutes is created to read:

13 49.47 (4) (cr) 1. As a condition of receiving medical assistance for long-term  
14 care services described in s. 49.453 (2) (a), an applicant for or recipient of the  
15 long-term care services shall disclose on the application or recertification form a  
16 description of any interest the individual or his or her community spouse, as defined  
17 in s. 49.453 (1) (ar), has in an annuity, regardless of whether the annuity is  
18 irrevocable or is treated as an asset. The application or recertification form shall  
19 include a statement that the state becomes a remainder beneficiary under any  
20 annuity in which the individual or his or her spouse has an interest by virtue of the  
21 provision of the medical assistance. The applicant or recipient shall, no later than  
22 30 days after the department receives the application or recertification form, take  
23 any action required by the annuity issuer to make the state a remainder beneficiary.

24 2. The department shall notify the issuer of an annuity disclosed under subd.  
25 1. of the state's right as a remainder beneficiary and shall request that the issuer

1 notify the department of any changes to or payments made under the annuity  
2 contract.

3 3. This paragraph applies to all of the following:

4 a. Annuities purchased on or after February 8, 2006.

5 b. Annuities purchased before February 8, 2006, for which a transaction, as  
6 defined in s. 49.453 (4) (ac), has occurred on or after February 8, 2006.

7 **SECTION 1384.** 49.47 (6) (a) 1. of the statutes is amended to read:

8 49.47 (6) (a) 1. Except as provided in subds. 6. to 7., all beneficiaries, for all  
9 services under s. 49.46 (2) (a) and (b), subject to s. 49.46 (2) (dc).

10 **SECTION 1385.** 49.47 (9m) of the statutes is repealed.

11 **SECTION 1386.** 49.471 of the statutes is created to read:

12 **49.471 BadgerCare Plus. (1) DEFINITIONS.** In this section, unless the context  
13 requires otherwise:

14 (a) “BadgerCare Plus” means the Medical Assistance program described in this  
15 section.

16 (b) “Caretaker relative” means an individual who is maintaining a residence  
17 as a child’s home, who exercises primary responsibility for the child’s care and  
18 control, including making plans for the child, and who is any of the following with  
19 respect to the child:

20 1. A blood relative, including those of half–blood, and including first cousins,  
21 nephews, nieces, and individuals of preceding generations as denoted by prefixes of  
22 grand, great, or great–great.

23 2. A stepfather, stepmother, stepbrother, or stepsister.

24 3. An individual who is the adoptive parent of the child’s parent, a natural or  
25 legally adopted child of such individual, or a relative of an adoptive parent.

1           4. A spouse of any individual named in this paragraph even if the marriage is  
2 terminated by death or divorce.

3           (c) “Child” means an individual who is under the age of 19 years. “Child”  
4 includes an unborn child.

5           (d) “Essential person” means an individual who satisfies all of the following:

6           1. Is related to an individual receiving benefits under this section.

7           2. Is otherwise nonfinancially eligible, except that the individual need not have  
8 a minor child under his or her care.

9           3. Provides at least one of the following to an individual receiving benefits  
10 under this section:

11           a. Child care that enables a caretaker to work outside the home for at least 30  
12 hours per week for pay, to receive training for at least 30 hours per week, or to attend,  
13 on a full-time basis as defined by the school, high school or a course of study meeting  
14 the standards established by the state superintendent of public instruction for the  
15 granting of a declaration of equivalency of high school graduation under s. 115.29 (4).

16           b. Care for anyone who is incapacitated.

17           (e) “Family” means all children for whom assistance is requested, their minor  
18 siblings, including half brothers, half sisters, stepbrothers, and stepsisters, and any  
19 parents of these minors and their spouses.

20           (f) “Family income” means the total gross earned and unearned income  
21 received by all members of a family.

22           (g) “Group health plan” has the meaning given in 42 USC 300gg-91 (a) (1).

23           (h) “Health insurance coverage” has the meaning given in 42 USC 300gg-91  
24 (b) (1), and also includes any arrangement under which a 3rd party agrees to pay for  
25 the health care costs of the individual.



- 1 (i) “Parent” has the meaning given in s. 49.141 (1) (j).
- 2 (j) “Recipient” means an individual receiving benefits under this section.
- 3 (k) “Unborn child” means an individual from conception until he or she is born  
4 alive for whom all of the following requirements are met:
- 5 1. The unborn child’s mother is not eligible for medical assistance under this  
6 subchapter, except that she may be eligible for benefits under s. 49.45 (27).
- 7 2. The income of the unborn child’s mother, mother and her spouse, or mother  
8 and her family, whichever is applicable, does not exceed 300 percent of the poverty  
9 line.
- 10 3. Each of the following applicable persons who is employed provides  
11 verification from his or her employer, in the manner specified by the department, of  
12 his or her earnings:
- 13 a. The unborn child’s mother.
- 14 b. The spouse of the unborn child’s mother.
- 15 c. Members of the unborn child’s mother’s family.
- 16 4. The unborn child’s mother provides medical verification of her pregnancy,  
17 in the manner specified by the department. An unborn child’s eligibility for coverage  
18 under this section does not begin before the first day of the month in which the  
19 unborn child’s mother provides the medical verification.
- 20 5. The unborn child and the mother of the unborn child meet all other  
21 applicable eligibility requirements under this chapter or established by the  
22 department by rule except for any of the following:
- 23 a. The mother is not a U.S. citizen or an alien qualifying for Medicaid under  
24 8 USC 1612.
- 25 b. The mother is an inmate of a public institution.

1           c. The mother does not provide a social security number, but only if subd. 5. a.  
2 applies.

3           **(2)** WAIVER. The department shall request a waiver from, and submit  
4 amendments to the state Medical Assistance plan to, the secretary of the federal  
5 department of health and human services to implement BadgerCare Plus. If the  
6 state plan amendments are approved and a waiver that is consistent with all of the  
7 provisions of this section, excluding sub. (2m), is granted and in effect, the  
8 department shall implement BadgerCare Plus beginning on January 1, 2008, the  
9 effective date of the state plan amendments, or the effective date of the waiver,  
10 whichever is latest. If the state plan amendments are not approved or if a waiver that  
11 is consistent with all of the provisions of this section, excluding sub. (2m), is not  
12 granted, BadgerCare Plus may not be implemented. If the state plan amendments  
13 are approved but approval is not continued or if a waiver that is consistent with all  
14 of the provisions of this section, excluding sub. (2m), is granted but not continued in  
15 effect, BadgerCare Plus shall be discontinued.

16           **(2m)** APPROVAL TO QUALIFY AS A HEALTH COVERAGE TAX CREDIT PLAN. The  
17 department shall seek any necessary federal approvals to ensure that BadgerCare  
18 Plus is qualified health insurance under 26 USC 35 (e). Notwithstanding subs. (4)  
19 and (5), if BadgerCare Plus is determined to be qualified health insurance under 26  
20 USC 35 (e), the department shall expand eligibility under BadgerCare Plus to  
21 include individuals who are eligible individuals under 26 USC 35 (c).  
22 Notwithstanding sub. (10) (a) and (b) 1. to 4., individuals who are eligible for coverage  
23 under BadgerCare Plus under this subsection shall pay premiums that are equal to  
24 the capitation payments that the department would make on behalf of similar

1 individuals with coverage under BadgerCare Plus, or the full per member per month  
2 cost of coverage, whichever is appropriate.

3 **(3) INELIGIBILITY FOR OTHER MEDICAL ASSISTANCE BENEFITS. (a) 1.**  
4 Notwithstanding ss. 49.46 (1), 49.465, 49.47 (4), and 49.665 (4), if the amendments  
5 to the state plan under sub. (2) are approved and a waiver under sub. (2) that is  
6 consistent with all of the provisions of this section, excluding sub. (2m), is granted  
7 and in effect, an individual described in sub. (4) (a) or (b) or (5) is not eligible under  
8 s. 49.46, 49.465, 49.47, or 49.665 for Medical Assistance or BadgerCare health  
9 program benefits. The eligibility of an individual described in sub. (4) (a) or (b) or  
10 (5) for Medical Assistance benefits shall be determined under this section.

11 2. Notwithstanding subd. 1., an individual who is eligible for medical  
12 assistance under s. 49.46 (1) (a) 3. or 4. may not receive benefits under this section.

13 3. Notwithstanding subd. 1., an individual described in sub. (4) (a) or (b) or (5)  
14 who is eligible for medical assistance under s. 49.46 (1) (a) 5., 6m., 14., 14m., or 15.  
15 or (d) or 49.47 (4) (a) or (as) may receive medical assistance benefits under this  
16 section or under s. 49.46 or 49.47.

17 (b) 1. If an individual over 18 years of age who is eligible for and receiving  
18 Medical Assistance benefits under s. 49.46, 49.47, or 49.665 in the month before  
19 BadgerCare Plus is implemented loses that eligibility solely due to the  
20 implementation of BadgerCare Plus and, because of his or her income, is not eligible  
21 for BadgerCare Plus, the individual shall continue receiving for 18 consecutive  
22 months the medical assistance he or she was receiving before the implementation of  
23 BadgerCare Plus if all of the following are satisfied:

1           a. The individual's eligibility for the Medical Assistance benefits in the month  
2 before the implementation of BadgerCare Plus was based on an application filed  
3 before the implementation of BadgerCare Plus.

4           b. The individual continues to pay any premium that he or she was required  
5 to pay for the Medical Assistance coverage in the same amount as the amount that  
6 was due in the month before the implementation of BadgerCare Plus.

7           c. The individual continues to meet all nonfinancial eligibility requirements for  
8 the coverage that he or she had in the month before the implementation of  
9 BadgerCare Plus.

10          d. The individual continues to be ineligible for BadgerCare Plus because of his  
11 or her income.

12          2. Notwithstanding subd. 1., if at any time during an individual's 18-month  
13 eligibility extension under subd. 1. any criterion under subd. 1. a. to d. is not satisfied,  
14 the individual's eligibility for the extended coverage is terminated and any time  
15 remaining in the eligibility period is lost.

16          **(4) GENERAL ELIGIBILITY CRITERIA; APPLICABLE BENEFITS.** (a) Except as otherwise  
17 provided in this section, all of the following individuals are eligible for the benefits  
18 described in s. 49.46 (2) (a) and (b), subject to sub. (6) (k):

19           1. A pregnant woman whose family income does not exceed 200 percent of the  
20 poverty line.

21           2. A child who is under one year of age, whose mother was, on the day the child  
22 was born, eligible for and receiving medical assistance under subd. 1. or 5. or s. 49.46  
23 or 49.47, and who lives with his or her mother in this state.

1           3. A child whose family income does not exceed 200 percent of the poverty line.  
2 For a child under this subdivision who is an unborn child, benefits are limited to  
3 prenatal care.

4           3m. A child who obtains eligibility under sub. (7) (b) 2.

5           4. An individual who satisfies all of the following criteria:

6           a. The individual is a parent or caretaker relative of a child who is living in the  
7 home with the parent or caretaker relative or who is temporarily absent from the  
8 home for not more than 6 months or, if the child has been removed from the home for  
9 more than 6 months, the parent or caretaker relative is working toward unifying the  
10 family by complying with a permanency plan under s. 48.38.

11           b. Except as provided in subd. 4. c., the individual's family income does not  
12 exceed 200 percent of the poverty line and does not include self-employment income.

13           c. If the individual's family income includes self-employment income, the  
14 individual's family income does not exceed 200 percent of the poverty line as  
15 calculated under sub. (7) (a) 2.

16           5. An individual who, regardless of family income, was born on or after January  
17 1, 1990, and who, on his or her 18th birthday, was in a foster care or treatment foster  
18 care placement under the responsibility of a state, as determined by the department.  
19 The coverage for an individual under this subdivision ends on the last day of the  
20 month in which the individual becomes 21 years of age, unless he or she otherwise  
21 loses eligibility sooner.

22           6. Migrant workers and their dependents who are determined eligible under  
23 sub. (6) (f).

24           (b) Except as otherwise provided in this section, all of the following individuals  
25 are eligible for the benefits described in sub. (11):

1           1. A pregnant woman whose family income exceeds 200 percent but does not  
2 exceed 300 percent of the poverty line.

3           1m. A pregnant woman or unborn child who obtains eligibility under sub. (7)  
4 (b) 1.

5           2. A child who is under one year of age, whose mother was determined to be  
6 eligible under subd. 1., and who lives with his or her mother in this state.

7           3. A child whose family income exceeds 200 percent but does not exceed 300  
8 percent of the poverty line. For a child under this subdivision who is an unborn child,  
9 benefits are limited to prenatal care.

10          4. An individual who satisfies all of the following criteria:

11          a. The individual is a parent or caretaker relative of a child who is living in the  
12 home with the parent or caretaker relative or who is temporarily absent from the  
13 home for not more than 6 months or, if the child has been removed from the home for  
14 more than 6 months, the parent or caretaker relative is working toward unifying the  
15 family by complying with a permanency plan under s. 48.38.

16          b. The individual's family income includes self-employment income and does  
17 not exceed 200 percent of the poverty line as calculated under sub. (7) (a) 3.

18          (c) Except as otherwise provided in this section, a child who is not an unborn  
19 child and whose family income exceeds 300 percent of the poverty line is eligible to  
20 purchase coverage of the benefits described in sub. (11), at the full per member per  
21 month cost of the coverage.

22          **(5) PRESUMPTIVE ELIGIBILITY.** (a) In this subsection:

23          1. "Qualified entity" means an entity that satisfies the requirements under 42  
24 USC 1396r-1a (b) (3) (A), as determined by the department.

1           2. “Qualified provider” means a provider that satisfies the requirements under  
2 42 USC 1396r–1 (b) (2), as determined by the department.

3           (b) 1. Except as provided in sub. (6) (a), a pregnant woman is eligible for the  
4 benefits specified in par. (c) during the period beginning on the day on which a  
5 qualified provider determines, on the basis of preliminary information, that the  
6 woman’s family income does not exceed 300 percent of the poverty line and ending  
7 on the applicable day specified in subd. 3.

8           2. Except as provided in sub. (6) (a), a child who is not an unborn child is eligible  
9 for the benefits described in s. 49.46 (2) (a) and (b) during the period beginning on  
10 the day on which a qualified entity determines, on the basis of preliminary  
11 information, that the child’s family income does not exceed 150 percent of the poverty  
12 line and ending on the applicable day specified in subd. 3.

13           3. a. If the woman or child applies for benefits under sub. (4) within the time  
14 required under par. (d), the benefits specified in subd. 1. or 2., whichever is  
15 applicable, end on the day on which the department or the county department under  
16 s. 46.215, 46.22, or 46.23 determines whether the woman or child is eligible for  
17 benefits under sub. (4).

18           b. If the woman or child does not apply for benefits under sub. (4) within the  
19 time required under par. (d), the benefits specified in subd. 1. or 2., whichever is  
20 applicable, end on the last day of the month following the month in which the  
21 provider or entity makes the determination under this paragraph.

22           (c) On behalf of a woman under par. (b) 1., the department shall audit and pay  
23 allowable charges to a provider certified under s. 49.45 (2) (a) 11. only for ambulatory  
24 prenatal care services under the benefits under sub. (11).

1 (d) A woman or child who is determined to be eligible under par. (b) shall apply  
2 for benefits under sub. (4) on or before the last day of the month following the month  
3 in which the qualified provider or entity makes the eligibility determination.

4 (e) A qualified provider or entity that determines that a woman or child is  
5 eligible under par. (b) shall do all of the following:

6 1. Notify the department of that determination within 5 working days after the  
7 day on which the determination is made.

8 2. Notify the woman or child of the requirement under par. (d) at the time of  
9 the determination.

10 (f) The department shall provide qualified providers and qualified entities with  
11 application forms for the benefits under sub. (4) and information on how to assist  
12 women and children in completing the forms.

13 **(6) MISCELLANEOUS ELIGIBILITY AND BENEFIT PROVISIONS.** (a) Any pregnant  
14 woman, including a pregnant woman under sub (5) (b) 1., child who is not an unborn  
15 child, including a child under sub. (5) (b) 2., parent, or caretaker relative whose  
16 family income is less than 150 percent of the poverty line is eligible for medical  
17 assistance under this section for any of the 3 months prior to the month of application  
18 if the individual met the eligibility criteria under this section and had a family  
19 income of less than 150 percent of the poverty line in that month.

20 (b) A pregnant woman who is determined to be eligible for benefits under sub.  
21 (4) remains eligible for benefits under sub. (4) for the balance of the pregnancy and  
22 to the last day of the month in which the 60th day after the last day of the pregnancy  
23 falls without regard to any change in the woman's family income.

24 (c) If a child who is eligible for benefits under sub. (4) is receiving inpatient  
25 services covered under sub. (4) on the day before his or her 19th birthday and, but



1 for attaining 19 years of age, the child would remain eligible for benefits under sub.  
2 (4), the child remains eligible for benefits until the end of the stay for which the  
3 inpatient services are being furnished.

4 (d) If an application under this section shows that an individual is an essential  
5 person, the individual shall be provided the benefits specified under sub. (4) (a) or  
6 (b).

7 (e) The medical assistance eligibility extensions under s. 49.46 (1) (c), (cg), and  
8 (co) for individuals who lose eligibility due to increased income do not apply to  
9 BadgerCare Plus.

10 (f) The medical assistance eligibility provisions for migrant workers and their  
11 dependents under s. 49.47 (4) (av) apply to BadgerCare Plus.

12 (g) 1. Except as provided in subd. 2., as a condition of eligibility for coverage  
13 under this section, an individual with income shall provide verification, as  
14 determined by the department, of that income.

15 2. Subdivision 1. does not apply to an individual under sub. (4) (a) 5. or a child  
16 under the age of 18.

17 (h) Within 10 days after the change occurs, a recipient shall report to the  
18 department any change that might affect his or her eligibility or any change that  
19 might require premium payment by a recipient who was not required to pay  
20 premiums before the change.

21 (i) For purposes of determining eligibility and family income, the department  
22 shall include a family member who is temporarily absent from the home for not more  
23 than 6 months, as determined by the department.

24 (j) All of the following apply to BadgerCare Plus in the same respect as they  
25 apply under s. 49.46:

1           1. Section 49.46 (2) (c) and (cm), relating to benefits for individuals who are  
2 eligible for Medicare.

3           2. Section 49.46 (2) (d), relating to prohibiting payments for any part of any  
4 service payable through 3rd-party liability or any governmental or private benefit  
5 system.

6           3. Section 49.46 (2) (dm), relating to prohibiting payment for services to  
7 residents of institutions for mental diseases.

8           4. Section 49.46 (2) (f), relating to prohibiting payment for gastric bypass or  
9 stapling surgery.

10           (k) For an individual who is eligible for medical assistance under this section  
11 and who is eligible for coverage under Part D of Medicare under 42 USC 1395w-101  
12 et seq., benefits under sub. (11) (a) or s. 49.46 (2) (b) 6. h. do not include payment for  
13 any Part D drug, as defined in 42 CFR 423.100, regardless of whether the individual  
14 is enrolled in Part D of Medicare or whether, if the individual is enrolled, his or her  
15 Part D plan, as defined in 42 CFR 423.4, covers the Part D drug.

16           **(7) SPECIAL INCOME PROVISIONS.** (a) 1. In the calculation of family income, if an  
17 adult member of the family has self-employment income, the department shall count  
18 the net self-employment earnings. Net self-employment earnings shall be  
19 determined by subtracting from gross self-employment income all self-employment  
20 expenses that are allowed under federal and state tax law, except for depreciation.

21           2. If a parent's or caretaker relative's family income includes self-employment  
22 income and, without deducting depreciation, does not exceed 200 percent of the  
23 poverty line, the parent or caretaker relative is eligible under sub. (4) (a) 4.

24           3. If a parent's or caretaker relative's family income includes self-employment  
25 income and, without deducting depreciation, exceeds 200 percent of the poverty line,

1 the parent or caretaker relative is eligible under sub. (4) (b) 4. if his or her family  
2 income does not exceed 200 percent of the poverty line after depreciation is deducted.

3 (b) 1. A pregnant woman, or an unborn child, whose family income exceeds 300  
4 percent of the poverty line may become eligible for coverage under this section if the  
5 difference between the pregnant woman's or unborn child's family income and the  
6 applicable income limit under sub. (4) (b) is obligated or expended for any member  
7 of the pregnant woman's or unborn child's family for medical care or any other type  
8 of remedial care recognized under state law or for personal health insurance  
9 premiums or for both. Eligibility obtained under this subdivision continues without  
10 regard to any change in family income for the balance of the pregnancy and, for a  
11 pregnant woman but not for an unborn child, to the last day of the month in which  
12 the 60th day after the last day of the woman's pregnancy falls. Eligibility obtained  
13 by a pregnant woman under this subdivision extends to all pregnant women in the  
14 pregnant woman's family.

15 2. A child who is not an unborn child and whose family income exceeds 150  
16 percent of the poverty line may obtain eligibility under this section if the difference  
17 between the child's family income and 150 percent of the poverty line is obligated or  
18 expended on behalf of the child or any member of the child's family for medical care  
19 or any other type of remedial care recognized under state law or for personal health  
20 insurance premiums or for both. Eligibility obtained under this subdivision during  
21 any 6-month period, as determined by the department, continues for the remainder  
22 of the 6-month period and extends to all children in the family.

23 3. For a pregnant woman or an unborn child to obtain eligibility under subd.  
24 1., the amount that must be obligated or expended in any 6-month period is equal  
25 to the sum of the differences in each of those 6 months between the pregnant woman's

1 or unborn child's monthly family income and the monthly family income that is 300  
2 percent of the poverty line. For a child to obtain eligibility under subd. 2., the amount  
3 that must be obligated or expended in any 6-month period is equal to the sum of the  
4 differences in each of those 6 months between the child's monthly family income and  
5 the monthly family income that is 150 percent of the poverty line.

6 (c) When calculating an individual's family income, the department shall do all  
7 of the following:

8 1. Deduct from family income any payments made by the individual for  
9 court-ordered child or family support or maintenance.

10 2. Disregard earnings of children under 18 years of age.

11 3. Determine separately the family incomes of caretaker relatives and the  
12 children for whom they are caring and not legally responsible.

13 4. Not include in the calculation any income of an individual receiving benefits  
14 under s. 49.77 or federal Title XVI.

15 **(8) HEALTH INSURANCE COVERAGE AND ELIGIBILITY.** (a) 1. Except as provided in  
16 subd. 2., any individual who is otherwise eligible under this section and who is  
17 eligible for enrollment in a group health plan shall, as a condition of eligibility for  
18 BadgerCare Plus and if the department determines that it is cost-effective to do so,  
19 apply for enrollment in the group health plan, except that, for a minor, the parent  
20 of the minor shall apply on the minor's behalf.

21 2. If a parent of a minor fails to enroll the minor in a group health plan in  
22 accordance with subd. 1., the failure does not affect the minor's eligibility under this  
23 section.

1           (b) Except as provided in pars. (c) and (d), an individual whose family income  
2 exceeds 150 percent of the poverty line is not eligible for BadgerCare Plus if any of  
3 the following applies:

4           1. The individual has individual or family health insurance coverage that is any  
5 of the following:

6           a. Coverage provided by an employer and for which the employer pays at least  
7 80 percent of the premium.

8           b. Coverage under the state employee health plan under s. 40.51 (6).

9           2. The individual, in the 12 months before applying, had access to the health  
10 insurance coverage specified in subd. 1.

11           3. The individual could be covered under the health insurance coverage  
12 specified in subd. 1. if the coverage is applied for, and the coverage could become  
13 available to the individual in the month in which the individual applies for benefits  
14 under this section or in any of the next 3 calendar months.

15           (c) An unborn child, regardless of family income, is not eligible for BadgerCare  
16 Plus if any of the following applies:

17           1. The unborn child or the unborn child's mother has individual or family  
18 health insurance coverage.

19           2. The unborn child or the unborn child's mother, in the 12 months before  
20 applying, had access to the health insurance coverage specified in par. (b) 1.

21           3. The unborn child or the unborn child's mother could be covered under  
22 individual or family health insurance coverage if the coverage is applied for, and the  
23 coverage could become available to the unborn child or the unborn child's mother in  
24 the month in which the unborn child applies for benefits under this section or in any  
25 of the next 3 calendar months.

1 (d) 1. None of the following is ineligible for BadgerCare Plus by reason of having  
2 health insurance coverage or access to health insurance coverage:

3 a. A pregnant woman.

4 b. A child described in sub. (4) (a) 2. or (b) 2.

5 c. Except as provided in par. (c), a child who has health insurance coverage, or  
6 access to health insurance coverage, as a dependent of an absent parent but who  
7 resides outside of the service area of the absent parent's plan.

8 d. An individual described in sub. (4) (a) 5.

9 e. A child who obtains eligibility under sub. (7) (b) 2., but only for the remainder  
10 of the child's eligibility period under sub. (7) (b) 2.

11 2. An individual under par. (b) 2., or an individual who is an unborn child or  
12 an unborn child's mother under par. (c) 2., is not ineligible if any of the following good  
13 cause reasons is the reason that the individual did not obtain the health insurance  
14 coverage under par. (b) 1. to which they had access:

15 a. The individual's employment ended.

16 b. The individual's employer discontinued health insurance coverage for all  
17 employees.

18 c. One or more members of the individual's family were eligible for other health  
19 insurance coverage or Medical Assistance at the time the employee failed to enroll  
20 in the health insurance coverage under par. (b) 1. and no member of the family was  
21 eligible for coverage under this section at that time.

22 d. The individual's access to health insurance coverage has ended due to the  
23 death or change in marital status of the subscriber.

24 e. Any other reason that the department determines is a good cause reason.

1 (e) If a pregnant woman has health insurance coverage and her family income  
2 exceeds 200 percent of the poverty line, the woman is required, as a condition of  
3 eligibility, to maintain the health insurance coverage.

4 (f) If an individual with a family income that exceeds 150 percent of the poverty  
5 line had the health insurance coverage specified in par. (b) 1. but no longer has the  
6 coverage, if an individual who is an unborn child or an unborn child's mother,  
7 regardless of family income, had health insurance coverage but no longer has the  
8 coverage, or if a pregnant woman specified in par. (e) has health insurance coverage  
9 and does not maintain the coverage, the individual or pregnant woman is not eligible  
10 for BadgerCare Plus for the 3 calendar months following the month in which the  
11 insurance coverage ended without a good cause reason specified in par. (g).

12 (g) Any of the following is a good cause reason for purposes of par. (f):

13 1. The individual or pregnant woman was covered by a group health plan that  
14 was provided by a subscriber through his or her employer, and the subscriber's  
15 employment ended for a reason other than voluntary termination, unless the  
16 voluntary termination was a result of the incapacitation of the subscriber or because  
17 on an immediate family member's health condition.

18 2. The individual or pregnant woman was covered by a group health plan that  
19 was provided by a subscriber through his or her employer, the subscriber changed  
20 employers, and the new employer does not offer health insurance coverage.

21 3. The individual or pregnant woman was covered by a group health plan that  
22 was provided by a subscriber through his or her employer, and the subscriber's  
23 employer discontinued health plan coverage for all employees.

24 4. The pregnant woman's coverage was continuation coverage and the  
25 continuation coverage was exhausted in accordance with 29 CFR 2590.701-2 (4).

1           5. The individual's or pregnant woman's coverage terminated due to the death  
2 or change in marital status of the subscriber.

3           6. Any other reason determined by the department to be a good cause reason.

4           **(9) EMPLOYER VERIFICATION OF INSURANCE COVERAGE.** (a) 1. Except as provided  
5 in subd. 2., for an applicant or recipient with a family income that exceeds 150  
6 percent of the poverty line, the department shall verify insurance coverage and  
7 access information directly with the employer through which the applicant or  
8 recipient may have health insurance coverage or access to coverage.

9           2. Subdivision 1. does not apply to any of the following:

10          a. A pregnant woman.

11          b. A child described in sub. (4) (a) 2. or (b) 2.

12          c. An individual described in sub. (4) (a) 5.

13          (b) An employer that receives a request from the department for insurance  
14 coverage and access to coverage information shall supply the information requested  
15 by the department in the format specified by the department within 30 calendar days  
16 after receiving the request.

17          (c) 1. Subject to subds. 2. and 3., an employer that does not comply with the  
18 requirements under par. (b) shall be required to pay, within 45 days after the  
19 requested information was due, a penalty equal to the full per member per month  
20 cost of coverage under BadgerCare Plus for the individual about whom the  
21 information is requested, and for each of the individual's family members with  
22 coverage under BadgerCare Plus, for each month in which the individual and the  
23 individual's family members are covered before the employer provides the  
24 information.



1           2. An employer with fewer than 250 employees may not be required to pay more  
2 than \$1,000 in penalties under this paragraph that are attributable to any 6-month  
3 period. An employer with 250 or more employees may not be required to pay more  
4 than \$15,000 in penalties under this paragraph that are attributable to any 6-month  
5 period.

6           3. Notwithstanding subd. 1., an employer shall not be subject to any penalties  
7 if the employer, at least once per year, timely provides to the department, in the  
8 manner and format specified by the department, information from which the  
9 department may determine whether the employer provides its employees with  
10 access to health insurance coverage.

11           4. All penalty assessments collected under this paragraph shall be credited to  
12 the appropriation accounts under s. 20.435 (4) (jw) and (jz).

13           (d) An employer may contest a penalty assessment under par. (c) by sending  
14 a written request for hearing to the division of hearings and appeals in the  
15 department of administration. Proceedings before the division are governed by ch.  
16 227.

17           **(10) COST SHARING.** (a) *Copayments.* Except as provided in s. 49.45 (18) (am),  
18 all cost-sharing provisions under s. 49.45 (18) apply to a recipient with coverage of  
19 the benefits described in s. 49.46 (2) (a) and (b) to the same extent as they apply to  
20 a person eligible for medical assistance under s. 49.46, 49.468, or 49.47.

21           (b) *Premiums.* 1. Except as provided in subd. 4., a recipient who is an adult,  
22 who is not a pregnant woman, and whose family income is greater than 150 percent  
23 but not greater than 200 percent of the poverty line shall pay a premium for coverage  
24 under BadgerCare Plus that does not exceed 5 percent of his or her family income.  
25 If the recipient has self-employment income and is eligible under sub. (4) (b) 4., the

1 premium may not exceed 5 percent of family income calculated before depreciation  
2 was deducted.

3 2. Except as provided in subds. 3. and 4., a recipient who is a child whose family  
4 income is greater than 200 percent of the poverty line shall pay a premium for  
5 coverage of the benefits described in sub. (11) that does not exceed the full per  
6 member per month cost of coverage for a child with a family income of 300 percent  
7 of the poverty line.

8 3. Except as provided in subd. 4., a recipient who is an unborn child, or a  
9 pregnant woman eligible under sub. (4) (b) 1., whose family income is greater than  
10 200 percent of the poverty line shall pay a premium for coverage of the benefits  
11 described in sub. (11) that does not exceed the full per member per month cost of  
12 coverage for an adult with a family income of 300 percent of the poverty line.

13 4. None of the following shall pay a premium:

14 a. A child who is a Native American or an Alaskan Native with a family income  
15 that does not exceed 300 percent of the poverty line.

16 b. A child who is eligible under sub. (4) (a) 2. or (b) 2.

17 c. A child whose family income does not exceed 200 percent of the poverty line.

18 d. A pregnant woman whose family income does not exceed 200 percent of the  
19 poverty line.

20 e. A child who obtains eligibility under sub. (7) (b) 2.

21 f. An individual who is eligible under sub. (4) (a) 5.

22 5. If a recipient who is required to pay a premium under this paragraph or  
23 under sub. (2m) or (4) (c) does not pay a premium when due, the recipient's coverage  
24 terminates and the recipient is not eligible for BadgerCare Plus for 6 calendar  
25 months following the date on which the recipient's coverage terminated.

1           **(11) BENCHMARK PLAN BENEFITS AND COPAYMENTS.** Recipients who are not eligible  
2 for the benefits described in s. 49.46 (2) (a) and (b) shall have coverage of the following  
3 benefits and pay the following copayments:

4           (a) Subject to sub. (6) (k), prescription drugs bearing only a generic name, as  
5 defined in s. 450.12 (1) (b), with a copayment of no more than \$5 per prescription, and  
6 subject to the Badger Rx Gold program discounts.

7           (b) Physicians' services, including one annual routine physical examination,  
8 with a copayment of no more than \$15 per visit.

9           (c) Inpatient hospital services as medically necessary, subject to coinsurance  
10 payment per inpatient stay of no more than 10 percent of the allowable payment  
11 rates under s. 49.46 (2) for the services provided and a copayment of no more than  
12 \$50 per admission for psychiatric services.

13           (d) Outpatient hospital services, subject to coinsurance payment of no more  
14 than 10 percent of the allowable payment rates under s. 49.46 (2) for the services  
15 provided, except that use of emergency room services for treatment of a condition  
16 that is not an emergency medical condition, as defined in s. 632.85 (1) (a), shall  
17 require a copayment of no more than \$75.

18           (e) Laboratory and X-ray services, including mammography.

19           (f) Home health services, limited to 60 visits per year.

20           (g) Skilled nursing home services, limited to 30 days per year, and subject to  
21 coinsurance payment of no more than 10 percent of the allowable payment rates  
22 under s. 49.46 (2) for the services provided.

23           (h) Inpatient rehabilitation services, limited to 60 days per year, and subject  
24 to coinsurance payment of no more than 10 percent of the allowable payment rates  
25 under s. 49.46 (2) for the services provided.

1 (i) Physical, occupational, speech, and pulmonary therapy, limited to 20 visits  
2 per year for each type of therapy, and subject to coinsurance payment of no more than  
3 10 percent of the allowable payment rates under s. 49.46 (2) for the services provided.

4 (j) Cardiac rehabilitation, limited to 36 visits per year and subject to  
5 coinsurance payment of no more than 10 percent of the allowable payment rates  
6 under s. 49.46 (2) for the services provided.

7 (k) Inpatient, outpatient, and transitional treatment for nervous or mental  
8 disorders and alcoholism and other drug abuse problems, with a copayment of no  
9 more than \$15 per visit and coverage limits that are the same as those under the state  
10 employee health plan under s. 40.51 (6).

11 (L) Durable medical equipment, limited to \$2,500 per year, and subject to  
12 coinsurance payment of no more than 10 percent of the allowable payment rates  
13 under s. 49.46 (2) for the articles provided.

14 (m) Transportation to obtain emergency medical care only, as medically  
15 necessary, and subject to coinsurance payment of no more than 10 percent of the  
16 allowable payment rates under s. 49.46 (2) for the services provided.

17 (n) One refractive eye examination every 2 years, with a copayment of no more  
18 than \$15 per visit.

19 (o) Fifty percent of allowable charges for preventive and basic dental services,  
20 including services for accidental injury and for the diagnosis and treatment of  
21 temporomandibular disorders. The coverage under this paragraph is limited to \$750  
22 per year, applies only to pregnant women and children under 19 years of age, and  
23 requires an annual deductible of \$200 and a copayment of no more than \$15 per visit.

24 (p) Early childhood developmental services, for children under 6 years of age.

25 (q) Smoking cessation treatment, for pregnant women only.

1 (r) Prenatal care coordination, for pregnant women at high risk only.

2 **(11m)** PROVIDER PAYMENTS AND REQUIREMENTS. The provider of a service or  
3 equipment under sub. (11) shall collect the specified or allowable copayment or  
4 coinsurance, unless the provider determines that the cost of collecting the copayment  
5 or coinsurance exceeds the amount to be collected. The department shall reduce  
6 payments for services or equipment under sub. (11) by the amount of the specified  
7 or allowable copayment or coinsurance. A provider may deny care or services or  
8 equipment under sub. (11) if the recipient does not pay the specified or allowable  
9 copayment or coinsurance. If a provider provides care or services or equipment  
10 under sub. (11) to a recipient who is unable to share costs as specified in sub. (11),  
11 the recipient is not relieved of liability for those costs.

12 **(12)** RULES; NOTICE OF EFFECTIVE DATE. (a) 1. The department may promulgate  
13 any rules necessary for and consistent with its administrative responsibilities under  
14 this section, including additional eligibility criteria.

15 2. The department may promulgate emergency rules under s. 227.24 for the  
16 administration of this section for the period before the effective date of any  
17 permanent rules promulgated under subd. 1., but not to exceed the period authorized  
18 under s. 227.24 (1) (c) and (2). Notwithstanding s. 227.24 (1) (a), (2) (b), and (3), the  
19 department is not required to provide evidence that promulgating a rule under this  
20 subdivision as an emergency rule is necessary for the preservation of the public  
21 peace, health, safety, or welfare and is not required to provide a finding of emergency  
22 for a rule promulgated under this subdivision.

23 (b) If the amendments to the state plan submitted under sub. (2) are approved  
24 and a waiver that is consistent with all of the provisions of this section is granted and

1 in effect, the department shall publish a notice in the Wisconsin Administrative  
2 Register that states the date on which BadgerCare Plus is implemented.

3 **SECTION 1387.** 49.472 (6) (a) of the statutes is amended to read:

4 49.472 (6) (a) Notwithstanding sub. (4) (a) 3., from the appropriation account  
5 under s. 20.435 (4) (b), ~~(gp), or (w), or (xd)~~, the department shall, on the part of an  
6 individual who is eligible for medical assistance under sub. (3), pay premiums for or  
7 purchase individual coverage offered by the individual's employer if the department  
8 determines that paying the premiums for or purchasing the coverage will not be more  
9 costly than providing medical assistance.

10 **SECTION 1388.** 49.472 (6) (b) of the statutes is amended to read:

11 49.472 (6) (b) If federal financial participation is available, from the  
12 appropriation account under s. 20.435 (4) (b), ~~(gp), or (w), or (xd)~~, the department may  
13 pay medicare Part A and Part B premiums for individuals who are eligible for  
14 medicare and for medical assistance under sub. (3).

15 **SECTION 1389.** 49.473 (2) (a) of the statutes is amended to read:

16 49.473 (2) (a) The woman is not eligible for medical assistance under ss. 49.46  
17 (1) and (1m), 49.465, 49.468, 49.47, 49.471, and 49.472, and is not eligible for health  
18 care coverage under s. 49.665.

19 **SECTION 1390.** 49.473 (5) of the statutes is amended to read:

20 49.473 (5) The department shall audit and pay, from the appropriation  
21 accounts under s. 20.435 (4) (b), ~~(gp), and (o), and (xd)~~, allowable charges to a provider  
22 who is certified under s. 49.45 (2) (a) 11. for medical assistance on behalf of a woman  
23 who meets the requirements under sub. (2) for all benefits and services specified  
24 under s. 49.46 (2).

25 **SECTION 1391.** 49.475 (1) (a) of the statutes is renumbered 49.475 (1) (ar).

1           **SECTION 1392.** 49.475 (1) (ag) of the statutes is created to read:

2           49.475 (1) (ag) “Covered entity” means any of the following that is not an  
3 insurer:

4           1. A nonprofit hospital, as defined in s. 46.21 (2) (m).

5           2. An employer, as defined in s. 101.01 (4), labor union, or other group of persons  
6 organized in this state if the employer, labor union, or other group provides  
7 prescription drug coverage to covered individuals who reside or are employed in this  
8 state.

9           3. A comprehensive or limited health care benefits program administered by  
10 the state that provides prescription drug coverage.

11           **SECTION 1393.** 49.475 (1) (am) of the statutes is created to read:

12           49.475 (1) (am) “Covered individual” means an individual who is a member,  
13 participant, enrollee, policyholder, certificate holder, contract holder, or beneficiary  
14 of a covered entity, or a dependent of the individual, and who receives prescription  
15 drug coverage from or through the covered entity.

16           **SECTION 1394.** 49.475 (1) (c) of the statutes is created to read:

17           49.475 (1) (c) “Pharmacy benefits management” means the procurement of  
18 prescription drugs at a negotiated rate for dispensation in this state to covered  
19 individuals; the administration or management of prescription drug benefits  
20 provided by a covered entity for the benefit of covered individuals; or any of the  
21 following services provided in the administration of pharmacy benefits:

22           1. Dispensation of prescription drugs by mail.

23           2. Claims processing, retail network management, and payment of claims to  
24 pharmacies for prescription drugs dispensed to covered individuals.

25           3. Clinical formulary development and management services.

1           4. Rebate contracting and administration.

2           5. Conduct of patient compliance, therapeutic intervention, generic  
3 substitution, and disease management programs.

4           **SECTION 1395.** 49.475 (1) (d) of the statutes is created to read:

5           49.475 (1) (d) “Pharmacy benefits manager” means a person that performs  
6 pharmacy benefits management functions.

7           **SECTION 1396.** 49.475 (1) (e) of the statutes is created to read:

8           49.475 (1) (e) “Recipient” means an individual or his or her spouse or dependent  
9 who has been or is one of the following:

10           1. A recipient of medical assistance or of a program administered under medical  
11 assistance under a waiver of federal Medicaid laws.

12           2. An enrollee of family care.

13           3. A recipient of the Badger Care health care program.

14           4. An individual who receives benefits under s. 49.68, 49.683, or 49.685.

15           5. A participant in the program of prescription drug assistance for elderly  
16 persons under s. 49.688.

17           6. A woman who receives services that are reimbursed under s. 255.06.

18           **SECTION 1397.** 49.475 (1) (f) of the statutes is created to read:

19           49.475 (1) (f) “Third party” means an entity that by statute, rule, or contract  
20 is responsible for payment of a claim for a health care item or service. “Third party”  
21 includes all of the following:

22           1. An insurer.

23           2. An employee benefit plan described in 29 USC 1003 (a) that is not exempt  
24 under 29 USC 1003 (b) and is not a multiple employer welfare arrangement.

25           3. A service benefit plan, as specified in 42 USC 1396a (25) (I).



1           4. A pharmacy benefits manager.

2           **SECTION 1398.** 49.475 (2) of the statutes is repealed and recreated to read:

3           49.475 (2) REQUIREMENTS OF 3RD PARTIES. As a condition of doing business in this  
4 state, a 3rd party shall do all of the following:

5           (a) Upon the department's request and in the manner prescribed by the  
6 department, provide information to the department necessary for the department to  
7 ascertain all of the following with respect to a recipient:

8           1. Whether the recipient is being or has been provided coverage or a benefit or  
9 service by a 3rd party.

10           2. If subd. 1. applies, the nature and period of time of any coverage, benefit, or  
11 service provided, including the name, address, and identifying number of any  
12 applicable coverage plan.

13           (b) Accept assignment to the department of a right of a recipient to receive  
14 3rd-party payment for an item or service for which payment under medical  
15 assistance has been made and accept the department's right to recover any  
16 3rd-party payment made for which assignment has not been accepted.

17           (c) Respond to an inquiry by the department concerning a claim for payment  
18 of a health care item or service if the department submits the inquiry less than 36  
19 months after the date on which the health care item or service was provided.

20           (d) If all of the following apply, agree not to deny a claim submitted by the  
21 department under par. (b) solely because of the claim's submission date, the type or  
22 format of the claim form, or failure by a recipient to present proper documentation  
23 at the time of delivery of the service, benefit, or item that is the basis of the claim:

24           1. The department submits the claim less than 36 months after the date on  
25 which the health care item or service was provided.

1           2. Action by the department to enforce the department's rights under this  
2 section with respect to the claim is commenced less than 72 months after the  
3 department submits the claim.

4           **SECTION 1399.** 49.475 (3) (intro.) of the statutes is amended to read:

5           49.475 (3) WRITTEN AGREEMENT. (intro.) Upon requesting ~~an insurer~~ a 3rd party  
6 to provide the information under sub. (2) (a), the department and the 3rd party shall  
7 enter into a written agreement ~~with the insurer~~ that satisfies all of the following:

8           **SECTION 1400.** 49.475 (3) (a) of the statutes is amended to read:

9           49.475 (3) (a) Identifies ~~in detail~~ the detailed format of the information to be  
10 ~~disclosed~~ provided to the department.

11          **SECTION 1401.** 49.475 (3) (c) of the statutes is amended to read:

12          49.475 (3) (c) Specifies how the ~~insurer's~~ 3rd party's reimbursable costs under  
13 sub. (5) will be determined and specifies the manner of payment.

14          **SECTION 1402.** 49.475 (4) (a) of the statutes is amended to read:

15          49.475 (4) (a) ~~An insurer~~ A 3rd party shall provide the information requested  
16 under sub. (2) (a) within 180 days after receiving the department's request if it is the  
17 first time that the department has requested the ~~insurer~~ 3rd party to disclose  
18 information under this section.

19          **SECTION 1403.** 49.475 (4) (b) of the statutes is amended to read:

20          49.475 (4) (b) ~~An insurer~~ A 3rd party shall provide the information requested  
21 under sub. (2) (a) within 30 days after receiving the department's request if the  
22 department has previously requested the ~~insurer~~ 3rd party to disclose information  
23 under this section.

24          **SECTION 1404.** 49.475 (4) (d) of the statutes is created to read:

1           49.475 (4) (d) If a 3rd party other than an insurer fails to comply with par. (a)  
2 or (b), the department may so notify the attorney general.

3           **SECTION 1405.** 49.475 (5) of the statutes is amended to read:

4           49.475 (5) From the appropriations under s. 20.435 (4) (bm) and (pa), the  
5 department shall reimburse ~~an insurer~~ A 3rd party that provides information under  
6 ~~this section sub. (2) (a)~~ for the insurer's 3rd party's reasonable costs incurred in  
7 providing the requested information, including its reasonable costs, if any, to develop  
8 and operate automated systems specifically for the disclosure of the information  
9 ~~under this section.~~

10          **SECTION 1406.** 49.475 (6) of the statutes is created to read:

11          49.475 (6) SHARING INFORMATION. The department of health and family services  
12 shall provide to the department of workforce development, for purposes of the  
13 medical support liability program under s. 49.22, any information that the  
14 department of health and family services receives under this section. The  
15 department of workforce development may allow a county child support agency  
16 under s. 59.53 (5) or a tribal child support agency access to the information, subject  
17 to the use and disclosure restrictions under s. 49.83, and shall consult with the  
18 department of health and family services regarding procedures and methods to  
19 adequately safeguard the confidentiality of the information provided under this  
20 subsection.

21          **SECTION 1407.** 49.475 (6) of the statutes, as created by 2007 Wisconsin Act ...  
22 (this act), is amended to read:

23          49.475 (6) SHARING INFORMATION. The department of health and family services  
24 shall provide to the department of workforce development children and families, for  
25 purposes of the medical support liability program under s. 49.22, any information

1 that the department of health and family services receives under this section. The  
2 department of ~~workforce development~~ children and families may allow a county child  
3 support agency under s. 59.53 (5) or a tribal child support agency access to the  
4 information, subject to the use and disclosure restrictions under s. 49.83, and shall  
5 consult with the department of health and family services regarding procedures and  
6 methods to adequately safeguard the confidentiality of the information provided  
7 under this subsection.

8 **SECTION 1408.** 49.48 (1m) of the statutes is amended to read:

9 49.48 **(1m)** If an individual who applies for or to renew a certification under  
10 sub. (1) does not have a social security number, the individual, as a condition of  
11 obtaining the certification, shall submit a statement made or subscribed under oath  
12 or affirmation to the department that the applicant does not have a social security  
13 number. The form of the statement shall be prescribed by the department of  
14 ~~workforce development~~ children and families. A certification issued or renewed in  
15 reliance upon a false statement submitted under this subsection is invalid.

16 **SECTION 1409.** 49.48 (2) of the statutes is amended to read:

17 49.48 **(2)** The department of ~~health and family services~~ may not disclose any  
18 information received under sub. (1) to any person except to the department of  
19 ~~workforce development~~ children and families for the purpose of making  
20 certifications required under s. 49.857.

21 **SECTION 1410.** 49.48 (3) of the statutes is amended to read:

22 49.48 **(3)** The department of ~~health and family services~~ shall deny an  
23 application for the issuance or renewal of a certification specified in sub. (1), shall  
24 suspend a certification specified in sub. (1) or may, under a memorandum of  
25 understanding under s. 49.857 (2), restrict a certification specified in sub. (1) if the

1 department of ~~workforce development~~ children and families certifies under s. 49.857  
2 that the applicant for or holder of the certificate is delinquent in the payment of  
3 court-ordered payments of child or family support, maintenance, birth expenses,  
4 medical expenses or other expenses related to the support of a child or former spouse  
5 or fails to comply, after appropriate notice, with a subpoena or warrant issued by the  
6 department of ~~workforce development~~ children and families or a county child  
7 support agency under s. 59.53 (5) and related to paternity or child support  
8 proceedings.

9 **SECTION 1629m.** 49.485 of the statutes is created to read:

10 **49.485 False claims.** Whoever knowingly presents or causes to be presented  
11 to any officer, employee, or agent of this state a false claim for medical assistance  
12 shall forfeit not less than \$5,000 nor more than \$10,000, plus 3 times the amount of  
13 the damages that were sustained by the state or would have been sustained by the  
14 state, whichever is greater, as a result of the false claim. The attorney general may  
15 bring an action on behalf of the state to recover any forfeiture incurred under this  
16 section.

17 **SECTION 1411.** 49.49 (3m) (a) (intro.) of the statutes is amended to read:

18 49.49 (3m) (a) (intro.) No provider may knowingly impose upon a recipient  
19 charges in addition to payments received for services under ss. 49.45 to 49.47 49.471  
20 or knowingly impose direct charges upon a recipient in lieu of obtaining payment  
21 under ss. 49.45 to 49.47 49.471 except under the following conditions:

22 **SECTION 1412.** 49.49 (3m) (a) 1. of the statutes is amended to read:

23 49.49 (3m) (a) 1. Benefits or services are not provided under s. 49.46 (2) or  
24 49.471 (11) and the recipient is advised of this fact prior to receiving the service.

25 **SECTION 1413.** 49.49 (3m) (a) 2. of the statutes is amended to read:

1           49.49 (3m) (a) 2. If an applicant is determined to be eligible retroactively under  
2 s. 49.46 (1) (b) or 49.47 (4) (d) and a provider bills the applicant directly for services  
3 and benefits rendered during the retroactive period, the provider shall, upon  
4 notification of the applicant's retroactive eligibility, submit claims for  
5 reimbursement payment under s. 49.45 for covered services or benefits rendered to  
6 the recipient during the retroactive period. Upon receipt of payment under s. 49.45,  
7 the provider shall reimburse the ~~applicant~~ recipient or other person who has made  
8 prior payment to the provider. ~~No provider may be required to reimburse the~~  
9 ~~applicant or other person in excess of the amount reimbursed under s. 49.45 for~~  
10 ~~services provided to the recipient during the retroactive eligibility period, by the~~  
11 ~~amount of the prior payment made.~~

12           **SECTION 1414.** 49.49 (3m) (a) 2. of the statutes, as affected by 2007 Wisconsin  
13 Act .... (this act), is amended to read:

14           49.49 (3m) (a) 2. If an applicant is determined to be eligible retroactively under  
15 s. 49.46 (1) (b) ~~or~~, 49.47 (4) (d), or 49.471 and a provider bills the applicant directly  
16 for services and benefits rendered during the retroactive period, the provider shall,  
17 upon notification of the applicant's retroactive eligibility, submit claims for payment  
18 under s. 49.45 for covered services or benefits rendered to the recipient during the  
19 retroactive period. Upon receipt of payment under s. 49.45, the provider shall  
20 reimburse the recipient or other person who has made prior payment to the provider  
21 for services provided to the recipient during the retroactive eligibility period, by the  
22 amount of the prior payment made.

23           **SECTION 1415.** 49.49 (3m) (a) 3. of the statutes is amended to read:

24           49.49 (3m) (a) 3. Benefits or services for which recipient copayment,  
25 coinsurance, or deductible is required under s. 49.45 (18), not to exceed maximum

1 amounts allowable under 42 CFR 447.53 to 447.58, or for which recipient copayment  
2 or coinsurance is required under s. 49.471 (11).

3 **SECTION 1634r.** 49.496 (3) (a) (intro.) of the statutes is amended to read:

4 49.496 (3) (a) (intro.) Except as provided in par. (b), the department shall file  
5 a claim against the estate of a recipient for all of the following, subject to the exclusion  
6 of any amounts under the Long-Term Care Partnership Program established under  
7 s. 49.45 (31), unless already recovered by the department under this section:

8 **SECTION 1416.** 49.497 (title) of the statutes is amended to read:

9 **49.497 (title) Recovery of incorrect Medical Assistance or Badger Care**  
10 **payments and of unpaid employer penalties.**

11 **SECTION 1417.** 49.497 (1r) of the statutes is created to read:

12 49.497 (1r) (a) The department may recover any penalty assessment not paid  
13 under s. 49.471 (9) (c) from the employer against which the penalty was assessed.  
14 If, after notice that payment of a penalty is overdue, the employer who is liable fails  
15 to pay the penalty amount, or enter into or comply with an agreement for payment,  
16 the department may bring an action to enforce the liability or may issue an order to  
17 compel payment of the liability. Any person aggrieved by an order issued by the  
18 department under this paragraph may appeal the order as a contested case under  
19 ch. 227 by filing with the department a request for a hearing within 30 days after the  
20 date of the order. The only issue at the hearing shall be the determination by the  
21 department that the person has not paid the penalty or entered into, or complied  
22 with, an agreement for payment.

23 (b) If any employer named in an order to compel payment issued under par. (a)  
24 fails to pay the department any amount due under the terms of the order and no  
25 contested case to review the order is pending and the time for filing for a contested

1 case review has expired, the department may present a certified copy of the order to  
2 the circuit court for any county. The sworn statement of the secretary shall be  
3 evidence of the failure to pay the penalty. The circuit court shall, without notice,  
4 render judgment in accordance with the order. A judgment rendered under this  
5 paragraph shall have the same effect and shall be entered in the judgment and lien  
6 docket and may be enforced in the same manner as if the judgment had been  
7 rendered in an action tried and determined by the circuit court.

8 (c) The recovery procedure under this subsection is in addition to any other  
9 recovery procedure authorized by law.

10 **SECTION 1418.** 49.497 (4) of the statutes is amended to read:

11 49.497 (4) The department may appear for the state in any and all collection  
12 matters under this section, and may commence suit in the name of the department  
13 to recover an incorrect payment from the recipient to whom or on whose behalf it was  
14 made or to recover an unpaid penalty from the employer against which the penalty  
15 was assessed.

16 **SECTION 1419.** 49.665 (4) (ap) 2. of the statutes is repealed.

17 **SECTION 1420.** 49.665 (4) (at) 1. a. of the statutes is amended to read:

18 49.665 (4) (at) 1. a. Except as provided in subd. 1. b., the department shall  
19 establish a lower maximum income level for the initial eligibility determination if  
20 funding under s. 20.435 (4) ~~(bc), (jz), (p), and (x), and (xd)~~ is insufficient to  
21 accommodate the projected enrollment levels for the health care program under this  
22 section. The adjustment may not be greater than necessary to ensure sufficient  
23 funding.

24 **SECTION 1421.** 49.665 (4) (at) 1. cm. of the statutes is amended to read:



1           49.665 (4) (at) 1. cm. Notwithstanding s. 20.001 (3) (b), if, after reviewing the  
2           plan submitted under subd. 1. b., the joint committee on finance determines that the  
3           amounts appropriated under s. 20.435 (4) ~~(be)~~, (jz), (p), ~~and (x)~~, and (xd) are  
4           insufficient to accommodate the projected enrollment levels, the committee may  
5           transfer appropriated moneys from the general purpose revenue appropriation  
6           account of any state agency, as defined in s. 20.001 (1), other than a sum sufficient  
7           appropriation account, to the appropriation account under s. 20.435 (4) ~~(be)~~ (b) to  
8           supplement the health care program under this section if the committee finds that  
9           the transfer will eliminate unnecessary duplication of functions, result in more  
10          efficient and effective methods for performing programs, or more effectively carry out  
11          legislative intent, and that legislative intent will not be changed by the transfer.

12           **SECTION 1422.** 49.665 (4) (at) 2. of the statutes is amended to read:

13           49.665 (4) (at) 2. If, after the department has established a lower maximum  
14          income level under subd. 1., projections indicate that funding under s. 20.435 (4) ~~(be)~~,  
15          (jz), (p), ~~and (x)~~, and (xd) is sufficient to raise the level, the department shall, by state  
16          plan amendment, raise the maximum income level for initial eligibility, but not to  
17          exceed 185% of the poverty line.

18           **SECTION 1641d.** 49.665 (4g) of the statutes is created to read:

19           49.665 (4g) DISEASE MANAGEMENT PROGRAM. Based on the health conditions  
20          identified by the physical health risk assessments, if performed under sub. (4m), the  
21          department shall develop and implement, for individuals who are eligible under sub.  
22          (4), disease management programs that are similar to that developed and followed  
23          by the Marshfield Clinic in this state under the Physician Group Practice  
24          Demonstration Program authorized under 42 USC 1315 (e) and (f). These programs  
25          shall have at least the following characteristics:

1 (a) The use of information science to improve health care delivery by  
2 summarizing a patient's health status and providing reminders for preventive  
3 measures.

4 (b) Educating health care providers on health care process improvement by  
5 developing best practice models.

6 (c) The improvement and expansion of care management programs to assist in  
7 standardization of best practices, patient education, support systems, and  
8 information gathering.

9 (d) Establishment of a system of provider compensation that is aligned with  
10 clinical quality, practice management, and cost of care.

11 (e) Focus on patient care interventions for certain chronic conditions, to reduce  
12 hospital admissions.

13 **SECTION 1641e.** 49.665 (4m) of the statutes is created to read:

14 49.665 (4m) PHYSICAL HEALTH RISK ASSESSMENT. The department shall  
15 encourage each individual who is determined on or after the effective date of this  
16 subsection .... [revisor inserts date], to be eligible under sub. (4) to receive a physical  
17 health risk assessment as part of the first physical examination the individual  
18 receives under Badger Care.

19 **SECTION 1423.** 49.665 (5m) of the statutes is repealed and recreated to read:

20 49.665 (5m) INFORMATION ABOUT BADGER CARE RECIPIENTS. The department  
21 shall obtain and share information about Badger Care health care program  
22 recipients as provided in s. 49.475.

23 **SECTION 1424.** 49.665 (7) (a) 1. of the statutes is amended to read:

24 49.665 (7) (a) 1. Notwithstanding sub. (4) (a) 3m. and ~~(a) 2.~~, the department  
25 shall mail information verification forms to the employers of the individuals required

1 to provide the verifications under sub. (4) (a) 3m. and ~~(ap) 2.~~ to obtain the information  
2 specified.

3 **SECTION 1425.** 49.686 (6) of the statutes is created to read:

4 49.686 (6) HEALTH INSURANCE RISK-SHARING PLAN PILOT PROGRAM. (a) Subject  
5 to par. (b), the department shall conduct a 3-year pilot program, to begin on October  
6 1, 2007, under which the department may pay premiums for coverage under the  
7 Health Insurance Risk-Sharing Plan under subch. II of ch. 149, and pay copayments  
8 under that plan for prescription drugs for which reimbursement may be provided  
9 under sub. (2), for individuals who satisfy all of the following:

- 10 1. The individuals are eligible for reimbursement under this section.
- 11 2. The individuals are currently taking antiretroviral drugs.
- 12 3. The individuals do not have health insurance coverage.
- 13 4. The individuals are not eligible for premium subsidies under s. 252.16 or  
14 252.17 because they are not on unpaid medical leave, are not unable to continue  
15 employment, and have not had to reduce their employment hours because of an  
16 illness or medical condition arising from or related to HIV.

17 (b) The pilot program shall be open to a minimum of 100 participants, with  
18 more participants if the department determines that it is cost-effective.

19 (c) The department may promulgate rules for the administration of the pilot  
20 program. Notwithstanding s. 227.24 (3), rules under this paragraph may be  
21 promulgated as emergency rules under s. 227.24 without a finding of emergency.

22 **SECTION 1426.** 49.687 (6) of the statutes is created to read:

23 49.687 (6) The department shall obtain and share information about  
24 individuals who receive benefits under s. 49.68, 49.683, or 49.685 as provided in s.  
25 49.475.

1           **SECTION 1427.** 49.688 (5) (a) (intro.) of the statutes is amended to read:

2           49.688 (5) (a) (intro.) Beginning on September 1, 2002, except as provided in  
3 sub. (7) (b), as a condition of participation by a pharmacy or pharmacist in the  
4 program under s. 49.45, 49.46, ~~or 49.47,~~ or 49.471, the pharmacy or pharmacist may  
5 not charge a person who presents a valid prescription order and a card indicating  
6 that he or she meets eligibility requirements under sub. (2) an amount for a  
7 prescription drug under the order that exceeds the following:

8           **SECTION 1428.** 49.688 (7) (a) of the statutes is amended to read:

9           49.688 (7) (a) Except as provided in par. (b), from the appropriation accounts  
10 under s. 20.435 (4) (bv), (j), ~~and (pg), and (xh)~~, beginning on September 1, 2002, the  
11 department shall, under a schedule that is identical to that used by the department  
12 for payment of pharmacy provider claims under medical assistance, provide to  
13 pharmacies and pharmacists payments for prescription drugs sold by the  
14 pharmacies or pharmacists to persons eligible under sub. (2) who have paid the  
15 deductible specified under sub. (3) (b) 1. or 2. or who, under sub. (3) (b) 1., are not  
16 required to pay a deductible. The payment for each prescription drug under this  
17 paragraph shall be at the program payment rate, minus any copayment paid by the  
18 person under sub. (5) (a) 2. or 4., and plus, if applicable, incentive payments that are  
19 similar to those provided under s. 49.45 (8v). The department shall devise and  
20 distribute a claim form for use by pharmacies and pharmacists under this paragraph  
21 and may limit payment under this paragraph to those prescription drugs for which  
22 payment claims are submitted by pharmacists or pharmacies directly to the  
23 department. The department may apply to the program under this section the same  
24 utilization and cost control procedures that apply under rules promulgated by the  
25 department to medical assistance under subch. IV of ch. 49.

1           **SECTION 1429.** 49.688 (7) (b) of the statutes is amended to read:

2           49.688 (7) (b) During any period in which funding under s. 20.435 (4) (bv) ~~and,~~  
3           ~~(pg), and (xh)~~ is completely expended for the payments specified in par. (a), the  
4           requirements of par. (a) and subs. (3) (c), (5), and (6) (a) and (b) do not apply to drugs  
5           purchased during that period, but the department shall continue to accept  
6           applications and determine eligibility under sub. (4) and shall indicate to applicants  
7           that the eligibility of program participants to purchase prescription drugs as  
8           specified in sub. (3), under the requirements of sub. (5), is conditioned on the  
9           availability of funding under s. 20.435 (4) (bv) ~~and,~~ ~~(pg), and (xh).~~

10          **SECTION 1430.** 49.688 (8m) of the statutes is repealed and recreated to read:

11          49.688 (8m) The department shall obtain and share information about  
12          participants in the program under this section as provided in s. 49.475.

13          **SECTION 1431.** 49.775 (2) (bm) of the statutes is amended to read:

14          49.775 (2) (bm) The custodial parent assigns to the state any right of the  
15          custodial parent or of the dependent child to support from any other person. No  
16          amount of support that begins to accrue after the individual ceases to receive  
17          payments under this section may be considered assigned to the state. Any money  
18          that is received by the department of ~~workforce development~~ children and families  
19          under an assignment to the state under this paragraph and that is not the federal  
20          share of support shall be paid to the custodial parent. The department of ~~workforce~~  
21          ~~development~~ children and families shall pay the federal share of support assigned  
22          under this paragraph as required under federal law or waiver.

23          **SECTION 1432.** 49.78 (4) of the statutes is amended to read:

24          49.78 (4) ~~RULES; MERIT SYSTEM.~~ The department of ~~workforce development~~  
25          children and families shall promulgate rules for the efficient administration of aid

1 to families with dependent children in agreement with the requirement for federal  
2 aid, including the establishment and maintenance of personnel standards on a merit  
3 basis. The provisions of this section relating to personnel standards on a merit basis  
4 supersede any inconsistent provisions of any law relating to county personnel. This  
5 subsection shall not be construed to invalidate the provisions of s. 46.22 (1) (d).

6 **SECTION 1433.** 49.78 (5) of the statutes is amended to read:

7 49.78 (5) PERSONNEL EXAMINATIONS. Statewide examinations to ascertain  
8 qualifications of applicants in any county department administering aid to families  
9 with dependent children shall be given by the administrator of the division of merit  
10 recruitment and selection in the office of state employment relations. The office of  
11 state employment relations shall be reimbursed for actual expenditures incurred in  
12 the performance of its functions under this section from the appropriations available  
13 to the department of ~~health and family services~~ children and families for  
14 administrative expenditures.

15 **SECTION 1434.** 49.78 (7) of the statutes is amended to read:

16 49.78 (7) COUNTY PERSONNEL SYSTEMS. Pursuant to rules promulgated under  
17 sub. (4), the department of ~~workforce development~~ children and families where  
18 requested by the county shall delegate to that county, without restriction because of  
19 enumeration, any or all of the authority of the department of ~~workforce~~  
20 ~~development's authority~~ children and families under sub. (4) to establish and  
21 maintain personnel standards including salary levels.

22 **SECTION 1435.** 49.785 (1) (intro.) of the statutes is amended to read:

23 49.785 (1) (intro.) Except as provided in sub. (1m), if any recipient of benefits  
24 under ~~s. 49.148, 49.46 or 49.77, or under 42 USC 1381 to 1385 in effect on~~  
25 ~~May 8, 1980,~~ specified in sub. (1c) dies and the estate of the deceased recipient is

1 insufficient to pay the funeral, burial, and cemetery expenses of the deceased  
2 recipient, the county or applicable tribal governing body or organization responsible  
3 for burial of the recipient shall pay, to the person designated by the county  
4 department under s. 46.215, 46.22, or 46.23 or applicable tribal governing body or  
5 organization responsible for the burial of the recipient, all of the following:

6 **SECTION 1436.** 49.785 (1c) of the statutes is created to read:

7 49.785 (1c) All of the following are eligible recipients under this section:

8 (a) A recipient of benefits under s. 49.148, 49.46, or 49.77, or under 42 USC 1381  
9 to 1385 in effect on May 8, 1980.

10 (b) A recipient of benefits under s. 49.471 who is any of the following:

11 1. A pregnant woman or a child under 6 years of age with a family income not  
12 exceeding 185 percent of the poverty line at the time of death.

13 2. A child at least 6 years of age but less than 19 years of age with a family  
14 income not exceeding 100 percent of the poverty line at the time of death.

15 3. A parent or caretaker relative with a family income not exceeding 50 percent  
16 of the poverty line at the time of death.

17 **SECTION 1437.** 49.79 (1) (b) of the statutes is repealed.

18 **SECTION 1438.** 49.79 (1) (d) of the statutes is repealed.

19 **SECTION 1439.** 49.79 (1) (e) of the statutes is repealed.

20 **SECTION 1440.** 49.79 (1) (g) of the statutes is created to read:

21 49.79 (1) (g) “Wisconsin Works employment position” has the meaning given  
22 in s. 49.141 (1) (r).

23 **SECTION 1441.** 49.79 (2) (a) of the statutes is repealed.

24 **SECTION 1442.** 49.79 (2) (b) of the statutes is renumbered 49.79 (2).

25 **SECTION 1667f.** 49.79 (8m) of the statutes is created to read:

1           **49.79 (8m)** APPLICANTS FROM CORRECTIONAL INSTITUTIONS. (a) The department  
2 shall allow a prisoner who is applying for the food stamp program from a correctional  
3 institution in anticipation of being released from the institution to use the address  
4 of the correctional institution as his or her address on the application.

5           (b) The department shall allow an employee of a correctional institution who  
6 has been authorized by a prisoner of the institution to act on his or her behalf in  
7 matters related to the food stamp program to receive and conduct telephone calls on  
8 behalf of the prisoner in matters related to the food stamp program.

9           **SECTION 1443.** 49.79 (9) (a) 2. of the statutes, as affected by 2007 Wisconsin Act  
10 .... (this act), is amended to read:

11           **49.79 (9)** (a) 2. The department may not require an individual who is a recipient  
12 under the food stamp program and who is the caretaker of a child under the age of  
13 ~~12~~ 26 weeks to participate in any employment and training program under this  
14 subsection.

15           **SECTION 1444.** 49.79 (10) of the statutes is repealed.

16           **SECTION 1445.** 49.81 (intro.) of the statutes is amended to read:

17           **49.81 Public assistance recipients' bill of rights.** (intro.) The department  
18 of health and family services, the department of ~~workforce development~~ children and  
19 families, and all public assistance and relief-granting agencies shall respect rights  
20 for recipients of public assistance. The rights shall include all rights guaranteed by  
21 the U.S. constitution and the constitution of this state, and in addition shall include:

22           **SECTION 1446.** 49.81 (4) of the statutes is amended to read:

23           **49.81 (4)** The right to a speedy determination of the recipient's status or  
24 eligibility for public assistance, to notice of any proposed change in such status or



1 eligibility, and, in the case of assistance granted under s. 49.19, 49.46, 49.468 or,  
2 49.47, or 49.471, to a speedy appeals process for resolving contested determinations.

3 **SECTION 1447.** 49.82 (1) of the statutes is amended to read:

4 49.82 (1) DEPARTMENTS TO ADVISE COUNTIES. The department of health and  
5 family services and the department of ~~workforce development~~ children and families  
6 shall advise all county officers charged with the administration of requirements  
7 relating to public assistance programs under this chapter and shall render all  
8 possible assistance in securing compliance therewith, including the preparation of  
9 necessary forms and reports. The department of health and family services and the  
10 department of ~~workforce development~~ children and families shall also publish any  
11 information that those departments consider advisable to acquaint persons entitled  
12 to public assistance, and the public generally, with the laws governing public  
13 assistance under this chapter.

14 **SECTION 1448.** 49.82 (2) of the statutes is renumbered 49.82 (2) (a) and  
15 amended to read:

16 49.82 (2) (a) ~~Proof shall be provided~~ Except as provided in par. (b), for each  
17 person included in an application for public assistance under this chapter, ~~except for~~  
18 ~~a child who is eligible for medical assistance under s. 49.46 or 49.47 because of 42~~  
19 ~~USC 1396a (e) (4) or an unborn child who is eligible for coverage under the Badger~~  
20 ~~Care health care program under s. 49.665 (4) (ap)~~, proof shall be provided of his or  
21 her social security number or that an application for a social security number has  
22 been made.

23 **SECTION 1449.** 49.82 (2) (b) of the statutes is created to read:

24 49.82 (2) (b) Paragraph (a) does not apply to any of the following:

1           1. A child who is eligible for medical assistance under s. 49.46 or 49.47 because  
2 of 42 USC 1396a (e) (4).

3           2. An unborn child who is eligible for coverage under the Badger Care health  
4 care program under s. 49.665 (4) (ap).

5           3. A person who is applying for medical assistance under subch. IV, coverage  
6 under the Badger Care health care program under s. 49.665, or coverage under the  
7 program for prescription drug assistance for elderly persons under s. 49.688 and who  
8 refuses to obtain a social security number because of well-established religious  
9 objections, as defined in 42 CFR 435.910 (h) (2).

10           **SECTION 1450.** 49.82 (2) (b) 1. of the statutes, as created by 2007 Wisconsin Act  
11 .... (this act), is amended to read:

12           49.82 (2) (b) 1. A child who is eligible for medical assistance under s. 49.46 ~~or~~,  
13 49.47, or 49.471 because of 42 USC 1396a (e) (4).

14           **SECTION 1451.** 49.82 (2) (b) 2. of the statutes, as created by 2007 Wisconsin Act  
15 .... (this act), is amended to read:

16           49.82 (2) (b) 2. An unborn child who is eligible for coverage under s. 49.471 or  
17 the Badger Care health care program under s. 49.665 (4) (ap).

18           **SECTION 1452.** 49.83 of the statutes is amended to read:

19           **49.83 Limitation on giving information.** Except as provided under s. 49.32  
20 (9), (10), and (10m), no person may use or disclose information concerning applicants  
21 and recipients of relief funded by a relief block grant, aid to families with dependent  
22 children, Wisconsin Works under ss. 49.141 to 49.161, social services, child and  
23 spousal support and establishment of paternity and medical support liability  
24 services under s. 49.22, or supplemental payments under s. 49.77 for any purpose not  
25 connected with the administration of the programs, except that the department of

1 ~~workforce development~~ children and families may disclose such information to the  
2 department of revenue for the sole purpose of administering state taxes. Any person  
3 violating this section may be fined not less than \$25 nor more than \$500 or  
4 imprisoned in the county jail not less than 10 days nor more than one year or both.

5 **SECTION 1453.** 49.84 (6) of the statutes is created to read:

6 49.84 **(6)** (a) In this subsection, “department” means the department of health  
7 and family services.

8 (b) 1. Notwithstanding any other eligibility requirements for the programs  
9 specified in par. (c), unless excepted by par. (c) an applicant for or recipient under any  
10 of those programs who declares himself or herself to be a citizen or national of the  
11 United States shall provide, as a further condition of eligibility, satisfactory  
12 documentary evidence, as provided in par. (d), that he or she is a citizen or national  
13 of the United States.

14 2. An applicant shall provide the documentation at the time of application. If  
15 a recipient was not required to provide documentation at the time he or she applied,  
16 the recipient shall provide the documentation the first time his or her eligibility is  
17 reviewed or redetermined after the effective date of this subdivision .... [revisor  
18 inserts date]. An applicant or recipient shall be granted a reasonable time, as  
19 determined by the department, to submit the documentation before his or her  
20 eligibility is denied or terminated.

21 (c) The requirement to provide satisfactory documentary evidence under par.  
22 (b) applies to applicants for and recipients under all of the following:

23 1. The Medical Assistance program under subch. IV, except for any of the  
24 following:

1 a. An applicant or recipient who is entitled to benefits under or enrolled in any  
2 part of Medicare under 42 USC 1395 et seq., as amended.

3 b. An applicant or recipient who is receiving supplemental security income  
4 under 42 USC 1381 to 1383c.

5 c. A person who is eligible for medical assistance under s. 49.45 (27).

6 d. A child who is receiving medical assistance under s. 49.46 (1) (a) 13. or 49.47  
7 (4) (am) 3.

8 e. A pregnant woman who is receiving medical assistance under s. 49.465.

9 2. The Badger Care health care program under s. 49.665, except for an unborn  
10 child under s. 49.665 (4) (ap).

11 3. The part of the prescription drug assistance for elderly persons program  
12 under s. 49.688 that is supported by a Medical Assistance waiver under 42 USC 1315  
13 (a), as authorized under s. 49.688 (11).

14 (d) Satisfactory documentary evidence that an applicant or a recipient is a  
15 citizen or national of the United States consists of the documents or other forms of  
16 evidence specified in 42 CFR 435.407.

17 **SECTION 1454.** 49.84 (6) (c) 1. d. of the statutes, as created by 2007 Wisconsin  
18 Act .... (this act), is amended to read:

19 49.84 (6) (c) 1. d. A child who is receiving medical assistance under s. 49.46 (1)  
20 (a) 13. ~~or~~ 49.47 (4) (am) 3., or 49.471 (4) (a) 2. or (b) 2. or an unborn child receiving  
21 prenatal care under s. 49.471.

22 **SECTION 1455.** 49.84 (6) (c) 1. e. of the statutes, as created by 2007 Wisconsin  
23 Act .... (this act), is amended to read:

1           49.84 (6) (c) 1. e. A pregnant woman who is receiving medical assistance under  
2           s. 49.465 or a child or pregnant woman who is receiving medical assistance under s.  
3           49.471 (5) (b) 1. or 2.

4           **SECTION 1456.** 49.845 (1) of the statutes is amended to read:

5           49.845 (1) FRAUD INVESTIGATION. From the appropriations under s. 20.435 (4)  
6           (bn), (kz), (L), and (nn), the department of health and family services shall establish  
7           a program to investigate suspected fraudulent activity on the part of recipients of  
8           medical assistance under subch. IV, food stamp benefits under the food stamp  
9           program under 7 USC 2011 to 2036, supplemental security income payments under  
10          s. 49.77, payments for the support of children of supplemental security income  
11          recipients under s. 49.775, and health care benefits under the Badger Care health  
12          care program under s. 49.665 and, if the department of ~~workforce development~~  
13          children and families contracts with the department of health and family services  
14          under sub. (4), on the part of recipients of aid to families with dependent children  
15          under s. 49.19 and participants in the Wisconsin Works program under ss. 49.141 to  
16          49.161. The activities of the department of health and family services under this  
17          subsection may include comparisons of information provided to the department by  
18          an applicant and information provided by the applicant to other federal, state, and  
19          local agencies, development of an advisory welfare investigation prosecution  
20          standard, and provision of funds to county departments under ss. 46.215, 46.22, and  
21          46.23 and to Wisconsin Works agencies to encourage activities to detect fraud. The  
22          department of health and family services shall cooperate with district attorneys  
23          regarding fraud prosecutions.

24          **SECTION 1457.** 49.845 (2) of the statutes is amended to read:

1           49.845 (2) STATE ERROR REDUCTION ACTIVITIES. The department of health and  
2 family services shall conduct activities to reduce payment errors in the Medical  
3 Assistance program under subch. IV, the food stamp program under 7 USC 2011 to  
4 2036, the supplemental security income payments program under s. 49.77, the  
5 program providing payments for the support of children of supplemental security  
6 income recipients under s. 49.775, and the Badger Care health care program under  
7 s. 49.665 and, if the department of ~~workforce development~~ children and families  
8 contracts with the department of health and family services under sub. (4), in  
9 Wisconsin Works under ss. 49.141 to 49.161.

10           **SECTION 1458.** 49.845 (3) of the statutes is amended to read:

11           49.845 (3) WISCONSIN WORKS AGENCY ERROR REDUCTION. If the department of  
12 ~~workforce development~~ children and families contracts with the department of  
13 health and family services under sub. (4), the department of health and family  
14 services shall provide funds from the appropriation under s. 20.435 (4) (kz) to  
15 Wisconsin Works agencies to offset the administrative costs of reducing payment  
16 errors in Wisconsin Works under ss. 49.141 to 49.161.

17           **SECTION 1459.** 49.845 (4) of the statutes is amended to read:

18           49.845 (4) CONTRACT FOR WISCONSIN WORKS. Notwithstanding s. 49.197 (1m)  
19 and (3), the department of ~~workforce development~~ children and families may  
20 contract with the department of health and family services to investigate suspected  
21 fraudulent activity on the part of recipients of aid to families with dependent  
22 children under s. 49.19 and participants in Wisconsin Works under ss. 49.141 to  
23 49.161 and to conduct activities to reduce payment errors in Wisconsin Works under  
24 ss. 49.141 to 49.161, as provided in this section.

25           **SECTION 1460.** 49.85 (1) of the statutes is amended to read:

1           **49.85 (1) DEPARTMENT NOTIFICATION REQUIREMENT.** If a county department under  
2           s. 46.215, 46.22, or 46.23 or a governing body of a federally recognized American  
3           Indian tribe or band determines that the department of health and family services  
4           may recover an amount under s. 49.497, 49.793, or 49.847, or that the department  
5           of ~~workforce development~~ children and families may recover an amount under s.  
6           49.161 or 49.195 (3) or collect an amount under s. 49.147 (6) (cm), the county  
7           department or governing body shall notify the affected department of the  
8           determination. If a Wisconsin Works agency determines that the department of  
9           ~~workforce development~~ children and families may recover an amount under s. 49.161  
10          or 49.195 (3), or collect an amount under s. 49.147 (6) (cm), the Wisconsin Works  
11          agency shall notify the department of ~~workforce development~~ children and families  
12          of the determination.

13           **SECTION 1461.** 49.85 (2) (b) of the statutes is amended to read:

14           **49.85 (2) (b)** At least annually, the department of ~~workforce development~~  
15          children and families shall certify to the department of revenue the amounts that,  
16          based on the notifications received under sub. (1) and on other information received  
17          by the department of ~~workforce development~~ children and families, the department  
18          of ~~workforce development~~ children and families has determined that it may recover  
19          under ss. 49.161 and 49.195 (3) and collect under s. 49.147 (6) (cm), except that the  
20          department of ~~workforce development~~ children and families may not certify an  
21          amount under this subsection unless it has met the notice requirements under sub.  
22          (3) and unless its determination has either not been appealed or is no longer under  
23          appeal.

24           **SECTION 1462.** 49.85 (3) (b) (intro.) of the statutes is amended to read:

1           49.85 (3) (b) (intro.) At least 30 days before certification of an amount, the  
2 department of ~~workforce development~~ children and families shall send a notice to the  
3 last-known address of the person from whom that department intends to recover or  
4 collect the amount. The notice shall do all of the following:

5           **SECTION 1463.** 49.85 (3) (b) 1. of the statutes is amended to read:

6           49.85 (3) (b) 1. Inform the person that the department of ~~workforce~~  
7 ~~development~~ children and families intends to certify to the department of revenue  
8 an amount that the department of ~~workforce development~~ children and families has  
9 determined to be due under s. 49.161 or 49.195 (3) or to be delinquent under a  
10 repayment agreement for a loan under s. 49.147 (6), for setoff from any state tax  
11 refund that may be due the person.

12           **SECTION 1464.** 49.85 (3) (b) 2. of the statutes is amended to read:

13           49.85 (3) (b) 2. Inform the person that he or she may appeal the determination  
14 of the department of ~~workforce development~~ children and families to certify the  
15 amount by requesting a hearing under sub. (4) within 30 days after the date of the  
16 letter and inform the person of the manner in which he or she may request a hearing.

17           **SECTION 1465.** 49.85 (3) (b) 3. of the statutes is amended to read:

18           49.85 (3) (b) 3. Inform the person that, if the determination of the department  
19 of ~~workforce development~~ children and families is appealed, that department will  
20 not certify the amount to the department of revenue while the determination of the  
21 department of ~~workforce development~~ children and families is under appeal.

22           **SECTION 1466.** 49.85 (3) (b) 4. of the statutes is amended to read:

23           49.85 (3) (b) 4. Inform the person that, unless a contested case hearing is  
24 requested to appeal the determination of the department of ~~workforce development~~  
25 children and families, the person may be precluded from challenging any subsequent



1 setoff of the certified amount by the department of revenue, except on the grounds  
2 that the certified amount has been partially or fully paid or otherwise discharged,  
3 since the date of the notice.

4 **SECTION 1467.** 49.85 (3) (b) 5. of the statutes is amended to read:

5 49.85 (3) (b) 5. Request that the person inform the department of ~~workforce~~  
6 ~~development~~ children and families if a bankruptcy stay is in effect with respect to the  
7 person or if the claim has been discharged in bankruptcy.

8 **SECTION 1468.** 49.85 (4) (b) of the statutes is amended to read:

9 49.85 (4) (b) If a person has requested a hearing under this subsection, the  
10 department of ~~workforce development~~ children and families shall hold a contested  
11 case hearing under s. 227.44, except that the department of ~~workforce development~~  
12 children and families may limit the scope of the hearing to exclude issues that were  
13 presented at a prior hearing or that could have been presented at a prior opportunity  
14 for hearing.

15 **SECTION 1469.** 49.85 (5) of the statutes is amended to read:

16 49.85 (5) EFFECT OF CERTIFICATION. Receipt of a certification by the department  
17 of revenue shall constitute a lien, equal to the amount certified, on any state tax  
18 refunds or credits owed to the obligor. The lien shall be foreclosed by the department  
19 of revenue as a setoff under s. 71.93. Certification of an amount under this section  
20 does not prohibit the department of health and family services or the department of  
21 ~~workforce development~~ children and families from attempting to recover or collect  
22 the amount through other legal means. The department of health and family  
23 services or the department of ~~workforce development~~ children and families shall  
24 promptly notify the department of revenue upon recovery or collection of any amount  
25 previously certified under this section.

1           **SECTION 1470.** 49.852 (1) of the statutes is renumbered 49.852 (1m) and  
2 amended to read:

3           **49.852 (1m)** The department of ~~workforce development~~ may direct the  
4 department of employee trust funds, the retirement system of any 1st class city, any  
5 retirement system established under chapter 201, laws of 1937, or the administrator  
6 of any other pension plan to withhold the amount specified in the statewide support  
7 lien docket under s. 49.854 (2) (b) from any lump sum payment from a pension plan  
8 that may be paid a delinquent support obligor, except that the department of  
9 ~~workforce development~~ may not direct that an amount be withheld under this  
10 subsection unless it has met the notice requirements under sub. (2) and unless the  
11 amount specified has either not been appealed or is no longer under appeal under s.  
12 49.854.

13           **SECTION 1471.** 49.852 (1c) of the statutes is created to read:

14           **49.852 (1c)** In this section, “department” means the department of children  
15 and families.

16           **SECTION 1472.** 49.852 (2) (intro.) of the statutes is amended to read:

17           **49.852 (2) (intro.)** The department of ~~workforce development~~ shall send a  
18 notice to the last-known address of the person from whom the department intends  
19 to recover the amount specified in the statewide support lien docket under s. 49.854  
20 (2) (b). The notice shall do all of the following:

21           **SECTION 1473.** 49.852 (2) (c) of the statutes is amended to read:

22           **49.852 (2) (c)** Request that the person inform the department of ~~workforce~~  
23 ~~development~~ or the appropriate county child support agency under s. 59.53 (5) if a  
24 bankruptcy stay is in effect with respect to the person.

25           **SECTION 1474.** 49.852 (3) of the statutes is amended to read:

1           49.852 (3) If a person has requested a hearing pursuant to sub. (2) (b), the  
2 hearing shall be conducted before the circuit court that rendered the initial order to  
3 pay support. The court shall schedule a hearing within 10 business days after  
4 receiving a request for a hearing. A circuit court commissioner may conduct the  
5 hearing. If the court determines that the person owes the amount specified in the  
6 statewide support lien docket under s. 49.854 (2) (b), the department of ~~workforce~~  
7 ~~development~~ may direct the department of employee trust funds, the retirement  
8 system of any 1st class city, any retirement system established under chapter 201,  
9 laws of 1937, or the administrator of any other pension plan, whichever is  
10 appropriate, to withhold the amount from any lump sum payment from a pension  
11 plan that may be paid the person. If the court determines that the person does not  
12 owe the amount specified in the statewide support lien docket under s. 49.854 (2) (b),  
13 the department of ~~workforce development~~ may not direct the department of  
14 employee trust funds, the retirement system of any 1st class city, any retirement  
15 system established under chapter 201, laws of 1937, or the administrator of any  
16 other pension plan, whichever is appropriate, to withhold the amount from any lump  
17 sum payment from a pension plan that may be paid the person.

18           **SECTION 1475.** 49.852 (4) (a) of the statutes is amended to read:

19           49.852 (4) (a) If the department of ~~workforce development~~ directs the  
20 department of employee trust funds, the retirement system of any 1st class city, any  
21 retirement system established under chapter 201, laws of 1937, or the administrator  
22 of any other pension plan to withhold the amount specified in the statewide support  
23 lien docket under s. 49.854 (2) (b), this directive shall constitute a lien, equal to the  
24 amount specified in the statewide support lien docket, on any lump sum payment  
25 from a pension plan that may be paid the person.

1           **SECTION 1476.** 49.852 (4) (b) of the statutes is amended to read:

2           49.852 (4) (b) If the department of ~~workforce development~~ directs the  
3 department of employee trust funds, the retirement system of any 1st class city, any  
4 retirement system established under chapter 201, laws of 1937, or the administrator  
5 of any other pension plan to withhold the amount specified in the statewide support  
6 lien docket under s. 49.854 (2) (b), the department of employee trust funds, the  
7 retirement system of any 1st class city, any retirement system established under  
8 chapter 201, laws of 1937, or the administrator of any other pension plan shall deduct  
9 from any lump sum payment that may be paid the person the amount specified in  
10 the statewide support lien docket, less any amount specified under par. (d). If the  
11 amount specified in the statewide support lien docket under s. 49.854 (2) (b), less any  
12 amount specified under par. (d), exceeds the lump sum payment, the department of  
13 employee trust funds, the retirement system of any 1st class city, any retirement  
14 system established under chapter 201, laws of 1937, or the administrator of any  
15 other pension plan shall deduct the entire lump sum payment, less any withholdings  
16 otherwise required by law. The amount deducted under this paragraph shall be  
17 remitted to the department of ~~workforce development~~.

18           **SECTION 1477.** 49.852 (4) (c) of the statutes is amended to read:

19           49.852 (4) (c) A directive to the department of employee trust funds, the  
20 retirement system of any 1st class city, any retirement system established under  
21 chapter 201, laws of 1937, or the administrator of any other pension plan to withhold  
22 the amount specified in the statewide support lien docket under s. 49.854 (2) (b)  
23 under this section does not prohibit the department of ~~workforce development~~ from  
24 attempting to recover the amount through other legal means.

25           **SECTION 1478.** 49.852 (4) (d) of the statutes is amended to read:

1           49.852 **(4)** (d) The department of ~~workforce development~~ shall promptly notify  
2 the department of employee trust funds, the retirement system of any 1st class city,  
3 any retirement system established under chapter 201, laws of 1937, or the  
4 administrator of any other pension plan upon recovery of any amount previously  
5 specified in the statewide support lien docket under s. 49.854 (2) (b).

6           **SECTION 1479.** 49.853 (1) (b) of the statutes is amended to read:

7           49.853 **(1)** (b) “Department” means the department of ~~workforce development~~  
8 children and families.

9           **SECTION 1480.** 49.854 (1) (a) of the statutes is amended to read:

10          49.854 **(1)** (a) “Department” means the department of ~~workforce development~~  
11 children and families.

12          **SECTION 1481.** 49.854 (5) (a) 3. of the statutes is created to read:

13          49.854 **(5)** (a) 3. “Lien” means a lien under this section or a lien in favor of  
14 another state based on a support obligation, including a lien placed under s. 769.305  
15 (2) (g).

16          **SECTION 1482.** 49.854 (5) (b) of the statutes is amended to read:

17          49.854 **(5)** (b) *Notice to the financial institution.* To enforce a lien under this  
18 section by levying against an account at a financial institution, the department shall  
19 send a notice of levy to the financial institution instructing the financial institution  
20 to prohibit the closing of or withdrawals from one or more accounts that the obligor  
21 owns in whole or in part, up to a total amount that is sufficient to pay the support  
22 owed, financial institution fees under par. (e), and estimated levy fees and costs  
23 under sub. (11), until further notice from the department or a court. The financial  
24 institution shall comply with the notice of levy and shall hold the amount specified

1 in the notice until the financial institution receives further instructions from the  
2 department or a court.

3 **SECTION 1483.** 49.854 (5) (c) of the statutes is created to read:

4 49.854 (5) (c) *Liens in favor of other states.* Notwithstanding par. (b), if a lien  
5 under par. (b) is in favor of another state, the notice sent by the department to the  
6 financial institution may consist of the request from the other state to enforce the  
7 lien, a certification by the department that any necessary due process requirements  
8 were met in the other state, a request that the financial institution honor the request  
9 from the other state by sending the amount specified in the request directly to the  
10 other state, and the address to which the financial institution shall send the funds.  
11 Notice and hearing requirements under pars. (d) and (f) do not apply to a lien in favor  
12 of another state.

13 **SECTION 1484.** 49.854 (5) (e) of the statutes is amended to read:

14 49.854 (5) (e) *Financial institution fees.* A financial institution may continue  
15 to collect fees, under the terms of the account agreement, on accounts frozen under  
16 this subsection. In addition to the levy fee authorized under sub. (11) (a), a financial  
17 institution may collect any early withdrawal penalty incurred under the terms of an  
18 account as a result of the levy. Financial institution fees authorized under this  
19 paragraph may be charged to the account immediately prior to the remittance of the  
20 amount to the department or the other state and may be charged even if the amounts  
21 in the obligor's accounts are insufficient to pay the total amount of support owed and  
22 the department's levy costs under sub. (11) (b).

23 **SECTION 1485.** 49.854 (11) (b) of the statutes is amended to read:

24 49.854 (11) (b) *The department.* The department may assess a collection fee  
25 to recover the department's costs incurred in levying against property under this

1 section. The department shall determine its costs to be paid in all cases of levy. The  
2 obligor is liable to the department for the amount of the collection fee authorized  
3 under this paragraph. Fees collected under this paragraph shall be credited to the  
4 appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (ja).

5 **SECTION 1486.** 49.855 (1) of the statutes is amended to read:

6 49.855 (1) If a person obligated to pay child support, family support,  
7 maintenance, or the receiving and disbursing fee under s. 767.57 (1e) (a) is  
8 delinquent in making any of those payments, or owes an outstanding amount that  
9 has been ordered by the court for past support, medical expenses, or birth expenses,  
10 upon application under s. 59.53 (5) the department of ~~workforce development~~  
11 children and families shall certify the delinquent payment or outstanding amount  
12 to the department of revenue and, at least annually, shall provide to the department  
13 of revenue any certifications of delinquencies or outstanding amounts that it receives  
14 from another state because the obligor resides in this state.

15 **SECTION 1487.** 49.855 (2r) of the statutes is created to read:

16 49.855 (2r) At least annually, the department of children and families shall  
17 certify to the department of revenue any obligation owed to that department under  
18 s. 49.345 if the obligation is rendered to a judgment.

19 **SECTION 1488.** 49.855 (3) of the statutes is amended to read:

20 49.855 (3) Receipt of a certification by the department of revenue shall  
21 constitute a lien, equal to the amount certified, on any state tax refunds or credits  
22 owed to the obligor. The lien shall be foreclosed by the department of revenue as a  
23 setoff under s. 71.93 (3), (6), and (7). When the department of revenue determines  
24 that the obligor is otherwise entitled to a state tax refund or credit, it shall notify the  
25 obligor that the state intends to reduce any state tax refund or credit due the obligor

1 by the amount the obligor is delinquent under the support, maintenance, or receiving  
2 and disbursing fee order or obligation, by the outstanding amount for past support,  
3 medical expenses, or birth expenses under the court order, or by the amount due  
4 under s. 46.10 (4), 49.345 (4), or 301.12 (4). The notice shall provide that within 20  
5 days the obligor may request a hearing before the circuit court rendering the order  
6 under which the obligation arose. Within 10 days after receiving a request for  
7 hearing under this subsection, the court shall set the matter for hearing. Pending  
8 further order by the court or a circuit court commissioner, the department of  
9 ~~workforce development~~ children and families or its designee, whichever is  
10 appropriate, is prohibited from disbursing the obligor's state tax refund or credit.  
11 A circuit court commissioner may conduct the hearing. The sole issues at that  
12 hearing shall be whether the obligor owes the amount certified and, if not and it is  
13 a support or maintenance order, whether the money withheld from a tax refund or  
14 credit shall be paid to the obligor or held for future support or maintenance, except  
15 that the obligor's ability to pay shall also be an issue at the hearing if the obligation  
16 relates to an order under s. ~~767.51 (3) (e) 1. or 767.62 (4) (d) 1. s. 767.89 (3) (e) 1. or~~  
17 767.805 (4) (d) 1. or 767.89 (3) (e) 1. and the order specifies that the court found that  
18 the obligor's income was at or below the poverty line established under 42 USC 9902  
19 (2).

20 **SECTION 1489.** 49.855 (4) (a) of the statutes is amended to read:

21 49.855 (4) (a) The department of revenue shall send the portion of any state tax  
22 refunds or credits withheld for delinquent child or family support or maintenance or  
23 past support, medical expenses, or birth expenses to the department of ~~workforce~~  
24 ~~development~~ children and families or its designee for deposit in the support  
25 collections trust fund under s. 25.68 and shall send the portion of any state tax



1 refunds or credits withheld for delinquent receiving and disbursing fees to the  
2 department of ~~workforce development~~ children and families or its designee for  
3 deposit in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (ja). The  
4 department of ~~workforce development~~ children and families shall make a settlement  
5 at least annually with the department of revenue. The settlement shall state the  
6 amounts certified, the amounts deducted from tax refunds and credits, and the  
7 administrative costs incurred by the department of revenue.

8 **SECTION 1490.** 49.855 (4) (b) of the statutes is amended to read:

9 49.855 **(4)** (b) The department of administration shall send the portion of any  
10 federal tax refunds or credits received from the internal revenue service that was  
11 withheld for delinquent child or family support or maintenance or past support,  
12 medical expenses, or birth expenses to the department of ~~workforce development~~  
13 children and families or its designee for deposit in the support collections trust fund  
14 under s. 25.68 and shall send the portion of any federal tax refunds or credits received  
15 from the internal revenue service that was withheld for delinquent receiving and  
16 disbursing fees to the department of ~~workforce development~~ children and families  
17 or its designee for deposit in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2)  
18 (ja).

19 **SECTION 1491.** 49.855 (4m) (b) of the statutes is amended to read:

20 49.855 **(4m)** (b) The department of revenue may provide a certification that it  
21 receives under sub. (1), (2m), ~~or (2p)~~, or (2r) to the department of administration.  
22 Upon receipt of the certification, the department of administration shall determine  
23 whether the obligor is a vendor or is receiving any other payments from this state,  
24 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.  
25 45.40 (1), this chapter, or ch. 46, 108, or 301. If the department of administration

1 determines that the obligor is a vendor or is receiving payments from this state,  
2 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.  
3 45.40 (1), this chapter, or ch. 46, 108, or 301, it shall begin to withhold the amount  
4 certified from those payments and shall notify the obligor that the state intends to  
5 reduce any payments due the obligor by the amount the obligor is delinquent under  
6 the support, maintenance, or receiving and disbursing fee order or obligation, by the  
7 outstanding amount for past support, medical expenses, or birth expenses under the  
8 court order, or by the amount due under s. 46.10 (4), 49.345 (4), or 301.12 (4). The  
9 notice shall provide that within 20 days after receipt of the notice the obligor may  
10 request a hearing before the circuit court rendering the order under which the  
11 obligation arose. An obligor may, within 20 days after receiving notice, request a  
12 hearing under this paragraph. Within 10 days after receiving a request for hearing  
13 under this paragraph, the court shall set the matter for hearing. A circuit court  
14 commissioner may conduct the hearing. Pending further order by the court or circuit  
15 court commissioner, the department of ~~workforce development~~ children and families  
16 or its designee, whichever is appropriate, may not disburse the payments withheld  
17 from the obligor. The sole issues at the hearing are whether the obligor owes the  
18 amount certified and, if not and it is a support or maintenance order, whether the  
19 money withheld shall be paid to the obligor or held for future support or  
20 maintenance, except that the obligor's ability to pay is also an issue at the hearing  
21 if the obligation relates to an order under s. 767.51 (3) (e) 1. ~~or 767.62 (4) (d) 1.~~ s.  
22 767.89 (3) (e) 1. or 767.805 (4) (d) 1. or 767.89 (3) (e) 1. and the order specifies that  
23 the court found that the obligor's income was at or below the poverty line established  
24 under 42 USC 9902 (2).

25 **SECTION 1492.** 49.855 (4m) (c) of the statutes is amended to read:

1           49.855 **(4m)** (c) Except as provided by order of the court after hearing under  
2 par. (b), the department of administration shall continue withholding until the  
3 amount certified is recovered in full. The department of administration shall  
4 transfer the amounts withheld under this paragraph to the department of ~~workforce~~  
5 ~~development~~ children and families or its designee, the department of health and  
6 family services, or the department of corrections, whichever is appropriate. The  
7 department of ~~workforce development~~ children and families or its designee shall  
8 deposit amounts withheld for delinquent child or family support, maintenance, or  
9 receiving and disbursing fees or past support, medical expenses, or birth expenses  
10 in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (kp).

11           **SECTION 1493.** 49.855 (5) of the statutes is amended to read:

12           49.855 **(5)** Certification of an obligation to the department of revenue does not  
13 deprive any party of the right to collect the obligation or to prosecute the obligor. The  
14 department of ~~workforce development~~ children and families or its designee shall  
15 immediately notify the department of revenue of any collection of an obligation that  
16 has been certified to the department of revenue.

17           **SECTION 1494.** 49.856 (1) (b) of the statutes is amended to read:

18           49.856 **(1)** (b) “Department” means the department of ~~workforce development~~  
19 children and families.

20           **SECTION 1495.** 49.857 (1) (cf) of the statutes is created to read:

21           49.857 **(1)** (cf) “Department” means the department of children and families.

22           **SECTION 1496.** 49.857 (1) (f) of the statutes is amended to read:

23           49.857 **(1)** (f) “Subpoena or warrant” means a subpoena or warrant issued by  
24 the department of ~~workforce development~~ or a child support agency and relating to  
25 paternity or support proceedings.

1           **SECTION 1497.** 49.857 (2) (a) of the statutes is amended to read:

2           49.857 (2) (a) The department of ~~workforce development~~ shall establish a  
3 system, in accordance with federal law, under which a licensing authority is  
4 requested, and a licensing agency or credentialing board is required, to restrict,  
5 limit, suspend, withhold, deny, refuse to grant or issue, or refuse to renew or  
6 revalidate a license in a timely manner upon certification by and in cooperation with  
7 the department of ~~workforce development~~, if the individual holding or applying for  
8 the license is delinquent in making court-ordered payments of support or fails to  
9 comply, after appropriate notice, with a subpoena or warrant.

10           **SECTION 1498.** 49.857 (2) (b) (intro.) of the statutes is amended to read:

11           49.857 (2) (b) (intro.) Under the system, the department of ~~workforce~~  
12 ~~development~~ shall enter into a memorandum of understanding with a licensing  
13 authority, if the licensing authority agrees, and with a licensing agency. A  
14 memorandum of understanding under this paragraph shall address at least all of the  
15 following:

16           **SECTION 1499.** 49.857 (2) (b) 2. (intro.) of the statutes is amended to read:

17           49.857 (2) (b) 2. (intro.) Procedures that the department of ~~workforce~~  
18 ~~development~~ shall use for doing all of the following:

19           **SECTION 1500.** 49.857 (2) (b) 2. a. of the statutes is amended to read:

20           49.857 (2) (b) 2. a. Certifying to the licensing authority or licensing agency a  
21 delinquency in support or a failure to comply with a subpoena or warrant. The  
22 memorandum of understanding with the department of regulation and licensing  
23 shall include procedures for the department of regulation and licensing to notify a  
24 credentialing board that a certification of delinquency in support or failure to comply  
25 with a subpoena or warrant has been made by the department of ~~workforce~~

1     development children and families with respect to an individual who holds or applied  
2     for a credential granted by the credentialing board.

3             **SECTION 1501.** 49.857 (2) (b) 3. c. of the statutes is amended to read:

4             49.857 **(2)** (b) 3. c. Issuing or reinstating a license if the department of  
5     ~~workforce development~~ children and families notifies the licensing authority or  
6     licensing agency that an individual who was delinquent in making court-ordered  
7     payments of support has paid the delinquent support or made satisfactory  
8     alternative payment arrangements or that an individual who failed to comply with  
9     a subpoena or warrant has satisfied the requirements under the subpoena or  
10    warrant. The memorandum of understanding with the department of regulation  
11    and licensing shall include procedures for the department of regulation and licensing  
12    to direct a credentialing board to grant or reinstate a credential if the department  
13    of ~~workforce development~~ children and families notifies the department of  
14    regulation and licensing that an individual who holds or applied for a credential  
15    granted by the credentialing board has paid the delinquent support or made  
16    satisfactory alternative payment arrangements or that an individual who failed to  
17    comply with a subpoena or warrant has satisfied the requirements under the  
18    subpoena or warrant.

19            **SECTION 1502.** 49.857 (2) (b) 5. of the statutes is amended to read:

20            49.857 **(2)** (b) 5. Procedures for safeguarding the confidentiality of information  
21    about an individual, including social security numbers obtained by the department  
22    of ~~workforce development~~, the licensing authority, the licensing agency, or a  
23    credentialing board.

24            **SECTION 1503.** 49.857 (3) (a) (intro.) of the statutes is amended to read:

1           49.857 (3) (a) (intro.) Before the department of workforce development certifies  
2 to a licensing authority or a licensing agency under the system established under  
3 sub. (2) that an individual is delinquent in making court-ordered payments of  
4 support, the department of workforce development or a child support agency shall  
5 provide notice to the individual by regular mail. The notice shall inform the  
6 individual of all of the following:

7           **SECTION 1504.** 49.857 (3) (a) 4. of the statutes is amended to read:

8           49.857 (3) (a) 4. That the certification will not be made if the individual pays  
9 the delinquent amount in full or makes satisfactory alternative payment  
10 arrangements with the department of workforce development or a child support  
11 agency. The notice shall inform the individual of how he or she may pay the  
12 delinquent amount or make satisfactory alternative payment arrangements.

13           **SECTION 1505.** 49.857 (3) (ac) 1. of the statutes is amended to read:

14           49.857 (3) (ac) 1. If an individual timely requests a hearing under par. (a) 5.,  
15 the court shall schedule a hearing within 10 business days after receiving the  
16 request. A circuit court commissioner may conduct the hearing. The only issues at  
17 the hearing shall be whether the individual is delinquent in making court-ordered  
18 payments of support and whether any alternative payment arrangement offered by  
19 the department of workforce development or the county child support agency is  
20 reasonable.

21           **SECTION 1506.** 49.857 (3) (ac) 2. of the statutes is amended to read:

22           49.857 (3) (ac) 2. If at a hearing under subd. 1. the court or circuit court  
23 commissioner finds that the individual does not owe delinquent support, or if within  
24 20 business days after receiving a notice under par. (a) the individual pays the  
25 delinquent amount in full or makes satisfactory alternative payment arrangements,

1 the department of ~~workforce development~~ may not place the individual's name on a  
2 certification list.

3 **SECTION 1507.** 49.857 (3) (ac) 3. of the statutes is amended to read:

4 49.857 (3) (ac) 3. If at a hearing under subd. 1. the court or circuit court  
5 commissioner makes a written determination that alternative payment  
6 arrangements proposed by the department of ~~workforce development~~ or a child  
7 support agency are not reasonable, the court or circuit court commissioner may order  
8 for the individual an alternative payment arrangement. If the court or circuit court  
9 commissioner orders an alternative payment arrangement, the department of ~~of~~  
10 ~~workforce development~~ may not place the individual's name on a certification list.

11 **SECTION 1508.** 49.857 (3) (am) (intro.) of the statutes is amended to read:

12 49.857 (3) (am) (intro.) If an individual, after receiving notice under par. (a),  
13 does not timely request a hearing or pay the delinquent amount of support or make  
14 satisfactory alternative payment arrangements, the department of ~~workforce~~  
15 ~~development~~ shall place the individual's name on a certification list. Thereafter, the  
16 department of ~~workforce development~~ or a child support agency shall provide a 2nd  
17 notice to the individual by regular mail that informs the individual of all of the  
18 following:

19 **SECTION 1509.** 49.857 (3) (am) 4. of the statutes is amended to read:

20 49.857 (3) (am) 4. That the certification will not be made if the individual pays  
21 the delinquent amount in full or makes satisfactory alternative payment  
22 arrangements with the department of ~~workforce development~~ or a child support  
23 agency. The notice shall inform the individual of how he or she may pay the  
24 delinquent amount or make satisfactory alternative payment arrangements.

25 **SECTION 1510.** 49.857 (3) (ar) 1. of the statutes is amended to read:

1           49.857 (3) (ar) 1. If an individual timely requests a hearing under par. (am) 5.,  
2 the court shall schedule a hearing within 10 business days after receiving the  
3 request. A circuit court commissioner may conduct the hearing. The only issues at  
4 the hearing shall be whether the individual is delinquent in making court-ordered  
5 payments of support and whether any alternative payment arrangement offered by  
6 the department of ~~workforce development~~ or the county child support agency is  
7 reasonable.

8           **SECTION 1511.** 49.857 (3) (ar) 2. of the statutes is amended to read:

9           49.857 (3) (ar) 2. If at a hearing under subd. 1. the court or circuit court  
10 commissioner finds that the individual does not owe delinquent support, or if within  
11 20 business days after receiving a notice under par. (am) the individual pays the  
12 delinquent amount in full or makes satisfactory alternative payment arrangements,  
13 the department of ~~workforce development~~ shall remove the individual's name from  
14 the certification list.

15           **SECTION 1512.** 49.857 (3) (ar) 3. of the statutes is amended to read:

16           49.857 (3) (ar) 3. If at a hearing under subd. 1. the court or circuit court  
17 commissioner makes a written determination that alternative payment  
18 arrangements proposed by the department of ~~workforce development~~ or a child  
19 support agency are not reasonable, the court or circuit court commissioner may order  
20 for the individual an alternative payment arrangement. If the court or circuit court  
21 commissioner orders an alternative payment arrangement, the department of  
22 ~~workforce development~~ may not place the individual's name on a certification list.

23           **SECTION 1513.** 49.857 (3) (b) (intro.) of the statutes is amended to read:

24           49.857 (3) (b) (intro.) Any subpoena or warrant shall include notice to the  
25 individual of the effect that a failure to comply with the subpoena or warrant may



1 have on any license that the individual holds or for which the individual applies. If  
2 the individual fails to comply, before the department of workforce development  
3 certifies to a licensing authority or a licensing agency under the system established  
4 under sub. (2) that an individual has failed to comply with a subpoena or warrant,  
5 the department of workforce development or a child support agency shall provide  
6 notice to the individual by regular mail. The notice shall inform the individual of all  
7 of the following:

8 **SECTION 1514.** 49.857 (3) (bm) of the statutes is amended to read:

9 49.857 (3) (bm) If an individual, after receiving notice under par. (b), does not  
10 satisfy the requirements under the subpoena or warrant, the department of  
11 workforce development shall place the individual's name on a certification list.

12 **SECTION 1515.** 49.857 (3) (c) (intro.) of the statutes is amended to read:

13 49.857 (3) (c) (intro.) If the department of workforce development children and  
14 families provides a certification list to a licensing authority, a licensing agency or,  
15 with respect to a credential granted by a credentialing board, the department of  
16 regulation and licensing, upon receipt of the list the licensing authority if the  
17 licensing authority agrees, the licensing agency or, with respect to a credential  
18 granted by a credentialing board, the department of regulation and licensing shall  
19 do all of the following:

20 **SECTION 1516.** 49.857 (3) (d) 1. of the statutes is amended to read:

21 49.857 (3) (d) 1. Subject to sub. (2) (d), if an individual who, on the basis of  
22 delinquent support, is denied a license or whose license, on the basis of delinquent  
23 support, is restricted, limited, suspended, or refused renewal or revalidation under  
24 a memorandum of understanding entered into under sub. (2) (b) pays the delinquent  
25 amount of support in full or makes satisfactory alternative payment arrangements,

1 the department of ~~workforce development~~ children and families shall immediately  
2 notify the licensing authority or licensing agency to issue or reinstate the individual's  
3 license as provided in the memorandum of understanding. If the individual held or  
4 applied for a credential granted by a credentialing board, the department of  
5 regulation and licensing shall, upon notice by the department of ~~workforce~~  
6 ~~development~~ children and families, notify the credentialing board to grant or  
7 reinstate the individual's credential.

8 **SECTION 1517.** 49.857 (3) (d) 2. of the statutes is amended to read:

9 49.857 (3) (d) 2. Subject to sub. (2) (d), if an individual who, on the basis of a  
10 failure to comply with a subpoena or warrant, is denied a license or whose license,  
11 on the basis of a failure to comply with a subpoena or warrant, is restricted, limited,  
12 suspended, or refused renewal or revalidation under a memorandum of  
13 understanding entered into under sub. (2) (b) satisfies the requirements under the  
14 subpoena or warrant, the department of ~~workforce development~~ children and  
15 families shall immediately notify the licensing authority or licensing agency to issue  
16 or reinstate the individual's license as provided in the memorandum of  
17 understanding. If the individual held or applied for a credential granted by a  
18 credentialing board, the department of regulation and licensing shall, upon notice  
19 by the department of ~~workforce development~~ children and families, notify the  
20 credentialing board to grant or reinstate the individual's credential.

21 **SECTION 1518.** 49.857 (4) of the statutes is amended to read:

22 49.857 (4) Each licensing agency shall enter into a memorandum of  
23 understanding with the department of ~~workforce development~~ children and families  
24 under sub. (2) (b) and shall cooperate with the department of ~~workforce development~~  
25 children and families in its administration of s. 49.22. The department of regulation

1 and licensing shall enter into a memorandum of understanding with the department  
2 of workforce development children and families on behalf of a credentialing board  
3 with respect to a credential granted by the credentialing board.

4 **SECTION 1519.** 49.858 (1) of the statutes is renumbered 49.858 (1) (intro.) and  
5 amended to read:

6 49.858 (1) (intro.) In this section, “support”:

7 (b) “Support” has the meaning given in s. 49.857 (1) (g).

8 **SECTION 1520.** 49.858 (1) (a) of the statutes is created to read:

9 49.858 (1) (a) “Department” means the department of children and families.

10 **SECTION 1521.** 49.858 (2) (intro.) of the statutes is amended to read:

11 49.858 (2) RULES. (intro.) For the procedures under this subchapter for the  
12 administrative enforcement of support obligations, the department of workforce  
13 development shall promulgate rules related to all of the following:

14 **SECTION 1522.** 49.858 (3) of the statutes is amended to read:

15 49.858 (3) REVIEW OF CIRCUIT COURT COMMISSIONER DECISIONS. If a circuit court  
16 commissioner conducts a hearing in any administrative support enforcement  
17 proceeding under s. 49.852, 49.856 or 49.857, the department of workforce  
18 development or the obligor may, within 15 business days after the date that the  
19 circuit court commissioner makes his or her decision, request review of the decision  
20 by the court with jurisdiction over the matter.

21 **SECTION 1523.** 49.86 of the statutes is renumbered 49.86 (2) and amended to  
22 read:

23 49.86 (2) Withdrawal or disbursement of moneys deposited in a public  
24 depository, as defined in s. 34.01 (5), to the credit of the department of workforce  
25 development or any of its divisions or agencies shall be by check, share draft, or other

1 draft signed by the secretary of ~~workforce development~~ or by one or more persons in  
2 the department of ~~workforce development~~ designated by written authorization of the  
3 secretary of ~~workforce development~~. Such checks, share drafts, and other drafts  
4 shall be signed personally or by use of a mechanical device adopted by the secretary  
5 of ~~workforce development~~ or his or her designees for affixing a facsimile signature.  
6 Any public depository shall be fully warranted and protected in making payment on  
7 any check, share draft, or other draft bearing such facsimile signature  
8 notwithstanding that the facsimile may have been placed thereon without the  
9 authority of the secretary of ~~workforce development~~ or his or her designees.

10 **SECTION 1524.** 49.86 (1) of the statutes is created to read:

11 49.86 (1) In this section:

12 (a) “Department” means the department of children and families.

13 (b) “Secretary” means the secretary of children and families.

14 **SECTION 1525.** 49.89 (2) of the statutes is amended to read:

15 49.89 (2) SUBROGATION. The department of health and family services, the  
16 department of ~~workforce development~~ children and families, a county, or an elected  
17 tribal governing body that provides any public assistance under this chapter or  
18 under s. 253.05 as a result of the occurrence of an injury, sickness, or death that  
19 creates a claim or cause of action, whether in tort or contract, on the part of a public  
20 assistance recipient or beneficiary or the estate of a recipient or beneficiary against  
21 a 3rd party, including an insurer, is subrogated to the rights of the recipient,  
22 beneficiary or estate and may make a claim or maintain an action or intervene in a  
23 claim or action by the recipient, beneficiary, or estate against the 3rd party.  
24 Subrogation under this subsection because of the provision of medical assistance  
25 under subch. IV constitutes a lien, equal to the amount of the medical assistance

1 provided as a result of the injury, sickness, or death that gave rise to the claim. The  
2 lien is on any payment resulting from a judgment or settlement that may be due the  
3 obligor. A lien under this subsection continues until it is released and discharged by  
4 the department of health and family services.

5 **SECTION 1526.** 49.89 (6) of the statutes is amended to read:

6 49.89 (6) DEPARTMENTS' DUTIES AND POWERS. The department of health and  
7 family services and the department of ~~workforce development~~ children and families  
8 shall enforce their rights under this section and may contract for the recovery of any  
9 claim or right of indemnity arising under this section.

10 **SECTION 1527.** 49.89 (7) (b) of the statutes is amended to read:

11 49.89 (7) (b) The incentive payment shall be an amount equal to 15% of the  
12 amount recovered because of benefits paid under s. 49.46, 49.465, 49.468 ~~or~~ 49.47,  
13 or 49.471. The incentive payment shall be taken from the federal share of the sum  
14 recovered as provided under 42 CFR 433.153 and 433.154.

15 **SECTION 1528.** 49.89 (7) (d) 2. of the statutes is amended to read:

16 49.89 (7) (d) 2. Any county or elected tribal governing body that has made a  
17 recovery under this section for which it is eligible to receive an incentive payment  
18 under par. (c) shall report such recovery to the department of ~~workforce development~~  
19 children and families within 30 days after the end of the month in which the recovery  
20 is made in a manner specified by the department of ~~workforce development~~ children  
21 and families.

22 **SECTION 1529.** 49.90 (2) of the statutes is amended to read:

23 49.90 (2) Upon failure of these relatives to provide maintenance the authorities  
24 or board shall submit to the corporation counsel a report of its findings. Upon receipt  
25 of the report the corporation counsel shall, within 60 days, apply to the circuit court

1 for the county in which the dependent person under sub. (1) (a) 1. or the child of a  
2 dependent person under sub. (1) (a) 2. resides for an order to compel the  
3 maintenance. Upon such an application the corporation counsel shall make a  
4 written report to the county department under s. 46.215, 46.22<sub>1</sub> or 46.23, with a copy  
5 to the chairperson of the county board of supervisors in a county with a single-county  
6 department or the county boards of supervisors in counties with a multicounty  
7 department, and to the department of health and family services or the department  
8 of ~~workforce development~~ children and families, whichever is appropriate.

9 **SECTION 1530.** 49.90 (2g) of the statutes is amended to read:

10 49.90 (2g) In addition to the remedy specified in sub. (2), upon failure of a  
11 grandparent to provide maintenance under sub. (1) (a) 2., another grandparent who  
12 is or may be required to provide maintenance under sub. (1) (a) 2., a child of a  
13 dependent minor or the child's parent may apply to the circuit court for the county  
14 in which the child resides for an order to compel the provision of maintenance. A  
15 county department under s. 46.215, 46.22<sub>1</sub> or 46.23, a county child support agency  
16 under s. 59.53 (5)<sub>1</sub>, or the department of ~~workforce development~~ children and families  
17 may initiate an action to obtain maintenance of the child by the child's grandparent  
18 under sub. (1) (a) 2., regardless of whether the child receives public assistance.

19 **SECTION 1531.** 49.90 (4) of the statutes is amended to read:

20 49.90 (4) The circuit court shall in a summary way hear the allegations and  
21 proofs of the parties and by order require maintenance from these relatives, if they  
22 have sufficient ability, considering their own future maintenance and making  
23 reasonable allowance for the protection of the property and investments from which  
24 they derive their living and their care and protection in old age, in the following  
25 order: First the husband or wife; then the father and the mother; and then the

1 grandparents in the instances in which sub. (1) (a) 2. applies. The order shall specify  
2 a sum which will be sufficient for the support of the dependent person under sub. (1)  
3 (a) 1. or the maintenance of a child of a dependent person under sub. (1) (a) 2., to be  
4 paid weekly or monthly, during a period fixed by the order or until the further order  
5 of the court. If the court is satisfied that any such relative is unable wholly to  
6 maintain the dependent person or the child, but is able to contribute to the person's  
7 support or the child's maintenance, the court may direct 2 or more of the relatives  
8 to maintain the person or the child and prescribe the proportion each shall  
9 contribute. If the court is satisfied that these relatives are unable together wholly  
10 to maintain the dependent person or the child, but are able to contribute to the  
11 person's support or the child's maintenance, the court shall direct a sum to be paid  
12 weekly or monthly by each relative in proportion to ability. Contributions directed  
13 by court order, if for less than full support, shall be paid to the department of health  
14 and family services or the department of children and families, whichever is  
15 appropriate, and distributed as required by state and federal law. An order under  
16 this subsection that relates to maintenance required under sub. (1) (a) 2. shall  
17 specifically assign responsibility for and direct the manner of payment of the child's  
18 health care expenses, subject to the limitations under subs. (1) (a) 2. and (11). Upon  
19 application of any party affected by the order and upon like notice and procedure, the  
20 court may modify such an order. Obedience to such an order may be enforced by  
21 proceedings for contempt.

22 **SECTION 1532.** 50.01 (1g) (b) of the statutes is amended to read:

23 50.01 **(1g)** (b) A facility or private home that provides care, treatment, and  
24 services only for victims of domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a), and  
25 their children.

1           **SECTION 1533.** 50.02 (2) (d) of the statutes is renumbered 50.02 (2) (d) (intro.)  
2 and amended to read:

3           50.02 **(2)** (d) (intro.) The department shall promulgate rules that prescribe the  
4 ~~time periods and the methods of providing information specified in ss. 50.033 (2r) and~~  
5 ~~(2s), 50.034 (5m) and (5n), 50.035 (4m) and (4n) and 50.04 (2g) (a) and (2h) (a).~~ all of  
6 the following:

7           **SECTION 1534.** 50.02 (2) (d) 1. of the statutes is created to read:

8           50.02 **(2)** (d) 1. The method by which community-based residential facilities  
9 shall make referrals to resource centers or county departments under s. 50.035 (4n)  
10 and the method by which residential care apartment complexes shall make referrals  
11 to resource centers under s. 50.034 (5n).

12           **SECTION 1535.** 50.02 (2) (d) 2. of the statutes is created to read:

13           50.02 **(2)** (d) 2. The time period for nursing homes to provide information to  
14 prospective residents under s. 50.04 (2g) (a) and the time period and method by which  
15 nursing homes shall make referrals to resource centers under s. 50.04 (2h) (a).

16           **SECTION 1536.** 50.033 (2r) of the statutes is repealed.

17           **SECTION 1537.** 50.033 (2s) of the statutes is repealed.

18           **SECTION 1538.** 50.033 (2t) of the statutes is repealed.

19           **SECTION 1539.** 50.034 (5m) of the statutes is amended to read:

20           50.034 **(5m)** PROVISION OF INFORMATION REQUIRED. Subject to sub. (5p), when a  
21 residential care apartment complex shall, within the time period after inquiry by  
22 first provides written material regarding the residential care apartment complex to  
23 a prospective resident that is prescribed by the department by rule, inform, the  
24 residential care apartment complex shall also provide the prospective resident of  
25 information specified by the department concerning the services of a resource center



1 under s. 46.283, the family care benefit under s. 46.286, and the availability of a  
2 functional screening and a financial screen and cost-sharing screening to determine  
3 the prospective resident's eligibility for the family care benefit under s. 46.286 (1).

4 **SECTION 1540.** 50.034 (5n) (intro.) of the statutes is amended to read:

5 50.034 (5n) REQUIRED REFERRAL. (intro.) Subject to sub. (5p), when a residential  
6 care apartment complex ~~shall, within the time period prescribed by the department~~  
7 ~~by rule, refer to a resource center under s. 46.283 a person who is seeking admission,~~  
8 first provides written material regarding the residential care apartment complex to  
9 a prospective resident who is at least 65 years of age or has developmental disability  
10 or a physical disability and whose disability or condition is expected to last at least  
11 90 days, the residential care apartment complex shall refer the prospective resident  
12 to a resource center under s. 46.283, unless any of the following applies:

13 **SECTION 1541.** 50.034 (5n) (a) of the statutes is amended to read:

14 50.034 (5n) (a) For a person who ~~has received a screen~~ for whom a screening  
15 for functional eligibility under s. 46.286 (1) (a) has been performed within the  
16 previous 6 months, the referral under this subsection need not include performance  
17 of an additional functional screen screening under s. 46.283 (4) (g).

18 **SECTION 1542.** 50.034 (5n) (d) of the statutes is amended to read:

19 50.034 (5n) (d) For a person who seeks admission or is about to be admitted on  
20 a private pay basis and who waives the requirement for a financial screen and  
21 cost-sharing screening under s. 46.283 (4) (g), the referral under this subsection may  
22 not include performance of a financial screen and cost-sharing screening under s.  
23 46.283 (4) (g), unless the person is expected to become eligible for medical assistance  
24 within 6 months.

25 **SECTION 1543.** 50.035 (4m) of the statutes is amended to read:

1           50.035 (4m) PROVISION OF INFORMATION REQUIRED. Subject to sub. (4p), when a  
2 community-based residential facility shall, within the time period after inquiry by  
3 first provides written material regarding the community-based residential facility  
4 to a prospective resident that is prescribed by the department by rule, inform, the  
5 community-based residential facility shall also provide the prospective resident of  
6 information specified by the department concerning the services of a resource center  
7 under s. 46.283, the family care benefit under s. 46.286, and the availability of a  
8 functional screening and a financial screen and cost-sharing screening to determine  
9 the prospective resident's eligibility for the family care benefit under s. 46.286 (1).

10           **SECTION 1544.** 50.035 (4n) (intro.) of the statutes is amended to read:

11           50.035 (4n) REQUIRED REFERRAL. (intro.) Subject to sub. (4p), When a  
12 community-based residential facility shall, within the time period prescribed by the  
13 department by rule, refer to a resource center under s. 46.283 a person who is seeking  
14 admission, first provides written information regarding the community-based  
15 residential facility to a prospective resident who is at least 65 years of age or has  
16 developmental disability or a physical disability and whose disability or condition is  
17 expected to last at least 90 days, the community-based residential facility shall refer  
18 the individual to a resource center under s. 46.283 or, if the secretary has not certified  
19 under s. 46.281 (3) that a resource center is available in the area of the  
20 community-based residential facility to serve individuals in an eligibility group to  
21 which the prospective resident belongs, to the county department that administers  
22 a program under ss. 46.27 or 46.277, unless any of the following applies:

23           **SECTION 1545.** 50.035 (4n) (a) of the statutes is amended to read:

24           50.035 (4n) (a) For a person who has received a screen for whom a screening  
25 for functional eligibility under s. 46.286 (1) (a) has been performed within the

1 previous 6 months, the referral under this subsection need not include performance  
2 of an additional functional screen screening under s. 46.283 (4) (g).

3 **SECTION 1546.** 50.035 (4n) (d) of the statutes is amended to read:

4 50.035 (4n) (d) For a person who seeks admission or is about to be admitted on  
5 a private pay basis and who waives the requirement for a financial screen and  
6 cost-sharing screening under s. 46.283 (4) (g), the referral under this subsection may  
7 not include performance of a financial screen and cost-sharing screening under s.  
8 46.283 (4) (g), unless the person is expected to become eligible for medical assistance  
9 within 6 months.

10 **SECTION 1547.** 50.035 (4p) of the statutes is amended to read:

11 50.035 (4p) APPLICABILITY. Subsections Subsection (4m) and (4n) apply applies  
12 only if the secretary has certified under s. 46.281 (3) that a resource center is  
13 available for the community-based residential facility and for specified groups of  
14 eligible individuals that include those persons seeking admission to or the residents  
15 of the community-based residential facility.

16 **SECTION 1548.** 50.035 (7) of the statutes is repealed.

17 **SECTION 1549.** 50.035 (9) of the statutes is repealed.

18 **SECTION 1550.** 50.04 (2g) (a) of the statutes is amended to read:

19 50.04 (2g) (a) Subject to sub. (2i), a nursing home shall, within the time period  
20 after inquiry by a prospective resident that is prescribed by the department by rule,  
21 inform the prospective resident of the services of a resource center under s. 46.283,  
22 the family care benefit under s. 46.286, and the availability of a functional screening  
23 and a financial screen and cost-sharing screening to determine the prospective  
24 resident's eligibility for the family care benefit under s. 46.286 (1).

25 **SECTION 1551.** 50.04 (2h) (a) 1. of the statutes is amended to read:

1           50.04 (2h) (a) 1. For a person ~~who has received a screen~~ for whom a screening  
2 for functional eligibility under s. 46.286 (1) (a) has been performed within the  
3 previous 6 months, the referral under this paragraph need not include performance  
4 of an additional functional screen screening under s. 46.283 (4) (g).

5           **SECTION 1552.** 50.04 (2h) (a) 4. of the statutes is amended to read:

6           50.04 (2h) (a) 4. For a person who seeks admission or is about to be admitted  
7 on a private pay basis and who waives the requirement for a financial screen and  
8 cost-sharing screening under s. 46.283 (4) (g), the referral under this subsection may  
9 not include performance of a financial screen and cost-sharing screening under s.  
10 46.283 (4) (g), unless the person is expected to become eligible for medical assistance  
11 within 6 months.

12           **SECTION 1553.** 50.06 (7) of the statutes is amended to read:

13           50.06 (7) An individual who consents to an admission under this section may  
14 request that an assessment be conducted for the incapacitated individual under the  
15 long-term support community options program under s. 46.27 (6) or, if the secretary  
16 has certified under s. 46.281 (3) that a resource center is available for the individual,  
17 a functional screening and a financial screen and cost-sharing screening to  
18 determine eligibility for the family care benefit under s. 46.286 (1). If admission is  
19 sought on behalf of the incapacitated individual or if the incapacitated individual is  
20 about to be admitted on a private pay basis, the individual who consents to the  
21 admission may waive the requirement for a financial screen and cost-sharing  
22 screening under s. 46.283 (4) (g), unless the incapacitated individual is expected to  
23 become eligible for medical assistance within 6 months.

24           **SECTION 1799m.** 50.135 (3) of the statutes is amended to read:

1           50.135 **(3)** EXEMPTION. The inpatient health care facilities under ss. 45.50,  
2           48.62, 51.05, 51.06, 233.40, 233.41, ~~233.42~~ and 252.10 are exempt from this section.

3           **SECTION 1554.** 50.14 (2) (intro.) of the statutes is amended to read:

4           50.14 **(2)** (intro.) For the privilege of doing business in this state, there is  
5           imposed on all licensed beds of a facility an assessment ~~that may not exceed \$445 per~~  
6           ~~calendar month per licensed bed of an intermediate care facility for the mentally~~  
7           ~~retarded and an assessment that may not exceed \$75 in the following amount per~~  
8           calendar month per licensed bed of ~~a nursing home.~~ the facility:

9           **(2g)** The assessment moneys collected under this section shall be deposited in  
10          the general fund, except amounts in excess of \$13,800,000 shall be deposited in the  
11          Medical Assistance trust fund.

12          **(2r)** In determining the number of licensed beds, all of the following apply:

13          **SECTION 1801g.** 50.14 (2) (a) of the statutes is renumbered 50.14 (2r) (a).

14          **SECTION 1555.** 50.14 (2) (am) of the statutes is created to read:

15          50.14 **(2)** (am) For nursing homes, an amount not to exceed \$127.

16          **SECTION 1803m.** 50.14 (2) (b) of the statutes is renumbered 50.14 (2r) (b).

17          **SECTION 1556.** 50.14 (2) (bm) of the statutes is created to read:

18          50.14 **(2)** (bm) For intermediate care facilities for the mentally retarded, an  
19          amount calculated by multiplying the projected annual gross revenues of all  
20          intermediate care facilities for the mentally retarded in this state by 0.055, dividing  
21          the product by the number of licensed beds of intermediate care facilities in this state  
22          and dividing the quotient by 12.

23          **SECTION 1557.** 50.14 (2m) of the statutes is created to read:

24          50.14 **(2m)** Prior to each state fiscal year, the department shall calculate the  
25          amount of the assessment under sub. (2) (bm) that shall apply during the fiscal year.

1 The department may reduce the assessment amount during a state fiscal year to  
2 avoid collecting for the fiscal year an amount in bed assessment receipts under sub.  
3 (2) (bm) that exceeds 5.5 percent of the aggregate gross revenues for intermediate  
4 care facilities for the mentally retarded for the fiscal year.

5 **SECTION 1558.** 50.36 (2) (c) of the statutes is repealed.

6 **SECTION 1559.** 50.375 of the statutes is created to read:

7 **50.375 Assessment. (1)** Beginning in 2007, for the privilege of doing business  
8 in this state, there is imposed on each hospital an annual assessment, based on the  
9 hospital's gross revenue that each hospital shall pay before December 1. The  
10 assessments shall be deposited into the health care quality fund.

11 **(2)** The department shall verify the amount of each hospital's gross revenue  
12 and determine the amount of each hospital's assessment, based on claims  
13 information that shall be provided to the department under s. 153.46 (5).

14 **(3)** Although the department may consider the revenue received by a hospital  
15 for services or items provided as benefits under subch. IV of chapter 49, the  
16 department's determination under sub. (2) shall be based on a rate not to exceed 1  
17 percent of the hospital's gross revenue, as adjusted by the department.

18 **(4)** Sections 77.59 (1) to (5), (6) (intro.), (a), and (c), and (7) to (10), 77.60 (1) to  
19 (7), (9), and (10), 77.61 (9) and (12) to (14), and 77.62, as they apply to the taxes under  
20 subch. III of ch. 77, apply to the assessment under this section, except that the  
21 amount of any assessment collected under sub. (1) shall be deposited in the health  
22 care quality fund.

23 **(5)** The department shall levy, enforce, and collect the assessment under this  
24 section and shall develop and distribute forms necessary for levying and collection.

1           **(6)** An affected hospital may contest an action by the department of health and  
2 family services under this section by submitting a written request for a hearing to  
3 the division of hearings and appeals in the department of administration within 30  
4 days after the date of the department’s action.

5           **(7)** Any order or determination made by the division of hearings and appeals  
6 in the department of administration under a hearing as specified in sub. (6) is subject  
7 to judicial review as prescribed under ch. 227.

8           **SECTION 1560.** 50.38 of the statutes is repealed.

9           **SECTION 1561.** 50.49 (6m) (am) of the statutes is created to read:

10           **50.49 (6m) (am)** An entity with which a care management organization, as  
11 defined in s. 46.2805 (1), contracts for care management services under s. 46.284 (4)  
12 (d), for purposes of providing the contracted services.

13           **SECTION 1562.** 50.498 (1m) of the statutes is amended to read:

14           **50.498 (1m)** If an individual who applies for a certificate of approval, license  
15 or provisional license under sub. (1) does not have a social security number, the  
16 individual, as a condition of obtaining the certificate of approval, license or  
17 provisional license, shall submit a statement made or subscribed under oath or  
18 affirmation to the department that the applicant does not have a social security  
19 number. The form of the statement shall be prescribed by the department of  
20 ~~workforce development~~ children and families. A certificate of approval, license or  
21 provisional license issued in reliance upon a false statement submitted under this  
22 subsection is invalid.

23           **SECTION 1563.** 51.032 (1m) of the statutes is amended to read:

24           **51.032 (1m)** If an individual who applies for a certification or approval under  
25 sub. (1) does not have a social security number, the individual, as a condition of

1 obtaining the certification or approval, shall submit a statement made or subscribed  
2 under oath or affirmation to the department that the applicant does not have a social  
3 security number. The form of the statement shall be prescribed by the department  
4 of ~~workforce development~~ children and families. A certification or approval issued  
5 in reliance upon a false statement submitted under this subsection is invalid.

6 **SECTION 1564.** 51.038 of the statutes is amended to read:

7 **51.038 Outpatient mental health clinic certification.** Except as provided  
8 in s. 51.032, if a facility that provides mental health services on an outpatient basis  
9 holds current accreditation from the council on accreditation of services for families  
10 and children, the department may accept evidence of this accreditation as equivalent  
11 to the standards established by the department, for the purpose of certifying the  
12 facility for the receipt of funds for services provided as a benefit to a medical  
13 assistance recipient under s. 49.46 (2) (b) 6. f. or 49.471 (11) (k), a community aids  
14 funding recipient under s. 51.423 (2) or as mandated coverage under s. 632.89.

15 **SECTION 1565.** 51.04 of the statutes is amended to read:

16 **51.04 Treatment facility certification.** Except as provided in s. 51.032, any  
17 treatment facility may apply to the department for certification of the facility for the  
18 receipt of funds for services provided as a benefit to a medical assistance recipient  
19 under s. 49.46 (2) (b) 6. f. or 49.471 (11) (k) or to a community aids funding recipient  
20 under s. 51.423 (2) or provided as mandated coverage under s. 632.89. The  
21 department shall annually charge a fee for each certification.

22 **SECTION 1566.** 51.15 (9) of the statutes is amended to read:

23 **51.15 (9) NOTICE OF RIGHTS.** At the time of detention the individual shall be  
24 informed by the director of the facility or such person's designee, both orally and in  
25 writing, of his or her right to contact an attorney and a member of his or her



1 immediate family, the right to have an attorney provided at public expense, as  
2 provided under s. 967.06 and ch. 977, if the individual is a child or is indigent, 51.60,  
3 and the right to remain silent and that the individual's statements may be used as  
4 a basis for commitment. The individual shall also be provided with a copy of the  
5 statement of emergency detention.

6 **SECTION 1567.** 51.20 (3) of the statutes is amended to read:

7 51.20 (3) LEGAL COUNSEL. At the time of the filing of the petition the court shall  
8 assure that the subject individual is represented by adversary counsel. ~~If the~~  
9 ~~individual claims or appears to be indigent, the court shall refer the person to the~~  
10 ~~authority for indigency determinations specified under s. 977.07 (1). If the~~  
11 ~~individual is a child, the court shall refer that child~~ by referring the individual to the  
12 state public defender, who shall appoint counsel for the ~~child~~ individual without a  
13 determination of indigency, as provided in s. ~~48.23 (4)~~ 51.60.

14 **SECTION 1568.** 51.20 (18) (c) of the statutes is amended to read:

15 51.20 (18) (c) Expenses of the proceedings from the presentation of the  
16 statement of emergency detention or petition for commitment to the conclusion of the  
17 proceeding shall be allowed by the court and paid by the county from which the  
18 subject individual is detained, committed, or released, in the manner that the  
19 expenses of a criminal prosecution are paid, as provided in s. 59.64 (1). ~~Payment of~~  
20 ~~attorney fees for appointed attorneys in the case of children and indigents shall be~~  
21 ~~in accordance with ch. 977.~~

22 **SECTION 1569.** 51.30 (4) (b) 27. of the statutes is amended to read:

23 51.30 (4) (b) 27. For the purpose of entering information concerning the subject  
24 individual into the statewide automated child welfare information system  
25 established under s. ~~46.03~~ 48.47 (7g).

1           **SECTION 1570.** 51.35 (1) (e) 1. of the statutes is amended to read:

2           51.35 (1) (e) 1. Whenever any transfer between different treatment facilities  
3 results in a greater restriction of personal freedom for the patient and whenever the  
4 patient is transferred from outpatient to inpatient status, the department or the  
5 county department specified under par. (a) shall inform the patient both orally and  
6 in writing of his or her right to contact an attorney and a member of his or her  
7 immediate family, the right to have counsel provided at public expense, as provided  
8 under s. ~~967.06 and ch. 977, if the patient is a child or is indigent~~ 51.60, and the right  
9 to petition a court in the county in which the patient is located or the committing  
10 court for a review of the transfer.

11           **SECTION 1571.** 51.35 (1) (e) 2. c. of the statutes is amended to read:

12           51.35 (1) (e) 2. c. The patient's right to have counsel provided at public expense,  
13 as provided under s. ~~967.06 and ch. 977, if the patient is a child or is indigent~~ 51.60.

14           **SECTION 1572.** 51.42 (3) (as) 1. of the statutes is amended to read:

15           51.42 (3) (as) 1. A county department of community programs shall authorize  
16 all care of any patient in a state, local, or private facility under a contractual  
17 agreement between the county department of community programs and the facility,  
18 unless the county department of community programs governs the facility. The need  
19 for inpatient care shall be determined by the program director or designee in  
20 consultation with and upon the recommendation of a licensed physician trained in  
21 psychiatry and employed by the county department of community programs or its  
22 contract agency. In cases of emergency, a facility under contract with any county  
23 department of community programs shall charge the county department of  
24 community programs having jurisdiction in the county where the patient is found.  
25 The county department of community programs shall reimburse the facility for the

1 actual cost of all authorized care and services less applicable collections under s.  
2 46.036, unless the department of health and family services determines that a  
3 charge is administratively infeasible, or unless the department of health and family  
4 services, after individual review, determines that the charge is not attributable to the  
5 cost of basic care and services. Except as provided in subd. 1m., a county department  
6 of community programs may not reimburse any state institution or receive credit for  
7 collections for care received ~~therein~~ in a state institution by nonresidents of this  
8 state, interstate compact clients, transfers under s. 51.35 (3), ~~and~~ transfers from  
9 Wisconsin state prisons under s. 51.37 (5) (a), commitments under s. 975.01, 1977  
10 stats., or s. 975.02, 1977 stats., or s. 971.14, 971.17 or 975.06 or admissions under s.  
11 975.17, 1977 stats., or children placed in the guardianship of the department of  
12 ~~health and family services~~ children and families under s. 48.427 or 48.43 or under  
13 the supervision of the department of corrections under s. 938.183 or 938.355. The  
14 exclusionary provisions of s. 46.03 (18) do not apply to direct and indirect costs ~~which~~  
15 that are attributable to care and treatment of the client.

16 **SECTION 1573.** 51.42 (3) (e) of the statutes is amended to read:

17 51.42 (3) (e) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78  
18 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3)  
19 (c) and 938.78 (2) (a), any subunit of a county department of community programs  
20 or tribal agency acting under this section may exchange confidential information  
21 about a client, without the informed consent of the client, with any other subunit of  
22 the same county department of community programs or tribal agency, with a  
23 resource center, a care management organization, or a family long-term care  
24 district, or with any person providing services to the client under a purchase of  
25 services contract with the county department of community programs or tribal

1 agency or with a resource center, care management organization, or family  
2 long-term care district, if necessary to enable an employee or service provider to  
3 perform his or her duties, or to enable the county department of community  
4 programs or tribal agency to coordinate the delivery of services to the client. Any  
5 agency releasing information under this paragraph shall document that a request  
6 was received and what information was provided.

7 **SECTION 1821m.** 51.423 (2) of the statutes is amended to read:

8 51.423 (2) From the appropriations under s. 20.435 (7) (b) and (o), the  
9 department shall distribute the funding for services provided or purchased by county  
10 departments under s. 46.23, 51.42, or 51.437 to such county departments as provided  
11 under s. 46.40. County matching funds are required for the distributions under s.  
12 46.40 (2) and (9) (b). Each county's required match for the distributions under s.  
13 46.40 (2) for a year equals 9.89% of the total of the county's distributions under s.  
14 46.40 (2) for that year for which matching funds are required plus the amount the  
15 county was required by s. 46.26 (2) (c), 1985 stats., to spend for juvenile  
16 delinquency-related services from its distribution for 1987. Each county's required  
17 match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of that  
18 county's amounts described in s. 46.40 (9) (a) (ar) (intro.) for that year. Matching  
19 funds may be from county tax levies, federal and state revenue sharing funds, or  
20 private donations to the counties that meet the requirements specified in sub. (5).  
21 Private donations may not exceed 25% of the total county match. If the county match  
22 is less than the amount required to generate the full amount of state and federal  
23 funds distributed for this period, the decrease in the amount of state and federal  
24 funds equals the difference between the required and the actual amount of county  
25 matching funds.

1           **SECTION 1574.** 51.437 (4r) (b) of the statutes is amended to read:

2           51.437 **(4r)** (b) Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83,  
3           51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), any  
4           subunit of a county department of developmental disabilities services or tribal  
5           agency acting under this section may exchange confidential information about a  
6           client, without the informed consent of the client, with any other subunit of the same  
7           county department of developmental disabilities services or tribal agency, with a  
8           resource center, a care management organization, or a family long-term care  
9           district, or with any person providing services to the client under a purchase of  
10          services contract with the county department of developmental disabilities services  
11          or tribal agency or with a resource center, a care management organization, or a  
12          family long-term care district, if necessary to enable an employee or service provider  
13          to perform his or her duties, or to enable the county department of developmental  
14          disabilities services or tribal agency to coordinate the delivery of services to the  
15          client. Any agency releasing information under this paragraph shall document that  
16          a request was received and what information was provided.

17          **SECTION 1575.** 51.437 (4rm) (a) of the statutes is amended to read:

18          51.437 **(4rm)** (a) A county department of developmental disabilities services  
19          shall authorize all care of any patient in a state, local, or private facility under a  
20          contractual agreement between the county department of developmental disabilities  
21          services and the facility, unless the county department of developmental disabilities  
22          services governs the facility. The need for inpatient care shall be determined by the  
23          program director or designee in consultation with and upon the recommendation of  
24          a licensed physician trained in psychiatry and employed by the county department  
25          of developmental disabilities services or its contract agency prior to the admission

1 of a patient to the facility except in the case of emergency services. In cases of  
2 emergency, a facility under contract with any county department of developmental  
3 disabilities services shall charge the county department of developmental  
4 disabilities services having jurisdiction in the county where the individual receiving  
5 care is found. The county department of developmental disabilities services shall  
6 reimburse the facility, except as provided under par. (c), for the actual cost of all  
7 authorized care and services less applicable collections under s. 46.036, unless the  
8 department of health and family services determines that a charge is  
9 administratively infeasible, or unless the department of health and family services,  
10 after individual review, determines that the charge is not attributable to the cost of  
11 basic care and services. The exclusionary provisions of s. 46.03 (18) do not apply to  
12 direct and indirect costs which are attributable to care and treatment of the client.  
13 County departments of developmental disabilities services may not reimburse any  
14 state institution or receive credit for collections for care received ~~therein~~ in a state  
15 institution by nonresidents of this state, interstate compact clients, transfers under  
16 s. 51.35 (3) (a), commitments under s. 975.01, 1977 stats., or s. 975.02, 1977 stats.,  
17 or s. 971.14, 971.17 or 975.06, admissions under s. 975.17, 1977 stats., children  
18 placed in the guardianship of the department of health and family services children  
19 and families under s. 48.427 or 48.43 or juveniles under the supervision of the  
20 department of corrections under s. 938.183 or 938.355.

21 **SECTION 1576.** 51.45 (12) (b) (intro.), 1. and 3. of the statutes are consolidated,  
22 renumbered 51.45 (12) (b) and amended to read:

23 51.45 (12) (b) The physician, spouse, guardian, or a relative of the person  
24 sought to be committed, or any other responsible person, may petition a circuit court  
25 commissioner or the circuit court of the county in which the person sought to be

1 committed resides or is present for commitment under this subsection. The petition  
2 shall: ~~1. State state facts to support the need for emergency treatment; 3. Be and~~  
3 ~~be supported by one or more affidavits which that aver with particularity the factual~~  
4 basis for the allegations contained in the petition.

5 **SECTION 1577.** 51.45 (12) (b) 2. of the statutes is repealed.

6 **SECTION 1578.** 51.45 (12) (c) 2. of the statutes is amended to read:

7 51.45 (12) (c) 2. Assure that the person sought to be committed is represented  
8 by counsel and, if the person claims or appears to be indigent, refer the person to the  
9 authority for indigency determinations specified under s. 977.07 (1) or, if the person  
10 is a child, refer that child by referring the person to the state public defender, who  
11 shall appoint counsel for the child person without a determination of indigency, as  
12 provided in s. ~~48.23 (4)~~ 51.60.

13 **SECTION 1579.** 51.45 (13) (b) 2. of the statutes is amended to read:

14 51.45 (13) (b) 2. Assure that the person is represented by counsel and, if the  
15 person claims or appears to be indigent, refer the person to the authority for  
16 indigency determinations specified under s. 977.07 (1) or, if the person is a child, refer  
17 that child by referring the person to the state public defender, who shall appoint  
18 counsel for the child person without a determination of indigency, as provided in s.  
19 ~~48.23 (4)~~ 51.60. The person shall be represented by counsel at the preliminary  
20 hearing under par. (d). The person may, with the approval of the court, waive his or  
21 her right to representation by counsel at the full hearing under par. (f).

22 **SECTION 1580.** 51.45 (13) (d) of the statutes is amended to read:

23 51.45 (13) (d) Whenever it is desired to involuntarily commit a person, a  
24 preliminary hearing shall be held under this paragraph. The purpose of the  
25 preliminary hearing shall be to determine if there is probable cause for believing that

1 the allegations of the petition under par. (a) are true. The court shall assure that the  
2 person shall be is represented by counsel at the preliminary hearing and, if the  
3 person is a child or is indigent, by referring the person to the state public defender,  
4 who shall appoint counsel shall ~~timely be appointed at public expense, as provided~~  
5 ~~in s. 967.06 and ch. 977~~ for the person without a determination of indigency, as  
6 provided in s. 51.60. Counsel shall have access to all reports and records, psychiatric  
7 and otherwise, which have been made prior to the preliminary hearing. The person  
8 shall be present at the preliminary hearing and shall be afforded a meaningful  
9 opportunity to be heard. Upon failure to make a finding of probable cause under this  
10 paragraph, the court shall dismiss the petition and discharge the person from the  
11 custody of the county department.

12 **SECTION 1581.** 51.45 (13) (j) of the statutes is amended to read:

13 51.45 (13) (j) Upon the filing of a petition for recommitment under par. (h), the  
14 court shall fix a date for a recommitment hearing within 10 days, and assure that the  
15 person sought to be recommitted is represented by counsel and, ~~if the person is~~  
16 ~~indigent, appoint~~ by referring the person to the state public defender, who shall  
17 appoint counsel for ~~him or her, unless waived~~ for the person without a determination  
18 of indigency, as provided in s. 51.60. The provisions of par. (e) relating to notice and  
19 to access to records, names of witnesses, and summaries of their testimony shall  
20 apply to recommitment hearings under this paragraph. At the recommitment  
21 hearing, the court shall proceed as provided under pars. (f) and (g).

22 **SECTION 1582.** 51.45 (16) (c) of the statutes is repealed.

23 **SECTION 1583.** 51.60 of the statutes is created to read:

24 **51.60 Appointment of counsel. (1) ADULTS.** (a) In any situation under this  
25 chapter in which an adult individual has a right to be represented by counsel, the



1 individual shall be referred as soon as practicable to the state public defender, who  
2 shall appoint counsel for the individual under s. 977.08 without a determination of  
3 indigency.

4 (b) Except as provided in s. 51.45 (13) (b) 2., par. (a) does not apply if the  
5 individual knowingly and voluntarily waives counsel.

6 **(2) MINORS.** In any situation under this chapter in which a minor has a right  
7 to be represented by counsel, counsel for the minor shall be appointed as provided  
8 in s. 48.23 (4).

9 **(3) RETAINED COUNSEL.** Notwithstanding subs. (1) and (2), an individual subject  
10 to proceedings under this chapter is entitled to retain counsel of his or her own  
11 choosing at his or her own expense.

12 **SECTION 1584.** 51.605 of the statutes is created to read:

13 **51.605 Reimbursement for counsel provided by the state. (1) INQUIRY.**  
14 At or after the conclusion of a proceeding under this chapter in which the state public  
15 defender has provided counsel for an adult individual, the court may inquire as to  
16 the individual's ability to reimburse the state for the costs of representation. If the  
17 court determines that the individual is able to make reimbursement for all or part  
18 of the costs of representation, the court may order the individual to reimburse the  
19 state an amount not to exceed the maximum amount established by the public  
20 defender board under s. 977.075 (4). Upon the court's request, the state public  
21 defender shall conduct a determination of indigency under s. 977.07 and report the  
22 results of the determination to the court.

23 **(2) PAYMENT.** Reimbursement ordered under this section shall be made to the  
24 clerk of courts of the county where the proceedings took place. The clerk of courts  
25 shall transmit payments under this section to the county treasurer, who shall deposit

1 25 percent of the payment amount in the county treasury and transmit the  
2 remainder to the secretary of administration. Payments transmitted to the  
3 secretary of administration shall be deposited in the general fund and credited to the  
4 appropriation account under s. 20.550 (1) (L).

5 **(3) REPORT.** By January 31st of each year, the clerk of courts for each county  
6 shall report to the state public defender the total amount of reimbursements ordered  
7 under sub. (1) in the previous calendar year and the total amount of reimbursements  
8 paid to the clerk under sub. (2) in the previous year.

9 **SECTION 1835c.** 51.62 (3m) of the statutes is amended to read:

10 51.62 **(3m) FUNDING.** From the appropriation under s. 20.435 (7) (md), the  
11 department ~~may not~~ shall distribute ~~more than~~ \$75,000 in each fiscal year to the  
12 protection and advocacy agency for performance of community mental health  
13 protection and advocacy services.

14 **SECTION 1585.** 55.10 (4) (a) of the statutes is amended to read:

15 55.10 **(4) (a) Counsel; costs.** The individual sought to be protected has the right  
16 to counsel whether or not the individual is present at the hearing on the petition.  
17 The court shall require representation by full legal counsel whenever the petition  
18 alleges that the individual is not competent to refuse psychotropic medication under  
19 s. 55.14, the individual sought to be protected requested such representation at least  
20 72 hours before the hearing, the guardian ad litem or any other person states that  
21 the individual sought to be protected is opposed to the petition, or the court  
22 determines that the interests of justice require it. If the individual sought to be  
23 protected or any other person on his or her behalf requests but is unable to obtain  
24 legal counsel, the court shall ~~appoint~~ refer the individual to the state public defender  
25 as provided under s. 55.105 for appointment of legal counsel. ~~Counsel shall be~~

1 provided at public expense, as provided under s. 967.06 and ch. 977, if the individual  
2 is indigent. If the individual sought to be protected is an adult who is indigent, and  
3 if counsel was not appointed under s. 977.08, the county in which the hearing is held  
4 is liable for any fees due the individual's legal counsel. If the individual sought to  
5 be protected is represented by counsel appointed under s. 977.08 in a proceeding for  
6 the appointment of a guardian under s. 880.33 ch. 54, the court shall order the  
7 counsel appointed under s. 977.08 to represent under this section the individual  
8 sought to be protected.

9 **SECTION 1586.** 55.105 of the statutes is created to read:

10 **55.105 Appointment of counsel. (1)** In any situation under this chapter in  
11 which an adult individual has a right to be represented by legal counsel, the  
12 individual shall be referred as soon as practicable to the state public defender, who  
13 shall appoint counsel for the individual under s. 977.08 without a determination of  
14 indigency.

15 **(2)** In any situation under this chapter in which a minor has a right to be  
16 represented by legal counsel, legal counsel for the minor shall be appointed as  
17 provided in s. 48.23 (4).

18 **(3)** Notwithstanding subs. (1) and (2), an individual subject to proceedings  
19 under this chapter is entitled to retain counsel of his or her own choosing at his or  
20 her own expense.

21 **SECTION 1587.** 55.107 of the statutes is created to read:

22 **55.107 Reimbursement of counsel provided by the state. (1)** At or after  
23 the conclusion of a proceeding under this chapter in which the state public defender  
24 has provided legal counsel for an adult individual, the court may inquire as to the  
25 individual's ability to reimburse the state for the costs of representation. If the court

1 determines that the individual is able to make reimbursement for all or part of the  
2 costs of representation, the court may order the individual to reimburse the state an  
3 amount not to exceed the maximum amount established by the public defender board  
4 under s. 977.075 (4). Upon the court's request, the state public defender shall  
5 conduct a determination of indigency under s. 977.07 and report the results of the  
6 determination to the court.

7       **(2)** Reimbursement ordered under this section shall be made to the clerk of  
8 courts of the county where the proceedings took place. The clerk of courts shall  
9 transmit payments under this section to the county treasurer, who shall deposit 25  
10 percent of the payment amount in the county treasury and transmit the remainder  
11 to the secretary of administration. Payments transmitted to the secretary of  
12 administration shall be deposited in the general fund and credited to the  
13 appropriation account under s. 20.550 (1) (L).

14       **(3)** By January 31st of each year, the clerk of courts for each county shall report  
15 to the state public defender the total amount of reimbursements ordered under sub.  
16 (1) in the previous calendar year and the total amount of reimbursements paid to the  
17 clerk under sub. (2) in the previous year.

18       **SECTION 1588.** 55.135 (1) of the statutes is amended to read:

19       55.135 **(1)** If, ~~upon a credible report to or~~, from personal observation of, or a  
20 reliable report made by a person who identifies himself or herself to, a sheriff, police  
21 officer, fire fighter, guardian, if any, or authorized representative of a county  
22 department or an agency with which it contracts under s. 55.02 (2), it appears  
23 probable that an individual is so totally incapable of providing for his or her own care  
24 or custody as to create a substantial risk of serious physical harm to himself or herself  
25 or others as a result of developmental disabilities, degenerative brain disorder,

1 serious and persistent mental illness, or other like incapacities if not immediately  
2 placed, the individual ~~under this paragraph who received the credible report or who~~  
3 personally made the observation or to whom the report is made may take into custody  
4 and transport the individual to an appropriate medical or protective placement  
5 facility. The person making emergency protective placement shall prepare a  
6 statement at the time of detention providing specific factual information concerning  
7 the person's observations or reports made to the person and the basis for emergency  
8 placement. The statement shall be filed with the director of the facility and with any  
9 petition under s. 55.075. At the time of emergency protective placement the  
10 individual shall be informed by the director of the facility or the director's designee,  
11 orally and in writing, of his or her right to contact an attorney and a member of his  
12 or her immediate family and the right to have an attorney provided at public  
13 expense, as provided under ~~s. 967.06 and ch. 977, if the individual is a minor or is~~  
14 ~~indigent~~ s. 55.105. The director or designee shall also provide the individual with  
15 a copy of the statement by the person making emergency protective placement.

16 **SECTION 1589.** 55.14 (7) of the statutes is amended to read:

17 55.14 (7) Upon the filing of a petition under this section, the court shall ~~appoint~~  
18 make a referral for appointment of legal counsel as provided under s. 55.105. A  
19 petition under this section shall be heard ~~under s. 55.10 (4) (a) s. 55.06~~ within 30 days  
20 after it is filed.

21 **SECTION 1590.** 55.15 (7) (cm) of the statutes is amended to read:

22 55.15 (7) (cm) The court shall ~~appoint counsel for~~ refer the individual under  
23 protective placement for appointment of legal counsel as provided under s. 55.105 if  
24 the individual, the individual's guardian ad litem, or anyone on the individual's  
25 behalf requests that counsel be appointed for the individual.

1           **SECTION 1591.** 55.18 (3) (c) (intro.) of the statutes is amended to read:

2           55.18 **(3)** (c) (intro.) The court shall ~~order legal counsel for~~ refer an individual  
3 and, if the individual appears to be indigent, ~~refer him or her to the authority for~~  
4 ~~indigency determinations under s. 977.07 (1)~~ for appointment of legal counsel under  
5 s. 55.105 if any of the following apply:

6           **SECTION 1592.** 55.19 (3) (c) (intro.) of the statutes is amended to read:

7           55.19 **(3)** (c) (intro.) The court shall ~~order legal counsel for~~ refer an individual  
8 and, if the individual appears to be indigent, ~~refer him or her to the authority for~~  
9 ~~indigency determinations under s. 977.07 (1)~~ for appointment of legal counsel under  
10 s. 55.105 if any of the following apply:

11           **SECTION 1593.** 59.22 (2) (c) 2. of the statutes is amended to read:

12           59.22 **(2)** (c) 2. No action of the board may be contrary to or in derogation of the  
13 rules of the department of ~~workforce development~~ children and families under s.  
14 49.78 (4) to (7) relating to employees administering old-age assistance, aid to  
15 families with dependent children, aid to the blind, or aid to totally and permanently  
16 disabled persons or ss. 63.01 to 63.17.

17           **SECTION 1594.** 59.40 (2) (p) of the statutes is amended to read:

18           59.40 **(2)** (p) Cooperate with the department of ~~workforce development~~ children  
19 and families with respect to the child and spousal support and establishment of  
20 paternity and medical support liability program under ss. 49.22 and 59.53 (5), and  
21 provide that department with any information from court records which it requires  
22 to administer that program.

23           **SECTION 1595.** 59.52 (4) (a) 18. of the statutes is amended to read:

24           59.52 **(4)** (a) 18. Case records and other record material of all public assistance  
25 that are kept as required under ch. 49, if no payments have been made for at least

1 3 years and if a face sheet or similar record of each case and a financial record of all  
2 payments for each aid account are preserved in accordance with rules adopted by the  
3 department of health and family services or by the department of ~~workforce~~  
4 ~~development~~ children and families. If the department of health and family services  
5 or the department of ~~workforce development~~ children and families has preserved  
6 such case records and other record material on computer disc or tape or similar  
7 device, a county may destroy the original records and record material under rules  
8 adopted by the department that has preserved those case records or other record  
9 material.

10 **SECTION 1596.** 59.53 (3) of the statutes is amended to read:

11 59.53 (3) COMMUNITY ACTION AGENCIES. The board may appropriate funds for  
12 promoting and assisting any community action agency under s. 46.30 49.265.

13 **SECTION 1597.** 59.53 (5) (a) of the statutes is amended to read:

14 59.53 (5) (a) The board shall contract with the department of ~~workforce~~  
15 ~~development~~ children and families to implement and administer the child and  
16 spousal support and establishment of paternity and the medical support liability  
17 programs provided for by Title IV of the federal social security act. The board may  
18 designate by board resolution any office, officer, board, department, or agency, except  
19 the clerk of circuit court, as the county child support agency. The board or county  
20 child support agency shall implement and administer the programs in accordance  
21 with the contract with the department of ~~workforce development~~ children and  
22 families. The attorneys responsible for support enforcement under sub. (6) (a),  
23 circuit court commissioners, and all other county officials shall cooperate with the  
24 county and the department of ~~workforce development~~ children and families as  
25 necessary to provide the services required under the programs. The county shall

1 charge the fee established by the department of ~~workforce development~~ children and  
2 families under s. 49.22 for services provided under this paragraph to persons not  
3 receiving benefits under s. 49.148 or 49.155 or assistance under s. ~~46.261~~ 48.645,  
4 49.19, or 49.47.

5 **SECTION 1598.** 59.53 (5) (a) of the statutes, as affected by 2007 Wisconsin Act  
6 .... (this act), is amended to read:

7 59.53 (5) (a) The board shall contract with the department of children and  
8 families to implement and administer the child and spousal support and  
9 establishment of paternity and the medical support liability programs provided for  
10 by Title IV of the federal social security act. The board may designate by board  
11 resolution any office, officer, board, department or agency, except the clerk of circuit  
12 court, as the county child support agency. The board or county child support agency  
13 shall implement and administer the programs in accordance with the contract with  
14 the department of children and families. The attorneys responsible for support  
15 enforcement under sub. (6) (a), circuit court commissioners and all other county  
16 officials shall cooperate with the county and the department of children and families  
17 as necessary to provide the services required under the programs. The county shall  
18 charge the fee established by the department of children and families under s. 49.22  
19 for services provided under this paragraph to persons not receiving benefits under  
20 s. 49.148 or 49.155 or assistance under s. 48.645, 49.19, ~~or 49.46, 49.465,~~ 49.47,  
21 49.471, or 49.472.

22 **SECTION 1599.** 59.53 (5) (b) of the statutes is amended to read:

23 59.53 (5) (b) The county child support agency under par. (a) shall electronically  
24 enter into the statewide data system related to child and spousal support payments  
25 that is operated by the department of ~~workforce development~~ children and families



1 the terms of any order made or judgment granted in the circuit court of the county  
2 requiring payments under s. 948.22 (7) or ch. 767 or 769 that are directed under s.  
3 767.57 (1) to be paid to the department of ~~workforce development~~ children and  
4 families or its designee. The county child support agency shall enter the terms of any  
5 such order or judgment within the time required by federal law and shall enter  
6 revisions ordered by the court to any order or judgment the terms of which are  
7 maintained on the data system.

8 **SECTION 1600.** 59.69 (15) (intro.) of the statutes is amended to read:

9 59.69 (15) COMMUNITY AND OTHER LIVING ARRANGEMENTS. (intro.) For purposes  
10 of this section, the location of a community living arrangement for adults, as defined  
11 in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
12 (1), a foster home, as defined in s. 48.02 (6), a treatment foster home, as defined in  
13 s. 48.02 (17q), or an adult family home, as defined in s. 50.01 (1), in any municipality,  
14 shall be subject to the following criteria:

15 **SECTION 1601.** 59.69 (15) (c) of the statutes is amended to read:

16 59.69 (15) (c) ~~Where~~ If the community living arrangement has capacity for 8  
17 or fewer persons being served by the program, meets the criteria listed in pars. (a)  
18 and (b), and is licensed, operated, or permitted under the authority of the department  
19 of health and family services or the department of children and families, that facility  
20 is entitled to locate in any residential zone, without being required to obtain special  
21 zoning permission except as provided in par. (i).

22 **SECTION 1602.** 59.69 (15) (d) of the statutes is amended to read:

23 59.69 (15) (d) ~~Where~~ If the community living arrangement has capacity for 9  
24 to 15 persons being served by the program, meets the criteria listed in pars. (a) and  
25 (b), and is licensed, or operated, or permitted under the authority of the department

1 of health and family services or the department of children and families, the facility  
2 is entitled to locate in any residential area except areas zoned exclusively for  
3 single-family or 2-family residences, except as provided in par. (i), but is entitled to  
4 apply for special zoning permission to locate in those areas. The municipality may  
5 grant special zoning permission at its discretion and shall make a procedure  
6 available to enable such facilities to request such permission.

7 **SECTION 1603.** 59.69 (15) (e) of the statutes is amended to read:

8 59.69 (15) (e) ~~Where~~ If the community living arrangement has capacity for  
9 serving 16 or more persons, meets the criteria listed in pars. (a) and (b), and is  
10 licensed, operated, or permitted under the authority of the department of health and  
11 family services or the department of children and families, that facility is entitled to  
12 apply for special zoning permission to locate in areas zoned for residential use. The  
13 municipality may grant special zoning permission at its discretion and shall make  
14 a procedure available to enable such facilities to request such permission.

15 **SECTION 1604.** 59.69 (15) (f) of the statutes is amended to read:

16 59.69 (15) (f) The department of health and family services shall designate a  
17 single subunit within ~~the~~ that department to maintain appropriate records  
18 indicating the location and the capacity of each community living arrangement for  
19 adults, and the information shall be available to the public. The department of  
20 children and families shall designate a single subunit within that department to  
21 maintain appropriate records indicating the location and the capacity of each  
22 community living arrangement for children, and the information shall be available  
23 to the public.

24 **SECTION 1605.** 59.69 (15) (h) of the statutes is amended to read:

1           59.69 (15) (h) The attorney general shall take action, upon the request of the  
2           department of health and family services or the department of children and families,  
3           to enforce compliance with this subsection.

4           **SECTION 1860m.** 60.37 (4) (a) of the statutes is amended to read:

5           60.37 (4) (a) An elected town officer, other than a town clerk, a town treasurer,  
6           or an officer serving in a combined office of town clerk and town treasurer, who also  
7           serves as a town employee may be paid an hourly wage for serving as a town  
8           employee, not exceeding a total of \$5,000 each year. An elected town officer, who is  
9           a town clerk, a town treasurer, or an officer serving in a combined office of town clerk  
10          and town treasurer, who also serves as a town employee may be paid an hourly wage  
11          for serving as a town employee, not exceeding a total of \$15,000 each year. Amounts  
12          that are paid under this paragraph may be paid in addition to any amount that an  
13          individual receives under s. 60.32 or as a volunteer fire fighter, emergency medical  
14          technician, or first responder under s. 66.0501 (4). The \$5,000 maximum in this  
15          paragraph includes amounts paid to a town board supervisor who is acting as  
16          superintendent of highways under s. 82.03 (1).

17          **SECTION 1606.** 60.63 (intro.) of the statutes is amended to read:

18          **60.63 Community and other living arrangements.** (intro.) For purposes  
19          of s. 60.61, the location of a community living arrangement for adults, as defined in  
20          s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
21          (1), a foster home, as defined in s. 48.02 (6), a treatment foster home, as defined in  
22          s. 48.02 (17q), or an adult family home, as defined in s. 50.01 (1), in any town shall  
23          be subject to the following criteria:

24          **SECTION 1607.** 60.63 (4) of the statutes is amended to read:

1           60.63 (4) If the community living arrangement has capacity for 8 or fewer  
2 persons being served by the program, meets the criteria listed in subs. (1) and (2),  
3 and is licensed, operated, or permitted under the authority of the department of  
4 health and family services or the department of children and families, the  
5 community living arrangement is entitled to locate in any residential zone, without  
6 being required to obtain special zoning permission except as provided under sub.  
7 (10).

8           **SECTION 1608.** 60.63 (5) of the statutes is amended to read:

9           60.63 (5) In all cases where the community living arrangement has capacity  
10 for 9 to 15 persons being served by the program, meets the criteria listed in subs. (1)  
11 and (2), and is licensed, operated, or permitted under the authority of the department  
12 of health and family services or the department of children and families, that facility  
13 is entitled to locate in any residential area except areas zoned exclusively for  
14 single-family or 2-family residences except as provided in sub. (10), but is entitled  
15 to apply for special zoning permission to locate in those areas. The town may grant  
16 such special zoning permission at its discretion and shall make a procedure available  
17 to enable such facilities to request such permission.

18           **SECTION 1609.** 60.63 (6) of the statutes is amended to read:

19           60.63 (6) In all cases where the community living arrangement has capacity  
20 for serving 16 or more persons, meets the criteria listed in subs. (1) and (2), and is  
21 licensed, operated, or permitted under the authority of the department of health and  
22 family services or the department of children and families, that facility is entitled to  
23 apply for special zoning permission to locate in areas zoned for residential use. The  
24 town may grant such special zoning permission at its discretion and shall make a  
25 procedure available to enable such facilities to request such permission.

1           **SECTION 1610.** 60.63 (7) of the statutes is amended to read:

2           60.63 (7) The department of health and family services shall designate a single  
3 subunit within ~~the~~ that department to maintain appropriate records indicating the  
4 location and the capacity of each community living arrangement for adults, and such  
5 information shall be available to the public. The department of children and families  
6 shall designate a single subunit within that department to maintain appropriate  
7 records indicating the location and the capacity of each community living  
8 arrangement for children, and such information shall be available to the public.

9           **SECTION 1611.** 60.63 (9) of the statutes is amended to read:

10           60.63 (9) The attorney general shall take all necessary action, upon the request  
11 of the department of health and family services or the department of children and  
12 families, to enforce compliance with this section.

13           **SECTION 1612.** 62.13 (5) (i) of the statutes is amended to read:

14           62.13 (5) (i) Any person suspended, reduced, suspended and reduced, or  
15 removed by the board may appeal from the order of the board to the circuit court by  
16 serving written notice of the appeal on the secretary of the board within 10 days after  
17 the order is filed. Within 5 days after receiving written notice of the appeal, the board  
18 shall certify to the clerk of the circuit court the record of the proceedings, including  
19 all documents, testimony and minutes. The action shall then be at issue and shall  
20 have precedence over any other cause of a different nature pending in the court,  
21 which shall always be open to the trial thereof. The court shall upon application of  
22 the accused or of the board fix a date of trial, which shall not be later than 15 days  
23 after such application except by agreement. The trial shall be by the court and upon  
24 the return of the board, except that the court may require further return or the taking  
25 and return of further evidence by the board. The question to be determined by the

1 court shall be: Upon the evidence is there just cause, as described under par. (em),  
2 to sustain the charges against the accused? No costs shall be allowed either party  
3 and the clerk's fees shall be paid by the city. If the order of the board is reversed, the  
4 accused shall be forthwith reinstated and entitled to pay as though in continuous  
5 service. If the order of the board is sustained it shall be final and conclusive. This  
6 paragraph does not apply to any fire fighter who is suspended, reduced, suspended  
7 and reduced, or removed by the board, and who is subject to the terms of a collective  
8 bargaining agreement entered into under subch. IV of ch. 111 that provides an  
9 alternative to the appeals procedure specified in this paragraph, unless the fire  
10 fighter chooses to appeal the order to circuit court. If the alternative to the appeals  
11 procedure includes a hearing, the hearing shall be open to the public with reasonable  
12 advance notice given by the employer. An accused fire fighter who chooses to appeal  
13 the decision of the board through a collectively bargained alternative to the appeals  
14 procedure specified in this paragraph is considered to have waived his or her right  
15 to circuit court review of the board decision.

16 **SECTION 1613.** 62.23 (7) (i) (intro.) of the statutes is amended to read:

17 62.23 (7) (i) *Community and other living arrangements.* (intro.) For purposes  
18 of this section, the location of a community living arrangement for adults, as defined  
19 in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
20 (1), a foster home, as defined in s. 48.02 (6), a treatment foster home, as defined in  
21 s. 48.02 (17q), or an adult family home, as defined in s. 50.01 (1), in any city shall be  
22 subject to the following criteria:

23 **SECTION 1614.** 62.23 (7) (i) 3. of the statutes is amended to read:

24 62.23 (7) (i) 3. In all cases where the community living arrangement has  
25 capacity for 8 or fewer persons being served by the program, meets the criteria listed

1 in subds. 1. and 2., and is licensed, operated, or permitted under the authority of the  
2 department of health and family services or the department of children and families,  
3 that facility is entitled to locate in any residential zone, without being required to  
4 obtain special zoning permission except as provided in subd. 9.

5 **SECTION 1615.** 62.23 (7) (i) 4. of the statutes is amended to read:

6 62.23 (7) (i) 4. In all cases where the community living arrangement has  
7 capacity for 9 to 15 persons being served by the program, meets the criteria listed in  
8 subds. 1. and 2., and is licensed, operated, or permitted under the authority of the  
9 department of health and family services or the department of children and families,  
10 that facility is entitled to locate in any residential area except areas zoned exclusively  
11 for single-family or 2-family residences except as provided in subd. 9., but is entitled  
12 to apply for special zoning permission to locate in those areas. The city may grant  
13 such special zoning permission at its discretion and shall make a procedure available  
14 to enable such facilities to request such permission.

15 **SECTION 1616.** 62.23 (7) (i) 5. of the statutes is amended to read:

16 62.23 (7) (i) 5. In all cases where the community living arrangement has  
17 capacity for serving 16 or more persons, meets the criteria listed in subds. 1. and 2.,  
18 and is licensed, operated, or permitted under the authority of the department of  
19 health and family services or the department of children and families, that facility  
20 is entitled to apply for special zoning permission to locate in areas zoned for  
21 residential use. The city may grant such special zoning permission at its discretion  
22 and shall make a procedure available to enable such facilities to request such  
23 permission.

24 **SECTION 1617.** 62.23 (7) (i) 6. of the statutes is amended to read:

1           62.23 (7) (i) 6. The department of health and family services shall designate  
2 a single subunit within the that department to maintain appropriate records  
3 indicating the location and number of persons served by each community living  
4 arrangement for adults, and such information shall be available to the public. The  
5 department of children and families shall designate a single subunit within that  
6 department to maintain appropriate records indicating the location and number of  
7 persons served by each community living arrangement for children, and such  
8 information shall be available to the public.

9           **SECTION 1618.** 62.23 (7) (i) 8. of the statutes is amended to read:

10           62.23 (7) (i) 8. The attorney general shall take all necessary action, upon the  
11 request of the department of health and family services or the department of children  
12 and families, to enforce compliance with this paragraph.

13           **SECTION 1619.** 66.0137 (3) of the statutes is amended to read:

14           66.0137 (3) HEALTH INSURANCE FOR UNEMPLOYED PERSONS. Any city, village,  
15 town, or county may purchase health or dental insurance for unemployed persons  
16 residing in the city, village, town, or county who are not eligible for medical  
17 assistance under s. 49.46, 49.468 ~~or~~, 49.47, or 49.471 (4) (a) or (b).

18           **SECTION 1875m.** 66.0203 (11) of the statutes is created to read:

19           66.0203 (11) TOWN OF LEDGEVIEW IN BROWN COUNTY MAY BECOME A VILLAGE. (a)  
20 The town of Ledgeview, in Brown County, may become a village if the town holds, and  
21 approves, an incorporation referendum as described in s. 66.0211 (3). None of the  
22 other procedures contained in ss. 66.0201 to 66.0213 need to be fulfilled, and no  
23 approval by the department's incorporation review board under s. 66.0207 is  
24 necessary for the town to become a village.



1 (b) The town of Ledgeview, in Brown County, shall enter into a boundary  
2 agreement with the city of De Pere, under s. 66.0307, except that the agreement need  
3 not be completed before the town holds a referendum on incorporation, as described  
4 in s. 66.0211 (3).

5 **SECTION 1875p.** 66.0229 of the statutes is renumbered 66.0229 (1).

6 **SECTION 1875r.** 66.0229 (1) (title) of the statutes is created to read:

7 66.0229 (1) (title) GENERAL PROCEDURES.

8 **SECTION 1875s.** 66.0229 (2) of the statutes is created to read:

9 66.0229 (2) TOWN OF ROCHESTER IN RACINE COUNTY AND THE VILLAGE OF  
10 ROCHESTER MAY CONSOLIDATE. The town of Rochester, in Racine County, and the  
11 village of Rochester may consolidate if all of the procedures contained sub. (1) are  
12 fulfilled, except that the consolidation ordinance need not be submitted to the circuit  
13 court for a determination and the department of administration for a public interest  
14 finding, as otherwise required, and the consolidation may be completed without any  
15 circuit court determination or department of administration findings.

16 **SECTION 1875t.** 66.0230 (1) (a) of the statutes is amended to read:

17 66.0230 (1) (a) In addition to the method described in s. 66.0229 (1) and subject  
18 to subs. (2), (3), and (4) and to s. 66.0307 (7), all or part of a town may consolidate with  
19 a contiguous city or village by ordinance passed by a two-thirds vote of all of the  
20 members of each board or council and ratified by the electors at a referendum held  
21 in each municipality.

22 **SECTION 1620.** 66.0301 (1) (a) of the statutes is amended to read:

23 66.0301 (1) (a) In this section “municipality” means the state or any  
24 department or agency thereof, or any city, village, town, county, school district, public  
25 library system, public inland lake protection and rehabilitation district, sanitary

1 district, farm drainage district, metropolitan sewerage district, sewer utility district,  
2 solid waste management system created under s. 59.70 (2), local exposition district  
3 created under subch. II of ch. 229, local professional baseball park district created  
4 under subch. III of ch. 229, local professional football stadium district created under  
5 subch. IV of ch. 229, a local cultural arts district created under subch. V of ch. 229,  
6 ~~family~~ long-term care district under s. 46.2895, water utility district, mosquito  
7 control district, municipal electric company, county or city transit commission,  
8 commission created by contract under this section, taxation district, regional  
9 planning commission, or city–county health department.

10 **SECTION 1621.** 66.0601 (1) (b) of the statutes is amended to read:

11 66.0601 (1) (b) *Payments for abortions restricted.* No city, village, town, ~~family~~  
12 long-term care district under s. 46.2895 or agency or subdivision of a city, village or  
13 town may authorize funds for or pay to a physician or surgeon or a hospital, clinic  
14 or other medical facility for the performance of an abortion except those permitted  
15 under and which are performed in accordance with s. 20.927.

16 **SECTION 1622.** 66.0601 (1) (c) of the statutes is amended to read:

17 66.0601 (1) (c) *Payments for abortion–related activity restricted.* No city,  
18 village, town, ~~family~~ long-term care district under s. 46.2895 or agency or  
19 subdivision of a city, village or town may authorize payment of funds for a grant,  
20 subsidy or other funding involving a pregnancy program, project or service if s.  
21 20.9275 (2) applies to the pregnancy program, project or service.

22 **SECTION 1623.** 66.0602 (1) (am) of the statutes is created to read:

23 66.0602 (1) (am) “Joint fire department” means a joint fire department  
24 organized under s. 61.65 (2) (a) 3. or 62.13 (2m), or a joint fire department organized  
25 by any combination of 2 or more cities, villages, or towns under s. 66.0301 (2).

1           **SECTION 1624.** 66.0602 (1) (b) of the statutes is amended to read:

2           66.0602 (1) (b) “Penalized excess” means the levy, in an amount that is at least  
3           \$500 over the limit under sub. (2) for the political subdivision, not including any  
4           amount that is excepted from the limit under subs. (3), (4), and (5).

5           **SECTION 1625.** 66.0602 (1) (d) of the statutes is amended to read:

6           66.0602 (1) (d) “Valuation factor” means a percentage equal to the greater of  
7           either 4 percent or the percentage change in the political subdivision’s January 1  
8           equalized value due to new construction less improvements removed between the  
9           previous year and the current year, ~~but not less than 2. Except as provided in subs.~~  
10          ~~(3), (4), and (5), no political subdivision may increase its levy in any year by a~~  
11          ~~percentage that exceeds the political subdivision’s valuation factor. In determining~~  
12          ~~its levy in any year, a city, village, or town shall subtract any tax increment that is~~  
13          ~~calculated under s. 60.85 (1) (L) or 66.1105 (2) (i).~~

14          **SECTION 1626.** 66.0602 (2) of the statutes is created to read:

15          66.0602 (2) LEVY LIMIT. Except as provided in subs. (3), (4), and (5), no political  
16          subdivision may increase its levy in 2007 or 2008 by a percentage that exceeds the  
17          political subdivision’s valuation factor. The base amount in any year, to which the  
18          limit under this section applies, shall be the maximum allowable levy for the  
19          immediately preceding year. In determining its levy in any year, a city, village, town,  
20          or county shall subtract any tax increment that is calculated under s. 59.57 (3) (a),  
21          60.85 (1) (L), or 66.1105 (2) (i).

22          **SECTION 1627.** 66.0602 (3) (e) of the statutes is renumbered 66.0602 (3) (e)  
23          (intro.) and amended to read:

1           66.0602 (3) (e) (intro.) The limit otherwise applicable under this section does  
2 not apply to the amount that a county levies in that year for a county children with  
3 disabilities education board. any of the following:

4           **SECTION 1628.** 66.0602 (3) (e) 1. of the statutes is created to read:

5           66.0602 (3) (e) 1. The amount that a county levies in that year for a county  
6 children with disabilities education board.

7           **SECTION 1629.** 66.0602 (3) (e) 2. of the statutes is created to read:

8           66.0602 (3) (e) 2. The amount that a 1st class city levies in that year for school  
9 purposes.

10          **SECTION 1630.** 66.0602 (3) (e) 3. of the statutes is created to read:

11          66.0602 (3) (e) 3. The amount that a county levies in that year under s. 82.08  
12 (2) for bridge and culvert construction and repair.

13          **SECTION 1631.** 66.0602 (3) (e) 4. of the statutes is created to read:

14          66.0602 (3) (e) 4. The amount that a county levies in that year to make  
15 payments to public libraries under s. 43.12.

16          **SECTION 1632.** 66.0602 (3) (e) 5. of the statutes is created to read:

17          66.0602 (3) (e) 5. The amount that a political subdivision levies in that year to  
18 make up any revenue shortfall for the debt service on a revenue bond issued under  
19 s. 66.0621.

20          **SECTION 1633.** 66.0602 (3) (f) of the statutes is repealed.

21          **SECTION 1634.** 66.0602 (3) (h) 1. of the statutes is amended to read:

22          66.0602 (3) (h) 1. Subject to subd. 2., the limit otherwise applicable under this  
23 section does not apply to the amount that a city, village, or town levies in that year  
24 to pay for charges assessed by a joint fire department ~~organized under s. 61.65 (2)~~  
25 ~~(a) 3. or 62.13 (2m)~~, but only to the extent that the amount levied to pay for such

1 charges would cause the city, village, or town to exceed the limit that is otherwise  
2 applicable under this section.

3 **SECTION 1635.** 66.0602 (4) (a) of the statutes is amended to read:

4 66.0602 (4) (a) A political subdivision may exceed the levy increase limit under  
5 sub. (2) if its governing body adopts a resolution to that effect and if the resolution  
6 is approved in a referendum. The resolution shall specify the proposed amount of  
7 increase in the levy beyond the amount that is allowed under sub. (2), and shall  
8 specify whether the proposed amount of increase is for the next fiscal year only or if  
9 it will apply on an ongoing basis. With regard to a referendum relating to the 2005  
10 levy, or any levy in an odd-numbered year thereafter, the political subdivision may  
11 call a special referendum for the purpose of submitting the resolution to the electors  
12 of the political subdivision for approval or rejection. With regard to a referendum  
13 relating to the 2006 levy, or any levy in an even-numbered year thereafter, the  
14 referendum shall be held at the next succeeding spring primary or election or  
15 September primary or general election.

16 **SECTION 1636.** 66.0602 (4) (d) of the statutes is amended to read:

17 66.0602 (4) (d) Within 14 days after the referendum, the clerk of the political  
18 subdivision shall certify the results of the referendum to the department of revenue.  
19 The levy increase limit otherwise applicable to the political subdivision under this  
20 section is increased in the next fiscal year by the percentage approved by a majority  
21 of those voting on the question. If the resolution specifies that the increase is for one  
22 year only, the amount of the increase shall be subtracted from the base used to  
23 calculate the limit for the 2nd succeeding fiscal year.

24 **SECTION 1637.** 66.0602 (5) of the statutes is amended to read:

1           66.0602 (5) EXCEPTION, CERTAIN TOWNS. A town with a population of less than  
2           2,000 may exceed the levy increase limit otherwise applicable under this section to  
3           the town if the town board adopts a resolution supporting an increase and places the  
4           question on the agenda of an annual town meeting or a special town meeting and if  
5           the annual or special town meeting adopts a resolution endorsing the town board's  
6           resolution. The limit otherwise applicable to the town under this section is increased  
7           in the next fiscal year by the percentage approved by a majority of those voting on  
8           the question. Within 14 days after the adoption of the resolution, the town clerk shall  
9           certify the results of the vote to the department of revenue.

10           **SECTION 1638.** 66.0602 (6) (intro.) of the statutes is amended to read:

11           66.0602 (6) PENALTIES. (intro.) If Except as provided in sub. (6m), if the  
12           department of revenue determines that a political subdivision has a penalized excess  
13           in any year, the department of revenue shall do all of the following:

14           **SECTION 1639.** 66.0602 (6) (c) of the statutes is amended to read:

15           66.0602 (6) (c) Ensure that the amount of the penalized excess is not included  
16           in determining the limit described under sub. (2) for the political subdivision for the  
17           following year.

18           **SECTION 1640.** 66.0602 (6) (d) of the statutes is created to read:

19           66.0602 (6) (d) Ensure that, if a political subdivision's penalized excess exceeds  
20           the amount of aid payment that may be reduced under par. (a), the excess amount  
21           is subtracted from the aid payments under par. (a) in the following years until the  
22           total amount of penalized excess is subtracted from the aid payments.

23           **SECTION 1641.** 66.0602 (6m) of the statutes is created to read:

24           66.0602 (6m) MISTAKES IN LEVIES. The department of revenue may issue a  
25           finding that a political subdivision is not liable for a penalty that would otherwise

1 be imposed under sub. (6) if the department determines that the political  
2 subdivision's penalized excess is caused by one of the following clerical errors:

3 (a) The department, through mistake or inadvertence, has assessed to any  
4 county or taxation district, in the current year or in the previous year, a greater or  
5 less valuation for any year than should have been assessed, causing the political  
6 subdivision's levy to be erroneous in a way that directly causes a penalized excess.

7 (b) A taxation district clerk or a county clerk, through mistake or inadvertence  
8 in preparing or delivering the tax roll, causes a political subdivision's levy to be  
9 erroneous in a way that directly causes a penalized excess.

10 **SECTION 1642.** 66.0602 (7) of the statutes is repealed.

11 **SECTION 1901m.** 66.0615 (1m) (e) 3. of the statutes is created to read:

12 66.0615 (1m) (e) 3. A district adopting a resolution to impose the taxes under  
13 subd. 1. or 2. shall deliver a certified copy of the resolution to the secretary of revenue  
14 at least 120 days before its effective date.

15 **SECTION 1643.** 66.0615 (1m) (f) 2. of the statutes is amended to read:

16 66.0615 (1m) (f) 2. Sections 77.51 (~~12m~~), (14) (~~e~~), (~~f~~) and (~~j~~) and, (14g), (~~15a~~),  
17 ~~and (15b)~~, 77.52 (3), (4), (~~6~~) and (~~13~~), (14), (18), and (19), 77.522, 77.58 (1) to (5), (~~6m~~),  
18 and (7), ~~77.585~~, 77.59, 77.60, 77.61 (2), (~~3m~~), (5), (8), (9), and (12) to (~~14~~) (~~15~~), and  
19 77.62, as they apply to the taxes under subch. III of ch. 77, apply to the tax described  
20 under subd. 1.

21 **SECTION 1644.** 66.1017 (1) (a) of the statutes is amended to read:

22 66.1017 (1) (a) "Family day care home" means a dwelling licensed as a day care  
23 center by the department of ~~health and family services~~ children and families under  
24 s. 48.65 where care is provided for not more than 8 children.

25 **SECTION 1645.** 69.14 (1) (cm) of the statutes is amended to read:

1           69.14 (1) (cm) *Information concerning paternity.* For a birth which occurs en  
2 route to or at a hospital, the filing party shall give the mother a copy of the pamphlet  
3 under s. 69.03 (14). If the child's parents are not married at the time of the child's  
4 birth, the filing party shall give the mother a copy of the form prescribed by the state  
5 registrar under s. 69.15 (3) (b) 3. The filing party shall ensure that trained,  
6 designated hospital staff provide to the child's available parents oral information or  
7 an audio or video presentation and written information about the form and the  
8 significance and benefits of, and alternatives to, establishing paternity, before the  
9 parents sign the form. The filing party shall also provide an opportunity to complete  
10 the form and have the form notarized in the hospital. If the mother provides a  
11 completed form to the filing party while she is a patient in the hospital and within  
12 5 days after the birth, the filing party shall send the form directly to the state  
13 registrar. The department of ~~workforce development~~ children and families shall pay  
14 the filing party a financial incentive for correctly filing a form within 60 days after  
15 the child's birth.

16           **SECTION 1646.** 69.15 (3) (b) 3. of the statutes is amended to read:

17           69.15 (3) (b) 3. Except as provided under par. (c), if the state registrar receives  
18 a statement acknowledging paternity on a form prescribed by the state registrar and  
19 signed by both parents, and by a parent or legal guardian of any parent who is under  
20 the age of 18 years, along with the fee under s. 69.22, the state registrar shall insert  
21 the name of the father under subd. 1. The state registrar shall mark the certificate  
22 to show that the form is on file. The form shall be available to the department of  
23 ~~workforce development~~ children and families or a county child support agency under  
24 s. 59.53 (5) pursuant to the program responsibilities under s. 49.22 or to any other  
25 person with a direct and tangible interest in the record. The state registrar shall



1 include on the form for the acknowledgment the information in s. 767.805 and the  
2 items in s. 767.813 (5g).

3 **SECTION 1647.** 69.20 (3) (f) of the statutes is amended to read:

4 69.20 (3) (f) The state or a local registrar may disclose a social security number  
5 on a vital record to the department of ~~workforce development~~ children and families  
6 or a county child support agency under s. 59.53 (5) in response to a request under s.  
7 49.22 (2m).

8 **SECTION 1648.** 69.30 (1) (am) of the statutes is renumbered 69.30 (1) (bd) and  
9 amended to read:

10 69.30 (1) (bd) “Family Long-term care district” has the meaning given in s.  
11 46.2805 (5) (7r).

12 **SECTION 1649.** 69.30 (2) of the statutes is amended to read:

13 69.30 (2) A financial institution, state agency, county department, Wisconsin  
14 works agency, service office or family long-term care district or an employee of a  
15 financial institution, state agency, county department, Wisconsin works agency,  
16 service office or family long-term care district is not subject to s. 69.24 (1) (a) for  
17 copying a certified copy of a vital record for use by the financial institution, state  
18 agency, county department, Wisconsin works agency, service office or family  
19 long-term care district, including use under s. 45.04 (5), if the copy is marked “FOR  
20 ADMINISTRATIVE USE”.

21 **SECTION 1931m.** 70.11 (intro.) of the statutes is amended to read:

22 **70.11 Property exempted from taxation.** (intro.) The property described  
23 in this section is exempted from general property taxes if the property is exempt  
24 under sub. (1), (2), (18), (21), (27) or (30); if it was exempt for the previous year and  
25 its use, occupancy or ownership did not change in a way that makes it taxable; if the

1 property was taxable for the previous year, the use, occupancy or ownership of the  
2 property changed in a way that makes it exempt and its owner, on or before March 1,  
3 files with the assessor of the taxation district where the property is located a form  
4 that the department of revenue prescribes or if the property did not exist in the  
5 previous year and its owner, on or before March 1, files with the assessor of the  
6 taxation district where the property is located a form that the department of revenue  
7 prescribes. Leasing a part of the property described in this section does not render  
8 it taxable if the leased property is operated as low-income residential housing as  
9 provided in sections 3.01 and 3.02 of Internal Revenue Service Revenue Procedure  
10 96-32; or if the lessor uses all of the leasehold income for maintenance of the leased  
11 property or construction debt retirement of the leased property, or both, and, except  
12 for residential housing, if the lessee would be exempt from taxation under this  
13 chapter if it owned the property. Any Except for a lessor who leases property that  
14 meets the requirements set forth in sections 3.01 and 3.02 of Internal Revenue  
15 Service Revenue Procedure 96-32, any lessor who claims that leased property is  
16 exempt from taxation under this chapter shall, upon request by the tax assessor,  
17 provide records relating to the lessor's use of the income from the leased property.  
18 Property exempted from general property taxes is:

19 **SECTION 1650.** 70.11 (2) of the statutes is amended to read:

20 70.11 (2) MUNICIPAL PROPERTY AND PROPERTY OF CERTAIN DISTRICTS, EXCEPTION.  
21 Property owned by any county, city, village, town, school district, technical college  
22 district, public inland lake protection and rehabilitation district, metropolitan  
23 sewerage district, municipal water district created under s. 198.22, joint local water  
24 authority created under s. 66.0823, family long-term care district under s. 46.2895  
25 or town sanitary district; lands belonging to cities of any other state used for public

1 parks; land tax–deeded to any county or city before January 2; but any residence  
2 located upon property owned by the county for park purposes that is rented out by  
3 the county for a nonpark purpose shall not be exempt from taxation. Except as to  
4 land acquired under s. 59.84 (2) (d), this exemption shall not apply to land conveyed  
5 after August 17, 1961, to any such governmental unit or for its benefit while the  
6 grantor or others for his or her benefit are permitted to occupy the land or part thereof  
7 in consideration for the conveyance. Leasing the property exempt under this  
8 subsection, regardless of the lessee and the use of the leasehold income, does not  
9 render that property taxable.

10 **SECTION 1932m.** 70.11 (4) of the statutes is amended to read:

11 70.11 (4) EDUCATIONAL, RELIGIOUS AND BENEVOLENT INSTITUTIONS; WOMEN'S CLUBS;  
12 HISTORICAL SOCIETIES; FRATERNITIES; LIBRARIES. Property owned and used exclusively  
13 by educational institutions offering regular courses 6 months in the year; or by  
14 churches or religious, educational or benevolent ~~associations~~ organizations,  
15 including organizations that own low-income residential housing as provided in  
16 sections 3.01 and 3.02 of Internal Revenue Service Revenue Procedure 96-32 and  
17 benevolent nursing homes and retirement homes for the aged but not including an  
18 organization that is organized under s. 185.981 or ch. 611, 613 or 614 and that offers  
19 a health maintenance organization as defined in s. 609.01 (2) or a limited service  
20 health organization as defined in s. 609.01 (3) or an organization that is issued a  
21 certificate of authority under ch. 618 and that offers a health maintenance  
22 organization or a limited service health organization and not including property  
23 owned by any nonstock, nonprofit corporation which services guaranteed student  
24 loans for others or on its own account, and also including property owned and used  
25 for housing for pastors and their ordained assistants, members of religious orders

1 and communities, and ordained teachers, whether or not contiguous to and a part of  
2 other property owned and used by such associations or churches; or by women's  
3 clubs; or by domestic, incorporated historical societies; or by domestic, incorporated,  
4 free public library associations; or by fraternal societies operating under the lodge  
5 system (except university, college and high school fraternities and sororities), but not  
6 exceeding 10 acres of land necessary for location and convenience of buildings while  
7 such property is not used for profit. Property owned by churches or benevolent or  
8 religious associations organizations necessary for location and convenience of  
9 buildings, used for educational purposes, or operated as low-income residential  
10 housing and not for profit, shall not be subject to the 10-acre limitation but shall be  
11 subject to a 30-acre limitation. Property that is exempt from taxation under this  
12 subsection and is leased remains exempt from taxation only if, in addition to the  
13 requirements specified in the introductory phrase of this section, the lessee does not  
14 discriminate on the basis of race.

15 **SECTION 1934f.** 70.11 (44) of the statutes is created to read:

16 70.11 **(44)** OLYMPIC ICE TRAINING CENTER. Beginning with the first assessment  
17 year in which the property would not otherwise be exempt from taxation under sub.  
18 (1), property owned by a nonprofit corporation that operates an Olympic Ice Training  
19 Center on land purchased from the state, if the property is located or primarily used  
20 at the center. Property that is exempt under this subsection includes property leased  
21 to a nonprofit entity, regardless of the use of the leasehold income, and up to 6,000  
22 square feet of property leased to a for-profit entity, regardless of the use of the  
23 leasehold income.

24 **SECTION 1651.** 70.111 (23) of the statutes is amended to read:

1           70.111 **(23)** VENDING MACHINES. All machines that automatically dispense soda  
2 water beverages, as defined in s. 97.29 (1) (i), and items included as a food or beverage  
3 under s. 77.54 (20) (a) and (b) food and food ingredient, as defined in s. 77.51 (3t),  
4 upon the deposit in the machines of specified coins or currency, or insertion of a credit  
5 card, in payment for the ~~soda water beverages, food or beverages~~ food and food  
6 ingredient, as defined in s. 77.51 (3t).

7           **SECTION 1652.** 71.01 (6) (L) of the statutes is repealed.

8           **SECTION 1653.** 71.01 (6) (m) of the statutes is repealed.

9           **SECTION 1654.** 71.01 (6) (n) of the statutes is amended to read:

10           71.01 **(6)** (n) For taxable years that begin after December 31, 1998, and before  
11 January 1, 2000, for natural persons and fiduciaries, except fiduciaries of nuclear  
12 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
13 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,  
14 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
15 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
16 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
17 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431  
18 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406  
19 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of  
20 P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
21 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
22 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding  
23 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
24 (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
25 109–280, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.

1 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L.  
2 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
3 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
4 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
5 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
6 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
7 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
8 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,  
9 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections  
10 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121,  
11 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,  
12 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
13 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
14 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
15 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
16 811 and 844 of P.L. 109–280. The Internal Revenue Code applies for Wisconsin  
17 purposes at the same time as for federal purposes. Amendments to the federal  
18 Internal Revenue Code enacted after December 31, 1998, do not apply to this  
19 paragraph with respect to taxable years beginning after December 31, 1998, and  
20 before January 1, 2000, except that changes to the Internal Revenue Code made by  
21 P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and  
22 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134,  
23 P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181,  
24 P.L. 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
25 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.

1 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
2 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
3 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
4 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that  
5 indirectly affect the provisions applicable to this subchapter made by P.L. 106–36,  
6 P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
7 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
8 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
9 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
10 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
11 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
12 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
13 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
14 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
15 purposes at the same time as for federal purposes.

16 **SECTION 1655.** 71.01 (6) (o) of the statutes is amended to read:

17 71.01 (6) (o) For taxable years that begin after December 31, 1999, and before  
18 January 1, 2003, for natural persons and fiduciaries, except fiduciaries of nuclear  
19 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
20 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,  
21 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
22 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
23 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and  
24 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,  
25 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301

1 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358,  
2 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
3 excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections  
4 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding  
5 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
6 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
7 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
8 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
9 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280  
10 and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73,  
11 P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90,  
12 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
13 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
14 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
15 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
16 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
17 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
18 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
19 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
20 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
21 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
22 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
23 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and  
24 P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
25 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309,



1     1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
2     109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
3     (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
4     811 and 844 of P.L. 109–280. The Internal Revenue Code applies for Wisconsin  
5     purposes at the same time as for federal purposes. Amendments to the federal  
6     Internal Revenue Code enacted after December 31, 1999, do not apply to this  
7     paragraph with respect to taxable years beginning after December 31, 1999, and  
8     before January 1, 2003, except that changes to the Internal Revenue Code made by  
9     P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.  
10    107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,  
11    P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147,  
12    P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
13    sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
14    108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
15    403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
16    336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding  
17    sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
18    of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
19    section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
20    109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that indirectly  
21    affect the provisions applicable to this subchapter made by P.L. 106–230, P.L.  
22    106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
23    excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
24    107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
25    107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and

1 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
2 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
3 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
4 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
5 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
6 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
7 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
8 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the same time as for  
9 federal purposes.

10 **SECTION 1656.** 71.01 (6) (p) of the statutes is amended to read:

11 71.01 **(6)** (p) For taxable years that begin after December 31, 2002, and before  
12 January 1, 2004, for natural persons and fiduciaries, except fiduciaries of nuclear  
13 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
14 Internal Revenue Code as amended to December 31, 2002, excluding sections 103,  
15 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
16 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
17 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
18 431 of P.L. 107–16, and ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as  
19 amended by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
20 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201  
21 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
22 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
23 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375,  
24 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
25 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections

1 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
2 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
3 and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73,  
4 P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90,  
5 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
6 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
7 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
8 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
9 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
10 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
11 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
12 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
13 107–147, excluding section sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
14 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
15 and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.  
16 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L.  
17 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L.  
18 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
19 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305,  
20 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,  
21 P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a),  
22 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding  
23 sections 811 and 844 of P.L. 109–280. The Internal Revenue Code applies for  
24 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
25 federal Internal Revenue Code enacted after December 31, 2002, do not apply to this

1 paragraph with respect to taxable years beginning after December 31, 2002, and  
2 before January 1, 2004, except that changes to the Internal Revenue Code made by  
3 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
4 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
5 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
6 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211,  
7 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L.  
8 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
9 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
10 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
11 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
12 and changes that indirectly affect the provisions applicable to this subchapter made  
13 by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
14 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
15 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
16 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211,  
17 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L.  
18 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
19 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
20 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
21 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
22 apply for Wisconsin purposes at the same time as for federal purposes.

23 **SECTION 1657.** 71.01 (6) (q) of the statutes is amended to read:

24 71.01 **(6)** (q) For taxable years that begin after December 31, 2003, and before  
25 January 1, 2005, for natural persons and fiduciaries, except fiduciaries of nuclear

1 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
2 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,  
3 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
4 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
5 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
6 431 of P.L. 107–16, section sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,  
7 and 202 of P.L. 108–27, section 109 of P.L. 108–121, and section 1201 of P.L. 108–173,  
8 and as amended by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
9 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
10 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,  
11 and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
12 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
13 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
14 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
15 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
16 109–280, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.  
17 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L.  
18 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
19 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
20 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
21 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
22 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
23 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
24 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
25 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.

1 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147,  
2 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
3 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
4 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
5 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
6 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
7 909, and 910 of P.L. 108–357, P.L. 108–375, ~~and P.L. 108–476, P.L. 109–7, P.L.~~  
8 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
9 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.  
10 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
11 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L.  
12 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
13 applies for Wisconsin purposes at the same time as for federal purposes.  
14 Amendments to the federal Internal Revenue Code enacted after December 31, 2003,  
15 do not apply to this paragraph with respect to taxable years beginning after  
16 December 31, 2003, and before January 1, 2005, except that changes to the Internal  
17 Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections  
18 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections  
19 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
20 108–375, ~~and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,~~  
21 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
22 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
23 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
24 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
25 109–280, and changes that indirectly affect the provisions applicable to this

1 subchapter made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections  
2 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections  
3 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
4 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
5 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
6 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
7 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
8 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
9 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

10 **SECTION 1658.** 71.01 (6) (r) of the statutes is amended to read:

11 71.01 **(6)** (r) For taxable years that begin after December 31, 2004, and before  
12 January 1, 2006, for natural persons and fiduciaries, except fiduciaries of nuclear  
13 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
14 Internal Revenue Code as amended to December 31, 2004, excluding sections 103,  
15 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
16 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
17 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
18 P.L. 106–573, section 431 of P.L. 107–16, section sections 101 and 301 (a) of P.L.  
19 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
20 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, and sections 101, 201, 211,  
21 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and as amended by P.L.  
22 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
23 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
24 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
25 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,

1 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
2 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
3 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
4 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.  
5 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
6 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
7 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
8 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
9 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
10 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
11 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
12 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
13 107–147, excluding section sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
14 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
15 and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
16 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
17 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
18 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476,  
19 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
20 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
21 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
22 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
23 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
24 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280. The  
25 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal



1 purposes. Amendments to the federal Internal Revenue Code enacted after  
2 December 31, 2004, do not apply to this paragraph with respect to taxable years  
3 beginning after December 31, 2004, and before January 1, 2006, except that changes  
4 to the Internal Revenue Code made by P.L. 109–7, P.L. 109–58, excluding sections  
5 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
6 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
7 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
8 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
9 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
10 sections 811 and 844 of P.L. 109–280, and changes that indirectly affect the  
11 provisions applicable to this subchapter made by P.L. 109–7, P.L. 109–58, excluding  
12 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
13 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
14 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
15 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
16 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
17 excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the  
18 same time as for federal purposes.

19 **SECTION 1659.** 71.01 (6) (s) of the statutes is created to read:

20 71.01 (6) (s) For taxable years that begin after December 31, 2005, and before  
21 January 1, 2007, for natural persons and fiduciaries, except fiduciaries of nuclear  
22 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
23 Internal Revenue Code as amended to December 31, 2005, excluding sections 103,  
24 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
25 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.

1 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
2 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
3 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
4 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,  
5 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,  
6 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of  
7 P.L. 109–59, section 301 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates  
8 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as  
9 amended by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
10 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
11 109–280, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.  
12 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L.  
13 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
14 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
15 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
16 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
17 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
18 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
19 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
20 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
21 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.  
22 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections  
23 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201  
24 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
25 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201,

1 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L.  
2 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323,  
3 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding  
4 section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L.  
5 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
6 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding  
7 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L.  
8 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
9 applies for Wisconsin purposes at the same time as for federal purposes.  
10 Amendments to the federal Internal Revenue Code enacted after December 31, 2005,  
11 do not apply to this paragraph with respect to taxable years beginning after  
12 December 31, 2005, and before January 1, 2007, except that changes to the Internal  
13 Revenue Code made by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and  
14 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844  
15 of P.L. 109–280, and changes that indirectly affect the provisions applicable to this  
16 subchapter made by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513  
17 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of  
18 P.L. 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

19 **SECTION 1660.** 71.01 (6) (t) of the statutes is created to read:

20 71.01 (6) (t) For taxable years that begin after December 31, 2006, for natural  
21 persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or  
22 reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code  
23 as amended to December 31, 2006, excluding sections 103, 104, and 110 of P.L.  
24 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
25 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,

1 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
2 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
3 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
4 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
5 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
6 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
7 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
8 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of  
9 P.L. 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as  
10 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
11 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.  
12 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
13 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
14 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
15 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
16 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
17 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
18 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
19 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
20 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.  
21 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
22 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
23 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
24 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
25 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L.

1 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
2 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146  
3 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
4 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
5 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
6 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
7 excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code applies  
8 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
9 federal Internal Revenue Code enacted after December 31, 2006, do not apply to this  
10 paragraph with respect to taxable years beginning after December 31, 2006.

11 **SECTION 1661.** 71.01 (7r) (c) of the statutes is created to read:

12 71.01 (7r) (c) Notwithstanding sub. (6), section 101 of P.L. 109–222, related to  
13 extending the increased expense deduction under section 179 of the Internal  
14 Revenue Code, applies to property used in farming that is acquired and placed in  
15 service in taxable years beginning on or after January 1, 2008, and used by a person  
16 who is actively engaged in farming. For purposes of this paragraph, “actively  
17 engaged in farming” has the meaning given in 7 CFR 1400.201, and “farming” has  
18 the meaning given in section 464 (e) (1) of the Internal Revenue Code.

19 **SECTION 1662.** 71.02 (1) of the statutes is amended to read:

20 71.02 (1) For the purpose of raising revenue for the state and the counties,  
21 cities, villages and towns, there shall be assessed, levied, collected and paid a tax on  
22 all net incomes of individuals and fiduciaries, except fiduciaries of nuclear  
23 decommissioning trust or reserve funds subject to the tax under s. 71.23 (2), by every  
24 natural person residing within the state or by his or her personal representative in  
25 case of death, and trusts resident within the state; by every nonresident natural

1 person and trust of this state, upon such income as is derived from property located  
2 or business transacted within the state including, but not limited by enumeration,  
3 income derived from a limited partner's distributive share of partnership income,  
4 income derived from a limited liability company member's distributive share of  
5 limited liability company income, income derived from a covenant not to compete to  
6 the extent that the covenant was based on a Wisconsin-based activity, the state  
7 lottery under ch. 565, any multijurisdictional lottery under ch. 565 if the winning  
8 lottery ticket or lottery share was purchased from a retailer, as defined in s. 565.01  
9 (6), located in this state or from the department, winnings from a casino or bingo hall  
10 that is located in this state and that is operated by a Native American tribe or band  
11 and pari-mutuel wager winnings or purses under ch. 562, and also by every  
12 nonresident natural person upon such income as is derived from the performance of  
13 personal services within the state, except as exempted under s. 71.05 (1) to (3). Every  
14 natural person domiciled in the state shall be deemed to be residing within the state  
15 for the purposes of determining liability for income taxes and surtaxes. A  
16 single-owner entity that is disregarded as a separate entity under section 7701 of the  
17 Internal Revenue Code is disregarded as a separate entity under this chapter, and  
18 its owner is subject to the tax on the entity's income.

19 **SECTION 1663.** 71.04 (1) (a) of the statutes is amended to read:

20 71.04 (1) (a) All income or loss of resident individuals and resident estates and  
21 trusts shall follow the residence of the individual, estate or trust. Income or loss of  
22 nonresident individuals and nonresident estates and trusts from business, not  
23 requiring apportionment under sub. (4), (10) or (11), shall follow the situs of the  
24 business from which derived, except that all income that is realized from the sale of  
25 or purchase and subsequent sale or redemption of lottery prizes if the winning tickets

1 were originally bought in this state shall be allocated to this state. All items of  
2 income, loss and deductions of nonresident individuals and nonresident estates and  
3 trusts derived from a tax–option corporation not requiring apportionment under  
4 sub. (9) shall follow the situs of the business of the corporation from which derived,  
5 except that all income that is realized from the sale of or purchase and subsequent  
6 sale or redemption of lottery prizes if the winning tickets were originally bought in  
7 this state shall be allocated to this state. Income or loss of nonresident individuals  
8 and nonresident estates and trusts derived from rentals and royalties from real  
9 estate or tangible personal property, or from the operation of any farm, mine or  
10 quarry, or from the sale of real property or tangible personal property shall follow the  
11 situs of the property from which derived. Income from personal services of  
12 nonresident individuals, including income from professions, shall follow the situs of  
13 the services. A nonresident limited partner’s distributive share of partnership  
14 income shall follow the situs of the business, except that all income that is realized  
15 from the sale of or purchase and subsequent sale or redemption of lottery prizes if  
16 the winning tickets were originally bought in this state shall be allocated to this  
17 state. A nonresident limited liability company member’s distributive share of  
18 limited liability company income shall follow the situs of the business, except that  
19 all income that is realized from the sale of or purchase and subsequent sale or  
20 redemption of lottery prizes if the winning tickets were originally bought in this state  
21 shall be allocated to this state. Income of nonresident individuals, estates and trusts  
22 from the state lottery under ch. 565 is taxable by this state. Income of nonresident  
23 individuals, estates and trusts from any multijurisdictional lottery under ch. 565 is  
24 taxable by this state, but only if the winning lottery ticket or lottery share was  
25 purchased from a retailer, as defined in s. 565.01 (6), located in this state or from the

1 department. Income of nonresident individuals, nonresident trusts and nonresident  
2 estates from pari-mutuel winnings or purses under ch. 562 is taxable by this state.  
3 Income of nonresident individuals, estates and trusts from winnings from a casino  
4 or bingo hall that is located in this state and that is operated by a Native American  
5 tribe or band shall follow the situs of the casino or bingo hall. Income derived by a  
6 nonresident individual from a covenant not to compete is taxable by this state to the  
7 extent that the covenant was based on a Wisconsin-based activity. All other income  
8 or loss of nonresident individuals and nonresident estates and trusts, including  
9 income or loss derived from land contracts, mortgages, stocks, bonds and securities  
10 or from the sale of similar intangible personal property, shall follow the residence of  
11 such persons, except as provided in par. (b) and sub. (9), except that all income that  
12 is realized from the sale of or purchase and subsequent sale or redemption of lottery  
13 prizes if the winning tickets were originally bought in this state shall be allocated  
14 to this state.

15 **SECTION 1947g.** 71.05 (1) (ae) of the statutes is created to read:

16 71.05 (1) (ae) *Pension, individual retirement income.* Except for a payment  
17 that is exempt under par. (a), (am), or (an), or that is exempt as a railroad retirement  
18 benefit, for taxable years beginning after December 31, 2008, up to \$5,000 of  
19 payments or distributions received each year by an individual from a qualified  
20 retirement plan under the Internal Revenue Code or from an individual retirement  
21 account established under 26 USC 408, if all of the following conditions apply:

22 1. The individual is at least 65 years of age before the close of the taxable year  
23 to which the exemption claim relates.



1           2. If the individual is single or files as head of household, his or her federal  
2 adjusted gross income in the year to which the exemption claim relates is less than  
3 \$15,000.

4           3. If the individual is married and is a joint filer, the couple's federal adjusted  
5 gross income in the year to which the exemption claim relates is less than \$30,000.

6           4. If the individual is married and files a separate return, the sum of both  
7 spouses' federal adjusted gross income in the year to which the exemption claim  
8 relates is less than \$30,000.

9           **SECTION 1947i.** 71.05 (1) (am) of the statutes is amended to read:

10           71.05 (1) (am) *Military retirement systems.* All retirement payments received  
11 from the U.S. military employee retirement system, to the extent that such payments  
12 are not exempt under par. (a) or (ae).

13           **SECTION 1947j.** 71.05 (1) (an) of the statutes is amended to read:

14           71.05 (1) (an) *Uniformed services retirement benefits.* All retirement payments  
15 received from the U.S. government that relate to service with the coast guard, the  
16 commissioned corps of the national oceanic and atmospheric administration, or the  
17 commissioned corps of the public health service, to the extent that such payments are  
18 not exempt under par. (a), (ae), or (am).

19           **SECTION 1664.** 71.05 (6) (a) 15. of the statutes is amended to read:

20           71.05 (6) (a) 15. The amount of the credits computed under s. 71.07 (2dd), (2de),  
21 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (3g), (3n), (3p), (3s), (3t), (3w), ~~(5b), (5d),~~  
22 ~~and (5e), (5f), and (5h),~~ (5i), (5j), and (5k) and not passed through by a partnership,  
23 limited liability company, or tax-option corporation that has added that amount to  
24 the partnership's, company's, or tax-option corporation's income under s. 71.21 (4)  
25 or 71.34 (1) (g).

1           **SECTION 1665.** 71.05 (6) (a) 21. of the statutes is created to read:

2           71.05 **(6)** (a) 21. Any amount deducted as income attributable to domestic  
3 production activities under section 199 of the Internal Revenue Code if the  
4 individual claiming the deduction is a nonresident or part–year resident of this state  
5 and if the domestic production activities income is not attributable to a trade or  
6 business that is taxable by this state.

7           **SECTION 1666.** 71.05 (6) (a) 22. of the statutes is created to read:

8           71.05 **(6)** (a) 22. If an individual is a nonresident or part–year resident of this  
9 state and a portion of the amount the individual deducted as income attributable to  
10 domestic production activities under section 199 of the Internal Revenue Code is  
11 attributable to a trade or business that is taxable by this state, the amount deducted  
12 under section 199 for federal income tax purposes and in excess of that amount,  
13 multiplied by a fraction, the numerator of which is the individual’s net earnings from  
14 the trade or business that is taxable by this state and the denominator of which is  
15 the individual’s total net earnings from the trade or business to which the deduction  
16 under section 199 of the Internal Revenue Code applies.

17           **SECTION 1667.** 71.05 (6) (a) 23. of the statutes is created to read:

18           71.05 **(6)** (a) 23. Any amount deducted by an individual under section 62 (a) (19)  
19 of the Internal Revenue Code related to attorney fees or court costs, involving an  
20 unlawful discrimination claim, if the individual is a nonresident or part–year  
21 resident of this state and if the judgment or settlement resulting from the claim is  
22 not taxable by this state.

23           **SECTION 1951m.** 71.05 (6) (b) 4. of the statutes is amended to read:

24           71.05 **(6)** (b) 4. Disability payments other than disability payments that are  
25 paid from a retirement plan, the payments from which are exempt under sub. (1) (ae).

1 (am), and (an), if the individual either is single or is married and files a joint return,  
2 to the extent those payments are excludable under section 105 (d) of the ~~internal~~  
3 ~~revenue code~~ Internal Revenue Code as it existed immediately prior to its repeal in  
4 1983 by section 122 (b) of P.L. 98–21, except that if an individual is divorced during  
5 the taxable year that individual may subtract an amount only if that person is  
6 disabled and the amount that may be subtracted then is \$100 for each week that  
7 payments are received or the amount of disability pay reported as income, whichever  
8 is less. If the exclusion under this subdivision is claimed on a joint return and only  
9 one of the spouses is disabled, the maximum exclusion is \$100 for each week that  
10 payments are received or the amount of disability pay reported as income, whichever  
11 is less.

12 **SECTION 1668.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

13 71.05 **(6)** (b) 28. (intro.) An amount paid by a claimant for tuition expenses and  
14 mandatory student fees for a student who is the claimant or who is the claimant's  
15 child and the claimant's dependent who is claimed under section 151 (c) of the  
16 Internal Revenue Code, to attend any university, college, technical college or a school  
17 approved under s. 38.50, that is located in Wisconsin or to attend a public vocational  
18 school or public institution of higher education in Minnesota under the  
19 Minnesota–Wisconsin reciprocity agreement under s. 39.47, calculated as follows:

20 **SECTION 1669.** 71.05 (6) (b) 28. a. of the statutes is amended to read:

21 71.05 **(6)** (b) 28. a. An amount equal to one of the following per student for each  
22 year to which the claim relates: for taxable years beginning before January 1, 2007,  
23 not more than twice the average amount charged by the board of regents of the  
24 University of Wisconsin System at 4–year institutions for resident undergraduate  
25 academic fees for the most recent fall semester, as determined by the board of regents

1 by September 1 of that semester, ~~per student for each year to which the claim relates;~~  
2 for taxable years beginning after December 31, 2006, \$6,000.

3 **SECTION 1670.** 71.05 (6) (b) 28. h. of the statutes is amended to read:

4 71.05 **(6)** (b) 28. h. No modification may be claimed under this subdivision for  
5 an amount paid for tuition expenses and mandatory student fees, as described under  
6 this subdivision, if the source of the payment is an amount withdrawn from a college  
7 savings account, as described in s. 14.64 or from a college tuition and expenses  
8 program, as described in s. 14.63, and if the ~~claimant~~ owner of the account has  
9 claimed a deduction under subd. 32. or 33. that relates to such an amount.

10 **SECTION 1671.** 71.05 (6) (b) 39. of the statutes is created to read:

11 71.05 **(6)** (b) 39. For taxable years beginning after December 31, 2007, and  
12 before January 1, 2009, an amount paid by an individual who is the employee of  
13 another person, if the individual's employer pays a portion of the cost of the  
14 individual's medical care insurance, for medical care insurance for the individual, his  
15 or her spouse, and the individual's dependents, calculated as follows:

16 a. Ten percent of the amount paid by the individual for medical care insurance.

17 In this subdivision, "medical care insurance" means a medical care insurance policy  
18 that covers the individual, his or her spouse, and the individual's dependents and  
19 provides surgical, medical, hospital, major medical, or other health service coverage,  
20 and includes payments made for medical care benefits under a self-insured plan, but  
21 "medical care insurance" does not include hospital indemnity policies or policies with  
22 ancillary benefits such as accident benefits or benefits for loss of income resulting  
23 from a total or partial inability to work because of illness, sickness, or injury.

1           b. From the amount calculated under subd. 39. a., subtract the amounts  
2 deducted from gross income for medical care insurance in the calculation of federal  
3 adjusted gross income.

4           c. For an individual who is a nonresident or part-year resident of this state,  
5 multiply the amount calculated under subd. 39. a. or b., by a fraction the numerator  
6 of which is the individual's wages, salary, tips, unearned income, and net earnings  
7 from a trade or business that are taxable by this state and the denominator of which  
8 is the individual's total wages, salary, tips, unearned income, and net earnings from  
9 a trade or business. In this subd. 39. c., for married persons filing separately "wages,  
10 salary, tips, unearned income, and net earnings from a trade or business" means the  
11 separate wages, salary, tips, unearned income, and net earnings from a trade or  
12 business of each spouse, and for married persons filing jointly "wages, salary, tips,  
13 unearned income, and net earnings from a trade or business" means the total wages,  
14 salary, tips, unearned income, and net earnings from a trade or business of both  
15 spouses.

16           d. Reduce the amount calculated under subd. 39. a., b., or c. to the individual's  
17 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
18 business that are taxable by this state.

19           **SECTION 1672.** 71.05 (6) (b) 40. of the statutes is created to read:

20           71.05 **(6)** (b) 40. For taxable years beginning after December 31, 2008, and  
21 before January 1, 2010, an amount paid by an individual who is the employee of  
22 another person, if the individual's employer pays a portion of the cost of the  
23 individual's medical care insurance, for medical care insurance for the individual, his  
24 or her spouse, and the individual's dependents, calculated as follows:

1           a. Twenty–five percent of the amount paid by the individual for medical care  
2 insurance. In this subdivision, “medical care insurance” means a medical care  
3 insurance policy that covers the individual, his or her spouse, and the individual’s  
4 dependents and provides surgical, medical, hospital, major medical, or other health  
5 service coverage, and includes payments made for medical care benefits under a  
6 self–insured plan, but “medical care insurance” does not include hospital indemnity  
7 policies or policies with ancillary benefits such as accident benefits or benefits for loss  
8 of income resulting from a total or partial inability to work because of illness,  
9 sickness, or injury.

10           b. From the amount calculated under subd. 40. a., subtract the amounts  
11 deducted from gross income for medical care insurance in the calculation of federal  
12 adjusted gross income.

13           c. For an individual who is a nonresident or part–year resident of this state,  
14 multiply the amount calculated under subd. 40. a. or b., by a fraction the numerator  
15 of which is the individual’s wages, salary, tips, unearned income, and net earnings  
16 from a trade or business that are taxable by this state and the denominator of which  
17 is the individual’s total wages, salary, tips, unearned income, and net earnings from  
18 a trade or business. In this subd. 40. c., for married persons filing separately “wages,  
19 salary, tips, unearned income, and net earnings from a trade or business” means the  
20 separate wages, salary, tips, unearned income, and net earnings from a trade or  
21 business of each spouse, and for married persons filing jointly “wages, salary, tips,  
22 unearned income, and net earnings from a trade or business” means the total wages,  
23 salary, tips, unearned income, and net earnings from a trade or business of both  
24 spouses.

1           d. Reduce the amount calculated under subd. 40. a., b., or c. to the individual's  
2 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
3 business that are taxable by this state.

4           **SECTION 1673.** 71.05 (6) (b) 41. of the statutes is created to read:

5           71.05 (6) (b) 41. For taxable years beginning after December 31, 2009, and  
6 before January 1, 2011, an amount paid by an individual who is the employee of  
7 another person, if the individual's employer pays a portion of the cost of the  
8 individual's medical care insurance, for medical care insurance for the individual, his  
9 or her spouse, and the individual's dependents, calculated as follows:

10           a. Forty–five percent of the amount paid by the individual for medical care  
11 insurance. In this subdivision, “medical care insurance” means a medical care  
12 insurance policy that covers the individual, his or her spouse, and the individual's  
13 dependents and provides surgical, medical, hospital, major medical, or other health  
14 service coverage, and includes payments made for medical care benefits under a  
15 self–insured plan, but “medical care insurance” does not include hospital indemnity  
16 policies or policies with ancillary benefits such as accident benefits or benefits for loss  
17 of income resulting from a total or partial inability to work because of illness,  
18 sickness, or injury.

19           b. From the amount calculated under subd. 41. a., subtract the amounts  
20 deducted from gross income for medical care insurance in the calculation of federal  
21 adjusted gross income.

22           c. For an individual who is a nonresident or part–year resident of this state,  
23 multiply the amount calculated under subd. 41. a. or b., by a fraction the numerator  
24 of which is the individual's wages, salary, tips, unearned income, and net earnings  
25 from a trade or business that are taxable by this state and the denominator of which

1 is the individual's total wages, salary, tips, unearned income, and net earnings from  
2 a trade or business. In this subd. 41. c., for married persons filing separately "wages,  
3 salary, tips, unearned income, and net earnings from a trade or business" means the  
4 separate wages, salary, tips, unearned income, and net earnings from a trade or  
5 business of each spouse, and for married persons filing jointly "wages, salary, tips,  
6 unearned income, and net earnings from a trade or business" means the total wages,  
7 salary, tips, unearned income, and net earnings from a trade or business of both  
8 spouses.

9 d. Reduce the amount calculated under subd. 41. a., b., or c. to the individual's  
10 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
11 business that are taxable by this state.

12 **SECTION 1674.** 71.05 (6) (b) 42. of the statutes is created to read:

13 71.05 **(6)** (b) 42. For taxable years beginning after December 31, 2010, an  
14 amount paid by an individual who is the employee of another person, if the  
15 individual's employer pays a portion of the cost of the individual's medical care  
16 insurance, for medical care insurance for the individual, his or her spouse, and the  
17 individual's dependents, calculated as follows:

18 a. One hundred percent of the amount paid by the individual for medical care  
19 insurance. In this subdivision, "medical care insurance" means a medical care  
20 insurance policy that covers the individual, his or her spouse, and the individual's  
21 dependents and provides surgical, medical, hospital, major medical, or other health  
22 service coverage, and includes payments made for medical care benefits under a  
23 self-insured plan, but "medical care insurance" does not include hospital indemnity  
24 policies or policies with ancillary benefits such as accident benefits or benefits for loss



1 of income resulting from a total or partial inability to work because of illness,  
2 sickness, or injury.

3 b. From the amount calculated under subd. 42. a., subtract the amounts  
4 deducted from gross income for medical care insurance in the calculation of federal  
5 adjusted gross income.

6 c. For an individual who is a nonresident or part-year resident of this state,  
7 multiply the amount calculated under subd. 42. a. or b., by a fraction the numerator  
8 of which is the individual's wages, salary, tips, unearned income, and net earnings  
9 from a trade or business that are taxable by this state and the denominator of which  
10 is the individual's total wages, salary, tips, unearned income, and net earnings from  
11 a trade or business. In this subd. 42. c., for married persons filing separately "wages,  
12 salary, tips, unearned income, and net earnings from a trade or business" means the  
13 separate wages, salary, tips, unearned income, and net earnings from a trade or  
14 business of each spouse, and for married persons filing jointly "wages, salary, tips,  
15 unearned income, and net earnings from a trade or business" means the total wages,  
16 salary, tips, unearned income, and net earnings from a trade or business of both  
17 spouses.

18 d. Reduce the amount calculated under subd. 42. a., b., or c. to the individual's  
19 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
20 business that are taxable by this state.

21 **SECTION 1675.** 71.05 (6) (b) 43. of the statutes is created to read:

22 71.05 (6) (b) 43. Subject to subd. 43. e. and f., one of the following allowable  
23 amounts, specified in subd. 43. a. to d., of employment-related expenses claimed by  
24 the claimant under section 21 of the Internal Revenue Code in the taxable year to  
25 which that claim relates:

1           a. For taxable years beginning after December 31, 2007, and before January  
2 1, 2009, up to \$750 if the claimant has one qualified individual and up to \$1,500 if  
3 the claimant has more than one qualified individual.

4           b. For taxable years beginning after December 31, 2008, and before January  
5 1, 2010, up to \$1,500 if the claimant has one qualified individual and up to \$3,000  
6 if the claimant has more than one qualified individual.

7           c. For taxable years beginning after December 31, 2009, and before January  
8 1, 2011, up to \$2,250 if the claimant has one qualified individual and up to \$4,500  
9 if the claimant has more than one qualified individual.

10          d. For taxable years beginning after December 31, 2010, up to \$3,000 if the  
11 claimant has one qualified individual and up to \$6,000 if the claimant has more than  
12 one qualified individual.

13          e. A claimant who claims the subtraction under this subdivision is subject to  
14 the special rules in 26 USC 21 (e) (2) and (4).

15          f. An individual who is a nonresident or part-year resident of this state and who  
16 claims the subtraction under this subdivision shall multiply the amount calculated  
17 under subd. 43. a., b., c., or d. by a fraction the numerator of which is the individual's  
18 wages, salary, tips, unearned income, and net earnings from a trade or business that  
19 are taxable by this state and the denominator of which is the individual's total wages,  
20 salary, tips, unearned income, and net earnings from a trade or business. In this  
21 subd. 43. f., for married persons filing separately "wages, salary, tips, unearned  
22 income, and net earnings from a trade or business" means the separate wages, salary,  
23 tips, unearned income, and net earnings from a trade or business of each spouse, and  
24 for married persons filing jointly "wages, salary, tips, unearned income, and net

1 earnings from a trade or business” means the total wages, salary, tips, unearned  
2 income, and net earnings from a trade or business of both spouses.

3 **SECTION 1676.** 71.07 (2dx) (a) 5. of the statutes is amended to read:

4 71.07 (2dx) (a) 5. “Member of a targeted group” means a person who resides  
5 in an area designated by the federal government as an economic revitalization area,  
6 a person who is employed in an unsubsidized job but meets the eligibility  
7 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
8 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
9 real pay project position under s. 49.147 (3m). a person who is eligible for child care  
10 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
11 economically disadvantaged youth, an economically disadvantaged veteran, a  
12 supplemental security income recipient, a general assistance recipient, an  
13 economically disadvantaged ex-convict, a qualified summer youth employee, as  
14 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
15 a food stamp recipient, if the person has been certified in the manner under sub. (2dj)  
16 (am) 3. by a designated local agency, as defined in sub. (2dj) (am) 2.

17 **SECTION 1677.** 71.07 (2dx) (b) 2. of the statutes is amended to read:

18 71.07 (2dx) (b) 2. The amount determined by multiplying the amount  
19 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
20 development zone and filled by a member of a targeted group and by then subtracting  
21 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
22 under s. 49.147 (3m) (c) for those jobs.

23 **SECTION 1678.** 71.07 (2dx) (b) 3. of the statutes is amended to read:

24 71.07 (2dx) (b) 3. The amount determined by multiplying the amount  
25 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a

1 development zone and not filled by a member of a targeted group and by then  
2 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
3 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

4 **SECTION 1679.** 71.07 (2dx) (b) 4. of the statutes is amended to read:

5 71.07 **(2dx)** (b) 4. The amount determined by multiplying the amount  
6 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
7 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
8 claimed under sub. (2dj), in an enterprise development zone under s. 560.797 and for  
9 which significant capital investment was made and by then subtracting the  
10 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
11 under s. 49.147 (3m) (c) for those jobs.

12 **SECTION 1680.** 71.07 (2dx) (b) 5. of the statutes is amended to read:

13 71.07 **(2dx)** (b) 5. The amount determined by multiplying the amount  
14 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
15 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
16 claimed under sub. (2dj), in a development zone and not filled by a member of a  
17 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
18 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

19 **SECTION 1681.** 71.07 (3p) of the statutes is created to read:

20 71.07 **(3p)** DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT. (a) *Definitions.*

21 In this subsection:

- 22 1. “Claimant” means a person who files a claim under this subsection.  
23 2. “Dairy manufacturing” means processing milk into dairy products or  
24 processing dairy products for sale commercially.

1           3. “Dairy manufacturing modernization or expansion” means constructing,  
2 improving, or acquiring buildings or facilities, or acquiring equipment, for dairy  
3 manufacturing, including the following, if used exclusively for dairy manufacturing  
4 and if acquired and placed in service in this state during taxable years that begin  
5 after December 31, 2006, and before January 1, 2015:

6           a. Building construction, including storage and warehouse facilities.

7           b. Building additions.

8           c. Upgrades to utilities, including water, electric, heat, and waste facilities.

9           d. Milk intake and storage equipment.

10          e. Processing and manufacturing equipment, including pipes, motors, pumps,  
11 valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and  
12 churns.

13          f. Packaging and handling equipment, including sealing, bagging, boxing,  
14 labeling, conveying, and product movement equipment.

15          g. Warehouse equipment, including storage racks.

16          h. Waste treatment and waste management equipment, including tanks,  
17 blowers, separators, dryers, digesters, and equipment that uses waste to produce  
18 energy, fuel, or industrial products.

19          i. Computer software and hardware used for managing the claimant’s dairy  
20 manufacturing operation, including software and hardware related to logistics,  
21 inventory management, and production plant controls.

22          4. “Used exclusively” means used to the exclusion of all other uses except for  
23 use not exceeding 5 percent of total use.

24           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
25 taxable years beginning after December 31, 2006, and before January 1, 2015, a

1 claimant may claim as a credit against the taxes imposed under s. 71.02, up to the  
2 amount of the tax, an amount equal to 10 percent of the amount the claimant paid  
3 in the taxable year for dairy manufacturing modernization or expansion related to  
4 the claimant's dairy manufacturing operation.

5 (c) *Limitations.* 1. No credit may be allowed under this subsection for any  
6 amount that the claimant paid for expenses described under par. (b) that the  
7 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

8 2. The aggregate amount of credits that a claimant may claim under this  
9 subsection is \$200,000.

10 3. Partnerships, limited liability companies, and tax–option corporations may  
11 not claim the credit under this subsection, but the eligibility for, and the amount of,  
12 the credit are based on their payment of expenses under par. (b), except that the  
13 aggregate amount of credits that the entity may compute shall not exceed \$200,000.  
14 A partnership, limited liability company, or tax–option corporation shall compute  
15 the amount of credit that each of its partners, members, or shareholders may claim  
16 and shall provide that information to each of them. Partners, members of limited  
17 liability companies, and shareholders of tax–option corporations may claim the  
18 credit in proportion to their ownership interest.

19 4. If 2 or more persons own and operate the dairy manufacturing operation,  
20 each person may claim a credit under par. (b) in proportion to his or her ownership  
21 interest, except that the aggregate amount of the credits claimed by all persons who  
22 own and operate the dairy manufacturing operation shall not exceed \$200,000.

23 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
24 s. 71.28 (4), applies to the credit under this subsection.

25 **SECTION 1682.** 71.07 (3w) (a) 5m. of the statutes is created to read:

1           71.07 (3w) (a) 5m. “Wages” means wages under section 3306 (b) of the Internal  
2 Revenue Code, determined without regard to any dollar limitations.

3           **SECTION 1683.** 71.07 (3w) (a) 6. of the statutes is amended to read:

4           71.07 (3w) (a) 6. “Zone payroll” means the amount of state payroll that is  
5 attributable to ~~compensation~~ wages paid to ~~individuals~~ full-time employees for  
6 services that are performed in ~~a~~ an enterprise zone. “Zone payroll” does not include  
7 the amount of ~~compensation~~ wages paid to any ~~individuals~~ full-time employees that  
8 exceeds \$100,000.

9           **SECTION 1684.** 71.07 (3w) (b) 1. a. of the statutes is amended to read:

10           71.07 (3w) (b) 1. a. The claimant’s ~~zone payroll in the taxable year, minus the~~  
11 ~~claimant’s zone payroll~~ number of full-time employees whose annual wages are  
12 greater than \$30,000 and who the claimant employed in the enterprise zone in the  
13 taxable year, minus the number of full-time employees whose annual wages were  
14 greater than \$30,000 and who the claimant employed in the area that comprises the  
15 enterprise zone in the base year.

16           **SECTION 1685.** 71.07 (3w) (b) 1. b. of the statutes is amended to read:

17           71.07 (3w) (b) 1. b. The claimant’s ~~state payroll in the taxable year, minus the~~  
18 ~~claimant’s state payroll~~ number of full-time employees whose annual wages are  
19 greater than \$30,000 and who the claimant employed in the state in the taxable year,  
20 minus the number of full-time employees whose annual wages were greater than  
21 \$30,000 and who the claimant employed in the state in the base year.

22           **SECTION 1686.** 71.07 (3w) (b) 2. of the statutes is amended to read:

23           71.07 (3w) (b) 2. Subtract the number of Determine the claimant’s average  
24 zone payroll by dividing total wages for full-time employees that whose annual  
25 wages are greater than \$30,000 and who the claimant employed in the area that

1 comprises the enterprise zone in the base taxable year ~~from~~ by the number of  
2 full-time employees ~~that~~ whose annual wages are greater than \$30,000 and who the  
3 claimant employed in the enterprise zone in the taxable year.

4 **SECTION 1687.** 71.07 (3w) (b) 3. of the statutes is amended to read:

5 71.07 (3w) (b) 3. Multiply Subtract \$30,000 from the amount determined under  
6 subd. 2., ~~but not an amount less than zero, by \$30,000.~~

7 **SECTION 1688.** 71.07 (3w) (b) 4. of the statutes is amended to read:

8 71.07 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~  
9 by the amount determined under subd. 1.

10 **SECTION 1689.** 71.07 (3w) (bm) (intro.) and 4. of the statutes are consolidated,  
11 renumbered 71.07 (3w) (bm) and amended to read:

12 71.07 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
13 par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
14 claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08 an  
15 amount equal to ~~all of the following:~~ 4. ~~The~~ the amount the claimant paid in the  
16 taxable year to upgrade or improve the job-related skills of any of the claimant's  
17 full-time employees, to train any of the claimant's full-time employees on the use  
18 of job-related new technologies, or to ~~train~~ provide job-related training to any  
19 full-time employee whose employment with the claimant represents the employee's  
20 first full-time job. This subdivision does not apply to employees who do not work in  
21 ~~a~~ an enterprise zone.

22 **SECTION 1690.** 71.07 (3w) (bm) 3. of the statutes is repealed.

23 **SECTION 1691.** 71.07 (3w) (d) of the statutes is amended to read:

24 71.07 (3w) (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the  
25 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall



1 include with their returns a copy of their certification for tax benefits, and a copy of  
2 the verification of their expenses, from the department of commerce.

3 **SECTION 1976s.** 71.07 (5) (a) 15. of the statutes is amended to read:

4 71.07 (5) (a) 15. The amount claimed as a deduction for medical care insurance  
5 under section 213 of the Internal Revenue Code that is exempt from taxation under  
6 s. 71.05 (6) (b) 17. to 20., 35., 36., 37., and 38., 39., 40., 41., and 42. and the amount  
7 claimed as a deduction for a long-term care insurance policy under section 213 (d)  
8 (1) (D) of the Internal Revenue Code, as defined in section 7702B (b) of the Internal  
9 Revenue Code that is exempt from taxation under s. 71.05 (6) (b) 26.

10 **SECTION 1692.** 71.07 (5b) (c) 1. of the statutes is amended to read:

11 71.07 (5b) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
12 of the credits that may be claimed under this subsection and ss. 71.28 (5b) and 71.47  
13 (5b) for all taxable years combined is ~~\$35,000,000~~ \$52,500,000.

14 **SECTION 1693.** 71.07 (5b) (d) of the statutes is renumbered 71.07 (5b) (d) 1.

15 **SECTION 1694.** 71.07 (5b) (d) 2. of the statutes is created to read:

16 71.07 (5b) (d) 2. The Wisconsin adjusted basis of any investment for which a  
17 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
18 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest  
19 in a partnership, a member's interest in a limited liability company, or stock in a  
20 tax-option corporation shall be adjusted to reflect adjustments made under this  
21 subdivision.

22 **SECTION 1695.** 71.07 (5d) (c) 1. of the statutes is amended to read:

23 71.07 (5d) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
24 of the credits that may be claimed under this subsection for all taxable years  
25 combined is ~~\$30,000,000~~ \$47,500,000.

1           **SECTION 1696.** 71.07 (5d) (c) 2. of the statutes is amended to read:

2           71.07 **(5d)** (c) 2. The maximum amount of a claimant's investment that may be  
3 used as the basis for a credit under this subsection is ~~\$500,000~~ \$2,000,000 for each  
4 investment made directly in a business certified under s. 560.205 (1).

5           **SECTION 1697.** 71.07 (5d) (d) 4. of the statutes is created to read:

6           71.07 **(5d)** (d) 4. The Wisconsin adjusted basis of any investment for which a  
7 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
8 offset against Wisconsin income taxes.

9           **SECTION 1698.** 71.07 (5e) (b) of the statutes is amended to read:

10           71.07 **(5e)** (b) *Filing claims.* Subject to the limitations provided in this  
11 subsection and subject to 2005 Wisconsin Act 479, section 17, beginning in the first  
12 taxable year following the taxable year in which the claimant claims ~~an exemption~~  
13 a deduction under s. ~~77.54 (48)~~ 77.585 (9), a claimant may claim as a credit against  
14 the taxes imposed under ss. 71.02 and 71.08, up to the amount of those taxes, in each  
15 taxable year for 2 years, the amount certified by the department of commerce that  
16 resulted from the claimant ~~claimed as an exemption~~ claiming a deduction under s.  
17 ~~77.54 (48)~~ 77.585 (9).

18           **SECTION 1699.** 71.07 (5e) (c) 1. of the statutes is amended to read:

19           71.07 **(5e)** (c) 1. No credit may be allowed under this subsection unless the  
20 claimant satisfies the requirements under s. ~~77.54 (48)~~ 77.585 (9).

21           **SECTION 1700.** 71.07 (5e) (c) 3. of the statutes is amended to read:

22           71.07 **(5e)** (c) 3. The total amount of the credits and exemptions the sales and  
23 use tax resulting from the deductions claimed under s. 77.585 (9) that may be claimed  
24 by all claimants under this subsection and ss. 71.28 (5e), 71.47 (5e), and ~~77.54 (48)~~  
25 77.585 (9) is \$7,500,000, as determined by the department of commerce.

1           **SECTION 1701.** 71.07 (5h) (a) 4. of the statutes is amended to read:

2           71.07 **(5h)** (a) 4. “Previously owned property” means real property that the  
3 claimant or a related person owned during the 2 years prior to doing business in this  
4 state as a film production company and for which the claimant may not deduct a loss  
5 from the sale of the property to, or an exchange of the property with, the related  
6 person under section 267 of the Internal Revenue Code, except that section 267 of the  
7 Internal Revenue Code is modified so that if the claimant owns any part of the  
8 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
9 the Internal Revenue Code for purposes of this subsection.

10           **SECTION 1702.** 71.07 (5h) (c) 2. of the statutes is amended to read:

11           71.07 **(5h)** (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
12 expended to construct, rehabilitate, remodel, or repair real property, if the claimant  
13 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
14 demolition or destruction in preparation for the physical work, after December 31,  
15 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

16           **SECTION 1703.** 71.07 (5h) (c) 3. of the statutes is amended to read:

17           71.07 **(5h)** (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
18 expended to acquire real property, if the property is not previously owned property  
19 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
20 completed project is placed in service after December 31, 2007.

21           **SECTION 1704.** 71.07 (5i) of the statutes is created to read:

22           71.07 **(5i)** ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
23 subsection, “claimant” means a person who files a claim under this subsection.

24           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
25 taxable years beginning after December 31, 2008, a claimant may claim as a credit

1 against the taxes imposed under s. 71.02 or 71.08, up to the amount of those taxes,  
2 an amount equal to 50 percent of the amount the claimant paid in the taxable year  
3 for information technology hardware or software that is used to maintain medical  
4 records in electronic form, if the claimant is a health care provider, as defined in s.  
5 146.81 (1).

6 (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
7 under this subsection and ss. 71.28 (5i) and 71.47 (5i) in a taxable year is  
8 \$10,000,000, as allocated under s. 560.204.

9 2. Partnerships, limited liability companies, and tax–option corporations may  
10 not claim the credit under this subsection, but the eligibility for, and the amount of,  
11 the credit are based on their payment of amounts under par. (b). A partnership,  
12 limited liability company, or tax–option corporation shall compute the amount of  
13 credit that each of its partners, members, or shareholders may claim and shall  
14 provide that information to each of them. Partners, members of limited liability  
15 companies, and shareholders of tax–option corporations may claim the credit in  
16 proportion to their ownership interests.

17 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
18 s. 71.28 (4), applies to the credit under this subsection.

19 **SECTION 1705.** 71.07 (5j) of the statutes is created to read:

20 71.07 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this  
21 subsection:

22 1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).

23 2. “Claimant” means a person who files a claim under this subsection.

24 3. “Motor vehicle fuel” has the meaning given in s. 78.005 (13).

1           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
2 taxable years beginning after December 31, 2007, and before January 1, 2018, a  
3 claimant may claim as a credit against the taxes imposed under s. 71.02 or 71.08, up  
4 to the amount of the taxes, an amount that is equal to 25 percent of the amount that  
5 the claimant paid in the taxable year to install or retrofit pumps located in this state  
6 that dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least  
7 20 percent biodiesel fuel.

8           (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
9 claim under this subsection in a taxable year is an amount that is equal to \$5,000 for  
10 each service station for which the claimant has installed or retrofitted pumps as  
11 described under par. (b).

12           2. Partnerships, limited liability companies, and tax–option corporations may  
13 not claim the credit under this subsection, but the eligibility for, and the amount of,  
14 the credit are based on their payment of amounts under par. (b). A partnership,  
15 limited liability company, or tax–option corporation shall compute the amount of  
16 credit that each of its partners, members, or shareholders may claim and shall  
17 provide that information to each of them. Partners, members of limited liability  
18 companies, and shareholders of tax–option corporations may claim the credit in  
19 proportion to their ownership interests.

20           (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
21 s. 71.28 (4), applies to the credit under this subsection.

22           **SECTION 1990m.** 71.07 (5k) of the statutes is created to read:

23           71.07 (5k) COMMUNITY REHABILITATION PROGRAM CREDIT. (a) *Definitions.* In this  
24 subsection:

25           1. “Claimant” means a person who files a claim under this subsection.

1           2. “Community rehabilitation program” means a nonprofit entity, county,  
2           municipality, or state or federal agency that directly provides, or facilitates the  
3           provision of, vocational rehabilitation services to individuals who have disabilities  
4           to maximize the employment opportunities, including career advancement, of such  
5           individuals.

6           3. “Vocational rehabilitation services” include education, training,  
7           employment, counseling, therapy, placement, and case management.

8           4. “Work” includes production, packaging, assembly, food service, custodial  
9           service, clerical service, and other commercial activities that improve employment  
10          opportunities for individuals who have disabilities.

11          (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
12          taxable years beginning after July 1, 2007, a claimant may claim as a credit against  
13          the tax imposed under s. 71.02, up to the amount of those taxes, an amount equal to  
14          5 percent of the amount the claimant paid in the taxable year to a community  
15          rehabilitation program to perform work for the claimant’s business, pursuant to a  
16          contract.

17          (c) *Limitations.* 1. The maximum amount of the credit that any claimant may  
18          claim under this subsection in a taxable year is \$25,000 for each community  
19          rehabilitation program for which the claimant enters into a contract to have the  
20          community rehabilitation program perform work for the claimant’s business.

21          2. No credit may be claimed under this subsection unless the claimant submits  
22          with the claimant’s return a form, as prescribed by the department of revenue, that  
23          verifies that the claimant has entered into a contract with a community  
24          rehabilitation program and that the program has received payment from the  
25          claimant for work provided by the program, consistent with par. (b).

1           3. Partnerships, limited liability companies, and tax–option corporations may  
2 not claim the credit under this subsection, but the eligibility for, and the amount of,  
3 the credit are based on their payment of amounts under par. (b). A partnership,  
4 limited liability company, or tax–option corporation shall compute the amount of  
5 credit that each of its partners, members, or shareholders may claim and shall  
6 provide that information to each of them. Partners, members of limited liability  
7 companies, and shareholders of tax–option corporations may claim the credit in  
8 proportion to their ownership interests.

9           (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
10 s. 71.28 (4), applies to the credit under this subsection.

11           **SECTION 1706.** 71.08 (1) (intro.) of the statutes is amended to read:

12           71.08 (1) IMPOSITION. (intro.) If the tax imposed on a natural person, married  
13 couple filing jointly, trust, or estate under s. 71.02, not considering the credits under  
14 ss. 71.07 (1), (2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds), (2dx), (2fd), ~~(3e), (3e)~~, (3m),  
15 (3n), (3s), (3t), (3w), (5b), (5d), (5e), ~~(5f), (5f)~~, (5i), (5j), (6), (6e), and (9e), 71.28 (1dd),  
16 (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1fd), (2m), (3), (3n), (3t), and (3w), and 71.47  
17 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1fd), (2m), (3), (3n), (3t), and (3w), and  
18 subchs. VIII and IX and payments to other states under s. 71.07 (7), is less than the  
19 tax under this section, there is imposed on that natural person, married couple filing  
20 jointly, trust or estate, instead of the tax under s. 71.02, an alternative minimum tax  
21 computed as follows:

22           **SECTION 1707.** 71.10 (4) (ep) of the statutes is created to read:

23           71.10 (4) (ep) Dairy manufacturing facility investment credit under s. 71.07  
24 (3p).

25           **SECTION 1992m.** 71.10 (4) (es) of the statutes is created to read:

1           71.10 (4) (es) Community rehabilitation program credit under s. 71.07 (5k).

2           **SECTION 1708.** 71.10 (4) (gc) of the statutes is created to read:

3           71.10 (4) (gc) Ethanol and biodiesel fuel pump credit under s. 71.07 (5j).

4           **SECTION 1709.** 71.10 (4) (gxx) of the statutes is created to read:

5           71.10 (4) (gxx) Electronic medical records credit under s. 71.07 (5i).

6           **SECTION 1710.** 71.10 (5) (g) of the statutes is amended to read:

7           71.10 (5) (g) *Tax return.* The secretary of revenue shall provide a place for the  
8           designations under this subsection on the individual income tax return and, on forms  
9           printed by the department of revenue, the secretary shall highlight that place on the  
10          return by a symbol chosen by the department of revenue that relates to endangered  
11          resources.

12          **SECTION 1711.** 71.10 (5e) (g) of the statutes is amended to read:

13          71.10 (5e) (g) *Tax return.* The secretary of revenue shall provide a place for the  
14          designations under this subsection on the individual income tax return, and, on  
15          forms printed by the department of revenue, the secretary shall highlight that place  
16          on the return by a symbol chosen by the department that relates to a football  
17          stadium, as defined in s. 229.821 (6).

18          **SECTION 1712.** 71.21 (4) of the statutes is amended to read:

19          71.21 (4) Credits computed by a partnership under s. 71.07 (2dd), (2de), (2di),  
20          (2dj), (2dL), (2dm), (2ds), (2dx), (3g), (3n), (3p), (3s), (3t), (3w), ~~(5b)~~, (5e), (5f), (5g), and  
21          (5h), (5i), (5j), and (5k) and passed through to partners shall be added to the  
22          partnership's income.

23          **SECTION 1713.** 71.22 (4) (L) of the statutes is repealed.

24          **SECTION 1714.** 71.22 (4) (m) of the statutes is repealed.

25          **SECTION 1715.** 71.22 (4) (n) of the statutes is amended to read:



1           71.22 (4) (n) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
2 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after  
3 December 31, 1998, and before January 1, 2000, means the federal Internal  
4 Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and  
5 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
6 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
7 and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding  
8 sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L.  
9 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L.  
10 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of P.L.  
11 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
12 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422,  
13 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101,  
14 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
15 P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
16 as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,  
17 P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2),  
18 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
19 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
20 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
21 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
22 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
23 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
24 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
25 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections

1 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
2 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L.  
3 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.  
4 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and  
5 P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
6 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as  
7 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,  
8 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal  
9 Revenue Code applies for Wisconsin purposes at the same time as for federal  
10 purposes. Amendments to the federal Internal Revenue Code enacted after  
11 December 31, 1998, do not apply to this paragraph with respect to taxable years  
12 beginning after December 31, 1998, and before January 1, 2000, except that  
13 changes to the Internal Revenue Code made by P.L. 106–36, P.L. 106–170, P.L.  
14 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,  
15 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections  
16 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121,  
17 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,  
18 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
19 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
20 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
21 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
22 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
23 applicable to this subchapter made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
24 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
25 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301

1     (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
2     section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
3     and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242,  
4     244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
5     excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
6     (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
7     of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
8     purposes.

9             **SECTION 1716.** 71.22 (4) (o) of the statutes is amended to read:

10            71.22 **(4)** (o) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
11            (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after  
12            December 31, 1999, and before January 1, 2003, means the federal Internal Revenue  
13            Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.  
14            102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
15            and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
16            amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
17            106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22,  
18            P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of  
19            P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
20            excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
21            109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
22            316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
23            211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
24            109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
25            1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201

1 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
2 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
3 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
4 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
5 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
6 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
7 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
8 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
9 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
10 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
11 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
12 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
13 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
14 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
15 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
16 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
17 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,  
18 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
19 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
20 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
21 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
22 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
23 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
24 of P.L. 109–280. The Internal Revenue Code applies for Wisconsin purposes at the  
25 same time as for federal purposes. Amendments to the federal Internal Revenue

1 Code enacted after December 31, 1999, do not apply to this paragraph with respect  
2 to taxable years beginning after December 31, 1999, and before January 1, 2003,  
3 except that changes to the Internal Revenue Code made by P.L. 106–230, P.L.  
4 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
5 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
6 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
7 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
8 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
9 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
10 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
11 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
12 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
13 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
14 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
15 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
16 applicable to this subchapter made by P.L. 106–230, P.L. 106–554, excluding sections  
17 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
18 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
19 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
20 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
21 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,  
22 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
23 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
24 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
25 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,

1 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
2 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
3 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
4 purposes.

5 **SECTION 1717.** 71.22 (4) (p) of the statutes is amended to read:

6 71.22 (4) (p) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
7 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
8 December 31, 2002, and before January 1, 2004, means the federal Internal Revenue  
9 Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.  
10 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
11 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,  
12 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and  
13 ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as amended by P.L. 108–27,  
14 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
15 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
16 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
17 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
18 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.  
19 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
20 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
21 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
22 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
23 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
24 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
25 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.

1 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
2 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
3 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
4 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
5 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
6 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
7 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
8 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
9 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section  
10 sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276,  
11 P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
12 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201  
13 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
14 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
15 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375,  
16 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
17 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
18 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
19 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280.  
20 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
21 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
22 December 31, 2002, do not apply to this paragraph with respect to taxable years  
23 beginning after December 31, 2002, and before January 1, 2004, except that changes  
24 to the Internal Revenue Code made by P.L. 108–27, excluding sections 106, 201, and  
25 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,

1 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
2 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
3 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
4 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
5 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
6 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
7 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
8 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
9 applicable to this subchapter made by P.L. 108–27, excluding sections 106, 201, and  
10 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,  
11 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
12 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
13 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
14 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
15 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
16 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
17 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
18 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the same time as for  
19 federal purposes.

20 **SECTION 1718.** 71.22 (4) (q) of the statutes is amended to read:

21 71.22 (4) (q) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
22 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
23 December 31, 2003, and before January 1, 2005, means the federal Internal Revenue  
24 Code as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.  
25 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,



1 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,  
2 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, ~~section~~  
3 sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27,  
4 section 109 of P.L. 108–121, and section 1201 of P.L. 108–173, and as amendeded by P.L.  
5 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
6 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
7 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
8 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
9 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
10 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
11 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
12 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly  
13 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
14 P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and  
15 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.  
16 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
17 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
18 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
19 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
20 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
21 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
22 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
23 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
24 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and  
25 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.

1 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
2 section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173,  
3 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
4 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
5 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
6 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
7 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
8 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
9 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
10 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal  
11 Revenue Code applies for Wisconsin purposes at the same time as for federal  
12 purposes. Amendments to the federal Internal Revenue Code enacted after  
13 December 31, 2003, do not apply to this paragraph with respect to taxable years  
14 beginning after December 31, 2003, and before January 1, 2005, except that changes  
15 to the Internal Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311,  
16 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
17 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
18 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
19 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
20 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
21 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
22 (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811  
23 and 844 of P.L. 109–280, and changes that indirectly affect the provisions applicable  
24 to this subchapter made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding  
25 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding

1 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
2 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
3 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
4 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
5 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
6 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
7 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

8 **SECTION 1719.** 71.22 (4) (r) of the statutes is amended to read:

9 71.22 (4) (r) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
10 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
11 December 31, 2004, and before January 1, 2006, means the federal Internal Revenue  
12 Code as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.  
13 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
14 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
15 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
16 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,  
17 and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and  
18 403 (a) of P.L. 108–311, and sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
19 and 910 of P.L. 108–357, and as amended by P.L. 109–7, P.L. 109–58, excluding  
20 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
21 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
22 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
23 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
24 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
25 excluding sections 811 and 844 of P.L. 109–280, and as indirectly affected in the

1 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,  
2 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)  
3 of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.  
4 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and  
5 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
6 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
7 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
8 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
9 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
10 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
11 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
12 107–116, P.L. 107–134, P.L. 107–147, excluding section sections 101 and 301 (a) of  
13 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
14 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
15 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
16 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
17 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
18 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
19 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
20 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
21 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
22 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
23 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
24 sections 811 and 844 of P.L. 109–280. The Internal Revenue Code applies for  
25 Wisconsin purposes at the same time as for federal purposes. Amendments to the

1 federal Internal Revenue Code enacted after December 31, 2004, do not apply to this  
2 paragraph with respect to taxable years beginning after December 31, 2004, and  
3 before January 1, 2006, except that changes to the Internal Revenue Code made by  
4 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
5 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
6 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
7 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
8 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
9 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
10 changes that indirectly affect the provisions applicable to this subchapter made by  
11 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
12 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
13 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
14 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
15 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
16 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for  
17 Wisconsin purposes at the same time as for federal purposes.

18 **SECTION 1720.** 71.22 (4) (s) of the statutes is created to read:

19 71.22 (4) (s) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
20 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
21 December 31, 2005, and before January 1, 2007, means the federal Internal Revenue  
22 Code as amended to December 31, 2005, excluding sections 103, 104, and 110 of P.L.  
23 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
24 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
25 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section

1 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
2 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
3 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
4 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
5 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
6 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
7 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as amendeded by P.L. 109–222,  
8 excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and  
9 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly  
10 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
11 P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and  
12 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.  
13 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
14 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
15 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
16 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
17 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
18 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
19 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
20 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
21 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)  
22 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
23 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
24 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
25 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,

1 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
2 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
3 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
4 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
5 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
6 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
7 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
8 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
9 109–280. The Internal Revenue Code applies for Wisconsin purposes at the same  
10 time as for federal purposes. Amendments to the federal Internal Revenue Code  
11 enacted after December 31, 2005, do not apply to this paragraph with respect to  
12 taxable years beginning after December 31, 2005, and before January 1, 2007,  
13 except that changes to the Internal Revenue Code made by P.L. 109–222, excluding  
14 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L.  
15 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that indirectly  
16 affect the provisions applicable to this subchapter made by P.L. 109–222, excluding  
17 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L.  
18 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
19 purposes at the same time as for federal purposes.

20 **SECTION 1721.** 71.22 (4) (t) of the statutes is created to read:

21 71.22 (4) (t) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
22 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
23 December 31, 2006, means the federal Internal Revenue Code as amended to  
24 December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
25 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),

1 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
2 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
3 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
4 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
5 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
6 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
7 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
8 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
9 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
10 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as indirectly  
11 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
12 P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and  
13 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.  
14 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
15 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
16 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
17 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
18 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
19 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
20 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
21 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
22 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)  
23 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
24 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
25 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,



1 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
2 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
3 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
4 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
5 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
6 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
7 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
8 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
9 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
10 109–280. The Internal Revenue Code applies for Wisconsin purposes at the same  
11 time as for federal purposes. Amendments to the federal Internal Revenue Code  
12 enacted after December 31, 2006, do not apply to this paragraph with respect to  
13 taxable years beginning after December 31, 2006.

14 **SECTION 1722.** 71.22 (4m) (j) of the statutes is repealed.

15 **SECTION 1723.** 71.22 (4m) (k) of the statutes is repealed.

16 **SECTION 1724.** 71.22 (4m) (L) of the statutes is amended to read:

17 71.22 **(4m)** (L) For taxable years that begin after December 31, 1998, and  
18 before January 1, 2000, “Internal Revenue Code”, for corporations that are subject  
19 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
20 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,  
21 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
22 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
23 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
24 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431  
25 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406

1 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of  
2 P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
3 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
4 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding  
5 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
6 (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
7 109–280, and as indirectly affected in the provisions applicable to this subchapter  
8 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,  
9 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
10 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
11 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
12 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
13 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
14 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
15 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,  
16 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections  
17 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121,  
18 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,  
19 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
20 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
21 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
22 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
23 811 and 844 of P.L. 109–280. The Internal Revenue Code applies for Wisconsin  
24 purposes at the same time as for federal purposes. Amendments to the Internal  
25 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with

1 respect to taxable years beginning after December 31, 1998, and before  
2 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.  
3 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
4 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
5 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
6 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
7 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
8 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
9 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
10 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
11 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280 and changes that  
12 indirectly affect the provisions applicable to this subchapter made by P.L. 106–36,  
13 P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
14 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
15 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
16 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
17 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
18 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
19 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
20 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
21 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
22 purposes at the same time as for federal purposes.

23 **SECTION 1725.** 71.22 (4m) (m) of the statutes is amended to read:

24 71.22 **(4m)** (m) For taxable years that begin after December 31, 1999, and  
25 before January 1, 2003, “Internal Revenue Code”, for corporations that are subject

1 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
2 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,  
3 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
4 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
5 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and  
6 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16,  
7 P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
8 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358,  
9 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
10 excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections  
11 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding  
12 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
13 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
14 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
15 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
16 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
17 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
18 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.  
19 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
20 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
21 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
22 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
23 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
24 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
25 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,

1 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
2 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L.  
3 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections  
4 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121,  
5 P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
6 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
7 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding  
8 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
9 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
10 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
11 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
12 applies for Wisconsin purposes at the same time as for federal purposes.  
13 Amendments to the Internal Revenue Code enacted after December 31, 1999, do not  
14 apply to this paragraph with respect to taxable years beginning after  
15 December 31, 1999, and before January 1, 2003, except that changes to the Internal  
16 Revenue Code made by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165  
17 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
18 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a),  
19 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.  
20 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
21 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,  
22 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,  
23 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
24 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
25 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201

1 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
2 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
3 changes that indirectly affect the provisions applicable to this subchapter made by  
4 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.  
5 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,  
6 P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147,  
7 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
8 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
9 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
10 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
11 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding  
12 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
13 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
14 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
15 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
16 purposes at the same time as for federal purposes.

17 **SECTION 1726.** 71.22 (4m) (n) of the statutes is amended to read:

18 71.22 **(4m)** (n) For taxable years that begin after December 31, 2002, and  
19 before January 1, 2004, “Internal Revenue Code,” for corporations that are subject  
20 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
21 Internal Revenue Code as amended to December 31, 2002, excluding sections 103,  
22 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
23 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
24 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
25 431 of P.L. 107–16, and ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as

1 amended by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
2 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201  
3 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
4 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
5 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375,  
6 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
7 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
8 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
9 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
10 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
11 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.  
12 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
13 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
14 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
15 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
16 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
17 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
18 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
19 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
20 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147,  
21 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
22 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
23 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
24 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
25 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,

1 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding  
2 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
3 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
4 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
5 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
6 applies for Wisconsin purposes at the same time as for federal purposes.  
7 Amendments to the Internal Revenue Code enacted after December 31, 2002, do not  
8 apply to this paragraph with respect to taxable years beginning after  
9 December 31, 2002, and before January 1, 2004, except that changes to the Internal  
10 Revenue Code made by P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
11 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding  
12 section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding  
13 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding  
14 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and  
15 P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
16 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
17 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
18 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
19 of P.L. 109–280, and changes that indirectly affect the provisions applicable to this  
20 subchapter made by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27,  
21 P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section  
22 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections  
23 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections  
24 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L.  
25 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323,



1 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding  
2 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
3 (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
4 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

5 **SECTION 1727.** 71.22 (4m) (o) of the statutes is amended to read:

6 71.22 **(4m)** (o) For taxable years that begin after December 31, 2003, and  
7 before January 1, 2005, “Internal Revenue Code,” for corporations that are subject  
8 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
9 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,  
10 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
11 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
12 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
13 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,  
14 and 202 of P.L. 108–27, section 109 of P.L. 108–121, and section 1201 of P.L. 108–173,  
15 and as amended by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
16 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
17 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,  
18 and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
19 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
20 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
21 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
22 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
23 109–280, and as indirectly affected in the provisions applicable to this subchapter  
24 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,  
25 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.

1 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
2 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
3 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
4 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
5 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
6 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
7 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
8 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147,  
9 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
10 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
11 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
12 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
13 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
14 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L.  
15 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
16 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.  
17 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
18 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L.  
19 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
20 applies for Wisconsin purposes at the same time as for federal purposes.  
21 Amendments to the Internal Revenue Code enacted after December 31, 2003, do not  
22 apply to this paragraph with respect to taxable years beginning after  
23 December 31, 2003, and before January 1, 2005, except that changes to the Internal  
24 Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections  
25 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections

1 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
2 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
3 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
4 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
5 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
6 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
7 109–280, and changes that indirectly affect the provisions applicable to this  
8 subchapter made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections  
9 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections  
10 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
11 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
12 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
13 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
14 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
15 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
16 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

17 **SECTION 1728.** 71.22 (4m) (p) of the statutes is amended to read:

18 71.22 **(4m)** (p) For taxable years that begin after December 31, 2004, and  
19 before January 1, 2006, “Internal Revenue Code,” for corporations that are subject  
20 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
21 Internal Revenue Code as amended to December 31, 2004, excluding sections 103,  
22 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
23 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
24 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
25 P.L. 106–573, section 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L.

1 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
2 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, and sections 101, 201, 211,  
3 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and as amended by P.L.  
4 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
5 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
6 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
7 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
8 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
9 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
10 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
11 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
12 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
13 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
14 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
15 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
16 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
17 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
18 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
19 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
20 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
21 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
22 and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
23 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
24 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
25 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476,

1 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
2 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
3 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
4 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
5 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
6 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280. The  
7 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal  
8 purposes. Amendments to the Internal Revenue Code enacted after December 31,  
9 2004, do not apply to this paragraph with respect to taxable years beginning after  
10 December 31, 2004, and before January 1, 2006, except that changes to the Internal  
11 Revenue Code made by P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309,  
12 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
13 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
14 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
15 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and  
16 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844  
17 of P.L. 109–280, and changes that indirectly affect the provisions applicable to this  
18 subchapter made by P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309,  
19 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
20 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
21 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
22 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and  
23 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844  
24 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
25 purposes.

1           **SECTION 1729.** 71.22 (4m) (q) of the statutes is created to read:

2           71.22 **(4m)** (q) For taxable years that begin after December 31, 2005, and  
3 before January 1, 2007, “Internal Revenue Code,” for corporations that are subject  
4 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
5 Internal Revenue Code as amended to December 31, 2005, excluding sections 103,  
6 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
7 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
8 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
9 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
10 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
11 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,  
12 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,  
13 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of  
14 P.L. 109–59, section 301 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates  
15 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as  
16 amended by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
17 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
18 109–280, and as indirectly affected in the provisions applicable to this subchapter  
19 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,  
20 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
21 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
22 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
23 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
24 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
25 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.

1 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
2 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
3 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.  
4 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections  
5 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201  
6 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
7 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201,  
8 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L.  
9 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323,  
10 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding  
11 section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L.  
12 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
13 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding  
14 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L.  
15 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal Revenue Code  
16 applies for Wisconsin purposes at the same time as for federal purposes.  
17 Amendments to the Internal Revenue Code enacted after December 31, 2005, do not  
18 apply to this paragraph with respect to taxable years beginning after  
19 December 31, 2005, and before January 1, 2007, except that changes to the Internal  
20 Revenue Code made by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and  
21 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844  
22 of P.L. 109–280, and changes that indirectly affect the provisions applicable to this  
23 subchapter made by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513  
24 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of  
25 P.L. 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

1           **SECTION 1730.** 71.22 (4m) (r) of the statutes is created to read:

2           71.22 **(4m)** (r) For taxable years that begin after December 31, 2006, “Internal  
3 Revenue Code,” for corporations that are subject to a tax on unrelated business  
4 income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended  
5 to December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
6 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
7 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
8 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
9 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
10 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
11 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
12 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
13 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
14 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
15 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
16 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as indirectly  
17 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
18 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,  
19 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
20 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
21 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
22 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
23 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
24 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
25 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding



1 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
2 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.  
3 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
4 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
5 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403  
6 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
7 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.  
8 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
9 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
10 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
11 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
12 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
13 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
14 sections 811 and 844 of P.L. 109–280. The Internal Revenue Code applies for  
15 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
16 Internal Revenue Code enacted after December 31, 2006, do not apply to this  
17 paragraph with respect to taxable years beginning after December 31, 2006.

18 **SECTION 1731.** 71.22 (5m) of the statutes is renumbered 71.22 (5m) (a).

19 **SECTION 1732.** 71.22 (5m) (b) of the statutes is created to read:

20 71.22 **(5m)** (b) Notwithstanding subs. (4) and (4m), section 101 of P.L. 109–222,  
21 related to extending the increased expense deduction under section 179 of the  
22 Internal Revenue Code, applies to property used in farming that is acquired and  
23 placed in service in taxable years beginning on or after January 1, 2008, and used  
24 by a person who is actively engaged in farming. For purposes of this paragraph,

1 “actively engaged in farming” has the meaning given in 7 CFR 1400.201, and  
2 “farming” has the meaning given in section 464 (e) (1) of the Internal Revenue Code.

3 **SECTION 1733.** 71.24 (7) of the statutes is amended to read:

4 71.24 (7) EXTENSIONS. In the case of a corporation required to file a return,  
5 ~~when sufficient reason is shown,~~ the department of revenue ~~may on written request~~  
6 shall allow an automatic extension of 30 days 7 months or until the original due date  
7 of the corporation’s corresponding federal return, whichever is later, ~~if the~~  
8 ~~corporation has not received an extension on its federal return.~~ Any extension of time  
9 granted by law or by the internal revenue service for the filing of corresponding  
10 federal returns shall extend the time for filing under this subchapter to 30 days after  
11 the federal due date ~~if a copy of any extension requested of the internal revenue~~  
12 ~~service is filed with~~ the corporation reports the extension in the manner specified by  
13 the department on the return. ~~Termination of an automatic extension by the internal~~  
14 ~~revenue service, or its refusal to grant such automatic extension, shall similarly~~  
15 ~~require that any returns due under this subchapter are due on or before 30 days after~~  
16 ~~the date for termination fixed by the internal revenue service.~~ Except for payments  
17 of estimated taxes, income or franchise taxes payable upon the filing of the tax return  
18 shall not become delinquent during such extension period, but shall be subject to  
19 interest at the rate of 12% per year during such period.

20 **SECTION 1734.** 71.26 (1) (am) of the statutes is created to read:

21 71.26 (1) (am) *Veterans service organizations.* Income of a veterans service  
22 organization that is chartered under federal law.

23 **SECTION 1735.** 71.26 (1) (b) of the statutes is amended to read:

24 71.26 (1) (b) *Political units.* Income received by the United States, the state  
25 and all counties, cities, villages, towns, school districts, technical college districts,

1 joint local water authorities created under s. 66.0823, family long-term care districts  
2 under s. 46.2895 or other political units of this state.

3 **SECTION 1736.** 71.26 (2) (a) of the statutes is amended to read:

4 71.26 (2) (a) *Corporations in general.* The “net income” of a corporation means  
5 the gross income as computed under the Internal Revenue Code as modified under  
6 sub. (3) minus the amount of recapture under s. 71.28 (1di) plus the amount of credit  
7 computed under s. 71.28 (1), (3), (4), and (5) minus, as provided under s. 71.28 (3) (c)  
8 7., the amount of the credit under s. 71.28 (3) that the taxpayer added to income  
9 under this paragraph at the time that the taxpayer first claimed the credit plus the  
10 amount of the credit computed under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm),  
11 (1ds), (1dx), (3g), (3n), (3p), (3t), (3w), ~~(5b)~~, (5e), (5f), (5g), and (5h), (5i), (5j), and (5k)  
12 and not passed through by a partnership, limited liability company, or tax-option  
13 corporation that has added that amount to the partnership’s, limited liability  
14 company’s, or tax-option corporation’s income under s. 71.21 (4) or 71.34 (1) (g) plus  
15 the amount of losses from the sale or other disposition of assets the gain from which  
16 would be wholly exempt income, as defined in sub. (3) (L), if the assets were sold or  
17 otherwise disposed of at a gain and minus deductions, as computed under the  
18 Internal Revenue Code as modified under sub. (3), plus or minus, as appropriate, an  
19 amount equal to the difference between the federal basis and Wisconsin basis of any  
20 asset sold, exchanged, abandoned, or otherwise disposed of in a taxable transaction  
21 during the taxable year, except as provided in par. (b) and s. 71.45 (2) and (5).

22 **SECTION 1737.** 71.26 (2) (b) 12. of the statutes is repealed.

23 **SECTION 1738.** 71.26 (2) (b) 13. of the statutes is repealed.

24 **SECTION 1739.** 71.26 (2) (b) 14. of the statutes is amended to read:

1           71.26 (2) (b) 14. For taxable years that begin after December 31, 1998, and  
2 before January 1, 2000, for a corporation, conduit or common law trust which  
3 qualifies as a regulated investment company, real estate mortgage investment  
4 conduit, real estate investment trust or financial asset securitization investment  
5 trust under the Internal Revenue Code as amended to December 31, 1998, excluding  
6 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
7 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
8 1605 (d) of P.L. 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230,  
9 P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
10 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
11 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
12 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
13 and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242,  
14 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
15 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
16 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
17 of P.L. 109–280, and as indirectly affected in the provisions applicable to this  
18 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
19 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
20 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
21 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
22 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
23 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
24 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
25 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,

1 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147,  
2 excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276,  
3 P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections  
4 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding  
5 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
6 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S  
7 (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding  
8 sections 811 and 844 of P.L. 109–280, “net income” means the federal regulated  
9 investment company taxable income, federal real estate mortgage investment  
10 conduit taxable income, federal real estate investment trust or financial asset  
11 securitization investment trust taxable income of the corporation, conduit or trust  
12 as determined under the Internal Revenue Code as amended to December 31, 1998,  
13 excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171  
14 (d), 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311,  
15 and 1605 (d) of P.L. 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L.  
16 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,  
17 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections  
18 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121,  
19 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,  
20 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
21 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
22 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
23 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
24 811 and 844 of P.L. 109–280, and as indirectly affected in the provisions applicable  
25 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.

1 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
2 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
3 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
4 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
5 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
6 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
7 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
8 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
9 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
10 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
11 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
12 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
13 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
14 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
15 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except that property  
16 that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for  
17 taxable years 1983 to 1986 under the Internal Revenue Code as amended to  
18 December 31, 1980, shall continue to be depreciated under the Internal Revenue  
19 Code as amended to December 31, 1980, and except that the appropriate amount  
20 shall be added or subtracted to reflect differences between the depreciation or  
21 adjusted basis for federal income tax purposes and the depreciation or adjusted basis  
22 under this chapter of any property disposed of during the taxable year. The Internal  
23 Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and  
24 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
25 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,

1 and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding  
2 sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L.  
3 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L.  
4 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of P.L.  
5 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
6 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422,  
7 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101,  
8 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
9 P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
10 as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,  
11 P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,  
12 P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
13 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
14 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
15 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
16 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
17 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
18 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
19 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
20 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
21 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
22 and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242,  
23 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
24 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
25 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844

1 of P.L. 109–280, applies for Wisconsin purposes at the same time as for federal  
2 purposes. Amendments to the Internal Revenue Code enacted after December 31,  
3 1998, do not apply to this subdivision with respect to taxable years that begin after  
4 December 31, 1998, and before January 1, 2000, except that changes to the Internal  
5 Revenue Code made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
6 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431  
7 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406  
8 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of  
9 P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
10 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
11 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding  
12 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
13 (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
14 109–280, and changes that indirectly affect the provisions applicable to this  
15 subchapter made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
16 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431  
17 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406  
18 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of  
19 P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
20 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
21 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding  
22 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
23 (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
24 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

25 **SECTION 1740.** 71.26 (2) (b) 15. of the statutes is amended to read:



1           71.26 (2) (b) 15. For taxable years that begin after December 31, 1999, and  
2 before January 1, 2003, for a corporation, conduit or common law trust which  
3 qualifies as a regulated investment company, real estate mortgage investment  
4 conduit, real estate investment trust or financial asset securitization investment  
5 trust under the Internal Revenue Code as amended to December 31, 1999, excluding  
6 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
7 13174, and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
8 1605 (d) of P.L. 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding  
9 sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431  
10 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding  
11 sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.  
12 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
13 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L.  
14 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and  
15 P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
16 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309,  
17 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
18 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
19 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
20 811 and 844 of P.L. 109–280, and as indirectly affected in the provisions applicable  
21 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
22 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
23 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
24 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
25 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections

1 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
2 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
3 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
4 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
5 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a),  
6 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.  
7 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
8 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,  
9 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,  
10 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
11 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
12 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
13 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
14 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, “net  
15 income” means the federal regulated investment company taxable income, federal  
16 real estate mortgage investment conduit taxable income, federal real estate  
17 investment trust or financial asset securitization investment trust taxable income  
18 of the corporation, conduit or trust as determined under the Internal Revenue Code  
19 as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.  
20 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
21 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
22 amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
23 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22,  
24 P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of  
25 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,

1 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
2 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
3 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
4 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
5 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
6 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
7 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
8 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
9 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
10 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
11 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
12 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
13 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
14 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
15 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
16 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
17 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
18 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
19 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
20 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
21 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
22 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
23 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
24 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
25 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.

1 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
2 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
3 811 and 844 of P.L. 109–280, except that property that, under s. 71.02 (1) (c) 8. to 11.,  
4 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the  
5 Internal Revenue Code as amended to December 31, 1980, shall continue to be  
6 depreciated under the Internal Revenue Code as amended to December 31, 1980,  
7 and except that the appropriate amount shall be added or subtracted to reflect  
8 differences between the depreciation or adjusted basis for federal income tax  
9 purposes and the depreciation or adjusted basis under this chapter of any property  
10 disposed of during the taxable year. The Internal Revenue Code as amended to  
11 December 31, 1999, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
12 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, and sections 1123  
13 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as amended by P.L.  
14 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
15 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
16 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L.  
17 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections  
18 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121,  
19 P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
20 of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
21 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding  
22 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
23 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
24 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
25 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly affected

1 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.  
2 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
3 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
4 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
5 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
6 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
7 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
8 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
9 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
10 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
11 excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210,  
12 P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
13 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L.  
14 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and  
15 P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
16 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309,  
17 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
18 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
19 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
20 811 and 844 of P.L. 109–280, applies for Wisconsin purposes at the same time as for  
21 federal purposes. Amendments to the Internal Revenue Code enacted after  
22 December 31, 1999, do not apply to this subdivision with respect to taxable years that  
23 begin after December 31, 1999, and before January 1, 2003, except that changes to  
24 the Internal Revenue Code made by P.L. 106–230, P.L. 106–554, excluding sections  
25 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.

1 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
2 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
3 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
4 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,  
5 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
6 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
7 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
8 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
9 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
10 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
11 of P.L. 109–280, and changes that indirectly affect the provisions applicable to this  
12 subchapter made by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
13 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
14 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a),  
15 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.  
16 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
17 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,  
18 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,  
19 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
20 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
21 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
22 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
23 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for  
24 Wisconsin purposes at the same time as for federal purposes.

25 **SECTION 1741.** 71.26 (2) (b) 16. of the statutes is amended to read:

1           71.26 (2) (b) 16. For taxable years that begin after December 31, 2002, and  
2 before January 1, 2004, for a corporation, conduit, or common law trust which  
3 qualifies as a regulated investment company, real estate mortgage investment  
4 conduit, real estate investment trust, or financial asset securitization investment  
5 trust under the Internal Revenue Code as amended to December 31, 2002, excluding  
6 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
7 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
8 1605 (d) of P.L. 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.  
9 106–573, section 431 of P.L. 107–16, and ~~section~~ sections 101 and 301 (a) of P.L.  
10 107–147, and as amended by P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
11 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding  
12 section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding  
13 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding  
14 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and  
15 P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
16 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
17 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
18 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
19 of P.L. 109–280, and as indirectly affected in the provisions applicable to this  
20 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
21 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
22 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
23 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
24 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
25 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.

1 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
2 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
3 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
4 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of  
5 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
6 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
7 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
8 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
9 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
10 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.  
11 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
12 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
13 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
14 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, “net  
15 income” means the federal regulated investment company taxable income, federal  
16 real estate mortgage investment conduit taxable income, federal real estate  
17 investment trust or financial asset securitization investment trust taxable income  
18 of the corporation, conduit, or trust as determined under the Internal Revenue Code  
19 as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.  
20 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
21 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,  
22 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and  
23 section sections 101 and 301 (a) of P.L. 107–147, and as amended by P.L. 108–27,  
24 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
25 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.



1 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
2 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
3 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.  
4 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
5 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
6 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
7 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
8 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
9 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
10 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
11 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
12 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
13 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
14 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
15 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
16 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
17 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
18 107–147, excluding section sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
19 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
20 and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.  
21 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L.  
22 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L.  
23 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
24 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305,  
25 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,

1 P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a),  
2 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding  
3 sections 811 and 844 of P.L. 109–280, except that property that, under s. 71.02 (1) (c)  
4 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986  
5 under the Internal Revenue Code as amended to December 31, 1980, shall continue  
6 to be depreciated under the Internal Revenue Code as amended to  
7 December 31, 1980, and except that the appropriate amount shall be added or  
8 subtracted to reflect differences between the depreciation or adjusted basis for  
9 federal income tax purposes and the depreciation or adjusted basis under this  
10 chapter of any property disposed of during the taxable year. The Internal Revenue  
11 Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.  
12 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
13 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,  
14 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and  
15 section sections 101 and 301 (a) of P.L. 107–147, and as amended by P.L. 108–27,  
16 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
17 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
18 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
19 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
20 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.  
21 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
22 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
23 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
24 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
25 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.

1 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
2 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
3 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
4 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
5 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
6 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
7 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
8 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
9 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
10 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
11 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
12 and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.  
13 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L.  
14 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L.  
15 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
16 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305,  
17 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,  
18 P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a),  
19 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding  
20 sections 811 and 844 of P.L. 109–280, applies for Wisconsin purposes at the same time  
21 as for federal purposes. Amendments to the Internal Revenue Code enacted after  
22 December 31, 2002, do not apply to this subdivision with respect to taxable years that  
23 begin after December 31, 2002, and before January 1, 2004, except that changes to  
24 the Internal Revenue Code made by P.L. 108–27, excluding sections 106, 201, and  
25 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,

1 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
2 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
3 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
4 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
5 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
6 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
7 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
8 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
9 applicable to this subchapter made by P.L. 108–27, excluding sections 106, 201, and  
10 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,  
11 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
12 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
13 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
14 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
15 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
16 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
17 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
18 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the same time as for  
19 federal purposes.

20 **SECTION 1742.** 71.26 (2) (b) 17. of the statutes is amended to read:

21 71.26 **(2)** (b) 17. For taxable years that begin after December 31, 2003, and  
22 before January 1, 2005, for a corporation, conduit, or common law trust which  
23 qualifies as a regulated investment company, real estate mortgage investment  
24 conduit, real estate investment trust, or financial asset securitization investment  
25 trust under the Internal Revenue Code as amended to December 31, 2003, excluding

1 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
2 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
3 1605 (d) of P.L. 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.  
4 106–573, section 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L. 107–147,  
5 sections 106, 201, and 202 of P.L. 108–27, section 109 of P.L. 108–121, and section  
6 1201 of P.L. 108–173, and as amendeded by P.L. 108–203, P.L. 108–218, P.L. 108–311,  
7 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
8 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
9 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
10 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
11 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
12 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
13 (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811  
14 and 844 of P.L. 109–280, and as indirectly affected in the provisions applicable to this  
15 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
16 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
17 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
18 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
19 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
20 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
21 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
22 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
23 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
24 107–116, P.L. 107–134, P.L. 107–147, ~~excluding section~~ sections 101 and 301 (a) of  
25 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,

1 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
2 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
3 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
4 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
5 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
6 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
7 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
8 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
9 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
10 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, “net income”  
11 means the federal regulated investment company taxable income, federal real estate  
12 mortgage investment conduit taxable income, federal real estate investment trust  
13 or financial asset securitization investment trust taxable income of the corporation,  
14 conduit, or trust as determined under the Internal Revenue Code as amended to  
15 December 31, 2003, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
16 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
17 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519, sections 162 and  
18 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, section sections 101 and  
19 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 109 of P.L.  
20 108–121, and section 1201 of P.L. 108–173, and as amended by P.L. 108–203, P.L.  
21 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
22 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
23 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L.  
24 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
25 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.

1 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
2 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L.  
3 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly affected  
4 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.  
5 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
6 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
7 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
8 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
9 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
10 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
11 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
12 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
13 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
14 excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.  
15 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
16 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,  
17 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
18 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
19 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
20 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
21 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
22 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
23 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
24 (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811  
25 and 844 of P.L. 109–280, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985

1 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal  
2 Revenue Code as amended to December 31, 1980, shall continue to be depreciated  
3 under the Internal Revenue Code as amended to December 31, 1980, and except that  
4 the appropriate amount shall be added or subtracted to reflect differences between  
5 the depreciation or adjusted basis for federal income tax purposes and the  
6 depreciation or adjusted basis under this chapter of any property disposed of during  
7 the taxable year. The Internal Revenue Code as amended to December 31, 2003,  
8 excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171  
9 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
10 1605 (d) of P.L. 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.  
11 106–573, section 431 of P.L. 107–16, section sections 101 and 301 (a) of P.L. 107–147,  
12 sections 106, 201, and 202 of P.L. 108–27, section 109 of P.L. 108–121, and section  
13 1201 of P.L. 108–173, and as amended by P.L. 108–203, P.L. 108–218, P.L. 108–311,  
14 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
15 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
16 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
17 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
18 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
19 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
20 (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811  
21 and 844 of P.L. 109–280, and as indirectly affected in the provisions applicable to this  
22 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
23 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
24 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
25 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.



1 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
2 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
3 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
4 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
5 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
6 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of  
7 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
8 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
9 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
10 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
11 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
12 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
13 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
14 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
15 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
16 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
17 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, applies for  
18 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
19 Internal Revenue Code enacted after December 31, 2003, do not apply to this  
20 subdivision with respect to taxable years that begin after December 31, 2003, and  
21 before January 1, 2005, except that changes to the Internal Revenue Code made by  
22 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
23 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
24 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
25 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,

1 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
2 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
3 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
4 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that  
5 indirectly affect the provisions applicable to this subchapter made by P.L. 108–203,  
6 P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
7 of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
8 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7,  
9 P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
10 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.  
11 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
12 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L.  
13 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
14 purposes at the same time as for federal purposes.

15 **SECTION 1743.** 71.26 (2) (b) 18. of the statutes is amended to read:

16 71.26 (2) (b) 18. For taxable years that begin after December 31, 2004, and  
17 before January 1, 2006, for a corporation, conduit, or common law trust which  
18 qualifies as a regulated investment company, real estate mortgage investment  
19 conduit, real estate investment trust, or financial asset securitization investment  
20 trust under the Internal Revenue Code as amended to December 31, 2004, excluding  
21 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
22 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
23 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165  
24 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, ~~section~~ sections 101 and 301  
25 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L.

1 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, and sections 101,  
2 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and as amended  
3 by P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324,  
4 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section  
5 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
6 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
7 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
8 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
9 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
10 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
11 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
12 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
13 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
14 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
15 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
16 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
17 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
18 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
19 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
20 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
21 and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
22 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
23 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
24 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476,  
25 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,

1 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
2 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
3 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
4 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
5 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, “net  
6 income” means the federal regulated investment company taxable income, federal  
7 real estate mortgage investment conduit taxable income, federal real estate  
8 investment trust or financial asset securitization investment trust taxable income  
9 of the corporation, conduit, or trust as determined under the Internal Revenue Code  
10 as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.  
11 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
12 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
13 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
14 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,  
15 and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and  
16 403 (a) of P.L. 108–311, and sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
17 and 910 of P.L. 108–357, and as amended by P.L. 109–7, P.L. 109–58, excluding  
18 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
19 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
20 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
21 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
22 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
23 excluding sections 811 and 844 of P.L. 109–280, and as indirectly affected in the  
24 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,  
25 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,

1 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
2 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
3 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
4 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
5 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
6 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
7 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
8 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding section  
9 sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276,  
10 P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
11 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
12 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
13 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
14 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L.  
15 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
16 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.  
17 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
18 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L.  
19 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
20 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except  
21 that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be  
22 depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as  
23 amended to December 31, 1980, shall continue to be depreciated under the Internal  
24 Revenue Code as amended to December 31, 1980, and except that the appropriate  
25 amount shall be added or subtracted to reflect differences between the depreciation

1 or adjusted basis for federal income tax purposes and the depreciation or adjusted  
2 basis under this chapter of any property disposed of during the taxable year. The  
3 Internal Revenue Code as amended to December 31, 2004, excluding sections 103,  
4 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
5 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
6 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
7 P.L. 106–573, section 431 of P.L. 107–16, section sections 101 and 301 (a) of P.L.  
8 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
9 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, and sections 101, 201, 211,  
10 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and as amended by P.L.  
11 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
12 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
13 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
14 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
15 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
16 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
17 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
18 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
19 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
20 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
21 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
22 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
23 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
24 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
25 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,

1 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
2 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
3 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
4 and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
5 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
6 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
7 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476,  
8 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
9 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
10 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
11 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
12 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
13 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, applies  
14 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
15 Internal Revenue Code enacted after December 31, 2004, do not apply to this  
16 subdivision with respect to taxable years that begin after December 31, 2004, and  
17 before January 1, 2006, except that changes to the Internal Revenue Code made by  
18 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
19 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
20 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
21 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
22 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
23 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
24 changes that indirectly affect the provisions applicable to this subchapter made by  
25 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,

1 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
2 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
3 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
4 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
5 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for  
6 Wisconsin purposes at the same time as for federal purposes.

7 **SECTION 1744.** 71.26 (2) (b) 19. of the statutes is created to read:

8 71.26 **(2)** (b) 19. For taxable years that begin after December 31, 2005, and  
9 before January 1, 2007, for a corporation, conduit, or common law trust which  
10 qualifies as a regulated investment company, real estate mortgage investment  
11 conduit, real estate investment trust, or financial asset securitization investment  
12 trust under the Internal Revenue Code as amended to December 31, 2005, excluding  
13 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
14 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
15 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165  
16 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of  
17 P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
18 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242,  
19 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308,  
20 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,  
21 section 11146 of P.L. 109–59, section 301 of P.L. 109–73, and sections 101, 105, 201  
22 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
23 109–135, and as amendeded by P.L. 109–222, excluding sections 101, 207, 209, 503,  
24 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811  
25 and 844 of P.L. 109–280, and as indirectly affected in the provisions applicable to this



1 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
2 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
3 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
4 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
5 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
6 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
7 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
8 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
9 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
10 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.  
11 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
12 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
13 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
14 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
15 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
16 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
17 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
18 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
19 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
20 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
21 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
22 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
23 109–280, “net income” means the federal regulated investment company taxable  
24 income, federal real estate mortgage investment conduit taxable income, federal real  
25 estate investment trust or financial asset securitization investment trust taxable

1 income of the corporation, conduit, or trust as determined under the Internal  
2 Revenue Code as amended to December 31, 2005, excluding sections 103, 104, and  
3 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
4 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
5 sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.  
6 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections  
7 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316,  
8 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
9 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324,  
10 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59,  
11 section 301 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates to section 1400S  
12 (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as amendeded by P.L.  
13 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
14 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
15 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
16 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
17 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
18 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
19 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
20 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
21 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
22 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
23 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
24 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
25 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.

1 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
2 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
3 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
4 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
5 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L.  
6 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
7 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146  
8 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
9 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
10 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
11 101, 207, 209, 503, 512, and 513 of P.L. 109–222, 109–227, P.L. 109–227, and P.L.  
12 109–280, excluding sections 811 and 844 of P.L. 109–280, except that property that,  
13 under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable  
14 years 1983 to 1986 under the Internal Revenue Code as amended to  
15 December 31, 1980, shall continue to be depreciated under the Internal Revenue  
16 Code as amended to December 31, 1980, and except that the appropriate amount  
17 shall be added or subtracted to reflect differences between the depreciation or  
18 adjusted basis for federal income tax purposes and the depreciation or adjusted basis  
19 under this chapter of any property disposed of during the taxable year. The Internal  
20 Revenue Code as amended to December 31, 2005, excluding sections 103, 104, and  
21 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
22 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
23 sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.  
24 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections  
25 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316,

1 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
2 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324,  
3 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59,  
4 section 301 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates to section 1400S  
5 (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as amendeded by P.L.  
6 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
7 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
8 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
9 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
10 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
11 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
12 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
13 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
14 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
15 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
16 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
17 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
18 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.  
19 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
20 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
21 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
22 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
23 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L.  
24 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
25 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146

1 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
2 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
3 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
4 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
5 excluding sections 811 and 844 of P.L. 109–280, applies for Wisconsin purposes at the  
6 same time as for federal purposes. Amendments to the Internal Revenue Code  
7 enacted after December 31, 2005, do not apply to this subdivision with respect to  
8 taxable years that begin after December 31, 2005, and before January 1, 2007,  
9 except that changes to the Internal Revenue Code made by P.L. 109–222, excluding  
10 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L.  
11 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that indirectly  
12 affect the provisions applicable to this subchapter made by P.L. 109–222, excluding  
13 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L.  
14 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
15 purposes at the same time as for federal purposes.

16 **SECTION 1745.** 71.26 (2) (b) 20. of the statutes is created to read:

17 71.26 (2) (b) 20. For taxable years that begin after December 31, 2006, for a  
18 corporation, conduit, or common law trust which qualifies as a regulated investment  
19 company, real estate mortgage investment conduit, real estate investment trust, or  
20 financial asset securitization investment trust under the Internal Revenue Code as  
21 amended to December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102–227,  
22 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections  
23 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and  
24 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of  
25 P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of

1 P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of  
2 P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
3 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
4 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
5 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
6 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
7 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as indirectly  
8 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
9 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,  
10 P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
11 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
12 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
13 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
14 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
15 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
16 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
17 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
18 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.  
19 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
20 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
21 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403  
22 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
23 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.  
24 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
25 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.

1 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
2 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
3 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
4 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
5 sections 811 and 844 of P.L. 109–280, “net income” means the federal regulated  
6 investment company taxable income, federal real estate mortgage investment  
7 conduit taxable income, federal real estate investment trust or financial asset  
8 securitization investment trust taxable income of the corporation, conduit, or trust  
9 as determined under the Internal Revenue Code as amended to December 31, 2006,  
10 excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171  
11 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
12 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165  
13 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of  
14 P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
15 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242,  
16 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308,  
17 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,  
18 section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as  
19 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,  
20 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, sections 811 and 844 of P.L.  
21 109–280, and P.L. 109–432, and as indirectly affected in the provisions applicable to  
22 this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
23 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
24 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
25 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.

1 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
2 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
3 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
4 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
5 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
6 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)  
7 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
8 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
9 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
10 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
11 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
12 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
13 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
14 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
15 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
16 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
17 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
18 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
19 109–280, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is  
20 required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue  
21 Code as amended to December 31, 1980, shall continue to be depreciated under the  
22 Internal Revenue Code as amended to December 31, 1980, and except that the  
23 appropriate amount shall be added or subtracted to reflect differences between the  
24 depreciation or adjusted basis for federal income tax purposes and the depreciation  
25 or adjusted basis under this chapter of any property disposed of during the taxable



1 year. The Internal Revenue Code as amended to December 31, 2006, excluding  
2 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
3 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
4 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165  
5 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of  
6 P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
7 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242,  
8 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308,  
9 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,  
10 section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as  
11 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,  
12 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, sections 811 and 844 of P.L.  
13 109–280, and P.L. 109–432, and as indirectly affected in the provisions applicable to  
14 this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
15 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
16 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
17 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
18 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
19 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
20 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
21 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
22 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
23 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)  
24 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
25 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,

1 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
2 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
3 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
4 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
5 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
6 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
7 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
8 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
9 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
10 109–222, 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
11 applies for Wisconsin purposes at the same time as for federal purposes.  
12 Amendments to the Internal Revenue Code enacted after December 31, 2006, do not  
13 apply to this subdivision with respect to taxable years that begin after  
14 December 31, 2006.

15 **SECTION 1746.** 71.26 (3) (s) of the statutes is amended to read:

16 71.26 (3) (s) Sections 951 to 964 (relating to controlled foreign corporations) are  
17 excluded, and, for taxable years beginning on or after January 1, 2006, sections 951  
18 to 965 (relating to controlled foreign corporations) are excluded.

19 **SECTION 1747.** 71.28 (1dx) (a) 5. of the statutes is amended to read:

20 71.28 (1dx) (a) 5. “Member of a targeted group” means a person who resides  
21 in an area designated by the federal government as an economic revitalization area,  
22 a person who is employed in an unsubsidized job but meets the eligibility  
23 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
24 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
25 real pay project position under s. 49.147 (3m), a person who is eligible for child care

1 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
2 economically disadvantaged youth, an economically disadvantaged veteran, a  
3 supplemental security income recipient, a general assistance recipient, an  
4 economically disadvantaged ex-convict, a qualified summer youth employee, as  
5 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
6 a food stamp recipient, if the person has been certified in the manner under sub. (1dj)  
7 (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

8 **SECTION 1748.** 71.28 (1dx) (b) 2. of the statutes is amended to read:

9 71.28 (1dx) (b) 2. The amount determined by multiplying the amount  
10 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
11 development zone and filled by a member of a targeted group and by then subtracting  
12 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
13 under s. 49.147 (3m) (c) for those jobs.

14 **SECTION 1749.** 71.28 (1dx) (b) 3. of the statutes is amended to read:

15 71.28 (1dx) (b) 3. The amount determined by multiplying the amount  
16 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
17 development zone and not filled by a member of a targeted group and by then  
18 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
19 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

20 **SECTION 1750.** 71.28 (1dx) (b) 4. of the statutes is amended to read:

21 71.28 (1dx) (b) 4. The amount determined by multiplying the amount  
22 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
23 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
24 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
25 which significant capital investment was made and by then subtracting the

1 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
2 under s. 49.147 (3m) (c) for those jobs.

3 **SECTION 1751.** 71.28 (1dx) (b) 5. of the statutes is amended to read:

4 71.28 (1dx) (b) 5. The amount determined by multiplying the amount  
5 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
6 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
7 claimed under sub. (1dj), in a development zone and not filled by a member of a  
8 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
9 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

10 **SECTION 1752.** 71.28 (3p) of the statutes is created to read:

11 71.28 (3p) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT. (a) *Definitions.*

12 In this subsection:

13 1. “Claimant” means a person who files a claim under this subsection.

14 2. “Dairy manufacturing” means processing milk into dairy products or  
15 processing dairy products for sale commercially.

16 3. “Dairy manufacturing modernization or expansion” means constructing,  
17 improving, or acquiring buildings or facilities, or acquiring equipment, for dairy  
18 manufacturing, including the following, if used exclusively for dairy manufacturing  
19 and if acquired and placed in service in this state during taxable years that begin  
20 after December 31, 2006, and before January 1, 2015:

21 a. Building construction, including storage and warehouse facilities.

22 b. Building additions.

23 c. Upgrades to utilities, including water, electric, heat, and waste facilities.

24 d. Milk intake and storage equipment.

1 e. Processing and manufacturing equipment, including pipes, motors, pumps,  
2 valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and  
3 churns.

4 f. Packaging and handling equipment, including sealing, bagging, boxing,  
5 labeling, conveying, and product movement equipment.

6 g. Warehouse equipment, including storage racks.

7 h. Waste treatment and waste management equipment, including tanks,  
8 blowers, separators, dryers, digesters, and equipment that uses waste to produce  
9 energy, fuel, or industrial products.

10 i. Computer software and hardware used for managing the claimant's dairy  
11 manufacturing operation, including software and hardware related to logistics,  
12 inventory management, and production plant controls.

13 4. "Used exclusively" means used to the exclusion of all other uses except for  
14 use not exceeding 5 percent of total use.

15 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
16 taxable years beginning after December 31, 2006, and before January 1, 2015, a  
17 claimant may claim as a credit against the taxes imposed under s. 71.23, up to the  
18 amount of the tax, an amount equal to 10 percent of the amount the claimant paid  
19 in the taxable year for dairy manufacturing modernization or expansion related to  
20 the claimant's dairy manufacturing operation.

21 (c) *Limitations.* 1. No credit may be allowed under this subsection for any  
22 amount that the claimant paid for expenses described under par. (b) that the  
23 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

24 2. The aggregate amount of credits that a claimant may claim under this  
25 subsection is \$200,000.

1           3. Partnerships, limited liability companies, and tax–option corporations may  
2 not claim the credit under this subsection, but the eligibility for, and the amount of,  
3 the credit are based on their payment of expenses under par. (b), except that the  
4 aggregate amount of credits that the entity may compute shall not exceed \$200,000.  
5 A partnership, limited liability company, or tax–option corporation shall compute  
6 the amount of credit that each of its partners, members, or shareholders may claim  
7 and shall provide that information to each of them. Partners, members of limited  
8 liability companies, and shareholders of tax–option corporations may claim the  
9 credit in proportion to their ownership interest.

10           4. If 2 or more persons own and operate the dairy manufacturing operation,  
11 each person may claim a credit under par. (b) in proportion to his or her ownership  
12 interest, except that the aggregate amount of the credits claimed by all persons who  
13 own and operate the dairy manufacturing operation shall not exceed \$200,000.

14           (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
15 sub. (4), applies to the credit under this subsection.

16           **SECTION 1753.** 71.28 (3w) (a) 5m. of the statutes is created to read:

17           71.28 (3w) (a) 5m. “Wages” means wages under section 3306 (b) of the Internal  
18 Revenue Code, determined without regard to any dollar limitations.

19           **SECTION 1754.** 71.28 (3w) (a) 6. of the statutes is amended to read:

20           71.28 (3w) (a) 6. “Zone payroll” means the amount of state payroll that is  
21 attributable to ~~compensation~~ wages paid to individuals full–time employees for  
22 services that are performed in ~~a~~ an enterprise zone. “Zone payroll” does not include  
23 the amount of ~~compensation~~ wages paid to any individuals full–time employees that  
24 exceeds \$100,000.

25           **SECTION 1755.** 71.28 (3w) (b) 1. a. of the statutes is amended to read:

1           71.28 (3w) (b) 1. a. ~~The claimant's zone payroll in the taxable year, minus the~~  
2 ~~claimant's zone payroll~~ number of full-time employees whose annual wages are  
3 greater than \$30,000 and who the claimant employed in the enterprise zone in the  
4 taxable year, minus the number of full-time employees whose annual wages were  
5 greater than \$30,000 and who the claimant employed in the area that comprises the  
6 enterprise zone in the base year.

7           **SECTION 1756.** 71.28 (3w) (b) 1. b. of the statutes is amended to read:

8           71.28 (3w) (b) 1. b. ~~The claimant's state payroll in the taxable year, minus the~~  
9 ~~claimant's state payroll~~ number of full-time employees whose annual wages are  
10 greater than \$30,000 and who the claimant employed in the state in the taxable year,  
11 minus the number of full-time employees whose annual wages were greater than  
12 \$30,000 and who the claimant employed in the state in the base year.

13           **SECTION 1757.** 71.28 (3w) (b) 2. of the statutes is amended to read:

14           71.28 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant's average  
15 zone payroll by dividing total wages for full-time employees that whose annual  
16 wages are greater than \$30,000 and who the claimant employed in ~~the area that~~  
17 ~~comprises the enterprise zone in the base~~ taxable year ~~from~~ by the number of  
18 full-time employees that whose annual wages are greater than \$30,000 and who the  
19 claimant employed in the enterprise zone in the taxable year.

20           **SECTION 1758.** 71.28 (3w) (b) 3. of the statutes is amended to read:

21           71.28 (3w) (b) 3. ~~Multiply~~ Subtract \$30,000 from the amount determined under  
22 ~~subd. 2., but not an amount less than zero, by \$30,000.~~

23           **SECTION 1759.** 71.28 (3w) (b) 4. of the statutes is amended to read:

24           71.28 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~  
25 by the amount determined under subd. 1.

1           **SECTION 1760.** 71.28 (3w) (bm) (intro.) and 4. of the statutes are consolidated,  
2           renumbered 71.28 (3w) (bm) and amended to read:

3           71.28 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
4           par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
5           claimant may claim as a credit against the tax imposed under s. 71.23 an amount  
6           equal to ~~all of the following:~~ 4. ~~The~~ the amount the claimant paid in the taxable year  
7           to upgrade or improve the job-related skills of any of the claimant's full-time  
8           employees, to train any of the claimant's full-time employees on the use of  
9           job-related new technologies, or to ~~train~~ provide job-related training to any  
10          full-time employee whose employment with the claimant represents the employee's  
11          first full-time job. This subdivision does not apply to employees who do not work in  
12          ~~a~~ an enterprise zone.

13          **SECTION 1761.** 71.28 (3w) (bm) 3. of the statutes is repealed.

14          **SECTION 1762.** 71.28 (3w) (d) of the statutes is amended to read:

15          71.28 (3w) (d) *Administration.* Subsection (4) (g) and (h), as it applies to the  
16          credit under sub. (4), applies to the credit under this subsection. Claimants shall  
17          include with their returns a copy of their certification for tax benefits, and a copy of  
18          the verification of their expenses, from the department of commerce.

19          **SECTION 1763.** 71.28 (5b) (c) 1. of the statutes is amended to read:

20          71.28 (5b) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
21          of the credits that may be claimed under this subsection and ss. 71.07 (5b) and 71.47  
22          (5b) for all taxable years combined is ~~\$35,000,000~~ \$52,500,000.

23          **SECTION 1764.** 71.28 (5b) (d) of the statutes is renumbered 71.28 (5b) (d) 1.

24          **SECTION 1765.** 71.28 (5b) (d) 2. of the statutes is created to read:



1           71.28 (5b) (d) 2. The Wisconsin adjusted basis of any investment for which a  
2           credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
3           offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest  
4           in a partnership, a member's interest in a limited liability company, or stock in a  
5           tax-option corporation shall be adjusted to reflect adjustments made under this  
6           subdivision.

7           **SECTION 1766.** 71.28 (5e) (b) of the statutes is amended to read:

8           71.28 (5e) (b) *Filing claims.* Subject to the limitations provided in this  
9           subsection and subject to 2005 Wisconsin Act 479, section 17, beginning in the first  
10          taxable year following the taxable year in which the claimant claims ~~an exemption~~  
11          a deduction under s. ~~77.54 (48)~~ 77.585 (9), a claimant may claim as a credit against  
12          the taxes imposed under s. 71.23, up to the amount of those taxes, in each taxable  
13          year for 2 years, the amount certified by the department of commerce that resulted  
14          from the claimant claimed as an exemption claiming a deduction under s. ~~77.54 (48)~~  
15          77.585 (9).

16          **SECTION 1767.** 71.28 (5e) (c) 1. of the statutes is amended to read:

17          71.28 (5e) (c) 1. No credit may be allowed under this subsection unless the  
18          claimant satisfies the requirements under s. ~~77.54 (48)~~ 77.585 (9).

19          **SECTION 1768.** 71.28 (5e) (c) 3. of the statutes is amended to read:

20          71.28 (5e) (c) 3. The total amount of the credits and ~~exemptions~~ the sales and  
21          use tax resulting from the deductions claimed under s. 77.585 (9) that may be claimed  
22          by all claimants under this subsection and ss. 71.07 (5e), 71.47 (5e), and ~~77.54 (48)~~  
23          77.585 (9) is \$7,500,000, as determined by the department of commerce.

24          **SECTION 1769.** 71.28 (5h) (a) 4. of the statutes is amended to read:

1           71.28 (5h) (a) 4. “Previously owned property” means real property that the  
2 claimant or a related person owned during the 2 years prior to doing business in this  
3 state as a film production company and for which the claimant may not deduct a loss  
4 from the sale of the property to, or an exchange of the property with, the related  
5 person under section 267 of the Internal Revenue Code, except that section 267 of the  
6 Internal Revenue Code is modified so that if the claimant owns any part of the  
7 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
8 the Internal Revenue Code for purposes of this subsection.

9           **SECTION 1770.** 71.28 (5h) (c) 2. of the statutes is amended to read:

10           71.28 (5h) (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
11 expended to construct, rehabilitate, remodel, or repair real property, if the claimant  
12 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
13 demolition or destruction in preparation for the physical work, after December 31,  
14 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

15           **SECTION 1771.** 71.28 (5h) (c) 3. of the statutes is amended to read:

16           71.28 (5h) (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
17 expended to acquire real property, if the property is not previously owned property  
18 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
19 completed project is placed in service after December 31, 2007.

20           **SECTION 1772.** 71.28 (5i) of the statutes is created to read:

21           71.28 (5i) ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
22 subsection, “claimant” means a person who files a claim under this subsection.

23           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
24 taxable years beginning after December 31, 2008, a claimant may claim as a credit  
25 against the taxes imposed under s. 71.23, up to the amount of those taxes, an amount

1 equal to 50 percent of the amount the claimant paid in the taxable year for  
2 information technology hardware or software that is used to maintain medical  
3 records in electronic form, if the claimant is a health care provider, as defined in s.  
4 146.81 (1).

5 (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
6 under this subsection and ss. 71.07 (5i) and 71.47 (5i) in a taxable year is  
7 \$10,000,000, as allocated under s. 560.204.

8 2. Partnerships, limited liability companies, and tax–option corporations may  
9 not claim the credit under this subsection, but the eligibility for, and the amount of,  
10 the credit are based on their payment of amounts under par. (b). A partnership,  
11 limited liability company, or tax–option corporation shall compute the amount of  
12 credit that each of its partners, members, or shareholders may claim and shall  
13 provide that information to each of them. Partners, members of limited liability  
14 companies, and shareholders of tax–option corporations may claim the credit in  
15 proportion to their ownership interests.

16 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
17 sub. (4), applies to the credit under this subsection.

18 **SECTION 1773.** 71.28 (5j) of the statutes is created to read:

19 71.28 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this  
20 subsection:

- 21 1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).
- 22 2. “Claimant” means a person who files a claim under this subsection.
- 23 3. “Motor vehicle fuel” has the meaning given in s. 78.005 (13).

24 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
25 taxable years beginning after December 31, 2007, and before January 1, 2018, a

1 claimant may claim as a credit against the taxes imposed under s. 71.23, up to the  
2 amount of the taxes, an amount that is equal to 25 percent of the amount that the  
3 claimant paid in the taxable year to install or retrofit pumps located in this state that  
4 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20  
5 percent biodiesel fuel.

6 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
7 claim under this subsection in a taxable year is an amount that is equal to \$5,000 for  
8 each service station for which the claimant has installed or retrofitted pumps as  
9 described under par. (b).

10 2. Partnerships, limited liability companies, and tax–option corporations may  
11 not claim the credit under this subsection, but the eligibility for, and the amount of,  
12 the credit are based on their payment of amounts under par. (b). A partnership,  
13 limited liability company, or tax–option corporation shall compute the amount of  
14 credit that each of its partners, members, or shareholders may claim and shall  
15 provide that information to each of them. Partners, members of limited liability  
16 companies, and shareholders of tax–option corporations may claim the credit in  
17 proportion to their ownership interests.

18 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
19 sub. (4), applies to the credit under this subsection.

20 **SECTION 2060m.** 71.28 (5k) of the statutes is created to read:

21 **71.28 (5k) COMMUNITY REHABILITATION PROGRAM CREDIT.** (a) *Definitions.* In this  
22 subsection:

23 1. “Claimant” means a person who files a claim under this subsection.

24 2. “Community rehabilitation program” means a nonprofit entity, county,  
25 municipality, or state or federal agency that directly provides, or facilitates the

1 provision of, vocational rehabilitation services to individuals who have disabilities  
2 to maximize the employment opportunities, including career advancement, of such  
3 individuals.

4 3. “Vocational rehabilitation services” include education, training,  
5 employment, counseling, therapy, placement, and case management.

6 4. “Work” includes production, packaging, assembly, food service, custodial  
7 service, clerical service, and other commercial activities that improve employment  
8 opportunities for individuals who have disabilities.

9 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
10 taxable years beginning after July 1, 2007, a claimant may claim as a credit against  
11 the tax imposed under s. 71.23, up to the amount of those taxes, an amount equal to  
12 5 percent of the amount the claimant paid in the taxable year to a community  
13 rehabilitation program to perform work for the claimant’s business, pursuant to a  
14 contract.

15 (c) *Limitations.* 1. The maximum amount of the credit that any claimant may  
16 claim under this subsection in a taxable year is \$25,000 for each community  
17 rehabilitation program for which the claimant enters into a contract to have the  
18 community rehabilitation program perform work for the claimant’s business.

19 2. No credit may be claimed under this subsection unless the claimant submits  
20 with the claimant’s return a form, as prescribed by the department of revenue, that  
21 verifies that the claimant has entered into a contract with a community  
22 rehabilitation program and that the program has received payment from the  
23 claimant for work provided by the program, consistent with par. (b).

24 3. Partnerships, limited liability companies, and tax-option corporations may  
25 not claim the credit under this subsection, but the eligibility for, and the amount of,

1 the credit are based on their payment of amounts under par. (b). A partnership,  
2 limited liability company, or tax–option corporation shall compute the amount of  
3 credit that each of its partners, members, or shareholders may claim and shall  
4 provide that information to each of them. Partners, members of limited liability  
5 companies, and shareholders of tax–option corporations may claim the credit in  
6 proportion to their ownership interests.

7 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
8 sub. (4), applies to the credit under this subsection.

9 **SECTION 2060n.** 71.30 (3) (bn) of the statutes is created to read:

10 71.30 (3) (bn) Community rehabilitation program credit under s. 71.28 (5k).

11 **SECTION 1774.** 71.30 (3) (dd) of the statutes is created to read:

12 71.30 (3) (dd) Dairy manufacturing facility investment credit under s. 71.28  
13 (3p).

14 **SECTION 1775.** 71.30 (3) (ed) of the statutes is created to read:

15 71.30 (3) (ed) Ethanol and biodiesel fuel pump credit under s. 71.28 (5j).

16 **SECTION 1776.** 71.30 (3) (epa) of the statutes is created to read:

17 71.30 (3) (epa) Electronic medical records credit under s. 71.28 (5i).

18 **SECTION 1777.** 71.30 (3) (epp) of the statutes is renumbered 71.30 (3) (eps) and  
19 amended to read:

20 71.30 (3) (eps) Film production services credit under s. 71.28 (5f) (b) 1. and 3.

21 **SECTION 1778.** 71.30 (3) (f) of the statutes is amended to read:

22 71.30 (3) (f) The total of farmers' drought property tax credit under s. 71.28  
23 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under  
24 s. 71.28 (2m), enterprise zone jobs credit under s. 71.28 (3w), film production services  
25 credit under s. 71.28 (5f) (b) 2., and estimated tax payments under s. 71.29.

1           **SECTION 1779.** 71.34 (1) (g) of the statutes is amended to read:

2           71.34 (1) (g) An addition shall be made for credits computed by a tax-option  
3 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3), (3g),  
4 (3n), (3p), (3t), (3w), ~~(5b)~~, (5e), (5f), (5g), and (5h), (5i), (5j), and (5k) and passed  
5 through to shareholders.

6           **SECTION 1780.** 71.34 (1g) (L) of the statutes is repealed.

7           **SECTION 1781.** 71.34 (1g) (m) of the statutes is repealed.

8           **SECTION 1782.** 71.34 (1g) (n) of the statutes is amended to read:

9           71.34 (1g) (n) “Internal Revenue Code” for tax-option corporations, for taxable  
10 years that begin after December 31, 1998, and before January 1, 2000, means the  
11 federal Internal Revenue Code as amended to December 31, 1998, excluding sections  
12 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
13 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)  
14 of P.L. 104–188, and as amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
15 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
16 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
17 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
18 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
19 and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242,  
20 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
21 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
22 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
23 of P.L. 109–280, and as indirectly affected in the provisions applicable to this  
24 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2)  
25 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008

1 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
2 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
3 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
4 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
5 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
6 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
7 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
8 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
9 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
10 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
11 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
12 and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242,  
13 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
14 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
15 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
16 of P.L. 109–280, except that section 1366 (f) (relating to pass-through of items to  
17 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under  
18 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes  
19 at the same time as for federal purposes. Amendments to the federal Internal  
20 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with  
21 respect to taxable years beginning after December 31, 1998, and before  
22 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.  
23 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
24 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
25 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.



1 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
2 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
3 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
4 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
5 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
6 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that  
7 indirectly affect the provisions applicable to this subchapter made by P.L. 106–36,  
8 P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
9 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
10 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
11 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
12 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
13 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
14 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
15 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
16 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
17 purposes at the same time as for federal purposes.

18 **SECTION 1783.** 71.34 (1g) (o) of the statutes is amended to read:

19 71.34 (1g) (o) “Internal Revenue Code” for tax–option corporations, for taxable  
20 years that begin after December 31, 1999, and before January 1, 2003, means the  
21 federal Internal Revenue Code as amended to December 31, 1999, excluding sections  
22 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
23 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)  
24 of P.L. 104–188, and as amended by P.L. 106–230, P.L. 106–554, excluding sections  
25 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.

1 107–16, P.L. 107.22, P.L. 107.116, P.L. 107–134, P.L. 107–147, excluding sections 101,  
2 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
3 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
4 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,  
5 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
6 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
7 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
8 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
9 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
10 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
11 of P.L. 109–280, and as indirectly affected in the provisions applicable to this  
12 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2)  
13 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008  
14 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
15 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
16 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
17 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
18 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
19 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
20 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
21 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
22 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
23 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
24 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
25 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,

1 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
2 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
3 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
4 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
5 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
6 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
7 811 and 844 of P.L. 109–280, except that section 1366 (f) (relating to pass-through  
8 of items to shareholders) is modified by substituting the tax under s. 71.35 for the  
9 taxes under sections 1374 and 1375. The Internal Revenue Code applies for  
10 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
11 federal Internal Revenue Code enacted after December 31, 1999, do not apply to this  
12 paragraph with respect to taxable years beginning after December 31, 1999, and  
13 before January 1, 2003, except that changes to the Internal Revenue Code made by  
14 P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L.  
15 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116,  
16 P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147,  
17 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
18 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
19 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
20 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
21 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding  
22 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
23 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
24 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
25 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that indirectly

1 affect the provisions applicable to this subchapter made by P.L. 106–230, P.L.  
2 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
3 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
4 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
5 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
6 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
7 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
8 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
9 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
10 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
11 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
12 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
13 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the same time as for  
14 federal purposes.

15 **SECTION 1784.** 71.34 (1g) (p) of the statutes is amended to read:

16 71.34 **(1g)** (p) “Internal Revenue Code” for tax–option corporations, for taxable  
17 years that begin after December 31, 2002, and before January 1, 2004, means the  
18 federal Internal Revenue Code as amended to December 31, 2002, excluding sections  
19 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
20 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
21 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
22 431 of P.L. 107–16, and ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as  
23 amended by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
24 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201  
25 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,

1 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
2 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375,  
3 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
4 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
5 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
6 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
7 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
8 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812  
9 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.  
10 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
11 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
12 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
13 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
14 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
15 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
16 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
17 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
18 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
19 excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.  
20 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
21 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,  
22 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
23 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
24 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
25 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,

1 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
2 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
3 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
4 811 and 844 of P.L. 109–280, except that section 1366 (f) (relating to pass-through  
5 of items to shareholders) is modified by substituting the tax under s. 71.35 for the  
6 taxes under sections 1374 and 1375. The Internal Revenue Code applies for  
7 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
8 federal Internal Revenue Code enacted after December 31, 2002, do not apply to this  
9 paragraph with respect to taxable years beginning after December 31, 2002, and  
10 before January 1, 2004, except that changes to the Internal Revenue Code made by  
11 P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
12 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
13 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
14 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211,  
15 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L.  
16 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
17 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
18 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
19 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
20 and changes that indirectly affect the provisions applicable to this subchapter made  
21 by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
22 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
23 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
24 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211,  
25 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L.

1 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
2 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
3 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
4 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
5 apply for Wisconsin purposes at the same time as for federal purposes.

6 **SECTION 1785.** 71.34 (1g) (q) of the statutes is amended to read:

7 71.34 (1g) (q) “Internal Revenue Code” for tax–option corporations, for taxable  
8 years that begin after December 31, 2003, and before January 1, 2005, means the  
9 federal Internal Revenue Code as amended to December 31, 2003, excluding sections  
10 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
11 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
12 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
13 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,  
14 and 202 of P.L. 108–27, section 109 of P.L. 108–121, and section 1201 of P.L. 108–173,  
15 and as amended by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
16 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101,  
17 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,  
18 and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
19 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
20 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
21 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
22 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
23 109–280, and as indirectly affected in the provisions applicable to this subchapter  
24 by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d)  
25 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.

1 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
2 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
3 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
4 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
5 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
6 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
7 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
8 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
9 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
10 excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.  
11 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
12 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–173,  
13 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
14 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
15 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
16 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
17 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
18 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
19 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
20 (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811  
21 and 844 of P.L. 109–280, except that section 1366 (f) (relating to pass-through of  
22 items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes  
23 under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin  
24 purposes at the same time as for federal purposes. Amendments to the federal  
25 Internal Revenue Code enacted after December 31, 2003, do not apply to this



1 paragraph with respect to taxable years beginning after December 31, 2003, and  
2 before January 1, 2005, except that changes to the Internal Revenue Code made by  
3 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
4 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
5 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
6 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
7 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
8 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
9 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
10 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that  
11 indirectly affect the provisions applicable to this subchapter made by P.L. 108–203,  
12 P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
13 of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
14 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7,  
15 P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
16 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.  
17 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
18 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L.  
19 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
20 purposes at the same time as for federal purposes.

21 **SECTION 1786.** 71.34 (1g) (r) of the statutes is amended to read:

22 71.34 (1g) (r) “Internal Revenue Code” for tax-option corporations, for taxable  
23 years that begin after December 31, 2004, and before January 1, 2006, means the  
24 federal Internal Revenue Code as amended to December 31, 2004, excluding sections  
25 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and

1 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
2 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
3 P.L. 106–573, section 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L.  
4 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
5 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, and sections 101, 201, 211,  
6 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and as amended by P.L.  
7 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
8 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
9 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
10 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
11 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
12 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
13 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
14 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
15 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
16 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
17 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
18 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
19 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
20 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
21 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
22 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
23 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
24 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~  
25 sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276,

1 P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
2 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
3 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
4 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
5 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L.  
6 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
7 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.  
8 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
9 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L.  
10 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
11 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except  
12 that section 1366 (f) (relating to pass-through of items to shareholders) is modified  
13 by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375.  
14 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
15 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
16 December 31, 2004, do not apply to this paragraph with respect to taxable years  
17 beginning after December 31, 2004, and before January 1, 2006, except that changes  
18 to the Internal Revenue Code made by P.L. 109–7, P.L. 109–58, excluding sections  
19 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
20 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
21 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
22 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
23 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
24 sections 811 and 844 of P.L. 109–280, and changes that indirectly affect the  
25 provisions applicable to this subchapter made by P.L. 109–7, P.L. 109–58, excluding

1 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
2 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
3 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
4 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
5 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
6 excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin purposes at the  
7 same time as for federal purposes.

8 **SECTION 1787.** 71.34 (1g) (s) of the statutes is created to read:

9 71.34 (1g) (s) “Internal Revenue Code” for tax–option corporations, for taxable  
10 years that begin after December 31, 2005, and before January 1, 2007, means the  
11 federal Internal Revenue Code as amended to December 31, 2005, excluding sections  
12 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
13 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
14 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
15 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
16 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
17 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,  
18 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,  
19 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of  
20 P.L. 109–59, section 301 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates  
21 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as  
22 amended by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
23 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
24 109–280, and as indirectly affected in the provisions applicable to this subchapter  
25 by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d)

1 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.  
2 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
3 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
4 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
5 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
6 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
7 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
8 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
9 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
10 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
11 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.  
12 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
13 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
14 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403  
15 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
16 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.  
17 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
18 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
19 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
20 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
21 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
22 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding  
23 sections 811 and 844 of P.L. 109–280, except that section 1366 (f) (relating to  
24 pass-through of items to shareholders) is modified by substituting the tax under s.  
25 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies

1 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
2 federal Internal Revenue Code enacted after December 31, 2005, do not apply to this  
3 paragraph with respect to taxable years beginning after December 31, 2005, and  
4 before January 1, 2007, except that changes to the Internal Revenue Code made by  
5 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
6 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
7 changes that indirectly affect the provisions applicable to this subchapter made by  
8 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
9 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for  
10 Wisconsin purposes at the same time as for federal purposes.

11 **SECTION 1788.** 71.34 (1g) (t) of the statutes is created to read:

12 71.34 (1g) (t) “Internal Revenue Code” for tax–option corporations, for taxable  
13 years that begin after December 31, 2006, means the federal Internal Revenue Code  
14 as amended to December 31, 2006, excluding sections 103, 104, and 110 of P.L.  
15 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
16 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
17 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
18 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
19 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
20 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
21 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
22 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
23 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
24 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of  
25 P.L. 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as

1 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
2 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
3 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
4 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
5 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
6 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
7 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
8 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
9 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
10 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
11 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
12 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
13 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
14 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
15 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
16 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
17 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
18 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58,  
19 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,  
20 and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L.  
21 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
22 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
23 P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512,  
24 and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and  
25 844 of P.L. 109–280, except that section 1366 (f) (relating to pass-through of items

1 to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under  
2 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes  
3 at the same time as for federal purposes. Amendments to the federal Internal  
4 Revenue Code enacted after December 31, 2006, do not apply to this paragraph with  
5 respect to taxable years beginning after December 31, 2006.

6 **SECTION 1789.** 71.34 (1m) of the statutes is renumbered 71.34 (1m) (a).

7 **SECTION 1790.** 71.34 (1m) (b) of the statutes is created to read:

8 71.34 **(1m)** (b) Notwithstanding sub. (1g), section 101 of P.L. 109–222, related  
9 to extending the increased expense deduction under section 179 of the Internal  
10 Revenue Code, applies to property used in farming that is acquired and placed in  
11 service in taxable years beginning on or after January 1, 2008, and used by a person  
12 who is actively engaged in farming. For purposes of this paragraph, “actively  
13 engaged in farming” has the meaning given in 7 CFR 1400.201, and “farming” has  
14 the meaning given in section 464 (e) (1) of the Internal Revenue Code.

15 **SECTION 1791.** 71.42 (2) (k) of the statutes is repealed.

16 **SECTION 1792.** 71.42 (2) (L) of the statutes is repealed.

17 **SECTION 1793.** 71.42 (2) (m) of the statutes is amended to read:

18 71.42 **(2)** (m) For taxable years that begin after December 31, 1998, and before  
19 January 1, 2000, “Internal Revenue Code” means the federal Internal Revenue Code  
20 as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L.  
21 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
22 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
23 amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding  
24 sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L.  
25 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L.



1 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of P.L.  
2 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
3 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422,  
4 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101,  
5 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
6 P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
7 as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
8 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
9 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
10 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
11 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
12 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
13 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
14 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
15 P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–134, P.L.  
16 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
17 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–311,  
18 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
19 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
20 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
21 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and  
22 P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except that “Internal  
23 Revenue Code” does not include section 847 of the federal Internal Revenue Code.  
24 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
25 federal purposes. Amendments to the federal Internal Revenue Code enacted after

1 December 31, 1998, do not apply to this paragraph with respect to taxable years  
2 beginning after December 31, 1998, and before January 1, 2000, except that  
3 changes to the Internal Revenue Code made by P.L. 106–36, P.L. 106–170, P.L.  
4 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,  
5 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections  
6 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121,  
7 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,  
8 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
9 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
10 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
11 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
12 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
13 applicable to this subchapter made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
14 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
15 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
16 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
17 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
18 and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242,  
19 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
20 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
21 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
22 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
23 purposes.

24 **SECTION 1794.** 71.42 (2) (n) of the statutes is amended to read:

1           71.42 (2) (n) For taxable years that begin after December 31, 1999, and before  
2           January 1, 2003, “Internal Revenue Code” means the federal Internal Revenue Code  
3           as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.  
4           102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
5           and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
6           amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
7           106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22,  
8           P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of  
9           P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
10          excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
11          109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
12          316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,  
13          211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
14          109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
15          1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
16          (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
17          109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
18          indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
19          101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
20          103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
21          sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
22          103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
23          1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
24          104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
25          106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of

1 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
2 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a),  
3 and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.  
4 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
5 section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307,  
6 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101,  
7 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L.  
8 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
9 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
10 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
11 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except  
12 that “Internal Revenue Code” does not include section 847 of the federal Internal  
13 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the  
14 same time as for federal purposes. Amendments to the federal Internal Revenue  
15 Code enacted after December 31, 1999, do not apply to this paragraph with respect  
16 to taxable years beginning after December 31, 1999, and before January 1, 2003,  
17 except that changes to the Internal Revenue Code made by P.L. 106–230, P.L.  
18 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
19 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
20 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L.  
21 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
22 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218,  
23 P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311,  
24 and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
25 and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,

1 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
2 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
3 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections  
4 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
5 applicable to this subchapter made by P.L. 106–230, P.L. 106–554, excluding sections  
6 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
7 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
8 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
9 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
10 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,  
11 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
12 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
13 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
14 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
15 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
16 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
17 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
18 purposes.

19 **SECTION 1795.** 71.42 (2) (o) of the statutes is amended to read:

20 71.42 (2) (o) For taxable years that begin after December 31, 2002, and before  
21 January 1, 2004, “Internal Revenue Code” means the federal Internal Revenue Code  
22 as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.  
23 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
24 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,  
25 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and

1 ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as amended by P.L. 108–27,  
2 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
3 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
4 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
5 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
6 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.  
7 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
8 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
9 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
10 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
11 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
12 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
13 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
14 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
15 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
16 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
17 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
18 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
19 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
20 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and  
21 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.  
22 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
23 section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173,  
24 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
25 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244,

1 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.  
2 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
3 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
4 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
5 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except  
6 that “Internal Revenue Code” does not include section 847 of the federal Internal  
7 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the  
8 same time as for federal purposes. Amendments to the federal Internal Revenue  
9 Code enacted after December 31, 2002, do not apply to this paragraph with respect  
10 to taxable years beginning after December 31, 2002, and before January 1, 2004,  
11 except that changes to the Internal Revenue Code made by P.L. 108–27, excluding  
12 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
13 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
14 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
15 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
16 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding  
17 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
18 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
19 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
20 109–280, excluding sections 811 and 844 of P.L. 109–280, and changes that indirectly  
21 affect the provisions applicable to this subchapter made by P.L. 108–27, excluding  
22 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
23 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
24 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
25 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,

1 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L. 109–58, excluding  
2 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
3 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
4 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and P.L.  
5 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
6 purposes at the same time as for federal purposes.

7 **SECTION 1796.** 71.42 (2) (p) of the statutes is amended to read:

8 71.42 (2) (p) For taxable years that begin after December 31, 2003, and before  
9 January 1, 2005, “Internal Revenue Code” means the federal Internal Revenue Code  
10 as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.  
11 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
12 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,  
13 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, ~~section~~  
14 sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27,  
15 section 109 of P.L. 108–121, and section 1201 of P.L. 108–173, and as amended by P.L.  
16 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
17 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
18 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
19 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
20 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
21 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
22 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
23 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly  
24 affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.  
25 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and



1 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
2 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
3 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
4 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
5 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
6 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
7 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
8 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of  
9 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
10 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
11 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
12 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
13 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
14 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L.  
15 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
16 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
17 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
18 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–227,  
19 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except that  
20 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue  
21 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time  
22 as for federal purposes. Amendments to the federal Internal Revenue Code enacted  
23 after December 31, 2003, do not apply to this paragraph with respect to taxable years  
24 beginning after December 31, 2003, and before January 1, 2005, except that changes  
25 to the Internal Revenue Code made by P.L. 108–203, P.L. 108–218, P.L. 108–311,

1 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
2 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
3 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
4 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
5 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
6 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
7 (q), and 405 of P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811  
8 and 844 of P.L. 109–280, and changes that indirectly affect the provisions applicable  
9 to this subchapter made by P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding  
10 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding  
11 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
12 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,  
13 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
14 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
15 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
16 P.L. 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
17 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

18 **SECTION 1797.** 71.42 (2) (q) of the statutes is amended to read:

19 71.42 (2) (q) For taxable years that begin after December 31, 2004, and before  
20 January 1, 2006, “Internal Revenue Code” means the federal Internal Revenue Code  
21 as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.  
22 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
23 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
24 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
25 431 of P.L. 107–16, ~~section~~ sections 101 and 301 (a) of P.L. 107–147, sections 106, 201,

1 and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and  
2 403 (a) of P.L. 108–311, and sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
3 and 910 of P.L. 108–357, and as amended by P.L. 109–7, P.L. 109–58, excluding  
4 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
5 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
6 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
7 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
8 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
9 excluding sections 811 and 844 of P.L. 109–280, and as indirectly affected by P.L.  
10 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.  
11 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
12 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
13 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
14 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
15 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
16 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
17 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
18 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
19 107–134, P.L. 107–147, excluding section sections 101 and 301 (a) of P.L. 107–147,  
20 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
21 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding  
22 section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding  
23 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding  
24 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L.  
25 108–375, and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308,

1 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L.  
2 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
3 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
4 P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512,  
5 and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and  
6 844 of P.L. 109–280, except that “Internal Revenue Code” does not include section  
7 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for  
8 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
9 federal Internal Revenue Code enacted after December 31, 2004, do not apply to this  
10 paragraph with respect to taxable years beginning after December 31, 2004, and  
11 before January 1, 2006, except that changes to the Internal Revenue Code made by  
12 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
13 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
14 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
15 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
16 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
17 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
18 changes that indirectly affect the provisions applicable to this subchapter made by  
19 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
20 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
21 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
22 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
23 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
24 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for  
25 Wisconsin purposes at the same time as for federal purposes.

1           **SECTION 1798.** 71.42 (2) (r) of the statutes is created to read:

2           71.42 **(2)** (r) For taxable years that begin after December 31, 2005, and before

3           January 1, 2007, “Internal Revenue Code” means the federal Internal Revenue Code

4           as amended to December 31, 2005, excluding sections 103, 104, and 110 of P.L.

5           102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,

6           sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,

7           4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section

8           431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and

9           202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403

10          (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910

11          of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,

12          1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301

13          of P.L. 109–73, and sections 101, 105, 201 (a) as it relates to section 1400S (a), 402

14          (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as amendeded by P.L. 109–222,

15          excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and

16          P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly

17          affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.

18          101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and

19          110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections

20          13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.

21          103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202

22          (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.

23          105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.

24          106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,

25          P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.

1 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.  
2 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
3 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
4 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
5 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
6 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
7 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
8 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
9 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
10 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
11 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
12 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
13 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
14 109–280, except that “Internal Revenue Code” does not include section 847 of the  
15 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
16 purposes at the same time as for federal purposes. Amendments to the federal  
17 Internal Revenue Code enacted after December 31, 2005, do not apply to this  
18 paragraph with respect to taxable years beginning after December 31, 2005, and  
19 before January 1, 2007, except that changes to the Internal Revenue Code made by  
20 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
21 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
22 changes that indirectly affect the provisions applicable to this subchapter made by  
23 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
24 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for  
25 Wisconsin purposes at the same time as for federal purposes.

1           **SECTION 1799.** 71.42 (2) (s) of the statutes is created to read:

2           71.42 **(2)** (s) For taxable years that begin after December 31, 2006, “Internal  
3 Revenue Code” means the federal Internal Revenue Code as amended to  
4 December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
5 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
6 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
7 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
8 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
9 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
10 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
11 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
12 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
13 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
14 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
15 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as indirectly  
16 affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.  
17 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and  
18 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
19 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
20 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
21 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
22 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
23 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
24 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
25 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.

1 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
2 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
3 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
4 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
5 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
6 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
7 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
8 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
9 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
10 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
11 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
12 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
13 109–280, except that “Internal Revenue Code” does not include section 847 of the  
14 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
15 purposes at the same time as for federal purposes. Amendments to the federal  
16 Internal Revenue Code enacted after December 31, 2006, do not apply to this  
17 paragraph with respect to taxable years beginning after December 31, 2006.

18 **SECTION 1800.** 71.44 (3) of the statutes is amended to read:

19 71.44 **(3)** EXTENSIONS. In the case of a corporation required to file a return,  
20 ~~when sufficient reason is shown,~~ the department of revenue ~~may on written request~~  
21 shall allow an automatic extension of ~~30 days~~ 7 months or until the original due date  
22 of the corporation’s corresponding federal return, whichever is later, ~~if the~~  
23 ~~corporation has not received an extension on its federal return.~~ Any extension of time  
24 granted by law or by the internal revenue service for the filing of corresponding  
25 federal returns shall extend the time for filing under this subchapter to 30 days after



1 the federal due date if a copy of any extension requested of the internal revenue  
2 service is filed with the corporation reports the extension in the manner specified by  
3 the department on the return. ~~Termination of an automatic extension by the internal~~  
4 ~~revenue service, or its refusal to grant such automatic extension, shall similarly~~  
5 ~~require that any returns due under this subchapter are due on or before 30 days after~~  
6 ~~the date for termination fixed by the internal revenue service.~~ Except for payments  
7 of estimated taxes, income or franchise taxes payable upon the filing of the tax return  
8 shall not become delinquent during such extension period, but shall be subject to  
9 interest at the rate of 12% per year during such period.

10 **SECTION 1801.** 71.45 (2) (a) 10. of the statutes is amended to read:

11 71.45 (2) (a) 10. By adding to federal taxable income the amount of credit  
12 computed under s. 71.47 (1dd) to (1dx), (3n), (3p), (3w), ~~(5b)~~, (5e), (5f), (5g), and (5h),  
13 (5i), (5j), and (5k) and not passed through by a partnership, limited liability company,  
14 or tax-option corporation that has added that amount to the partnership's, limited  
15 liability company's, or tax-option corporation's income under s. 71.21 (4) or 71.34 (1)  
16 (g) and the amount of credit computed under s. 71.47 (1), (3), (3t), (4), and (5).

17 **SECTION 1802.** 71.47 (1dx) (a) 5. of the statutes is amended to read:

18 71.47 (1dx) (a) 5. "Member of a targeted group" means a person who resides  
19 in an area designated by the federal government as an economic revitalization area,  
20 a person who is employed in an unsubsidized job but meets the eligibility  
21 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
22 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
23 real pay project position under s. 49.147 (3m), a person who is eligible for child care  
24 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
25 economically disadvantaged youth, an economically disadvantaged veteran, a

1 supplemental security income recipient, a general assistance recipient, an  
2 economically disadvantaged ex-convict, a qualified summer youth employee, as  
3 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
4 a food stamp recipient, if the person has been certified in the manner under sub. (1dj)  
5 (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

6 **SECTION 1803.** 71.47 (1dx) (b) 2. of the statutes is amended to read:

7 71.47 **(1dx)** (b) 2. The amount determined by multiplying the amount  
8 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
9 development zone and filled by a member of a targeted group and by then subtracting  
10 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
11 under s. 49.147 (3m) (c) for those jobs.

12 **SECTION 1804.** 71.47 (1dx) (b) 3. of the statutes is amended to read:

13 71.47 **(1dx)** (b) 3. The amount determined by multiplying the amount  
14 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
15 development zone and not filled by a member of a targeted group and by then  
16 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
17 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

18 **SECTION 1805.** 71.47 (1dx) (b) 4. of the statutes is amended to read:

19 71.47 **(1dx)** (b) 4. The amount determined by multiplying the amount  
20 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
21 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
22 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
23 which significant capital investment was made and by then subtracting the  
24 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
25 under s. 49.147 (3m) (c) for those jobs.

1           **SECTION 1806.** 71.47 (1dx) (b) 5. of the statutes is amended to read:

2           71.47 **(1dx)** (b) 5. The amount determined by multiplying the amount  
3 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
4 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
5 claimed under sub. (1dj), in a development zone and not filled by a member of a  
6 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
7 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

8           **SECTION 1807.** 71.47 (3p) of the statutes is created to read:

9           71.47 **(3p)** DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT. (a) *Definitions.*  
10 In this subsection:

11           1. “Claimant” means a person who files a claim under this subsection.

12           2. “Dairy manufacturing” means processing milk into dairy products or  
13 processing dairy products for sale commercially.

14           3. “Dairy manufacturing modernization or expansion” means constructing,  
15 improving, or acquiring buildings or facilities, or acquiring equipment, for dairy  
16 manufacturing, including the following, if used exclusively for dairy manufacturing  
17 and if acquired and placed in service in this state during taxable years that begin  
18 after December 31, 2006, and before January 1, 2015:

19           a. Building construction, including storage and warehouse facilities.

20           b. Building additions.

21           c. Upgrades to utilities, including water, electric, heat, and waste facilities.

22           d. Milk intake and storage equipment.

23           e. Processing and manufacturing equipment, including pipes, motors, pumps,  
24 valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and  
25 churns.

1 f. Packaging and handling equipment, including sealing, bagging, boxing,  
2 labeling, conveying, and product movement equipment.

3 g. Warehouse equipment, including storage racks.

4 h. Waste treatment and waste management equipment, including tanks,  
5 blowers, separators, dryers, digesters, and equipment that uses waste to produce  
6 energy, fuel, or industrial products.

7 i. Computer software and hardware used for managing the claimant's dairy  
8 manufacturing operation, including software and hardware related to logistics,  
9 inventory management, and production plant controls.

10 4. "Used exclusively" means used to the exclusion of all other uses except for  
11 use not exceeding 5 percent of total use.

12 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
13 taxable years beginning after December 31, 2006, and before January 1, 2015, a  
14 claimant may claim as a credit against the taxes imposed under s. 71.43, up to the  
15 amount of the tax, an amount equal to 10 percent of the amount the claimant paid  
16 in the taxable year for dairy manufacturing modernization or expansion related to  
17 the claimant's dairy manufacturing operation.

18 (c) *Limitations.* 1. No credit may be allowed under this subsection for any  
19 amount that the claimant paid for expenses described under par. (b) that the  
20 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

21 2. The aggregate amount of credits that a claimant may claim under this  
22 subsection is \$200,000.

23 3. Partnerships, limited liability companies, and tax-option corporations may  
24 not claim the credit under this subsection, but the eligibility for, and the amount of,  
25 the credit are based on their payment of expenses under par. (b), except that the

1 aggregate amount of credits that the entity may compute shall not exceed \$200,000.  
2 A partnership, limited liability company, or tax-option corporation shall compute  
3 the amount of credit that each of its partners, members, or shareholders may claim  
4 and shall provide that information to each of them. Partners, members of limited  
5 liability companies, and shareholders of tax-option corporations may claim the  
6 credit in proportion to their ownership interest.

7 4. If 2 or more persons own and operate the dairy manufacturing operation,  
8 each person may claim a credit under par. (b) in proportion to his or her ownership  
9 interest, except that the aggregate amount of the credits claimed by all persons who  
10 own and operate the dairy manufacturing operation shall not exceed \$200,000.

11 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
12 s. 71.28 (4), applies to the credit under this subsection.

13 **SECTION 1808.** 71.47 (3w) (a) 5m. of the statutes is created to read:

14 71.47 (3w) (a) 5m. “Wages” means wages under section 3306 (b) of the Internal  
15 Revenue Code, determined without regard to any dollar limitations.

16 **SECTION 1809.** 71.47 (3w) (a) 6. of the statutes is amended to read:

17 71.47 (3w) (a) 6. “Zone payroll” means the amount of state payroll that is  
18 attributable to compensation wages paid to individuals full-time employees for  
19 services that are performed in ~~a~~ an enterprise zone. “Zone payroll” does not include  
20 the amount of compensation wages paid to any individuals full-time employees that  
21 exceeds \$100,000.

22 **SECTION 1810.** 71.47 (3w) (b) 1. a. of the statutes is amended to read:

23 71.47 (3w) (b) 1. a. The claimant’s zone payroll in the taxable year, minus the  
24 claimant’s zone payroll number of full-time employees whose annual wages are  
25 greater than \$30,000 and who the claimant employed in the enterprise zone in the

1 taxable year, minus the number of full-time employees whose annual wages were  
2 greater than \$30,000 and who the claimant employed in the area that comprises the  
3 enterprise zone in the base year.

4 **SECTION 1811.** 71.47 (3w) (b) 1. b. of the statutes is amended to read:

5 71.47 (3w) (b) 1. b. ~~The claimant's state payroll in the taxable year, minus the~~  
6 ~~claimant's state payroll~~ number of full-time employees whose annual wages are  
7 greater than \$30,000 and who the claimant employed in the state in the taxable year,  
8 minus the number of full-time employees whose annual wages were greater than  
9 \$30,000 and who the claimant employed in the state in the base year.

10 **SECTION 1812.** 71.47 (3w) (b) 2. of the statutes is amended to read:

11 71.47 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant's average  
12 zone payroll by dividing total wages for full-time employees that whose annual  
13 wages are greater than \$30,000 and who the claimant employed in the area that  
14 ~~comprises the enterprise zone in the base~~ taxable year from ~~by~~ the number of  
15 full-time employees that whose annual wages are greater than \$30,000 and who the  
16 claimant employed in the enterprise zone in the taxable year.

17 **SECTION 1813.** 71.47 (3w) (b) 3. of the statutes is amended to read:

18 71.47 (3w) (b) 3. ~~Multiply~~ Subtract \$30,000 from the amount determined under  
19 ~~subd. 2., but not an amount less than zero, by \$30,000.~~

20 **SECTION 1814.** 71.47 (3w) (b) 4. of the statutes is amended to read:

21 71.47 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~  
22 by the amount determined under subd. 1.

23 **SECTION 1815.** 71.47 (3w) (bm) (intro.) and 4. of the statutes are consolidated,  
24 renumbered 71.47 (3w) (bm) and amended to read:

1           71.47 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
2 par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
3 claimant may claim as a credit against the tax imposed under s. 71.43 an amount  
4 equal to ~~all of the following:~~ 4. ~~The~~ the amount the claimant paid in the taxable year  
5 to upgrade or improve the job-related skills of any of the claimant's full-time  
6 employees, to train any of the claimant's full-time employees on the use of  
7 job-related new technologies, or to ~~train~~ provide job-related training to any  
8 full-time employee whose employment with the claimant represents the employee's  
9 first full-time job. This subdivision does not apply to employees who do not work in  
10 ~~a~~ an enterprise zone.

11           **SECTION 1816.** 71.47 (3w) (bm) 3. of the statutes is repealed.

12           **SECTION 1817.** 71.47 (3w) (d) of the statutes is amended to read:

13           71.47 (3w) (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the  
14 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall  
15 include with their returns a copy of their certification for tax benefits, and a copy of  
16 the verification of their expenses, from the department of commerce.

17           **SECTION 1818.** 71.47 (5b) (c) 1. of the statutes is amended to read:

18           71.47 (5b) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
19 of the credits that may be claimed under this subsection and ss. 71.07 (5b) and 71.28  
20 (5b) for all taxable years combined is \$35,000,000 \$52,500,000.

21           **SECTION 1819.** 71.47 (5b) (d) of the statutes is renumbered 71.47 (5b) (d) 1.

22           **SECTION 1820.** 71.47 (5b) (d) 2. of the statutes is created to read:

23           71.47 (5b) (d) 2. The Wisconsin adjusted basis of any investment for which a  
24 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
25 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest

1 in a partnership, a member's interest in a limited liability company, or stock in a  
2 tax-option corporation shall be adjusted to reflect adjustments made under this  
3 subdivision.

4 **SECTION 1821.** 71.47 (5e) (b) of the statutes is amended to read:

5 71.47 (5e) (b) *Filing claims.* Subject to the limitations provided in this  
6 subsection and subject to 2005 Wisconsin Act 479, section 17, beginning in the first  
7 taxable year following the taxable year in which the claimant claims ~~an exemption~~  
8 a deduction under s. ~~77.54 (48)~~ 77.585 (9), a claimant may claim as a credit against  
9 the taxes imposed under s. 71.43, up to the amount of those taxes, in each taxable  
10 year for 2 years, the amount certified by the department of commerce that resulted  
11 from the claimant claimed as an exemption claiming a deduction under s. ~~77.54 (48)~~  
12 77.585 (9).

13 **SECTION 1822.** 71.47 (5e) (c) 1. of the statutes is amended to read:

14 71.47 (5e) (c) 1. No credit may be allowed under this subsection unless the  
15 claimant satisfies the requirements under s. ~~77.54 (48)~~ 77.585 (9).

16 **SECTION 1823.** 71.47 (5e) (c) 3. of the statutes is amended to read:

17 71.47 (5e) (c) 3. The total amount of the credits and ~~exemptions~~ the sales and  
18 use tax resulting from the deductions claimed under s. 77.585 (9) that may be claimed  
19 by all claimants under this subsection and ss. 71.07 (5e), 71.28 (5e), and ~~77.54 (48)~~  
20 77.585 (9) is \$7,500,000, as determined by the department of commerce.

21 **SECTION 1824.** 71.47 (5h) (a) 4. of the statutes is amended to read:

22 71.47 (5h) (a) 4. "Previously owned property" means real property that the  
23 claimant or a related person owned during the 2 years prior to doing business in this  
24 state as a film production company and for which the claimant may not deduct a loss  
25 from the sale of the property to, or an exchange of the property with, the related



1 person under section 267 of the Internal Revenue Code, except that section 267 of the  
2 Internal Revenue Code is modified so that if the claimant owns any part of the  
3 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
4 the Internal Revenue Code for purposes of this subsection.

5 **SECTION 1825.** 71.47 (5h) (c) 2. of the statutes is amended to read:

6 71.47 **(5h)** (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
7 expended to construct, rehabilitate, remodel, or repair real property, if the claimant  
8 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
9 demolition or destruction in preparation for the physical work, after December 31,  
10 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

11 **SECTION 1826.** 71.47 (5h) (c) 3. of the statutes is amended to read:

12 71.47 **(5h)** (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
13 expended to acquire real property, if the property is not previously owned property  
14 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
15 completed project is placed in service after December 31, 2007.

16 **SECTION 1827.** 71.47 (5i) of the statutes is created to read:

17 71.47 **(5i)** ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
18 subsection, “claimant” means a person who files a claim under this subsection.

19 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
20 taxable years beginning after December 31, 2008, a claimant may claim as a credit  
21 against the taxes imposed under s. 71.43, up to the amount of those taxes, an amount  
22 equal to 50 percent of the amount the claimant paid in the taxable year for  
23 information technology hardware or software that is used to maintain medical  
24 records in electronic form, if the claimant is a health care provider, as defined in s.  
25 146.81 (1).

1           (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
2 under this subsection and ss. 71.07 (5i) and 71.28 (5i) in a taxable year is  
3 \$10,000,000, as allocated under s. 560.204.

4           2. Partnerships, limited liability companies, and tax–option corporations may  
5 not claim the credit under this subsection, but the eligibility for, and the amount of,  
6 the credit are based on their payment of amounts under par. (b). A partnership,  
7 limited liability company, or tax–option corporation shall compute the amount of  
8 credit that each of its partners, members, or shareholders may claim and shall  
9 provide that information to each of them. Partners, members of limited liability  
10 companies, and shareholders of tax–option corporations may claim the credit in  
11 proportion to their ownership interests.

12           (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
13 s. 71.28 (4), applies to the credit under this subsection.

14           **SECTION 1828.** 71.47 (5j) of the statutes is created to read:

15           71.47 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this  
16 subsection:

17           1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).

18           2. “Claimant” means a person who files a claim under this subsection.

19           3. “Motor vehicle fuel” has the meaning given in s. 78.005 (13).

20           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
21 taxable years beginning after December 31, 2007, and before January 1, 2018, a  
22 claimant may claim as a credit against the taxes imposed under s. 71.43, up to the  
23 amount of the taxes, an amount that is equal to 25 percent of the amount that the  
24 claimant paid in the taxable year to install or retrofit pumps located in this state that

1 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20  
2 percent biodiesel fuel.

3 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
4 claim under this subsection in a taxable year is an amount that is equal to \$5,000 for  
5 each service station for which the claimant has installed or retrofitted pumps as  
6 described under par. (b).

7 2. Partnerships, limited liability companies, and tax–option corporations may  
8 not claim the credit under this subsection, but the eligibility for, and the amount of,  
9 the credit are based on their payment of amounts under par. (b). A partnership,  
10 limited liability company, or tax–option corporation shall compute the amount of  
11 credit that each of its partners, members, or shareholders may claim and shall  
12 provide that information to each of them. Partners, members of limited liability  
13 companies, and shareholders of tax–option corporations may claim the credit in  
14 proportion to their ownership interests.

15 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
16 s. 71.28 (4), applies to the credit under this subsection.

17 **SECTION 2116m.** 71.47 (5k) of the statutes is created to read:

18 71.47 (5k) COMMUNITY REHABILITATION PROGRAM CREDIT. (a) *Definitions.* In this  
19 subsection:

20 1. “Claimant” means a person who files a claim under this subsection.

21 2. “Community rehabilitation program” means a nonprofit entity, county,  
22 municipality, or state or federal agency that directly provides, or facilitates the  
23 provision of, vocational rehabilitation services to individuals who have disabilities  
24 to maximize the employment opportunities, including career advancement, of such  
25 individuals.

1           3. “Vocational rehabilitation services” include education, training,  
2 employment, counseling, therapy, placement, and case management.

3           4. “Work” includes production, packaging, assembly, food service, custodial  
4 service, clerical service, and other commercial activities that improve employment  
5 opportunities for individuals who have disabilities.

6           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
7 taxable years beginning after July 1, 2007, a claimant may claim as a credit against  
8 the tax imposed under s. 71.43, up to the amount of those taxes, an amount equal to  
9 5 percent of the amount the claimant paid in the taxable year to a community  
10 rehabilitation program to perform work for the claimant’s business, pursuant to a  
11 contract.

12           (c) *Limitations.* 1. The maximum amount of the credit that any claimant may  
13 claim under this subsection in a taxable year is \$25,000 for each community  
14 rehabilitation program for which the claimant enters into a contract to have the  
15 community rehabilitation program perform work for the claimant’s business.

16           2. No credit may be claimed under this subsection unless the claimant submits  
17 with the claimant’s return a form, as prescribed by the department of revenue, that  
18 verifies that the claimant has entered into a contract with a community  
19 rehabilitation program and that the program has received payment from the  
20 claimant for work provided by the program, consistent with par. (b).

21           3. Partnerships, limited liability companies, and tax–option corporations may  
22 not claim the credit under this subsection, but the eligibility for, and the amount of,  
23 the credit are based on their payment of amounts under par. (b). A partnership,  
24 limited liability company, or tax–option corporation shall compute the amount of  
25 credit that each of its partners, members, or shareholders may claim and shall

1 provide that information to each of them. Partners, members of limited liability  
2 companies, and shareholders of tax-option corporations may claim the credit in  
3 proportion to their ownership interests.

4 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
5 s. 71.28 (4), applies to the credit under this subsection.

6 **SECTION 2116n.** 71.49 (1) (bn) of the statutes is created to read:

7 71.49 (1) (bn) Community rehabilitation program credit under s. 71.47 (5k).

8 **SECTION 1829.** 71.49 (1) (dd) of the statutes is created to read:

9 71.49 (1) (dd) Dairy manufacturing facility investment credit under s. 71.47  
10 (3p).

11 **SECTION 1830.** 71.49 (1) (ds) of the statutes is created to read:

12 71.49 (1) (ds) Ethanol and biodiesel fuel pump credit under s. 71.47 (5j).

13 **SECTION 1831.** 71.49 (1) (epa) of the statutes is created to read:

14 71.49 (1) (epa) Electronic medical records credit under s. 71.47 (5i).

15 **SECTION 1832.** 71.49 (1) (epp) of the statutes is renumbered 71.49 (1) (eps) and  
16 amended to read:

17 71.49 (1) (eps) Film production services credit under s. 71.47 (5f) (b) 1. and 3.

18 **SECTION 1833.** 71.49 (1) (f) of the statutes is amended to read:

19 71.49 (1) (f) The total of farmers' drought property tax credit under s. 71.47  
20 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under  
21 s. 71.47 (2m), enterprise zone jobs credit under s. 71.47 (3w), film production services  
22 credit under s. 71.28 (5f) (b) 2., and estimated tax payments under s. 71.48.

23 **SECTION 2121s.** 71.54 (1) (f) (intro.) of the statutes is amended to read:

1           71.54 (1) (f) *2001 and thereafter.* (intro.) The Subject to sub. (2m), the amount  
2 of any claim filed in 2001 and thereafter and based on property taxes accrued or rent  
3 constituting property taxes accrued during the previous year is limited as follows:

4           **SECTION 2121t.** 71.54 (2) (b) 3. of the statutes is amended to read:

5           71.54 (2) (b) 3. In Subject to sub. (2m), in calendar year 1990 or any subsequent  
6 calendar year, \$1,450.

7           **SECTION 1834.** 71.54 (2m) of the statutes is created to read:

8           71.54 (2m) INDEXING FOR INFLATION; 2007 AND THEREAFTER. (a) For taxable years  
9 beginning after December 31, 2006, the dollar amounts for the threshold income  
10 under sub. (1) (f) 1. and 2., the maximum household income under sub. (1) (f) 3., and  
11 the maximum property taxes under sub. (2) (b) 3. shall be increased each year by a  
12 percentage equal to the percentage change between the U.S. consumer price index  
13 for all urban consumers, U.S. city average, for the month of August of the previous  
14 year and the U.S. consumer price index for all urban consumers, U.S. city average,  
15 for the month of August 2005, as determined by the federal department of labor.  
16 Each amount that is revised under this paragraph shall be rounded to the nearest  
17 multiple of \$10 if the revised amount is not a multiple of \$10 or, if the revised amount  
18 is a multiple of \$5, such an amount shall be increased to the next higher multiple of  
19 \$10. The department of revenue shall annually adjust the changes in dollar amounts  
20 required under this paragraph and incorporate the changes into the income tax  
21 forms and instructions.

22           (b) The department of revenue shall annually adjust the slope under sub. (1)  
23 (f) 2. such that as a claimant's income increases from the threshold income as  
24 calculated under par. (a), to an amount that exceeds the maximum household income  
25 as calculated under par. (a), the credit that may be claimed is reduced to \$0 and the

1 department of revenue shall incorporate the changes into the income tax forms and  
2 instructions.

3 **SECTION 1835.** 71.738 (1d) of the statutes is repealed.

4 **SECTION 1836.** 71.738 (2d) of the statutes is repealed.

5 **SECTION 1837.** 71.74 (14) of the statutes is amended to read:

6 71.74 **(14)** ADDITIONAL REMEDY TO COLLECT TAX. The department may also  
7 proceed under s. 71.91 (5) for the collection of any additional assessment of income  
8 or franchise taxes or surtaxes, after notice thereof has been given under sub. (11) and  
9 before the same shall have become delinquent, when it has reasonable grounds to  
10 believe that the collection of such additional assessment will be jeopardized by delay.  
11 In such cases notice of the intention to so proceed shall be given by registered mail  
12 to the taxpayer, and the warrant of the department shall not issue if the taxpayer  
13 within 10 days after such notice furnishes a bond in such amount, not exceeding  
14 double the amount of the tax, and with such sureties as the department shall  
15 approve, conditioned upon the payment of so much of the additional taxes as shall  
16 finally be determined to be due, together with interest thereon as provided by s. 71.82  
17 (1) (a). Nothing in this subsection shall affect the review of additional assessments  
18 provided by ss. 71.88 (1) (a) and (2) (a), 71.89 (2), 73.01, and 73.015, and any amounts  
19 collected under this subsection shall be deposited with the ~~secretary of~~  
20 ~~administration~~ department and disbursed after final determination of the taxes as  
21 are amounts deposited under s. 71.90 (2).

22 **SECTION 1838.** 71.765 of the statutes is repealed.

23 **SECTION 1839.** 71.775 (3) (a) 2. of the statutes is amended to read:

24 71.775 **(3)** (a) 2. The ~~partner, member, shareholder, or beneficiary has no~~  
25 ~~Wisconsin income other than his or her~~ partner's, member's, shareholder's, or

1 beneficiary's share of income from the pass-through entity that is attributable to this  
2 state and his or her share of such income is less than \$1,000.

3 **SECTION 1840.** 71.775 (3) (a) 3. of the statutes is created to read:

4 71.775 (3) (a) 3. The nonresident partner, member, shareholder, or beneficiary  
5 files an affidavit with the department, in the form and manner prescribed by the  
6 department, whereby the nonresident partner, member, shareholder, or beneficiary  
7 agrees to file a Wisconsin income or franchise tax return and be subject to the  
8 personal jurisdiction of the department, the tax appeals commission, and the courts  
9 of this state for the purpose of determining and collecting Wisconsin income and  
10 franchise taxes, including estimated tax payments, together with any related  
11 interest and penalties.

12 **SECTION 1841.** 71.775 (4) (b) 2. of the statutes is amended to read:

13 71.775 (4) (b) 2. ~~A pass-through entity that pays the tax withheld under sub.~~  
14 ~~(2) as provided under subd. 1. is not subject to an underpayment of estimated tax~~  
15 ~~under s. 71.09 or 71.29, if 90 percent of the tax that is due for the current taxable year~~  
16 ~~is paid by the unextended due date or if 100 percent of the tax that is due for the~~  
17 ~~taxable year immediately preceding the current taxable year is paid by the~~  
18 ~~unextended due date and the taxable year immediately preceding the current~~  
19 ~~taxable year was a 12-month period. Interest Except as provided in par. (f), interest~~  
20 ~~at the rate of 12 percent shall be imposed on the unpaid amount of the tax withheld~~  
21 ~~due under sub. (2) during any extension period and interest at the rate of 18 percent~~  
22 ~~shall be imposed on the unpaid amount of the tax withheld due under sub. (2) for the~~  
23 ~~period beginning with the extended due date and ending with the date that the~~  
24 ~~unpaid amount is paid in full.~~

25 **SECTION 1842.** 71.775 (4) (d) of the statutes is amended to read:



1           71.775 (4) (d) A nonresident partner, member, shareholder, or beneficiary of a  
2 pass-through entity may claim a credit, as prescribed by the department, on his or  
3 her Wisconsin income or franchise tax return for the amount withheld under sub. (2)  
4 on his or her behalf for the tax period for which the income of the pass-through entity  
5 is reported. For purposes of this paragraph determining whether interest under s.  
6 71.84 applies to a nonresident partner, member, shareholder, or beneficiary, the  
7 amount withheld under sub. (2) is considered to be paid ~~on the last day of the~~  
8 ~~pass-through entity's taxable year for which the tax is paid~~ in 4 equal quarterly  
9 installments.

10           **SECTION 1843.** 71.775 (4) (f) of the statutes is amended to read:

11           71.775 (4) (f) If a pass-through entity subject to withholding under this section  
12 fails to ~~withhold~~ pay the tax as required by this section, the pass-through entity shall  
13 be liable for any unpaid tax, interest, and penalties otherwise assessable to the  
14 nonresident partner, member, shareholder, or beneficiary with respect to income  
15 from the pass-through entity. If a nonresident partner, member, shareholder, or  
16 beneficiary of the pass-through entity files a return and pays the tax due, the  
17 pass-through entity shall not be liable for the tax, but shall be liable for ~~any interest~~  
18 ~~and penalties otherwise applicable for failure to withhold,~~ as the penalty provided  
19 under ss. 71.82 (2) (d) and s. 71.83 (1) (a) 1. and for any interest otherwise assessable  
20 to the nonresident partner, member, shareholder, or beneficiary with respect to  
21 income from the pass-through entity.

22           **SECTION 1844.** 71.80 (20) of the statutes is amended to read:

23           71.80 (20) ~~MAGNETIC MEDIA~~ ELECTRONIC FILING. If the internal revenue service  
24 requires a person to file information returns or wage statements ~~on magnetic media~~  
25 ~~or in other machine-readable form~~ electronically for federal income tax purposes, the

1 person shall also file the comparable state information returns or wage statements  
2 ~~on magnetic media or in other machine-readable form~~ electronically with the  
3 department of revenue for income or franchise tax purposes.

4 **SECTION 1845.** 71.805 of the statutes is created to read:

5 **71.805 Tax avoidance transactions voluntary compliance program. (1)**

6 DEFINITIONS. In this section:

7 (a) “Tax avoidance transaction” means a transaction, plan, or arrangement  
8 devised for the principal purpose of avoiding federal or Wisconsin income or  
9 franchise tax. “Tax avoidance transaction” includes a listed transaction as provided  
10 under U.S. department of the treasury regulations as of the effective date of this  
11 paragraph .... [revisor inserts date], and may include a transaction, as determined  
12 by the department, that provides a tax benefit for Wisconsin income or franchise tax  
13 purposes without providing a similar benefit for federal income tax purposes.

14 (b) “Taxpayer” means a person who is subject to the taxes imposed under this  
15 chapter and who has a tax liability attributable to using a tax avoidance transaction  
16 for any taxable year beginning before January 1, 2007.

17 **(2) PENALTY WAIVER OR ABATEMENT.** All of the following apply with regard to a  
18 taxpayer who satisfies the conditions under sub. (3):

19 (a) Except as provided under sub. (4) (b), the department shall waive or abate  
20 all penalties that are applicable to the underreporting or underpayment of Wisconsin  
21 income or franchise taxes attributable to using a tax avoidance transaction for any  
22 taxable year for which the taxpayer satisfies the conditions under sub. (3).

23 (b) The department shall not seek a criminal prosecution against the taxpayer  
24 with respect to using a tax avoidance transaction for any taxable year for which the  
25 taxpayer satisfies the conditions under sub. (3).

1           **(3) TAXPAYER ELIGIBILITY.** A taxpayer is eligible for the benefits described under  
2 sub. (2) (a) and (b), if, during the period beginning on October 1, 2007, and ending  
3 on February 29, 2008, the taxpayer does the following:

4           (a) Files an amended Wisconsin tax return for each taxable year for which the  
5 taxpayer has previously filed a Wisconsin tax return that uses a tax avoidance  
6 transaction to underreport the taxpayer's Wisconsin income or franchise tax liability  
7 and the amended return reports the total Wisconsin net income and tax for the  
8 taxable year, computed without regard to any tax avoidance transaction and without  
9 regard to any other adjustment that is unrelated to any tax avoidance transaction.

10          (b) Pays, in full, for each taxable year for which an amended return is filed  
11 under par. (a), the entire amount of Wisconsin income or franchise tax and interest  
12 due that is attributable to using a tax avoidance transaction, except that the  
13 secretary of revenue may enter into an agreement with the taxpayer to make  
14 payments in installments. A taxpayer who does not comply with an installment  
15 agreement provided under this paragraph is ineligible to receive the benefits  
16 described under sub. (2) (a) and (b) and the total amount of tax, interest, and  
17 penalties shall be immediately due and payable.

18          **(4) LIMITATIONS AND ADMINISTRATION.** (a) A taxpayer who receives the benefits  
19 described under sub. (2) may not file an appeal or a claim for credit or refund with  
20 respect to the tax avoidance transactions for the taxable years for which the taxpayer  
21 satisfied the conditions under sub. (3).

22          (b) The department may not waive or abate a penalty as provided under sub.  
23 (2) (a) if the penalty relates to an amount of Wisconsin income and franchise tax that  
24 is attributable to a tax avoidance transaction and assessed or paid prior to October  
25 1, 2007, or after February 29, 2008.

1           **SECTION 1846.** 71.81 of the statutes is created to read:

2           **71.81 Disclosing reportable transactions. (1) DEFINITIONS.** In this section:

3           (a) “Listed transaction” means any reportable transaction that is the same as,  
4           or substantially similar to, a transaction, plan, or arrangement specifically identified  
5           by the U.S. secretary of the treasury as a listed transaction, for purposes of section  
6           6011 of the Internal Revenue Code and that is specifically identified by the U.S.  
7           secretary of the treasury as a listed transaction on or after the date the transaction  
8           occurred.

9           (b) “Material advisor” means any person who provides any material aid,  
10          assistance, or advice with respect to organizing, managing, promoting, selling,  
11          implementing, insuring, or carrying out any reportable transaction and who, directly  
12          or indirectly, derives gross income from providing such aid, assistance, or advice in  
13          an amount that exceeds the threshold amount.

14          (c) “Reportable transaction” means any transaction, plan, or arrangement,  
15          including a listed transaction, for which a taxpayer is required to submit information  
16          to the department because the taxpayer is required to disclose the transaction, plan,  
17          or arrangement for federal income tax purposes for the taxable year in which the  
18          transaction occurred, as provided under U.S. department of treasury regulations.

19          (d) “Tax shelter” means any entity, plan, or arrangement, if avoiding or evading  
20          federal income tax or Wisconsin income or franchise tax is a significant purpose of  
21          the entity, plan, or arrangement.

22          (e) “Threshold amount” means the following:

23            1. In the case of a reportable transaction, not including a listed transaction,  
24            from which the tax benefits are provided primarily to an individual, \$50,000.

1           2. In the case of a listed transaction from which the tax benefits are provided  
2 primarily to an individual, \$10,000.

3           3. In the case of a reportable transaction, not including a listed transaction,  
4 from which the tax benefits are provided primarily to an entity and not an individual,  
5 \$250,000.

6           4. In the case of a listed transaction, from which the tax benefits are provided  
7 primarily to an entity and not an individual, \$25,000.

8           **(2) DISCLOSURE.** For each taxable year in which a taxpayer has participated in  
9 a reportable transaction, the taxpayer shall file with the department a copy of any  
10 form required by the internal revenue service for disclosing the reportable  
11 transaction for federal income tax purposes no later than 60 days after the date for  
12 which the taxpayer is required to file the form for federal income tax purposes, except  
13 that, if the taxpayer has filed a form with the internal revenue service on or before  
14 the effective date of this subsection .... [revisor inserts date], the taxpayer shall file  
15 a copy of the form with the department no later than February 29, 2008. The  
16 department may require that forms filed with the department under this subsection  
17 be filed separately from this state’s income or franchise tax return. This subsection  
18 applies to any reportable transaction entered into on or after January 1, 2001, or any  
19 reportable transaction entered into prior to January 1, 2001, that reduced the  
20 taxpayer’s tax liability for taxable years beginning on or after January 1, 2001, for  
21 any taxable year for which the transaction remains undisclosed and for which the  
22 statute of limitations on assessment, including any extension provided under sub.  
23 (6), has not expired as of the date that is 60 days after the effective date of this  
24 subsection .... [revisor inserts date].

1           **(3) PENALTY FOR FAILING TO DISCLOSE.** (a) Any taxpayer who does not file the  
2 form under sub. (2) and who is required to file the form is subject to the following  
3 penalty:

4           1. If the taxpayer participated in a reportable transaction that is not a listed  
5 transaction, the lesser of \$15,000 or 10 percent of the tax benefit obtained from the  
6 reportable transaction.

7           2. If the taxpayer participated in a listed transaction, \$30,000.

8           (b) The secretary of revenue may waive or abate any penalty imposed under  
9 this subsection, or any portion of such penalty, related to a reportable transaction  
10 that is not a listed transaction, if the waiver or abatement promotes compliance with  
11 this section and effective tax administration. Notwithstanding any other law or rule,  
12 a determination by the secretary of revenue under this paragraph may not be  
13 reviewed in any judicial proceeding.

14           (c) The penalties imposed under this subsection apply to any failure to disclose  
15 a listed transaction entered into on or after January 1, 2001, or entered into prior to  
16 January 1, 2001, that reduced the taxpayer's tax liability for taxable years beginning  
17 on or after January 1, 2001, including transactions that were not listed transactions  
18 when entered into, but became listed transactions before the effective date of this  
19 paragraph .... [revisor inserts date], or any other reportable transaction entered into  
20 after the effective date of this paragraph .... [revisor inserts date], for any taxable  
21 year for which the statute of limitations on assessment, including any extension  
22 under sub. (6), has not expired as of the effective date of this paragraph .... [revisor  
23 inserts date].

24           **(4) UNDERSTATEMENT PENALTY.** (a) If a taxpayer has a reportable transaction  
25 understatement, as determined in par. (b), the taxpayer shall pay, in addition to any

1 tax owed with regard to the reportable transaction, an amount equal to either 20  
2 percent of the reportable transaction understatement or, in the case of a reportable  
3 transaction that is not disclosed as provided in sub. (2), 30 percent of the reportable  
4 transaction understatement.

5 (b) A taxpayer has a reportable transaction understatement if the following  
6 calculation results in a positive number:

7 1. Multiply the taxpayer's highest applicable tax rate under s. 71.06, 71.27, or  
8 71.46, by the amount of any increase in Wisconsin taxable income that results from  
9 the difference between the proper tax treatment of a reportable transaction and the  
10 taxpayer's treatment of the transaction as shown on the taxpayer's tax return,  
11 including any amended return the taxpayer files before the date on which the  
12 department first contacts the taxpayer regarding an examination of the taxable year  
13 for which the amended return is filed. For purposes of this subdivision, the amount  
14 of any increase in Wisconsin taxable income for a taxable year includes any reduction  
15 in the amount of loss available for carry-forward to the subsequent year.

16 2. Add the amount determined under subd. 1. to the amount of any decrease  
17 in the aggregate amount of Wisconsin income or franchise tax credits that results  
18 from the difference between the proper tax treatment of a reportable transaction and  
19 the taxpayer's treatment of the transaction as shown on the taxpayer's tax return.

20 (c) The secretary of revenue may waive or abate any penalty imposed under this  
21 subsection, or any portion of such penalty, if the taxpayer demonstrates to the  
22 department that the taxpayer had reasonable cause to act the way the taxpayer did,  
23 and in good faith, with regard to the tax treatment for which the taxpayer is subject  
24 to a penalty under this subsection and all facts relevant to the tax treatment are  
25 adequately disclosed in the filing under sub. (2), except that, if the taxpayer does not

1 fully disclose such facts under sub. (2), the taxpayer's penalty may be waived or  
2 abated under this paragraph if the taxpayer demonstrates to the department that  
3 the taxpayer reasonably believed that the tax treatment for which the taxpayer is  
4 subject to a penalty under this subsection was more likely than not the proper  
5 treatment and substantial authority exists or existed for the tax treatment for which  
6 the taxpayer is subject to a penalty under this subsection. Notwithstanding any  
7 other law or rule, a determination by the secretary of revenue under this paragraph  
8 may not be reviewed in any judicial proceeding.

9 (d) The penalties under par. (a) apply to any reportable transaction  
10 understatement from a reportable transaction, including a listed transaction,  
11 entered into on or after January 1, 2001, or entered into prior to January 1, 2001, that  
12 reduced the taxpayer's tax liability for taxable years beginning on or after January  
13 1, 2001, for any taxable year for which the statute of limitations on assessment,  
14 including any extension provided under sub. (6), has not expired as of the effective  
15 date of this paragraph .... [revisor inserts date].

16 (5) ADDITIONAL UNDERSTATEMENT PENALTY. (a) 1. In addition to the penalty  
17 under sub. (4) (a), a taxpayer who files an amended return after February 29, 2008,  
18 and before the taxpayer is contacted by the internal revenue service or the  
19 department regarding a reportable transaction is subject to a penalty in an amount  
20 equal to 50 percent of the interest assessed under s. 71.82 on any reportable  
21 transaction understatement, as determined under sub. (4) (b), for the tax period for  
22 which the taxpayer files an amended return.

23 2. If the internal revenue service or the department contacts a taxpayer after  
24 February 29, 2008, regarding a reportable transaction and the taxpayer is contacted  
25 before the taxpayer files an amended return with respect to that transaction, the



1 taxpayer is subject to a penalty in an amount equal to the interest assessed under  
2 s. 71.82 on any reportable transaction understatement, as determined under sub. (4)  
3 (b), for the tax period for which the internal revenue service or the department  
4 contacts the taxpayer.

5 (b) The penalties under par. (a) apply to any reportable transaction  
6 understatement resulting from a reportable transaction, including a listed  
7 transaction, entered into on or after January 1, 2001, or entered into prior to January  
8 1, 2001, that reduced the taxpayer's tax liability for taxable years beginning on or  
9 after January 1, 2001, for any taxable year for which the statute of limitations on  
10 assessment, including any extension provided under sub. (6), has not expired as of  
11 the effective date of this paragraph .... [revisor inserts date].

12 (c) The secretary of revenue may waive or abate any penalty imposed under this  
13 subsection, or any portion of such penalty, if the taxpayer demonstrates to the  
14 department that the taxpayer had reasonable cause to act the way the taxpayer did,  
15 and in good faith, with regard to the tax treatment for which the taxpayer is subject  
16 to a penalty under this subsection and all facts relevant to the tax treatment are  
17 adequately disclosed in the filing under sub. (2), except that, if the taxpayer does not  
18 fully disclose such facts under sub. (2), the taxpayer's penalty may be waived or  
19 abated under this paragraph if the taxpayer demonstrates to the department that  
20 the taxpayer reasonably believed that the tax treatment for which the taxpayer is  
21 subject to a penalty under this subsection was more likely than not the proper  
22 treatment and substantial authority exists or existed for the tax treatment for which  
23 the taxpayer is subject to a penalty under this subsection. Notwithstanding any  
24 other law or rule, a determination by the secretary of revenue under this paragraph  
25 may not be reviewed in any judicial proceeding.

1           **(6) STATUTE OF LIMITATIONS EXTENSION.** (a) Except as provided in par. (b), if a  
2 taxpayer fails to provide any information regarding a reportable transaction, other  
3 than a listed transaction, under sub. (2), the time for assessing any tax imposed  
4 under this chapter with respect to that transaction shall expire no later than the date  
5 that is 6 years after the date on which the return for the taxable year in which the  
6 reportable transaction occurred was filed. If a taxpayer fails to provide any  
7 information regarding a listed transaction, under sub. (2), the time for assessing any  
8 tax imposed under this chapter with respect to that transaction shall expire on the  
9 latest of the following dates:

10           1. The date that is 6 years after the date on which the return for the taxable  
11 year in which the listed transaction occurred was filed.

12           2. The date that is 12 months after the date on which the taxpayer provides  
13 information regarding the listed transaction under sub. (2).

14           3. The date that is 12 months after the date on which the taxpayer's material  
15 advisor provides, at the department's request, the list described in sub. (7) (b).

16           4. The date that is 4 years after the date on which the department discovers  
17 a listed transaction that was a listed transaction on the date the transaction occurred  
18 for which the taxpayer did not provide the information described under sub. (2) or  
19 for which the taxpayer's material advisor did not provide the information described  
20 under sub (7) (b).

21           (b) Any limitation determined under par. (a) may be extended by a written  
22 agreement between the taxpayer and the department as provided under s. 71.77 (5).

23           (c) This subsection applies to any reportable transaction, including a listed  
24 transaction entered into on or after January 1, 2001, or entered into prior to January

1 1, 2001, that reduced the taxpayer's tax liability for taxable years beginning on or  
2 after January 1, 2001.

3 (7) MATERIAL ADVISOR. (a) Each material advisor who is required to disclose a  
4 reportable transaction under section 6111 of the Internal Revenue Code shall file a  
5 copy of the disclosure with the department no later than 60 days after the date for  
6 which the material advisor is required to file the disclosure with the internal revenue  
7 service, except that, if a material advisor files the disclosure with the internal  
8 revenue service on or before the effective date of this paragraph .... [revisor inserts  
9 date], the material advisor shall file a copy of the disclosure with the department no  
10 later than February 29, 2008.

11 (b) Each material advisor shall maintain a list that identifies each Wisconsin  
12 taxpayer for whom the person provided services as a material advisor with respect  
13 to a reportable transaction, regardless of whether the taxpayer is required to file the  
14 form under sub. (2). Any material advisor who is required to maintain a list under  
15 this paragraph shall provide the list to the department after receiving the  
16 department's written request to provide the list and shall retain the information  
17 contained in the list for 7 years or for the period determined by the department by  
18 rule. If 2 or more material advisors are required under this paragraph to maintain  
19 identical lists, the department may provide that only one of the material advisors  
20 maintain the list.

21 (c) This subsection applies to reportable transactions, not including listed  
22 transactions, for which a material advisor provides services after the effective date  
23 of this paragraph .... [revisor inserts date], and listed transactions for which a  
24 material advisor provides services, and were entered into, on or after January 1,  
25 2001, or were entered into prior to January 1, 2001, and that reduced the taxpayer's

1 tax liability for taxable years beginning on or after January 1, 2001, regardless of  
2 when the transactions became listed transactions.

3 **(8) MATERIAL ADVISOR PENALTIES.** (a) If a person who is required to file a  
4 disclosure with the department as provided under sub. (7) (a) fails to file the  
5 disclosure or files a disclosure containing false or incomplete information, the person  
6 is subject to a penalty equal to the following amounts:

7 1. If the disclosure relates to a reportable transaction that is not a listed  
8 transaction, \$15,000.

9 2. If the disclosure relates to a listed transaction, \$100,000.

10 (b) Any person who is required to maintain a list under sub. (7) (b) and who fails  
11 to provide the list to the department no later than 20 business days after the date on  
12 which the person receives the department's request to provide the list, as provided  
13 under sub. (7) (b), shall pay a penalty to the department in an amount that is equal  
14 to \$10,000 for each day that the person does not provide the list, beginning with the  
15 day that is 21 business days after the date on which the person receives the  
16 department's request.

17 (c) The secretary of revenue may waive or abate any penalty imposed under this  
18 subsection, or any portion of such penalty, related to a reportable transaction that  
19 is not a listed transaction, if the waiver or abatement promotes compliance with this  
20 section and effective tax administration or, with regard to the penalty imposed under  
21 par. (b), if, on each day after the time for providing the list without incurring a  
22 penalty has expired, the person demonstrates to the department that the person's  
23 failure to provide the list on that day is because of reasonable cause.  
24 Notwithstanding any other law or rule, a determination by the secretary of revenue  
25 under this paragraph may not be reviewed in any judicial proceeding.

1           **(9) TAX SHELTER PROMOTION.** (a) Beginning on the effective date of this  
2 paragraph .... [revisor inserts date], any person who organizes or assists in  
3 organizing a tax shelter, or directly or indirectly participates in the sale of any  
4 interest in a tax shelter, and who makes or provides or causes another person to make  
5 or provide, in connection with such organization or sale, a statement that the person  
6 knows or has reason to know is false or fraudulent as to any material matter  
7 regarding the allowability of any tax deduction or credit, the excludability of any  
8 income, the manipulation of any allocation or apportionment rule, or the securing of  
9 any other tax benefit resulting from holding an interest in the entity or participating  
10 in the plan or arrangement, shall pay a penalty to the department, with respect to  
11 each sale or act of organization described under this paragraph, in an amount equal  
12 to 50 percent of the person's gross income derived from the sale or act.

13           (b) For purposes of administering this chapter, beginning on the effective date  
14 of this paragraph .... [revisor inserts date], a written communication to any person,  
15 director, officer, employee, agent, or representative of the person, or any other person  
16 holding a capital or profits interest in the person, regarding the promotion of, or  
17 advice with respect to, the person's direct or indirect participation in any tax shelter  
18 is not considered a confidential or privileged communication.

19           **(11) INJUNCTION.** The department may commence an action in the circuit court  
20 of Dane County to enjoin a person from taking any action, or failing to take any  
21 action, that is subject to a penalty under this section or in violation of this section or  
22 any rules that the department promulgates pursuant to this section.

23           **SECTION 1847.** 71.83 (1) (a) 1. of the statutes is amended to read:

24           71.83 **(1)** (a) 1. 'Failure to file.' In case of failure to file any return required  
25 under s. 71.03, 71.24 ~~or~~ 71.44, or 71.775 on the due date prescribed therefor,

1 including any applicable extension of time for filing, unless it is shown that the  
2 failure is due to reasonable cause and not due to willful neglect, there shall be added  
3 to the amount required to be shown as tax on the return 5% of the amount of the tax  
4 if the failure is for not more than one month, with an additional 5% for each  
5 additional month or fraction thereof during which the failure continues, not  
6 exceeding 25% in the aggregate. For purposes of this subdivision, the amount of tax  
7 required to be shown on the return shall be reduced by the amount of any part of the  
8 tax which is paid on or before the due date prescribed for payment and by the amount  
9 of any credit against the tax which may be claimed upon the return.

10 **SECTION 2139e.** 71.83 (1) (a) 6. of the statutes is amended to read:

11 71.83 (1) (a) 6. ‘Retirement plans.’ Any natural person who is liable for a  
12 penalty for federal income tax purposes under section 72 (m) (5), (q), (t), and (v), 4973,  
13 4974, 4975, or 4980A of the ~~internal revenue code~~ Internal Revenue Code is liable  
14 for 33% of the federal penalty unless the income received is exempt from taxation  
15 under s. 71.05 (1) (a) or (ae). The penalties provided under this subdivision shall be  
16 assessed, levied, and collected in the same manner as income or franchise taxes.

17 **SECTION 1848.** 71.90 (2) of the statutes is amended to read:

18 71.90 (2) ~~DEPOSIT WITH THE SECRETARY OF ADMINISTRATION~~ DEPARTMENT. At any  
19 time while the petition is pending before the tax appeals commission or an appeal  
20 in regard to that petition is pending in a court, the taxpayer may offer to deposit the  
21 entire amount of the additional taxes, penalties, and fines, together with interest,  
22 with the ~~secretary of administration~~. ~~If an offer to deposit is made, the department~~  
23 ~~of revenue shall issue a certificate to the secretary of administration authorizing the~~  
24 ~~secretary to accept payment of such taxes together with interest to the first day of~~  
25 ~~the succeeding month and to give a receipt. A copy of the certificate shall be mailed~~

1 ~~to the taxpayer who shall pay the taxes and interest to the secretary of~~  
2 ~~administration within 30 days. A copy of the receipt of the secretary of~~  
3 ~~administration shall be filed with the department. The department shall, upon final~~  
4 ~~determination of the appeal, certify to the secretary of administration the amount~~  
5 ~~of the taxes as finally determined and direct the secretary of administration to refund~~  
6 ~~to the appellant any portion of such payment which has been found to have been~~  
7 ~~improperly assessed, including interest. The secretary of administration shall make~~  
8 ~~the refunds directed by the certificate within 30 days after receipt. Taxes paid to the~~  
9 ~~secretary of administration under this subsection shall be subject to the interest~~  
10 ~~provided by ss. 71.82 and 71.91 (1) (c) only to the extent of the interest accrued on~~  
11 ~~the taxes prior to the first day of the month succeeding the application for hearing.~~  
12 ~~Any portion of the amount deposited with the secretary of administration which is~~  
13 ~~refunded to the taxpayer shall bear interest at the rate of 9% per year during the time~~  
14 ~~that the funds are on deposit.~~

15 **SECTION 1849.** 71.93 (1) (a) 2. of the statutes is amended to read:

16 71.93 (1) (a) 2. A delinquent child support or spousal support obligation that  
17 has been reduced to a judgment and has been submitted by an agency of another  
18 state to the department of workforce development children and families for  
19 certification under this section.

20 **SECTION 1850.** 71.93 (1) (a) 4. of the statutes is amended to read:

21 71.93 (1) (a) 4. An amount that the department of workforce development  
22 children and families may recover under s. 49.161 or 49.195 (3) or collect under s.  
23 49.147 (6) (cm), if the department of workforce development children and families  
24 has certified the amount under s. 49.85.

25 **SECTION 2143m.** 73.01 (4) (e) 2. of the statutes is amended to read:

1           73.01 (4) (e) 2. Except for hearings on ss. 341.405 and 341.45, the department  
2 of revenue may choose not to appeal and to nonacquiesce in the decision or order by  
3 sending a notice of nonacquiescence to the clerk of the commission, to the ~~revisor of~~  
4 ~~statutes~~ legislative reference bureau for publication in the Wisconsin administrative  
5 register and to the taxpayer or the taxpayer's representative before the time expires  
6 for seeking a review of the decision or order under s. 73.015. The effect of this action  
7 is that, although the decision or order is binding on the parties for the instant case,  
8 the commission's conclusions of law, the rationale and construction of statutes in the  
9 instant case are not binding upon or required to be followed by the department of  
10 revenue in other cases.

11           **SECTION 1851.** 73.03 (2a) of the statutes is amended to read:

12           73.03 (2a) To prepare, ~~have published and distribute to each property tax~~  
13 ~~assessor and to others who so request~~ and publish, in electronic form and on the  
14 Internet, assessment manuals. The manual shall discuss and illustrate accepted  
15 assessment methods, techniques and practices with a view to more nearly uniform  
16 and more consistent assessments of property at the local level. The manual shall be  
17 amended by the department from time to time to reflect advances in the science of  
18 assessment, court decisions concerning assessment practices, costs, and statistical  
19 and other information considered valuable to local assessors by the department. The  
20 manual shall incorporate standards for the assessment of all types of renewable  
21 energy resource systems used in this state as soon as such systems are used in  
22 sufficient numbers and sufficient data exists to allow the formulation of valid  
23 guidelines. The manual shall incorporate standards, which the department of  
24 revenue and the state historical society of Wisconsin shall develop, for the  
25 assessment of nonhistoric property in historic districts and for the assessment of



1 historic property, including but not limited to property that is being preserved or  
2 restored; property that is subject to a protective easement, covenant or other  
3 restriction for historic preservation purposes; property that is listed in the national  
4 register of historic places in Wisconsin or in this state's register of historic places and  
5 property that is designated as a historic landmark and is subject to restrictions  
6 imposed by a municipality or by a landmarks commission. The manual shall  
7 incorporate general guidelines about ways to determine whether property is taxable  
8 in part under s. 70.1105 and examples of the ways that s. 70.1105 applies in specific  
9 situations. The manual shall state that assessors are required to comply with s. 70.32  
10 (1g) and shall suggest procedures for doing so. The manual or a supplement to it shall  
11 specify per acre value guidelines for each municipality for various categories of  
12 agricultural land based on the income that could be generated from its estimated  
13 rental for agricultural use, as defined by rule, and capitalization rates established  
14 by rule. The manual shall include guidelines for classifying land as agricultural  
15 land, as defined in s. 70.32 (2) (c) 1g., and guidelines for distinguishing between land  
16 and improvements to land. The cost of the development, preparation, and Internet  
17 ~~publication and distribution~~ of the manual and of revisions and amendments to it  
18 ~~shall be borne by the assessors and requesters at an individual volume cost or a~~  
19 ~~subscription cost as determined by the department. All receipts shall be credited to~~  
20 paid from the appropriation under s. 20.566 (2) (hi). ~~The department may provide~~  
21 ~~free assessment manuals to other state agencies or exchange them at no cost with~~  
22 ~~agencies of other states or of the federal government for similar information or~~  
23 ~~publications~~ (b).

24 **SECTION 1852.** 73.03 (28e) of the statutes is created to read:

1           73.03 **(28e)** To participate as a member state of the streamlined sales tax  
2 governing board which administers the agreement, as defined in s. 77.65 (2) (a), and  
3 includes having the governing board enter into contracts that are necessary to  
4 implement the agreement on behalf of the member states, and to allocate a portion  
5 of the amount collected under ch. 77 through the agreement to the appropriation  
6 under s. 20.566 (1) (ho) to pay the dues necessary to participate in the governing  
7 board. The department shall allocate the remainder of such collections to the general  
8 fund.

9           **SECTION 1853.** 73.03 (50) (c) of the statutes is amended to read:

10           73.03 **(50)** (c) In the case of an applicant who is an individual and who has a  
11 social security number, sets forth the social security number of the applicant or, in  
12 the case of an applicant who is an individual and who does not have a social security  
13 number, submits a statement made or subscribed under oath or affirmation that the  
14 applicant does not have a social security number. The form of the statement shall  
15 be prescribed by the department of ~~workforce development~~ children and families. A  
16 certificate issued in reliance upon a false statement submitted under this paragraph  
17 is invalid.

18           **SECTION 1854.** 73.03 (50) (d) of the statutes is amended to read:

19           73.03 **(50)** (d) In the case of a sole proprietor, signs the form or, in the case of  
20 other persons, has an individual who is authorized to act on behalf of the person sign  
21 the form, or, in the case of a single-owner entity that is disregarded as a separate  
22 entity under section 7701 of the Internal Revenue Code, the person is the owner. Any  
23 person who may register under this subsection may designate an agent, as defined  
24 in s. 77.524 (1) (ag), to register with the department under this subsection in the

1 manner prescribed by the department. In this paragraph, “sign” has the meaning  
2 given in s. 77.51 (17r).

3 **SECTION 1855.** 73.03 (50b) of the statutes is created to read:

4 73.03 (50b) To waive the fee established under sub. (50) for applying for and  
5 renewing the business tax registration certificate, if the person who is applying for  
6 or renewing the certificate is not required for purposes of ch. 77 to hold such a  
7 certificate.

8 **SECTION 1856.** 73.03 (50m) of the statutes is amended to read:

9 73.03 (50m) To enter into a memorandum of understanding with the  
10 department of ~~workforce development~~ children and families under s. 49.857. The  
11 department of revenue shall suspend, refuse to issue or refuse to renew any  
12 certificate issued under sub. (50) as provided in the memorandum of understanding  
13 entered into under s. 49.857. Notwithstanding ss. 71.78 and 77.61 (5), the  
14 department of revenue shall disclose to the department of ~~workforce development~~  
15 children and families the social security number of any applicant for a certificate  
16 issued under sub. (50) as provided in the memorandum of understanding.

17 **SECTION 1857.** 73.03 (52n) of the statutes is created to read:

18 73.03 (52n) To enter into agreements with federally recognized tribes located  
19 in this state that provide for offsetting state tax refunds against tribal obligations  
20 and to charge a fee up to \$25 per transaction to the debtor for the administrative costs  
21 of such setoffs. The administrative costs collected under this subsection shall be  
22 credited to the appropriation under s. 20.566 (1) (h). Setoffs under ss. 71.93, 71.935,  
23 and 73.03 (52) shall occur before setoffs under this subsection. Any legal proceeding  
24 to contest a setoff under this subsection shall be brought against the tribe under the  
25 process established by the tribe.

1           **SECTION 1858.** 73.03 (61) of the statutes is created to read:

2           73.03 **(61)** To do all of the following related to the Uniform Sales and Use Tax  
3 Administration Act:

4           (a) Certify compliance with the agreement, as defined in s. 77.65 (2) (a).

5           (b) Pursuant to the agreement, as defined in s. 77.65 (2) (a), certify certified  
6 service providers, as defined in s. 77.51 (1g), and certified automated systems, as  
7 defined in s. 77.524 (1) (am).

8           (c) Consistent with the agreement, as defined in s. 77.65 (2) (a), establish  
9 performance standards and eligibility criteria for a seller that sells tangible personal  
10 property, items or property under s. 77.52 (1) (b) or (c), or taxable services in at least  
11 5 states that are signatories to the agreement, as defined in s. 77.65 (2) (a); that has  
12 total annual sales revenue of at least \$500,000,000; that has a proprietary system  
13 that calculates the amount of tax owed to each taxing jurisdiction in which the seller  
14 sells tangible personal property, items or property under s. 77.52 (1) (b) or (c), or  
15 taxable services; and that has entered into a performance agreement with the states  
16 that are signatories to the agreement, as defined in s. 77.65 (2) (a). For purposes of  
17 this paragraph, “seller” includes an affiliated group of sellers using the same  
18 proprietary system to calculate the amount of tax owed in each taxing jurisdiction  
19 in which the sellers sell tangible personal property, items or property under s. 77.52  
20 (1) (b) or (c), or taxable services.

21           (d) Issue a tax identification number to a person who claims an exemption  
22 under subch. III or V of ch. 77 and who is not required to register with the department  
23 for the purposes of subch. III or V of ch. 77 and establish procedures for the  
24 registration of such a person.

1 (e) Maintain a database that is accessible to sellers and certified service  
2 providers, as defined in s. 77.51 (1g), that indicates whether items defined in  
3 accordance with the Uniform Sales and Use Tax Administration Act are taxable or  
4 nontaxable.

5 (f) Maintain a database that is accessible to sellers and certified service  
6 providers, as defined in s. 77.51 (1g), and available in a downloadable format, that  
7 indicates tax rates, taxing jurisdiction boundaries, and zip code or address  
8 assignments related to the administration of taxes imposed under subchs. III and V  
9 of ch. 77.

10 (g) Set forth the information that the seller shall provide to the department for  
11 tax exemptions claimed by purchasers and establish the manner in which a seller  
12 shall provide such information to the department.

13 (h) Provide monetary allowances, in addition to the retailer's discount provided  
14 under s. 77.61 (4) (c), to certified service providers, as defined in s. 77.51 (1g), and  
15 sellers that use certified automated systems, as defined in s. 77.524 (1) (am), or  
16 proprietary systems, pursuant to the agreement as defined in s. 77.65 (2) (a).

17 **SECTION 1859.** 73.03 (63) of the statutes is created to read:

18 73.03 (63) Notwithstanding the amount limitations specified under ss. 71.07  
19 (5b) (c) 1. and (5d) (c) 1., 71.28 (5b) (c) 1., 71.47 (5b) (c) 1., and 560.205 (3) (d), in  
20 consultation with the department of commerce, to carry forward to subsequent  
21 taxable years unclaimed credit amounts of the early stage seed investment credits  
22 under ss. 71.07 (5b), 71.28 (5b), and 71.47 (5b) and the angel investment credit under  
23 s. 71.07 (5d). Annually, no later than July 1, the department of commerce shall  
24 submit to the department of revenue its recommendations for the carry forward of  
25 credit amounts as provided under this subsection.

1           **SECTION 1860.** 73.0301 (1) (d) 2. of the statutes is amended to read:

2           73.0301 (1) (d) 2. A license issued by the department of ~~health and family~~  
3 ~~services~~ children and families under s. 48.66 (1) (a) to a child welfare agency, group  
4 home, shelter care facility, or day care center, as required by s. 48.60, 48.625, 48.65,  
5 or 938.22 (7).

6           **SECTION 2156m.** 73.0301 (1) (e) of the statutes, as affected by 2007 Wisconsin  
7 Act 1, is amended to read:

8           73.0301 (1) (e) “Licensing department” means the department of  
9 administration; the board of commissioners of public lands; the department of  
10 commerce; the department of children and families; the government accountability  
11 board; the department of financial institutions; the department of health and family  
12 services; the department of natural resources; the department of public instruction;  
13 the department of regulation and licensing; the department of workforce  
14 development; the office of the commissioner of insurance; or the department of  
15 transportation.

16           **SECTION 1861.** 73.0301 (2) (c) 1. am. of the statutes is amended to read:

17           73.0301 (2) (c) 1. am. If the applicant is an individual and does not have a social  
18 security number, a statement made or subscribed under oath or affirmation that the  
19 applicant does not have a social security number. The form of the statement shall  
20 be prescribed by the department of ~~workforce development~~ children and families. A  
21 license issued in reliance upon a false statement submitted under this subd. 1. am.  
22 is invalid.

23           **SECTION 1862.** 73.0301 (2) (c) 2. of the statutes is amended to read:

24           73.0301 (2) (c) 2. A licensing department may not disclose any information  
25 received under subd. 1. a. or b. to any person except to the department of revenue for

1 the purpose of requesting certifications under par. (b) 2. in accordance with the  
2 memorandum of understanding under sub. (4) and administering state taxes or to  
3 the department of workforce development children and families for the purpose of  
4 administering s. 49.22.

5 **SECTION 1863.** 74.09 (3) (b) 6m. of the statutes is created to read:

6 74.09 (3) (b) 6m. The amount of the credit under s. 79.10 (5m) allocable to the  
7 property for the previous year and the current year, and the percentage change  
8 between those years.

9 **SECTION 1864.** 74.09 (3) (b) 7. of the statutes is amended to read:

10 74.09 (3) (b) 7. The amount obtained by subtracting the ~~amount~~ amounts under  
11 ~~subd. subs. 6. and 6m.~~ from the amount under subd. 5., for the previous year and  
12 the current year, and the percentage change in that amount between those years.

13 **SECTION 1865.** 76.07 (4g) (b) 8. of the statutes is amended to read:

14 76.07 (4g) (b) 8. Determine transport-related revenue by adding public service  
15 revenue allocated to this state on the basis of routes for which the company is  
16 authorized to receive subsidy payments, mutual aid allocated to this state on the  
17 basis of the ratio of transport revenues allocated to this state to transport revenues  
18 everywhere in the previous year, in-flight sales allocated to this state as they are  
19 allocated under s. ~~77.51 (14r)~~ 77.522 and all other transport-related revenues from  
20 sales made in this state.

21 **SECTION 2161g.** 76.29 (1) (f) of the statutes is amended to read:

22 76.29 (1) (f) “Tax period” means each calendar year or portion of a calendar year  
23 ~~from January 1, 2004, to December 31, 2009.~~

24 **SECTION 2161h.** 76.29 (2) of the statutes is amended to read:

1           76.29 (2) IMPOSITION. There is imposed on every light, heat, and power company  
2 and electric cooperative that owns an electric utility plant, an annual license fee to  
3 be assessed by the department on or before May 1, 2005, and every May 1 thereafter,  
4 ~~ending with the assessment on May 1, 2010,~~ measured by the gross revenues of the  
5 preceding tax period in an amount equal to the apportionment factor multiplied by  
6 gross revenues multiplied by 1.59%. The fee shall become delinquent if not paid  
7 when due and when delinquent shall be subject to interest at the rate of 1.5% per  
8 month until paid. ~~Gross revenues earned by a light, heat, and power company after~~  
9 ~~December 31, 2009, are subject to the license fee imposed under s. 76.28 (2). Gross~~  
10 ~~revenues earned by an electric cooperative after December 31, 2009, are subject to~~  
11 ~~the license fee imposed under s. 76.48 (1r).~~

12           **SECTION 2161n.** 76.635 (1) (a) of the statutes is amended to read:

13           76.635 (1) (a) “Certified capital company” has the meaning given in s. 560.30  
14 ~~(2)~~ 560.29 (1) (a).

15           **SECTION 2161o.** 76.635 (1) (b) of the statutes is amended to read:

16           76.635 (1) (b) “Certified capital investment” has the meaning given in s. 560.30  
17 ~~(4)~~ 560.29 (1) (b).

18           **SECTION 2161p.** 76.635 (1) (c) of the statutes is amended to read:

19           76.635 (1) (c) “Investment date” has the meaning given in s. 560.30 ~~(6)~~ 560.29  
20 (1) (d).

21           **SECTION 2161q.** 76.635 (1) (d) of the statutes is amended to read:

22           76.635 (1) (d) “Investment pool” has the meaning given in s. 560.30 ~~(7)~~ 560.29  
23 (1) (e).

24           **SECTION 2161r.** 76.635 (1) (e) of the statutes is amended to read:



1           76.635 (1) (e) “Qualified investment” has the meaning given in s. 560.30 (11)  
2           560.29 (1) (g).

3           **SECTION 2161s.** 76.635 (4) (a) of the statutes is amended to read:

4           76.635 (4) (a) If a certified capital company is decertified, or an investment pool  
5           is disqualified, under s. 560.37, 2005 stats., before the certified capital company  
6           fulfills the investment requirement under s. 560.34 (1m) (a) 1., 2005 stats., with  
7           respect to the investment pool, any insurer that has received a credit under this  
8           section with respect to that investment pool shall repay that credit to the  
9           commissioner of insurance, for deposit in the general fund, and may not claim more  
10          credit in respect to that investment pool.

11          **SECTION 2161t.** 76.635 (4) (b) of the statutes is amended to read:

12          76.635 (4) (b) If a certified capital company fulfills the investment requirement  
13          under s. 560.34 (1m) (a) 1., 2005 stats., with respect to an investment pool but the  
14          certified capital company is decertified, or an investment pool is disqualified, under  
15          s. 560.37, 2005 stats., before the certified capital company fulfills the investment  
16          requirement under s. 560.34 (1m) (a) 2., 2005 stats., for that investment pool, any  
17          insurer that has received a credit under this section with respect to that investment  
18          pool shall repay all credits that were claimed for taxable years after the taxable year  
19          that includes the 3rd anniversary of the investment date of the investment pool and  
20          may claim no more credits for taxable years after the taxable year that includes the  
21          3rd anniversary of the investment date of the investment pool.

22          **SECTION 1866.** 76.636 (1) (e) of the statutes is amended to read:

23          76.636 (1) (e) “Member of a targeted group” means a person who resides in an  
24          area designated by the federal government as an economic revitalization area, a  
25          person who is employed in an unsubsidized job but meets the eligibility requirements

1 under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who  
2 is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work, real pay  
3 project position under s. 49.147 (3m), a person who is eligible for child care assistance  
4 under s. 49.155, a person who is a vocational rehabilitation referral, an economically  
5 disadvantaged youth, an economically disadvantaged veteran, a supplemental  
6 security income recipient, a general assistance recipient, an economically  
7 disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC  
8 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp  
9 recipient, if the person has been certified in the manner under s. 71.47 (1dj) (am) 3.  
10 by a designated local agency, as defined in s. 71.47 (1dj) (am) 2.

11 **SECTION 1867.** 76.636 (2) (b) of the statutes is amended to read:

12 76.636 (2) (b) The amount determined by multiplying the amount determined  
13 under s. 560.785 (1) (b) by the number of full-time jobs created in a development zone  
14 and filled by a member of a targeted group and by then subtracting the subsidies paid  
15 under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m)  
16 (c) for those jobs.

17 **SECTION 1868.** 76.636 (2) (c) of the statutes is amended to read:

18 76.636 (2) (c) The amount determined by multiplying the amount determined  
19 under s. 560.785 (1) (c) by the number of full-time jobs created in a development zone  
20 and not filled by a member of a targeted group and by then subtracting the subsidies  
21 paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147  
22 (3m) (c) for those jobs.

23 **SECTION 1869.** 76.636 (2) (d) of the statutes is amended to read:

24 76.636 (2) (d) The amount determined by multiplying the amount determined  
25 under s. 560.785 (1) (bm) by the number of full-time jobs retained, as provided in the

1 rules under s. 560.785, excluding jobs for which a credit has been claimed under s.  
2 71.47 (1dj), in an enterprise development zone under s. 560.797 and for which  
3 significant capital investment was made and by then subtracting the subsidies paid  
4 under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m)  
5 (c) for those jobs.

6 **SECTION 1870.** 76.636 (2) (e) of the statutes is amended to read:

7 76.636 (2) (e) The amount determined by multiplying the amount determined  
8 under s. 560.785 (1) (c) by the number of full–time jobs retained, as provided in the  
9 rules under s. 560.785, excluding jobs for which a credit has been claimed under s.  
10 71.47 (1dj), in a development zone and not filled by a member of a targeted group and  
11 by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
12 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

13 **SECTION 1871.** Chapter 77 (title) of the statutes is amended to read:

14 **CHAPTER 77**  
15 **TAXATION OF FOREST CROPLANDS;**  
16 **REAL ESTATE TRANSFER FEES;**  
17 **SALES AND USE TAXES; COUNTY**  
18 **AND SPECIAL DISTRICT SALES**  
19 **AND USE TAXES; MANAGED FOREST**  
20 **LAND; TEMPORARY RECYCLING**  
21 **SURCHARGE; LOCAL FOOD AND**  
22 **BEVERAGE TAX; LOCAL RENTAL**  
23 **CAR TAX; PREMIER RESORT AREA**  
24 **TAXES; STATE RENTAL VEHICLE FEE;**

1                   **DRY CLEANING FEES; REGIONAL**  
2                               **TRANSIT AUTHORITY FEE;**  
3                               **OIL COMPANY ASSESSMENT**

4           **SECTION 1872.** 77.22 (1) of the statutes is amended to read:

5           77.22 (1) There is imposed on the grantor of real estate a real estate transfer  
6 fee at the rate of ~~30~~ 60 cents for each \$100 of value or fraction thereof on every  
7 conveyance not exempted or excluded under this subchapter. In regard to land  
8 contracts the value is the total principal amount that the buyer agrees to pay the  
9 seller for the real estate. This fee shall be collected by the register at the time the  
10 instrument of conveyance is submitted for recording. Except as provided in s. 77.255,  
11 at the time of submission the grantee or his or her duly authorized agent or other  
12 person acquiring an ownership interest under the instrument, or the clerk of court  
13 in the case of a foreclosure under s. 846.16 (1), shall execute a return, signed by both  
14 grantor and grantee, on the form prescribed under sub. (2). The register shall enter  
15 the fee paid on the face of the deed or other instrument of conveyance before  
16 recording, and, except as provided in s. 77.255, submission of a completed real estate  
17 transfer return and collection by the register of the fee shall be prerequisites to  
18 acceptance of the conveyance for recording. The register shall have no duty to  
19 determine either the correct value of the real estate transferred or the validity of any  
20 exemption or exclusion claimed. If the transfer is not subject to a fee as provided in  
21 this subchapter, the reason for exemption shall be stated on the face of the  
22 conveyance to be recorded by reference to the proper subsection under s. 77.25.

23           **SECTION 1873.** 77.24 of the statutes is amended to read:

24           77.24 **Division of fee.** ~~Twenty~~ Ten percent of all fees collected under this  
25 subchapter shall be retained by the county and the balance shall be transmitted to

1 the state. Remittances shall be made monthly by the county treasurers to the  
2 department of revenue by the 15th day of the month following the close of the month  
3 in which the fee was collected. The remittance to the department shall be  
4 accompanied by the returns executed under s. 77.22. The state shall deposit all  
5 moneys received under this section with respect to conveyances recorded on or after  
6 July 1, 2007, into the county aid fund.

7 **SECTION 1874.** 77.51 (1) of the statutes is renumbered 77.51 (1fd) and amended  
8 to read:

9 77.51 (1fd) “Business” includes any activity engaged in by any person or caused  
10 to be engaged in by any person with the object of gain, benefit or advantage, either  
11 direct or indirect, and includes also the furnishing and distributing of tangible  
12 personal property, items or property under s. 77.52 (1) (b) or (c), specified digital  
13 goods, additional digital goods, or taxable services for a consideration by social clubs  
14 and fraternal organizations to their members or others.

15 **SECTION 1875.** 77.51 (1a) of the statutes is created to read:

16 77.51 (1a) “Additional digital goods” means video greeting cards sent by  
17 electronic mail, finished artwork, periodicals, and video or electronic games. For  
18 purposes of this subchapter, the sale of or the storage, use, or other consumption of  
19 a digital code is treated the same as the sale of or the storage, use, or other  
20 consumption of any additional digital goods for which the digital code relates.

21 **SECTION 1876.** 77.51 (1b) of the statutes is created to read:

22 77.51 (1b) “Alcoholic beverage” means a beverage that is suitable for human  
23 consumption and that contains 0.5 percent or more of alcohol by volume.

24 **SECTION 1877.** 77.51 (1ba) of the statutes is created to read:

1           77.51 **(1ba)** “Ancillary services” means services that are associated with or  
2 incidental to providing telecommunications services, including detailed  
3 telecommunications billing, directory assistance, vertical service, and voice mail  
4 services, but not including specified digital goods and additional digital goods.

5           **SECTION 1878.** 77.51 (1d) of the statutes is created to read:

6           77.51 **(1d)** “Biotechnologies” include recombinant deoxyribonucleic acid  
7 techniques, biochemistry, molecular and cellular biology, genetics, genetic  
8 engineering, biological cell fusion, and other bioprocesses.

9           **SECTION 1879.** 77.51 (1e) of the statutes is created to read:

10          77.51 **(1e)** “Biotechnology business” means a business, as certified by the  
11 department in the manner prescribed by the department, that is primarily engaged  
12 in the application of biotechnologies that use a living organism or parts of an  
13 organism to produce or modify products to improve plants or animals or to improve  
14 animal or human health, develop microorganisms for specific uses, identify targets  
15 for small molecule pharmaceutical development, or transform biological systems  
16 into useful processes and products.

17          **SECTION 1880.** 77.51 (1f) of the statutes is created to read:

18          77.51 **(1f)** “Bundled transaction” means the retail sale of 2 or more products,  
19 not including real property and services to real property, if the products are distinct  
20 and identifiable products and sold for one nonitemized price. “Bundled transaction”  
21 does not include any of the following:

22           (a) The sale of any products for which the sales price varies or is negotiable  
23 based on the purchaser’s selection of the products included in the transaction.

1           (b) 1. The retail sale of tangible personal property and a service, if the tangible  
2           personal property is essential to the use of the service, and provided exclusively in  
3           connection with the service, and if the true object of the transaction is the service.

4           2. The retail sale of a service and specified digital goods or additional digital  
5           goods, if such goods are essential to the use of the service, and provided exclusively  
6           in connection with the service, and if the true object of the transaction is the service.

7           3. The retail sale of a service and items or property under s. 77.52 (1) (b) or (c),  
8           if such property or items are essential to the use of the service, and provided  
9           exclusively in connection with the service, and if the true object of the transaction  
10          is the service.

11          (c) The retail sale of services, if one of the services is essential to the use or  
12          receipt of another service, and provided exclusively in connection with the other  
13          service, and if the true object of the transaction is the other service.

14          (d) A transaction that includes taxable and nontaxable products, if the seller's  
15          purchase price or the sales price of the taxable products is no greater than 10 percent  
16          of the seller's total purchase price or sales price of all the bundled products, as  
17          determined by the seller using either the seller's purchase price or sales price, but  
18          not a combination of both, or, in the case of a service contract, the full term of the  
19          service contract.

20          (e) The retail sale of taxable tangible personal property or items or property  
21          under s. 77.52 (1) (b) or (c) and tangible personal property or items or property under  
22          s. 77.52 (1) (b) or (c) that is exempt from the taxes imposed under this subchapter,  
23          if the transaction includes food and food ingredients, drugs, durable medical  
24          equipment, mobility-enhancing equipment, prosthetic devices, or medical supplies  
25          and if the seller's purchase price or the sales price of the taxable tangible personal

1 property or items or property under s. 77.52 (1) (b) or (c) is no greater than 50 percent  
2 of the seller’s total purchase price or sales price of all the tangible personal property  
3 or items or property under s. 77.52 (1) (b) or (c) included in what would otherwise be  
4 a bundled transaction, as determined by the seller using either the seller’s purchase  
5 price or the sales price, but not a combination of both.

6 **SECTION 1881.** 77.51 (1fm) of the statutes is created to read:

7 77.51 (1fm) “Candy” means a preparation of sugar, honey, or other natural or  
8 artificial sweetener combined with chocolate, fruit, nuts, or other ingredients or  
9 flavorings in the form of bars, drops, or pieces. “Candy” does not include a  
10 preparation that contains flour or that requires refrigeration.

11 **SECTION 1882.** 77.51 (1j) of the statutes is created to read:

12 77.51 (1j) “Catalog” means a printed and bound, stitched, sewed, or stapled  
13 book containing a list and description of property or services for sale, regardless of  
14 whether a price is specified.

15 **SECTION 1883.** 77.51 (1n) of the statutes is created to read:

16 77.51 (1n) “Computer” means an electronic device that accepts information in  
17 digital or similar form and that manipulates such information to achieve a result  
18 based on a sequence of instructions.

19 **SECTION 1884.** 77.51 (1p) of the statutes is created to read:

20 77.51 (1p) “Computer software” means a set of coded instructions designed to  
21 cause a computer or automatic data processing equipment to perform a task.  
22 “Computer software” does not include specified digital goods and additional digital  
23 goods.

24 **SECTION 1885.** 77.51 (1r) of the statutes is created to read:



1           77.51 (1r) “Conference bridging service” means an ancillary service that links  
2           2 or more participants of an audio or video conference call and may include providing  
3           a telephone number, but does not include the telecommunications services used to  
4           reach the conference bridge.

5           **SECTION 1886.** 77.51 (2k) of the statutes is created to read:

6           77.51 (2k) “Delivered electronically” means delivered to a purchaser by means  
7           other than by tangible storage media.

8           **SECTION 1887.** 77.51 (2m) of the statutes is created to read:

9           77.51 (2m) “Delivery charges” means charges by a seller to prepare and deliver  
10          tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified  
11          digital goods, additional digital goods, or services to a location designated by the  
12          purchaser of the tangible personal property, items or property under s. 77.52 (1) (b)  
13          or (c), specified digital goods, additional digital goods, or services, including charges  
14          for transportation, shipping, postage, handling, crating, and packing.

15          **SECTION 1888.** 77.51 (3c) of the statutes is created to read:

16          77.51 (3c) “Detailed telecommunications billing service” means an ancillary  
17          service that separately indicates information pertaining to individual calls on a  
18          customer’s billing statement.

19          **SECTION 1889.** 77.51 (3n) of the statutes is created to read:

20          77.51 (3n) “Dietary supplement” means a product, other than tobacco, that is  
21          intended to supplement a person’s diet, if all of the following apply:

22          (a) The product contains any of the following ingredients or any combination  
23          of any of the following ingredients:

24                1. A vitamin.

25                2. A mineral.

1           3. An herb or other botanical.

2           4. An amino acid.

3           5. A dietary substance that is intended for human consumption to supplement  
4 the diet by increasing total dietary intake.

5           6. A concentrate, metabolite, constituent, or extract.

6           (b) The product is intended for ingestion in tablet, capsule, powder, soft-gel,  
7 gel-cap, or liquid form, or, if not intended for ingestion in such forms, is not  
8 represented as conventional food and is not represented for use as the sole item of  
9 a meal or diet.

10           (c) The product is required to be labeled as a dietary supplement as required  
11 under 21 CFR 101.36.

12           **SECTION 1890.** 77.51 (3p) of the statutes is created to read:

13           77.51 **(3p)** “Digital audio works” means works that result from the fixation of  
14 a series of musical, spoken, or other sounds that are transferred electronically,  
15 including prerecorded or live music, prerecorded or live readings of books or other  
16 written materials, prerecorded or live speeches, or ringtones, but not including audio  
17 greeting cards sent by electronic mail.

18           **SECTION 1891.** 77.51 (3pa) of the statutes is created to read:

19           77.51 **(3pa)** “Digital audiovisual works” means a series of related images that,  
20 when shown in succession, impart an impression of motion, along with  
21 accompanying sounds, if any, that are transferred electronically. “Digital  
22 audiovisual works” includes motion pictures, musical videos, news programs, and  
23 live events, but does not include video greeting cards sent by electronic mail or video  
24 or electronic games.

25           **SECTION 1892.** 77.51 (3pb) of the statutes is created to read:

1           77.51 **(3pb)** “Digital books” means works that are generally recognized as  
2 books and are transferred electronically. “Digital books” includes novels, nonfiction  
3 works, and short stories, but does not include newspapers, periodicals, chat room  
4 discussions, or blogs.

5           **SECTION 1893.** 77.51 (3pc) of the statutes is created to read:

6           77.51 **(3pc)** “Digital code” means a code that provides the person who holds the  
7 code a right to obtain an additional digital good, a digital audiovisual work, digital  
8 audio work, or digital book and that may be obtained by any means, including  
9 tangible forms and electronic mail, regardless of whether the code is designated as  
10 song code, video code, or book code. “Digital code” includes codes used to access or  
11 obtain any specified digital goods, or any additional digital goods that have been  
12 previously purchased, and promotion cards or codes that are purchased by a retailer  
13 or other business entity for use by the retailer’s or entity’s customers. “Digital code”  
14 does not include the following:

15           1. A code that represents any redeemable card, gift card, or gift certificate that  
16 entitles the holder of such card or certificate to select any specified digital goods or  
17 additional digital goods at the cash value indicated by the card or certificate.

18           2. Digital cash that represents a monetary value that a customer may use to  
19 pay for a future purchase.

20           **SECTION 1894.** 77.51 (3pd) of the statutes is created to read:

21           77.51 **(3pd)** “Direct mail” means printed material that is delivered by the U.S.  
22 postal service or other delivery service to a mass audience or to addressees on a  
23 mailing list provided by or at the direction of the purchaser of the printed material,  
24 if the cost of the printed material or any tangible personal property or items or  
25 property under s. 77.52 (1) (b) or (c) included with the printed material is not billed

1 directly to the recipients of the printed material. “Direct mail” includes any tangible  
2 personal property or items or property under s. 77.52 (1) (b) or (c) provided directly  
3 or indirectly by the purchaser of the printed material to the seller of the printed  
4 material for inclusion in any package containing the printed material, including  
5 billing invoices, return envelopes, and additional marketing materials. “Direct mail”  
6 does not include multiple items of printed material delivered to a single address.

7 **SECTION 1895.** 77.51 (3pe) of the statutes is created to read:

8 77.51 (3pe) “Directory assistance” means an ancillary service that provides  
9 telephone numbers or addresses.

10 **SECTION 1896.** 77.51 (3pf) of the statutes is created to read:

11 77.51 (3pf) “Distinct and identifiable product” does not include any of the  
12 following:

13 (a) Packaging, including containers, boxes, sacks, bags, bottles, and envelopes;  
14 and other materials, including wrapping, labels, tags, and instruction guides; that  
15 accompany, and are incidental or immaterial to, the retail sale of any product.

16 (b) A product that is provided free of charge to the consumer in conjunction with  
17 the purchase of another product, if the sales price of the other product does not vary  
18 depending on whether the product provided free of charge is included in the  
19 transaction.

20 (c) Any items specified under sub. (12m) (a) or (15b) (a).

21 **SECTION 1897.** 77.51 (3pj) of the statutes is created to read:

22 77.51 (3pj) “Drug” means a compound, substance, or preparation, or any  
23 component of them, other than food and food ingredients, dietary supplements, or  
24 alcoholic beverages, to which any of the following applies:

1 (a) It is listed in the United States Pharmacopoeia, Homeopathic  
2 Pharmacopoeia of the United States, or National Formulary, or any supplement to  
3 any of them.

4 (b) It is intended for use in diagnosing, curing, mitigating, treating, or  
5 preventing a disease.

6 (c) It is intended to affect a function or structure of the body.

7 **SECTION 1898.** 77.51 (3pm) of the statutes is created to read:

8 77.51 (3pm) “Durable medical equipment” means equipment, including the  
9 repair parts and replacement parts for the equipment that is primarily and  
10 customarily used for a medical purpose related to a person; that can withstand  
11 repeated use; that is not generally useful to a person who is not ill or injured; and that  
12 is not placed in or worn on the body. “Durable medical equipment” does not include  
13 mobility-enhancing equipment.

14 **SECTION 1899.** 77.51 (3pn) of the statutes is created to read:

15 77.51 (3pn) “Eight hundred service” means a telecommunications service that  
16 allows a caller to dial a toll-free number without incurring a charge for the call and  
17 is marketed under “800,” “855,” “866,” “877,” or “888” toll-free calling, or any other  
18 number designated as toll-free by the federal communications commission.

19 **SECTION 1900.** 77.51 (3po) of the statutes is created to read:

20 77.51 (3po) “Electronic” means relating to technology having electrical, digital,  
21 magnetic, wireless, optical, electromagnetic, or similar capabilities.

22 **SECTION 1901.** 77.51 (3pq) of the statutes is created to read:

23 77.51 (3pq) “Finished artwork” means the final art used for actual  
24 reproduction by photomechanical or other processes or for display purposes.

1 “Finished artwork” also includes all of the following items regardless of whether such  
2 items are reproduced:

3 (a) Drawings.

4 (b) Paintings.

5 (c) Designs.

6 (d) Photographs.

7 (e) Lettering.

8 (f) Paste-ups.

9 (g) Mechanicals.

10 (h) Assemblies.

11 (i) Charts.

12 (j) Graphs.

13 (k) Illustrative materials.

14 **SECTION 1902.** 77.51 (3rm) of the statutes is created to read:

15 77.51 (3rm) “Fixed wireless service” means a telecommunications service that  
16 provides radio communication between fixed points.

17 **SECTION 1903.** 77.51 (3t) of the statutes is created to read:

18 77.51 (3t) “Food and food ingredient” means a substance in liquid,  
19 concentrated, solid, frozen, dried, or dehydrated form, that is sold for ingestion, or  
20 for chewing, by humans and that is ingested or chewed for its taste or nutritional  
21 value. “Food and food ingredient” does not include alcoholic beverages or tobacco.

22 **SECTION 1904.** 77.51 (4) of the statutes is repealed.

23 **SECTION 1905.** 77.51 (5) of the statutes is amended to read:

24 77.51 (5) For purposes of subs. (13) (e) and (f) and ~~(14)–(L)~~ (15a) and s. 77.52  
25 (2m), “incidental” means depending upon or appertaining to something else as

1 primary; something necessary, appertaining to, or depending upon another which is  
2 termed the principal; something incidental to the main purpose of the service.  
3 Tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified  
4 digital goods, or additional digital goods transferred by a service provider is  
5 incidental to the service if the purchaser’s main purpose or objective is to obtain the  
6 service rather than the property, items, or goods, even though the property, items,  
7 or goods may be necessary or essential to providing the service.

8 **SECTION 1906.** 77.51 (5d) of the statutes is created to read:

9 77.51 (5d) “International telecommunications services” means  
10 telecommunications services that originate or terminate in the United States,  
11 including the District of Columbia and any U.S. territory or possession and originate  
12 or terminate outside of the United States, including the District of Columbia and any  
13 U.S. territory or possession.

14 **SECTION 1907.** 77.51 (5n) of the statutes is created to read:

15 77.51 (5n) “Interstate telecommunications services” means  
16 telecommunications services that originate in one state or U.S. territory or  
17 possession and terminate in a different state or U.S. territory or possession.

18 **SECTION 1908.** 77.51 (5r) of the statutes is created to read:

19 77.51 (5r) “Intrastate telecommunications services” means  
20 telecommunications services that originate in one state or U.S. territory or  
21 possession and terminate in the same state or U.S. territory or possession.

22 **SECTION 1909.** 77.51 (6m) of the statutes is renumbered 77.51 (5m).

23 **SECTION 1910.** 77.51 (7) of the statutes is repealed and recreated to read:

1           77.51 (7) (a) “Lease or rental” means any transfer of possession or control of  
2 tangible personal property for a fixed or indeterminate term and for consideration  
3 and includes:

4           1. A transfer that includes future options to purchase or extend.

5           2. Agreements related to the transfer of possession or control of motor vehicles  
6 or trailers, if the amount of any consideration may be increased or decreased by  
7 reference to the amount realized on the sale or other disposition of such motor  
8 vehicles or trailers, consistent with section 7701 (h) (1) of the Internal Revenue Code.

9           (b) “Lease or rental” does not include any of the following:

10          1. A transfer of possession or control of tangible personal property under a  
11 security agreement or deferred payment plan, if such agreement or plan requires  
12 transferring title to the tangible personal property after making all required  
13 payments.

14          2. A transfer of possession or control of tangible personal property under any  
15 agreement that requires transferring title to the tangible personal property after  
16 making all required payments and after paying an option price that does not exceed  
17 the greater of \$100 or 1 percent of the total amount of the required payments.

18          3. Providing tangible personal property along with an operator, if the operator  
19 is necessary for the tangible personal property to perform in the manner for which  
20 it is designed and if the operator does more than maintain, inspect, or set up the  
21 tangible personal property.

22          (c) 1. Transfers described under par. (a) are considered a lease or rental,  
23 regardless of whether such transfer is considered a lease or rental under generally  
24 accepted accounting principles, or any provision of federal or local law, or any other  
25 provision of state law.



1           2. Transfers described under par. (b) are not considered a lease or rental,  
2 regardless of whether such transfer is considered a lease or rental under generally  
3 accepted accounting principles, or any provision of federal or local law, or any other  
4 provision of state law.

5           **SECTION 1911.** 77.51 (7g) of the statutes is created to read:

6           77.51 (7g) “Load-and-leave” means delivery to a purchaser by using a tangible  
7 storage media that is not physically transferred to the purchaser.

8           **SECTION 1912.** 77.51 (7k) of the statutes is created to read:

9           77.51 (7k) “Mobile wireless service” means a telecommunications service for  
10 which the origination or termination points of the service’s transmission,  
11 conveyance, or routing are not fixed, regardless of the technology used to transmit,  
12 convey, or route the service. “Mobile wireless service” includes a telecommunications  
13 service provided by a commercial mobile radio service provider.

14           **SECTION 1913.** 77.51 (7m) of the statutes is created to read:

15           77.51 (7m) “Mobility-enhancing equipment” means equipment, including the  
16 repair parts and replacement parts for the equipment, that is primarily and  
17 customarily used to provide or increase the ability of a person to move from one place  
18 to another; that may be used in a home or motor vehicle; and that is generally not  
19 used by a person who has normal mobility. “Mobility-enhancing equipment” does  
20 not include a motor vehicle or any equipment on a motor vehicle that is generally  
21 provided by a motor vehicle manufacturer. “Mobility-enhancing equipment” does  
22 not include durable medical equipment.

23           **SECTION 1914.** 77.51 (8m) of the statutes is created to read:

24           77.51 (8m) “Nine hundred service” means an inbound toll telecommunications  
25 service purchased by a subscriber that allows the subscriber’s customers to call the

1 subscriber’s prerecorded announcement or live service. “Nine hundred service” does  
2 not include any charge for collection services provided by the seller of the  
3 telecommunications services to the subscriber or for any product or service the  
4 subscriber sells to the subscriber’s customers. A “nine hundred service” is  
5 designated with the “900” number or any other number designated by the federal  
6 communications commission.

7 **SECTION 1915.** 77.51 (9) (a) of the statutes is amended to read:

8 77.51 (9) (a) Isolated and sporadic sales of tangible personal property, items or  
9 property under s. 77.52 (1) (b) or (c), specified digital goods, additional digital goods,  
10 or taxable services where the infrequency, in relation to the other circumstances,  
11 including the sales price and the gross profit, support the inference that the seller  
12 is not pursuing a vocation, occupation or business or a partial vocation or occupation  
13 or part–time business as a vendor of personal property, items or property under s.  
14 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or taxable  
15 services. No sale of any tangible personal property, items or property under s. 77.52  
16 (1) (b) or (c), specified digital goods, additional digital goods, or taxable service may  
17 be deemed an occasional sale if at the time of such sale the seller holds or is required  
18 to hold a seller’s permit, except that this provision does not apply to an organization  
19 required to hold a seller’s permit solely for the purpose of conducting bingo games  
20 and except as provided in par. (am).

21 **SECTION 1916.** 77.51 (9) (am) of the statutes is amended to read:

22 77.51 (9) (am) The sale of personal property, other than inventory held for sale,  
23 previously used by a seller to conduct its trade or business at a location after that  
24 person has ceased actively operating in the regular course of business as a seller of  
25 tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified

1 digital goods, additional digital goods, or taxable services at that location, even  
2 though the seller holds a seller’s permit for one or more other locations.

3 **SECTION 1917.** 77.51 (9p) of the statutes is created to read:

4 77.51 (9p) “One nonitemized price” does not include a price that is separately  
5 identified by product on a binding sales document, or other sales–related document,  
6 that is made available to the customer in paper or electronic form, including an  
7 invoice, a bill of sale, a receipt, a contract, a service agreement, a lease agreement,  
8 a periodic notice of rates and services, a rate card, or a price list.

9 **SECTION 1918.** 77.51 (9s) of the statutes is created to read:

10 77.51 (9s) “Paging service” means a telecommunications service that transmits  
11 coded radio signals to activate specific pagers and may include messages or sounds.

12 **SECTION 1919.** 77.51 (10) of the statutes is amended to read:

13 77.51 (10) “Person” includes any natural person, firm, partnership, limited  
14 liability company, joint venture, joint stock company, association, public or private  
15 corporation, the United States, the state, including any unit or division of the state,  
16 any county, city, village, town, municipal utility, municipal power district or other  
17 governmental unit, cooperative, unincorporated cooperative association, estate,  
18 trust, receiver, personal representative, any other fiduciary, any other legal entity,  
19 and any representative appointed by order of any court or otherwise acting on behalf  
20 of others. “Person” also includes the owner of a single–owner entity that is  
21 disregarded as a separate entity under ch. 71.

22 **SECTION 1920.** 77.51 (10d) of the statutes is created to read:

23 77.51 (10d) “Prepaid calling service” means the right to exclusively access  
24 telecommunications services, if that right is paid for in advance of providing such  
25 services, requires using an access number or authorization code to originate calls,

1 and is sold in predetermined units or dollars that decrease with use in a known  
2 amount.

3 **SECTION 1921.** 77.51 (10f) of the statutes is created to read:

4 77.51 **(10f)** “Prepaid wireless calling service” means a telecommunications  
5 service that provides the right to utilize mobile wireless service as well as other  
6 nontelecommunications services, including the download of digital products  
7 delivered electronically, content, and ancillary services, and that is paid for prior to  
8 use and sold in predetermined dollar units whereby the number of units declines  
9 with use in a known amount.

10 **SECTION 1922.** 77.51 (10m) of the statutes is created to read:

11 77.51 **(10m)** (a) “Prepared food” means:

- 12 1. Food and food ingredients sold in a heated state.  
13 2. Food and food ingredients heated by the retailer, except as provided in par.  
14 (b).

15 3. Food and food ingredients sold with eating utensils that are provided by the  
16 retailer of the food and food ingredients, including plates, knives, forks, spoons,  
17 glasses, cups, napkins, or straws. In this subdivision, “plate” does not include a  
18 container or packaging used to transport food and food ingredients. For purposes of  
19 this subdivision, a retailer provides utensils if any of the following applies:

20 a. The utensils are available to purchasers and the retailer’s sales of prepared  
21 food under subds. 1. and 2., soft drinks, and alcoholic beverages at an establishment  
22 are more than 75 percent of the retailer’s total sales at that establishment, as  
23 determined under par. (c).

24 b. For retailers not described under subd. 3. a., the retailer’s customary practice  
25 is to physically give or hand the utensils to the purchaser, not including plates,

1 glasses, or cups that are necessary for the purchaser to receive the food and food  
2 ingredients and that the retailer makes available to the purchaser.

3 4. Except as provided in par. (b), 2 or more food ingredients mixed or combined  
4 by a retailer for sale as a single item.

5 (b) “Prepared food” under par. (a) 4. does not include:

6 1. Two or more food ingredients mixed or combined by a retailer for sale as a  
7 single item, if the retailer’s primary classification in the 2002 North American  
8 Industry Classification System, published by the federal office of management and  
9 budget, is manufacturing under subsector 311, not including bakeries and tortilla  
10 manufacturing under industry group number 3118.

11 2. Two or more food ingredients mixed or combined by a retailer for sale as a  
12 single item, sold unheated, and sold by volume or weight.

13 3. Bakery items made by a retailer, including breads, rolls, pastries, buns,  
14 biscuits, bagels, croissants, donuts, danish, cakes, tortes, pies, tarts, muffins, bars,  
15 cookies, and tortillas.

16 4. Food and food ingredients that are only sliced, repackaged, or pasteurized  
17 by a retailer.

18 5. Eggs, fish, meat, and poultry, and foods containing any of them in raw form,  
19 that require cooking by the consumer, as recommended by the food and drug  
20 administration in chapter 3, part 401.11 of its food code to prevent food-borne  
21 illnesses.

22 (c) 1. The percentage specified under par. (a) 3. a. shall be determined using the  
23 following:

1           a. A numerator that includes sales of prepared food, as defined in par. (a) 1. and  
2           2. and food for which plates, bowls, glasses, or cups are necessary to receive the food,  
3           but not including alcoholic beverages.

4           b. A denominator that includes all food and food ingredients, including  
5           prepared food, candy, dietary supplements, and soft drinks, but not including  
6           alcoholic beverages.

7           2. a. If the percentage determined under subd. 1. is 75 percent or less, utensils  
8           are considered to be provided by the retailer if the retailer's customary practice is to  
9           physically give or hand the utensils to the purchaser or, in the case of plates, bowls,  
10          glasses, or cups that are necessary to receive the food, to make such items available  
11          to the purchaser.

12          b. If the percentage determined under subd. 1. is greater than 75 percent,  
13          utensils are considered to be provided by the retailer if the utensils are made  
14          available to the purchaser.

15          3. For a retailer whose percentage determined under subd. 1. is greater than  
16          75 percent, an item sold by the retailer that contains 4 or more servings packaged  
17          as 1 item and sold for a single price does not become prepared food simply because  
18          the retailer makes utensils available to the purchaser of the item, but does become  
19          prepared food if the retailer physically gives or hands utensils to the purchaser of the  
20          item. For purposes of this subdivision 3. a., serving sizes are based on the  
21          information contained on the label of each item sold, except that, if the item has no  
22          label, the serving size is based on the retailer's reasonable determination.

23          4. a. Except as provided in subd. 4. b., if a retailer sells food items that have a  
24          utensil placed in a package by a person other than the retailer, the utensils are  
25          considered to be provided by the retailer.

1           b. Except as provided in subds. 2. and 3., if a retailer sells food items that have  
2 a utensil placed in a package by a person other than the retailer and the person's  
3 primary classification in the 2002 North American Industry Classification System,  
4 published by the federal office of management and budget, is manufacturing under  
5 subsector 311, the utensils are not considered to be provided by the retailer.

6           5. For purposes of par. (a) 3., a retailer shall determine the percentage for the  
7 retailer's tax year or business fiscal year, based on the retailer's data from the  
8 retailer's prior tax year or business fiscal year, as soon as practical after the retailer's  
9 accounting records are available, but not later than 90 days after the day on which  
10 the retailer's tax year or business fiscal year begins. For retailer's with more than  
11 one establishment in this state, a single determination under subd. 1. that combines  
12 the information for all of the retailer's establishments in this state shall be made  
13 annually, as provided in this subdivision, and apply to each of the retailer's  
14 establishments in this state. A retailer that has no prior tax year or business fiscal  
15 year shall make a good faith estimate of its percentage for purposes of par. (a) 3. for  
16 the retailer's first tax year or business fiscal year and shall adjust the estimate  
17 prospectively after the first 3 months of the retailer's operations if the actual  
18 percentage is materially different from the estimated percentage.

19           **SECTION 1923.** 77.51 (10n) of the statutes is created to read:

20           77.51 (10n) "Prescription" means an order, formula, or recipe that is issued by  
21 any oral, written, electronic, or other means of transmission and by a person who is  
22 authorized by the laws of this state to issue such an order, formula, or recipe.

23           **SECTION 1924.** 77.51 (10r) of the statutes is created to read:

24           77.51 (10r) "Prewritten computer software" means any of the following:

1 (a) Computer software that is not designed and developed by the author or  
2 creator of the software according to a specific purchaser's specifications.

3 (b) Computer software upgrades that are not designed and developed by the  
4 author or creator of the software according to a specific purchaser's specifications.

5 (c) Computer software that is designed and developed by the author or creator  
6 of the software according to a specific purchaser's specifications and that is sold to  
7 another purchaser.

8 (d) Any combination of computer software under pars. (a) to (c), including any  
9 combination with any portion of such software.

10 (e) Computer software as described under pars. (a) to (d), and any portion of  
11 such software, that is modified or enhanced by any degree to a specific purchaser's  
12 specifications, except such modification or enhancement that is reasonably and  
13 separately indicated on an invoice, or other statement of the price, provided to the  
14 purchaser.

15 **SECTION 1925.** 77.51 (10s) of the statutes is created to read:

16 77.51 (10s) "Private communication service" means a telecommunications  
17 service that entitles the customer to exclusive or priority use of a communications  
18 channel or group of communications channels, regardless of the manner in which the  
19 communications channel or group of communications channels is connected, and  
20 includes switching capacity, extension lines, stations, and other associated services  
21 that are provided in connection with the use of such channel or channels.

22 **SECTION 1926.** 77.51 (11d) of the statutes is created to read:

23 77.51 (11d) "Product" includes tangible personal property, items and property  
24 under s. 77.52 (1) (b) and (c), specified digital goods, additional digital goods, and  
25 services.



1           **SECTION 1927.** 77.51 (11m) of the statutes is created to read:

2           77.51 (11m) “Prosthetic device” means a device, including the repair parts and  
3 replacement parts for the device, that is placed in or worn on the body to artificially  
4 replace a missing portion of the body; to prevent or correct a physical deformity or  
5 malfunction; or to support a weak or deformed portion of the body.

6           **SECTION 1928.** 77.51 (12) (a) of the statutes is amended to read:

7           77.51 (12) (a) Any transfer of title, possession, ownership, enjoyment, or use  
8 by: cash or credit transaction, exchange, barter, lease or rental, conditional or  
9 otherwise, in any manner or by any means whatever of tangible personal property,  
10 items or property under s. 77.52 (1) (b) or (c), specified digital goods, or additional  
11 digital goods for a consideration;

12           **SECTION 1929.** 77.51 (12) (b) of the statutes is amended to read:

13           77.51 (12) (b) A transaction whereby the possession of property, items or  
14 property under s. 77.52 (1) (b) or (c), specified digital goods, or additional digital  
15 goods is transferred but the seller retains the title as security for the payment of the  
16 price.

17           **SECTION 1930.** 77.51 (12m) of the statutes is created to read:

18           77.51 (12m) (a) “Purchase price” means the total amount of consideration,  
19 including cash, credit, property, and services, for which tangible personal property,  
20 items or property under s. 77.52 (1) (b) or (c), specified digital goods, additional digital  
21 goods, or services are sold, leased, or rented, valued in money, whether paid in money  
22 or otherwise, without any deduction for the following:

23           1. The seller’s cost of the property, items or property under s. 77.52 (1) (b) or  
24 (c), specified digital goods, or additional digital goods sold.

1           2. The cost of materials used, labor or service cost, interest, losses, all costs of  
2 transportation to the seller, all taxes imposed on the seller, and any other expense  
3 of the seller.

4           3. Charges by the seller for any services necessary to complete a sale, not  
5 including delivery and installation charges.

6           4. a. Delivery charges, except as provided in par. (b) 4.

7           b. If a shipment includes property, items under s. 77.52 (2) (b) or (c), specified  
8 digital goods, or additional digital goods that are subject to tax under this subchapter  
9 and property, items, or goods that are not subject to tax under this subchapter, the  
10 amount of the delivery charge that the seller allocates to the property, items, or goods  
11 that are subject to tax under this subchapter is based on the total purchase price of  
12 the property, items, or goods that are subject to tax under this subchapter as  
13 compared to the total purchase price of all the property, items, or goods or on the total  
14 weight of the property or items that are subject to tax under this subchapter as  
15 compared to the total weight of all the property or items, except that if the seller does  
16 not make the allocation under this subd. 4. b., the purchaser shall allocate the  
17 delivery charge amount, consistent with this subd. 4. b.

18           5. Installation charges.

19           (b) “Purchase price” does not include:

20           1. Discounts, including cash, terms, or coupons, that are not reimbursed by a  
21 3rd party, except as provided in par. (c); that are allowed by a seller; and that are  
22 taken by a purchaser on a sale.

23           2. Interest, financing, and carrying charges from credit that is extended on a  
24 sale of tangible personal property, items or property under s. 77.52 (1) (b) or (c),  
25 specified digital goods, additional digital goods, or services, if the amount of the

1 interest, financing, or carrying charges is separately stated on the invoice, bill of sale,  
2 or similar document that the seller gives to the purchaser.

3 3. Any taxes legally imposed directly on the purchaser that are separately  
4 stated on the invoice, bill of sale, or similar document that the seller gives to the  
5 purchaser.

6 4. Delivery charges for direct mail.

7 5. In all transactions in which an article of tangible personal property, items  
8 under s. 77.52 (2) (b) or (c), specified digital goods, or additional digital goods are  
9 traded toward the purchase of an article of greater value, the amount of the purchase  
10 price that represents the amount allowed for the article traded, except that this  
11 subdivision does not apply to any transaction to which subd. 7. or 8. applies.

12 6. If a person who purchases a motor vehicle presents a statement issued under  
13 s. 218.0171 (2) (cq) to the seller at the time of purchase, and the person presents the  
14 statement to the seller within 60 days from the date of receiving a refund under s.  
15 218.0171 (2) (b) 2. b., the trade-in amount specified in the statement issued under  
16 s. 218.0171 (2) (cq), but not to exceed the purchase price from the sale of the motor  
17 vehicle. This subdivision applies only to the first motor vehicle purchased by a  
18 person after receiving a refund under s. 218.0171 (2) (b) 2. b.

19 7. Thirty-five percent of the purchase price, excluding trade-ins, of a new  
20 mobile home, as defined in s. 340.01 (29), that is a primary housing unit or of a new  
21 mobile home, as defined in s. 340.01 (29), that is transported in 2 unattached sections  
22 if the total size of the combined sections, not including additions and attachments,  
23 is at least 984 square feet measured when the sections are ready for transport. This  
24 subdivision does not apply to a lease or rental.

1           8. At the retailer's option; except that after the retailer chooses an option the  
2 retailer may not use the other option for other sales without the department's written  
3 approval; either 35 percent of the purchase price of a manufactured building, as  
4 defined in s. 101.71 (6), or an amount equal to the purchase price of the manufactured  
5 building minus the cost of materials that become an ingredient or component part  
6 of the building.

7           (c) "Purchase price" includes consideration received by the seller from a 3rd  
8 party, if:

9           1. The seller actually receives consideration from a 3rd party, other than the  
10 purchaser, and the consideration is directly related to a price reduction or discount  
11 on a sale.

12           2. The seller is obliged to pass the price reduction or discount to the purchaser.

13           3. The amount of the consideration that is attributable to the sale is a fixed  
14 amount and the seller is able to determine that amount at the time of the sale to the  
15 purchaser.

16           4. Any of the following also applies:

17           a. The purchaser presents a coupon, certificate, or other documentation to the  
18 seller to claim the price reduction or discount, if the coupon, certificate, or other  
19 documentation is authorized, distributed, or granted by the 3rd party with the  
20 understanding that the 3rd party will reimburse the seller for the amount of the price  
21 reduction or discount.

22           b. The purchaser identifies himself or herself to the seller as a member of a  
23 group or organization that may claim the price reduction or discount.

1 c. The seller provides an invoice to the purchaser, or the purchaser presents a  
2 coupon, certificate, or other documentation to the seller, that identifies the price  
3 reduction or discount as a 3rd-party price reduction or discount.

4 **SECTION 1931.** 77.51 (12p) of the statutes is created to read:

5 77.51 (12p) “Purchaser” means a person to whom a sale of tangible personal  
6 property, items or property under s. 77.52 (1) (b) or (c), specified digital goods, or  
7 additional digital goods are made or to whom a service is furnished.

8 **SECTION 1932.** 77.51 (13) (a) of the statutes is amended to read:

9 77.51 (13) (a) Every seller who makes any sale, regardless of whether the sale  
10 is mercantile in nature, of tangible personal property, items or property under s.  
11 77.52 (1) (b) or (c), specified digital goods, or additional digital goods, or a service  
12 specified under s. 77.52 (2) (a).

13 **SECTION 1933.** 77.51 (13) (b) of the statutes is amended to read:

14 77.51 (13) (b) Every person engaged in the business of making sales of tangible  
15 personal property, items or property under s. 77.52 (1) (b) or (c), specified digital  
16 goods, or additional digital goods for storage, use or consumption or in the business  
17 of making sales at auction of tangible personal property, items or property under s.  
18 77.52 (1) (b) or (c), specified digital goods, or additional digital goods owned by the  
19 person or others for storage, use or other consumption.

20 **SECTION 1934.** 77.51 (13) (c) of the statutes is amended to read:

21 77.51 (13) (c) When the department determines that it is necessary for the  
22 efficient administration of this subchapter to regard any salespersons,  
23 representatives, peddlers or canvassers as the agents of the dealers, distributors,  
24 supervisors or employers under whom they operate or from whom they obtain the  
25 tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified

1 digital goods, or additional digital goods sold by them, irrespective of whether they  
2 are making the sales on their own behalf or on behalf of such dealers, distributors,  
3 supervisors or employers, the department may so regard them and may regard the  
4 dealers, distributors, supervisors or employers as retailers for purposes of this  
5 subchapter.

6 **SECTION 1935.** 77.51 (13) (d) of the statutes is amended to read:

7 77.51 (13) (d) Every wholesaler to the extent that the wholesaler sells tangible  
8 personal property, items or property under s. 77.52 (1) (b) or (c), specified digital  
9 goods, or additional digital goods to a person other than a seller as defined in sub.  
10 (17) provided such wholesaler is not expressly exempt from the sales tax on such sale  
11 or from collecting the use tax on such sale.

12 **SECTION 1936.** 77.51 (13) (e) of the statutes is amended to read:

13 77.51 (13) (e) A person selling tangible personal property, items or property  
14 under s. 77.52 (1) (b) or (c), specified digital goods, or additional digital goods to a  
15 service provider who transfers the property, items, or goods in conjunction with the  
16 selling, performing, or furnishing of any service and the property is, items, or goods  
17 are incidental to the service, unless the service provider is selling, performing, or  
18 furnishing services under s. 77.52 (2) (a) 7., 10., 11., and 20. This subsection does not  
19 apply to sub. (2).

20 **SECTION 1937.** 77.51 (13) (f) of the statutes is amended to read:

21 77.51 (13) (f) A service provider who transfers tangible personal property,  
22 items or property under s. 77.52 (1) (b) or (c), specified digital goods, or additional  
23 digital goods in conjunction with but not incidental to the selling, performing or  
24 furnishing of any service and a service provider selling, performing or furnishing

1 services under s. 77.52 (2) (a) 7., 10., 11. and 20. This subsection does not apply to  
2 sub. (2).

3 **SECTION 1938.** 77.51 (13) (k) of the statutes is amended to read:

4 77.51 (13) (k) ~~As respects~~ With regards to a lease, any person deriving rentals  
5 from a lease of tangible personal property, items or property under s. 77.52 (1) (b) or  
6 (c), specified digital goods, or additional digital goods situated in this state.

7 **SECTION 1939.** 77.51 (13) (m) of the statutes is amended to read:

8 77.51 (13) (m) A person selling tangible personal property, items or property  
9 under s. 77.52 (1) (b) or (c), specified digital goods, or additional digital goods to a  
10 veterinarian to be used or furnished by the veterinarian in the performance of  
11 services in some manner related to domestic animals, including pets or poultry.

12 **SECTION 1940.** 77.51 (13) (n) of the statutes is amended to read:

13 77.51 (13) (n) A person selling household furniture, furnishings, equipment,  
14 appliances or other items of tangible personal property, items or property under s.  
15 77.52 (1) (b) or (c), specified digital goods, or additional digital goods to a landlord for  
16 use by tenants in leased or rented living quarters.

17 **SECTION 1941.** 77.51 (13) (o) of the statutes is amended to read:

18 77.51 (13) (o) A person selling ~~medicine~~ drugs for animals to a veterinarian.  
19 As used in this paragraph, “animal” includes livestock, pets and poultry.

20 **SECTION 1942.** 77.51 (13g) (intro.) of the statutes is amended to read:

21 77.51 (13g) (intro.) Except as provided in sub. (13h), “retailer engaged in  
22 business in this state”, ~~unless otherwise limited by federal statute~~, for purposes of  
23 the use tax, means any of the following:

24 **SECTION 2238b.** 77.51 (13g) (a) of the statutes is amended to read:

1           77.51 (13g) (a) Any retailer owning any real property in this state or leasing  
2 or renting out any tangible personal property, items or property under s. 77.52 (1) (b)  
3 or (c), specified digital goods, or additional digital goods located in this state or  
4 maintaining, occupying or using, permanently or temporarily, directly or indirectly,  
5 or through a subsidiary, or agent, by whatever name called, an office, place of  
6 distribution, sales or sample room or place, warehouse or storage place or other place  
7 of business in this state.

8           **SECTION 2238d.** 77.51 (13g) (b) of the statutes is amended to read:

9           77.51 (13g) (b) Any retailer having any representative, agent, salesperson,  
10 canvasser or solicitor operating in this state under the authority of the retailer or its  
11 subsidiary for the purpose of selling, delivering or the taking of orders for any  
12 tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified  
13 digital goods, additional digital goods, or taxable services.

14           **SECTION 1943.** 77.51 (13g) (c) of the statutes is created to read:

15           77.51 (13g) (c) Any retailer selling tangible personal property, items or  
16 property under s. 77.52 (1) (b) or (c), specified digital goods, additional digital goods,  
17 or taxable services for storage, use, or other consumption in this state, unless  
18 otherwise limited by federal law.

19           **SECTION 1944.** 77.51 (13r) of the statutes is amended to read:

20           77.51 (13r) Any person purchasing from a retailer as defined in sub. (13) shall  
21 be deemed the consumer of the tangible personal property, items or property under  
22 s. 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or services  
23 purchased.

24           **SECTION 1945.** 77.51 (13rm) of the statutes is created to read:



1           77.51 (13rm) “Retail sale” or “sale at retail” means any sale, lease, or rental  
2 for any purpose other than resale, sublease, or subrent.

3           **SECTION 1946.** 77.51 (13rn) of the statutes is created to read:

4           77.51 (13rm) “Ringtones” means digitized sound files that are downloaded onto  
5 a device and that may be used to alert the customer with regard to a communication.  
6 “Ringtones” includes MP3 or musical tones, polyphonic tones, and synthetic music  
7 mobile application format tones, but does not include ring-back tones.

8           **SECTION 1947.** 77.51 (14) (intro.) of the statutes is amended to read:

9           77.51 (14) (intro.) “Sale”, ~~“sale, lease or rental”, “retail sale”, “sale at retail”, or~~  
10 ~~equivalent terms include~~ includes any ~~one or all~~ of the following: the transfer of the  
11 ownership of, title to, possession of, or enjoyment of tangible personal property, items  
12 or property under s. 77.52 (1) (b) or (c), specified digital goods, additional digital  
13 goods, or services for use or consumption but not for resale as tangible personal  
14 property, items or property under s. 77.52 (1) (b) or (c), specified digital goods,  
15 additional digital goods, or services and includes:

16           **SECTION 1948.** 77.51 (14) (a) of the statutes is amended to read:

17           77.51 (14) (a) Any sale at an auction ~~in~~ with respect to tangible personal  
18 property, items or property under s. 77.52 (1) (b) or (c), specified digital goods, or  
19 additional digital goods which is are sold to a successful bidder. ~~The proceeds from,~~  
20 ~~except the sale of property, items, or goods sold at auction which is~~ are bid in by the  
21 seller and on which title does not pass to a new purchaser ~~shall be deducted from the~~  
22 ~~gross proceeds of the sale and the tax paid only on the net proceeds.~~

23           **SECTION 1949.** 77.51 (14) (b) of the statutes is amended to read:

24           77.51 (14) (b) The furnishing or distributing of tangible personal property,  
25 items or property under s. 77.52 (1) (b) or (c), specified digital goods, additional digital

1 goods, or taxable services for a consideration by social clubs and fraternal  
2 organizations to their members or others.

3 **SECTION 1950.** 77.51 (14) (c) of the statutes is amended to read:

4 77.51 (14) (c) A transaction whereby the possession of tangible personal  
5 property ~~is, items or property under s. 77.52 (1) (b) or (c), specified digital goods, or~~  
6 additional digital goods are transferred but the seller retains the title as security for  
7 the payment of the price.

8 **SECTION 1951.** 77.51 (14) (d) of the statutes is repealed.

9 **SECTION 1952.** 77.51 (14) (g) of the statutes is renumbered 77.51 (15a) (b) 4.

10 **SECTION 1953.** 77.51 (14) (h) of the statutes is amended to read:

11 77.51 (14) (h) A transfer for a consideration of the title or possession of tangible  
12 personal property, ~~items or property under s. 77.52 (1) (b) or (c), specified digital~~  
13 goods, or additional digital goods which ~~has~~ have been produced, fabricated, or  
14 printed to the special order of the customer or of any publication.

15 **SECTION 1954.** 77.51 (14) (i) of the statutes is repealed.

16 **SECTION 1955.** 77.51 (14) (j) of the statutes is amended to read:

17 77.51 (14) (j) The granting of possession of tangible personal property, items  
18 or property under s. 77.52 (1) (b) or (c), specified digital goods, or additional digital  
19 goods by a lessor to a lessee, or to another person at the direction of the lessee. Such  
20 a transaction is deemed a continuing sale in this state ~~by the lessor for the duration~~  
21 ~~of the lease as respects any period of time the leased property is situated in this state,~~  
22 ~~irrespective of the time or place of delivery of the property to the lessee or such other~~  
23 ~~person.~~

24 **SECTION 1956.** 77.51 (14) (k) of the statutes is repealed.

25 **SECTION 1957.** 77.51 (14) (L) of the statutes is repealed.

1           **SECTION 1958.** 77.51 (14g) (a) of the statutes is amended to read:

2           77.51 (14g) (a) The transfer of property, items or property under s. 77.52 (1) (b)  
3 or (c), specified digital goods, or additional digital goods to a corporation upon its  
4 organization solely in consideration for the issuance of its stock;

5           **SECTION 1959.** 77.51 (14g) (b) of the statutes is amended to read:

6           77.51 (14g) (b) The contribution of property, items or property under s. 77.52  
7 (1) (b) or (c), specified digital goods, or additional digital goods to a newly formed  
8 partnership solely in consideration for a partnership interest therein;

9           **SECTION 1960.** 77.51 (14g) (bm) of the statutes is amended to read:

10          77.51 (14g) (bm) The contribution of property, items or property under s. 77.52  
11 (1) (b) or (c), specified digital goods, or additional digital goods to a limited liability  
12 company upon its organization solely in consideration for a membership interest;

13          **SECTION 1961.** 77.51 (14g) (c) of the statutes is amended to read:

14          77.51 (14g) (c) The transfer of property, items or property under s. 77.52 (1) (b)  
15 or (c), specified digital goods, or additional digital goods to a corporation, solely in  
16 consideration for the issuance of its stock, pursuant to a merger or consolidation;

17          **SECTION 1962.** 77.51 (14g) (cm) of the statutes is amended to read:

18          77.51 (14g) (cm) The transfer of property, items or property under s. 77.52 (1)  
19 (b) or (c), specified digital goods, or additional digital goods to a limited liability  
20 company, solely in consideration for a membership interest, pursuant to a merger;

21          **SECTION 1963.** 77.51 (14g) (d) of the statutes is amended to read:

22          77.51 (14g) (d) The distribution of property, items or property under s. 77.52  
23 (1) (b) or (c), specified digital goods, or additional digital goods by a corporation to its  
24 stockholders as a dividend or in whole or partial liquidation;

25          **SECTION 1964.** 77.51 (14g) (e) of the statutes is amended to read:

1           77.51 (14g) (e) The distribution of property, items or property under s. 77.52  
2 (1) (b) or (c), specified digital goods, or additional digital goods by a partnership to  
3 its partners in whole or partial liquidation;

4           **SECTION 1965.** 77.51 (14g) (em) of the statutes is amended to read:

5           77.51 (14g) (em) The distribution of property, items or property under s. 77.52  
6 (1) (b) or (c), specified digital goods, or additional digital goods by a limited liability  
7 company to its members in whole or partial liquidation;

8           **SECTION 1966.** 77.51 (14g) (f) of the statutes is amended to read:

9           77.51 (14g) (f) Repossession of property, items or property under s. 77.52 (1)  
10 (b) or (c), specified digital goods, or additional digital goods by the seller from the  
11 purchaser when the only consideration is cancellation of the purchaser's obligation  
12 to pay the remaining balance of the purchase price;

13           **SECTION 1967.** 77.51 (14g) (g) of the statutes is amended to read:

14           77.51 (14g) (g) The transfer of property, items or property under s. 77.52 (1) (b)  
15 or (c), specified digital goods, or additional digital goods in a reorganization as  
16 defined in section 368 of the internal revenue code in which no gain or loss is  
17 recognized for franchise or income tax purposes; or

18           **SECTION 1968.** 77.51 (14g) (h) of the statutes is amended to read:

19           77.51 (14g) (h) Any transfer of all or substantially all the property, items or  
20 property under s. 77.52 (1) (b) or (c), specified digital goods, or additional digital  
21 goods held or used by a person in the course of an activity requiring the holding of  
22 a seller's permit, if after the transfer the real or ultimate ownership of the property,  
23 items, or goods is substantially similar to that which existed before the transfer. For  
24 the purposes of this section, stockholders, bondholders, partners, members or other  
25 persons holding an interest in a corporation or other entity are regarded as having

1 the real or ultimate ownership of the property, items, or goods of the corporation or  
2 other entity. In this paragraph, “substantially similar” means 80% or more of  
3 ownership.

4 **SECTION 1969.** 77.51 (14r) of the statutes is repealed.

5 **SECTION 1970.** 77.51 (15) of the statutes is repealed.

6 **SECTION 1971.** 77.51 (15a) of the statutes is created to read:

7 77.51 (15a) (a) “Sales, lease, or rental for resale, sublease, or subrent” includes  
8 transfers of tangible personal property, items or property under s. 77.52 (1) (b) or (c),  
9 specified digital goods, or additional digital goods to a service provider that the  
10 service provider transfers in conjunction with but not incidental to the selling,  
11 performing, or furnishing of any service, and transfers of tangible personal property,  
12 items or property under s. 77.52 (1) (b) or (c), specified digital goods, or additional  
13 digital goods to a service provider that the service provider physically transfers in  
14 conjunction with the selling, performing, or furnishing services under s. 77.52 (2) (a)  
15 7., 10., 11., or 20. This paragraph does not apply to sub. (2).

16 (b) “Sales, lease, or rental for resale, sublease, or subrent” does not include any  
17 of the following:

18 1. The sale of building materials, supplies, and equipment to owners,  
19 contractors, subcontractors, or builders for use in real property construction  
20 activities or the alteration, repair, or improvement of real property, regardless of the  
21 quantity of such materials, supplies, and equipment sold.

22 2. Any sale of tangible personal property, items or property under s. 77.52 (1)  
23 (b) or (c), specified digital goods, or additional digital goods to a purchaser even  
24 though such property, items, or goods may be used or consumed by some other person  
25 to whom such purchaser transfers the property, items, or goods without valuable

1 consideration, such as gifts, and advertising specialties distributed at no charge and  
2 apart from the sale of other tangible personal property, items or property under s.  
3 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or service.

4 3. Transfers of tangible personal property, items or property under s. 77.52 (1)  
5 (b) or (c), specified digital goods, or additional digital goods to a service provider that  
6 the service provider transfers in conjunction with the selling, performing, or  
7 furnishing of any service, if the tangible personal property, items or property under  
8 s. 77.52 (1) (b) or (c), specified digital goods, or additional digital goods are incidental  
9 to the service, unless the service provider is selling, performing, or furnishing  
10 services under s. 77.52 (2) (a) 7., 10., 11., or 20.

11 **SECTION 1972.** 77.51 (15b) of the statutes is created to read:

12 77.51 (15b) (a) “Sales price” means the total amount of consideration, including  
13 cash, credit, property, and services, for which tangible personal property, items or  
14 property under s. 77.52 (1) (b) or (c), specified digital goods, additional digital goods,  
15 or services are sold, leased, or rented, valued in money, whether received in money  
16 or otherwise, without any deduction for the following:

17 1. The seller’s cost of the property, items or property under s. 77.52 (1) (b) or  
18 (c), specified digital goods, or additional digital goods sold.

19 2. The cost of materials used, labor or service cost, interest, losses, all costs of  
20 transportation to the seller, all taxes imposed on the seller, and any other expense  
21 of the seller.

22 3. Charges by the seller for any services necessary to complete a sale, not  
23 including delivery and installation charges.

24 4. a. Delivery charges, except as provided in par. (b) 4.

1           b. If a shipment includes property, items under s. 77.52 (2) (b) or (c), specified  
2 digital goods, or additional digital goods that are subject to tax under this subchapter  
3 and property, items, or goods that are not subject to tax under this subchapter, the  
4 amount of the delivery charge that the seller allocates to the property, items, or goods  
5 that are subject to tax under this subchapter is based on the total sales price of the  
6 property, items, or goods that are subject to tax under this subchapter as compared  
7 to the total sales price of all the property, items, or goods or on the total weight of the  
8 property or items that are subject to tax under this subchapter as compared to the  
9 total weight of all the property or items, except that if the seller does not make the  
10 allocation under this subd. 4. b., the purchaser shall allocate the delivery charge  
11 amount, consistent with this subd. 4. b.

12           5. Installation charges.

13           (b) “Sales price” does not include:

14           1. Discounts, including cash, terms, or coupons, that are not reimbursed by a  
15 3rd party, except as provided in par. (c); that are allowed by a seller; and that are  
16 taken by a purchaser on a sale.

17           2. Interest, financing, and carrying charges from credit that is extended on a  
18 sale of tangible personal property, items or property under s. 77.52 (1) (b) or (c),  
19 specified digital goods, additional digital goods, or services, if the amount of the  
20 interest, financing, or carrying charges is separately stated on the invoice, bill of sale,  
21 or similar document that the seller gives to the purchaser.

22           3. Any taxes legally imposed directly on the purchaser that are separately  
23 stated on the invoice, bill of sale, or similar document that the seller gives to the  
24 purchaser.

25           4. Delivery charges for direct mail.

1           5. In all transactions in which an article of tangible personal property, items  
2 under s. 77.52 (2) (b) or (c), specified digital goods, or additional digital goods are  
3 traded toward the purchase of an article of greater value, the amount of the sales  
4 price that represents the amount allowed for the article traded, except that this  
5 subdivision does not apply to any transaction to which subd. 7. or 8. applies.

6           6. If a person who purchases a motor vehicle presents a statement issued under  
7 s. 218.0171 (2) (cq) to the seller at the time of purchase, and the person presents the  
8 statement to the seller within 60 days from the date of receiving a refund under s.  
9 218.0171 (2) (b) 2. b., the trade-in amount specified in the statement issued under  
10 s. 218.0171 (2) (cq), but not to exceed the sales price from the sale of the motor vehicle.  
11 This subdivision applies only to the first motor vehicle purchased by a person after  
12 receiving a refund under s. 218.0171 (2) (b) 2. b.

13           7. Thirty-five percent of the sales price, excluding trade-ins, of a new mobile  
14 home, as defined in s. 340.01 (29), that is a primary housing unit or of a new mobile  
15 home, as defined in s. 340.01 (29), that is transported in 2 unattached sections if the  
16 total size of the combined sections, not including additions and attachments, is at  
17 least 984 square feet measured when the sections are ready for transport. This  
18 subdivision does not apply to a lease or rental.

19           8. At the retailer's option; except that after the retailer chooses an option the  
20 retailer may not use the other option for other sales without the department's written  
21 approval; either 35 percent of the sales price of a manufactured building, as defined  
22 in s. 101.71 (6), or an amount equal to the sales price of the manufactured building  
23 minus the cost of materials that become an ingredient or component part of the  
24 building.



1 (c) “Sales price” includes consideration received by the seller from a 3rd party,  
2 if:

3 1. The seller actually receives consideration from a 3rd party, other than the  
4 purchaser, and the consideration is directly related to a price reduction or discount  
5 on a sale.

6 2. The seller is obliged to pass the price reduction or discount to the purchaser.

7 3. The amount of the consideration that is attributable to the sale is a fixed  
8 amount and the seller is able to determine that amount at the time of the sale to the  
9 purchaser.

10 4. Any of the following also applies:

11 a. The purchaser presents a coupon, certificate, or other documentation to the  
12 seller to claim the price reduction or discount, if the coupon, certificate, or other  
13 documentation is authorized, distributed, or granted by the 3rd party with the  
14 understanding that the 3rd party will reimburse the seller for the amount of the price  
15 reduction or discount.

16 b. The purchaser identifies himself or herself to the seller as a member of a  
17 group or organization that may claim the price reduction or discount.

18 c. The seller provides an invoice to the purchaser, or the purchaser presents a  
19 coupon, certificate, or other documentation to the seller, that identifies the price  
20 reduction or discount as a 3rd-party price reduction or discount.

21 **SECTION 1973.** 77.51 (17) of the statutes is amended to read:

22 77.51 (17) “Seller” includes every person selling, leasing, or renting tangible  
23 personal property, items or property under s. 77.52 (1) (b) or (c), specified digital  
24 goods, or additional digital goods or selling, performing, or furnishing services of a

1 kind the ~~gross receipts~~ sales price from the sale, lease, rental, performance, or  
2 furnishing of which ~~are~~ is required to be included in the measure of the sales tax.

3 **SECTION 1974.** 77.51 (17m) of the statutes is repealed and recreated to read:

4 **77.51 (17m)** “Service address” means any of the following:

5 (a) The location of the telecommunications equipment to which a customer’s  
6 telecommunications service is charged and from which the telecommunications  
7 service originates or terminates, regardless of where the telecommunications service  
8 is billed or paid.

9 (b) If the location described under par. (a) is not known by the seller who sells  
10 the telecommunications service, the location where the signal of the  
11 telecommunications service originates, as identified by the seller’s  
12 telecommunications system or, if the signal is not transmitted by the seller’s  
13 telecommunications system, by information that the seller received from the seller’s  
14 service provider.

15 (c) If the locations described under pars. (a) and (b) are not known by the seller  
16 who sells the telecommunications service, the customer’s place of primary use.

17 **SECTION 1975.** 77.51 (17w) of the statutes is created to read:

18 **77.51 (17w)** “Soft drink” means a beverage that contains less than 0.5 percent  
19 of alcohol and that contains natural or artificial sweeteners. “Soft drink” does not  
20 include a beverage that contains milk or milk products; soy, rice, or similar milk  
21 substitutes; or more than 50 percent vegetable or fruit juice by volume.

22 **SECTION 1976.** 77.51 (17x) of the statutes is created to read:

23 **77.51 (17x)** “Specified digital goods” means digital audio works, digital  
24 audiovisual works, and digital books. For purposes of this subchapter, the sale of or  
25 the storage, use, or other consumption of a digital code is treated the same as the sale

1 of or the storage, use, or other consumption of any specified digital goods for which  
2 the digital code relates.

3 **SECTION 1977.** 77.51 (18) of the statutes is amended to read:

4 77.51 (18) “Storage” includes any keeping or retention in this state of tangible  
5 personal property, items or property under s. 77.52 (1) (b) or (c), specified digital  
6 goods, or additional digital goods purchased from a retailer for any purpose except  
7 sale in the regular course of business.

8 **SECTION 1978.** 77.51 (20) of the statutes is amended to read:

9 77.51 (20) “Tangible personal property” means ~~all tangible personal property~~  
10 ~~of every kind and description that can be seen, weighed, measured, felt, or touched,~~  
11 ~~or that is in any other manner perceptible to the senses,~~ and includes electricity,  
12 natural gas, steam and, water, and also leased property affixed to realty if the lessor  
13 has the right to remove the property upon breach or termination of the lease  
14 agreement, unless the lessor of the property is also the lessor of the realty to which  
15 the property is affixed. “Tangible personal property” also includes coins and stamps  
16 of the United States sold or traded as collectors’ items above their face value and  
17 computer programs except custom computer programs prewritten computer  
18 software, but does not include items or property under s. 77.52 (1) (b) or (c), specified  
19 digital goods, or additional digital goods.

20 **SECTION 1979.** 77.51 (21) of the statutes is amended to read:

21 77.51 (21) “Taxpayer” means the person who is required to pay, collect, or  
22 account for or who is otherwise directly interested in the taxes imposed by this  
23 subchapter, including a certified service provider.

24 **SECTION 1980.** 77.51 (21m) of the statutes is amended to read:

1           **77.51 (21m)** “Telecommunications and Internet access services” means  
2 sending messages and information transmitted through the use of local, toll and  
3 wide–area telephone service; channel services; telegraph services; teletypewriter;  
4 computer exchange services; cellular mobile telecommunications service; specialized  
5 mobile radio; stationary two–way radio; paging service; or any other form of mobile  
6 and portable one–way or two–way communications; or any other transmission of  
7 messages or information by electronic or similar means between or among points by  
8 wire, cable, fiber optics, laser, microwave, radio, satellite or similar facilities.  
9 “Telecommunications services” does not include sending collect telecommunications  
10 that are received outside of the state.

11           **SECTION 2276m.** 77.51 (21m) of the statutes, as affected by 2007 Wisconsin Act  
12 ... (this act), is renumbered 77.51 (5g) and amended to read:

13           **77.51 (5g)** “~~Telecommunications and Internet access services~~” means sending  
14 messages and information transmitted through the use of local, toll and wide–area  
15 telephone service; channel services; telegraph services; teletypewriter; computer  
16 exchange services; cellular mobile telecommunications service; specialized mobile  
17 radio; stationary two–way radio; paging service; or any other form of mobile and  
18 portable one–way or two–way communications; or any other transmission of  
19 messages or information by electronic or similar means between or among points by  
20 wire, cable, fiber optics, laser, microwave, radio, satellite or similar facilities.  
21 “~~Telecommunications services~~” does not include sending collect telecommunications  
22 ~~that are received outside of the state.~~ “Internet access services” does not include  
23 telecommunications services to the extent that such services are taxable under s.  
24 77.52 (2) (a) 5. am.

25           **SECTION 1981.** 77.51 (21n) of the statutes is created to read:

1           77.51 (21n) “Telecommunications services” means electronically transmitting,  
2 conveying, or routing voice, data, audio, video, or other information or signals to a  
3 point or between or among points. “Telecommunications services” includes the  
4 transmission, conveyance, or routing of such information or signals in which  
5 computer processing applications are used to act on the content’s form, code, or  
6 protocol for transmission, conveyance, or routing purposes, regardless of whether  
7 the service is referred to as a voice over Internet protocol service or classified by the  
8 federal communications commission as an enhanced or value-added service.

9 “Telecommunications services” does not include any of the following:

10           (a) Data processing and information services that allow data to be generated,  
11 acquired, stored, processed, or retrieved and delivered to a purchaser by an electronic  
12 transmission, if the purchaser’s primary purpose for the underlying transaction is  
13 the processed data.

14           (b) Installing or maintaining wiring or equipment on a customer’s premises.

15           (c) Tangible personal property.

16           (d) Advertising, including directory advertising.

17           (e) Billing and collection services provided to 3rd parties.

18           (f) Internet access service.

19           (g) Radio and television audio and video programming services, regardless of  
20 the medium in which the services are provided, including cable service, as defined  
21 in 47 USC 522 (6), audio and video programming services delivered by commercial  
22 mobile radio service providers, as defined in 47 CFR 20.3, and the transmitting,  
23 conveying, or routing of such services by the programming service provider.

24           (h) Ancillary services.

1 (i) Digital products delivered electronically, including software, music, video,  
2 reading materials, or ringtones.

3 **SECTION 1982.** 77.51 (21p) of the statutes is created to read:

4 77.51 **(21p)** “Tobacco” means cigarettes, cigars, chewing tobacco, pipe tobacco,  
5 and any other item that contains tobacco.

6 **SECTION 1983.** 77.51 (21q) of the statutes is created to read:

7 77.51 **(21q)** “Transferred electronically” means accessed or obtained by the  
8 purchaser by means other than tangible storage media.

9 **SECTION 1984.** 77.51 (22) (a) of the statutes is amended to read:

10 77.51 **(22)** (a) “Use” includes the exercise of any right or power over tangible  
11 personal property, items or property under s. 77.52 (1) (b) or (c), specified digital  
12 goods, additional digital goods, or taxable services incident to the ownership,  
13 possession or enjoyment of the property, goods, or services, or the results produced  
14 by the services, including installation or affixation to real property and including the  
15 possession of, or the exercise of any right or power over tangible personal property,  
16 items or property under s. 77.52 (1) (b) or (c), specified digital goods, or additional  
17 digital goods by a lessee under a lease, except that “use” does not include the  
18 activities under sub. (18).

19 **SECTION 1985.** 77.51 (22) (b) of the statutes is amended to read:

20 77.51 **(22)** (b) In this subsection “enjoyment” includes a purchaser’s right to  
21 direct the disposition of property, items or property under s. 77.52 (1) (b) or (c),  
22 specified digital goods, or additional digital goods, whether or not the purchaser has  
23 possession of the property, items, or goods. “Enjoyment” also includes, but is not  
24 limited to, having shipped into this state by an out-of-state supplier printed  
25 material which is designed to promote the sale of property, items or property under

1 s. 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or services, or  
2 which is otherwise related to the business activities, of the purchaser of the printed  
3 material or printing service.

4 **SECTION 1986.** 77.51 (22) (bm) of the statutes is created to read:

5 77.51 (22) (bm) In this subsection, “exercise of any right or power over tangible  
6 personal property, items or property under s. 77.52 (1) (b) or (c), specified digital  
7 goods, additional digital goods, or taxable services” includes distributing, selecting  
8 recipients, determining mailing schedules, or otherwise directing the distribution,  
9 dissemination, or disposal of tangible personal property, items or property under s.  
10 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or taxable  
11 services, regardless of whether the purchaser of such property, items, goods, or  
12 services owns or physically possesses, in this state, the property, items, goods, or  
13 services.

14 **SECTION 1987.** 77.51 (24) of the statutes is created to read:

15 77.51 (24) “Value-added non-voice data service” means a service in which  
16 computer processing applications are used to act on the form, content, code, or  
17 protocol of the data provided by the service and are used primarily for a purpose other  
18 than for transmitting, conveying, or routing data.

19 **SECTION 1988.** 77.51 (25) of the statutes is created to read:

20 77.51 (25) “Vertical service” means an ancillary service that is provided with  
21 one or more telecommunications services and allows customers to identify callers  
22 and to manage multiple calls and call connections, including conference bridging  
23 services.

24 **SECTION 1989.** 77.51 (26) of the statutes is created to read:

1           77.51 **(26)** “Voice mail service” means an ancillary service that allows a  
2 customer to store, send, or receive recorded messages, not including any vertical  
3 service that the customer must have to use the voice mail service.

4           **SECTION 1990.** 77.52 (1) of the statutes is renumbered 77.52 (1) (a) and  
5 amended to read:

6           77.52 **(1)** (a) For the privilege of selling, licensing, leasing or renting tangible  
7 personal property, including accessories, components, attachments, parts, supplies  
8 and materials, at retail a tax is imposed upon all retailers at the rate of 5% of the  
9 ~~gross receipts~~ sales price from the sale, license, lease or rental of tangible personal  
10 property, including accessories, components, attachments, parts, supplies and  
11 materials, sold, leased or rented at retail in this state, as determined under s. 77.522.

12           **SECTION 1991.** 77.52 (1) (b) of the statutes is created to read:

13           77.52 **(1)** (b) For the privilege of selling at retail coins and stamps of the United  
14 States that are sold or traded as collectors’ items above their face value, a tax is  
15 imposed on all retailers at the rate of 5 percent of the sales price from the sale of such  
16 coins and stamps.

17           **SECTION 1992.** 77.52 (1) (c) of the statutes is created to read:

18           77.52 **(1)** (c) For the privilege of leasing property that is affixed to real property,  
19 a tax is imposed on all retailers at the rate of 5 percent of the sales price from the lease  
20 of such property, if the lessor has the right to remove the leased property upon breach  
21 or termination of the lease agreement, unless the lessor of the leased property is also  
22 the lessor of the real property to which the leased property is affixed.

23           **SECTION 1993.** 77.52 (1) (d) of the statutes is created to read:

24           77.52 **(1)** (d) For the privilege of selling, licensing, leasing, or renting specified  
25 digital goods or additional digital goods at retail, regardless of whether the



1 purchaser has the right to permanently use such goods or whether the purchaser's  
2 right to access or retain such goods is not permanent, a tax is imposed upon all  
3 retailers at the rate of 5 percent of the sales price from the sale, license, lease or rental  
4 of such goods.

5 **SECTION 1994.** 77.52 (2) (intro.) of the statutes is amended to read:

6 77.52 (2) (intro.) For the privilege of selling, licensing, performing or furnishing  
7 the services described under par. (a) at retail in this state, as determined under s.  
8 77.522, to consumers or users, a tax is imposed upon all persons selling, licensing,  
9 performing or furnishing the services at the rate of 5% of the ~~gross receipts~~ sales price  
10 from the sale, license, performance or furnishing of the services.

11 **SECTION 2290m.** 77.52 (2) (a) 2. a. of the statutes is amended to read:

12 77.52 (2) (a) 2. a. Except as provided in subd. 2. b. and c., the sale of admissions  
13 to amusement, athletic, entertainment or recreational events or places except county  
14 fairs, the sale, rental or use of regular bingo cards, extra regular cards, special bingo  
15 cards and the sale of bingo supplies to players and the furnishing, for dues, fees or  
16 other considerations, the privilege of access to clubs or the privilege of having access  
17 to or the use of amusement, entertainment, athletic or recreational devices or  
18 facilities, including the sale or furnishing of use of recreational facilities on a periodic  
19 basis or other recreational rights, including but not limited to membership rights,  
20 vacation services and club memberships.

21 **SECTION 2290n.** 77.52 (2) (a) 2. c. of the statutes is created to read:

22 77.52 (2) (a) 2. c. Taxable sales do not include the sale of admissions to  
23 performances and events produced by a nonprofit cultural arts organization,  
24 including events produced by the organization's affiliates or agents. In order to claim  
25 the exemption under this subd. 2. c., an organization must create, develop, and put

1 on a public performance of the performance or event. This subd. 2. c. does not apply  
2 to the sale of admissions to performances and events for which the nonprofit cultural  
3 arts organization sponsors, but does not produce, the performance or event.

4 **SECTION 2291b.** 77.52 (2) (a) 5. a. of the statutes is amended to read:

5 77.52 (2) (a) 5. a. The sale of telecommunications and Internet access services,  
6 except services subject to 4 USC 116 to 126, as amended by P.L. 106–252, that either  
7 originate or terminate in this state; except services that are obtained by means of a  
8 toll-free number, that originate outside this state and that terminate in this state;  
9 and are charged to a service address in this state, regardless of the location where  
10 that charge is billed or paid; and the sale of the rights to purchase  
11 telecommunications services, including purchasing reauthorization numbers, by  
12 paying in advance and by using an access number and authorization code, except  
13 sales that are subject to subd. 5. b.

14 **SECTION 2291c.** 77.52 (2) (a) 5. a. of the statutes, as affected by 2007 Wisconsin  
15 Act ... (this act), is amended to read:

16 77.52 (2) (a) 5. a. The sale of ~~telecommunications and Internet access~~ services,  
17 ~~except services subject to 4 USC 116 to 126, as amended by P.L. 106–252, that either~~  
18 ~~originate or terminate in this state; except services that are obtained by means of a~~  
19 ~~toll-free number, that originate outside this state and that terminate in this state;~~  
20 ~~and are charged to a service address in this state, regardless of the location where~~  
21 ~~that charge is billed or paid; and the sale of the rights to purchase~~  
22 ~~telecommunications services, including purchasing reauthorization numbers, by~~  
23 ~~paying in advance and by using an access number and authorization code, except~~  
24 ~~sales that are subject to subd. 5. b.~~

25 **SECTION 2291p.** 77.52 (2) (a) 5. am. of the statutes is created to read:

1           77.52 (2) (a) 5. am. The sale of intrastate, interstate, and international  
2 telecommunications services, except interstate 800 services.

3           **SECTION 1995.** 77.52 (2) (a) 5. b. of the statutes is repealed.

4           **SECTION 1996.** 77.52 (2) (a) 5. c. of the statutes is created to read:

5           77.52 (2) (a) 5. c. The sale of ancillary services, except detailed  
6 telecommunications billing services.

7           **SECTION 1997.** 77.52 (2) (a) 5m. of the statutes is amended to read:

8           77.52 (2) (a) 5m. The sale of services that consist of recording  
9 telecommunications messages and transmitting them to the purchaser of the service  
10 or at that purchaser's direction, but not including those services if they are merely  
11 an that are taxable under subd. 5. or services that are incidental, as defined in s.  
12 77.51 (5), element of to another service that is not taxable under this subchapter and  
13 sold to that the purchaser of the incidental service and is not taxable under this  
14 subchapter.

15           **SECTION 1998.** 77.52 (2) (a) 10. of the statutes is amended to read:

16           77.52 (2) (a) 10. Except for services provided by veterinarians and except for  
17 installing or applying tangible personal property that, subject to par. (ag), when  
18 installed or applied, will constitute an addition or capital improvement of real  
19 property, the repair, service, alteration, fitting, cleaning, painting, coating, towing,  
20 inspection, and maintenance of all items of tangible personal property, items and  
21 property under sub. (1) (b) and (c), specified digital goods, and additional digital  
22 goods. unless, at the time of that ~~the~~ repair, service, alteration, fitting, cleaning,  
23 painting, coating, towing, inspection, or maintenance, a sale in this state of the type  
24 of property, items, or goods repaired, serviced, altered, fitted, cleaned, painted,  
25 coated, towed, inspected, or maintained would have been exempt to the customer

1 from sales taxation under this subchapter, other than the exempt sale of a motor  
2 vehicle or truck body to a nonresident under s. 77.54 (5) (a) and other than  
3 nontaxable sales under s. ~~77.51 (14r) juvenile~~ 77.522 or unless the repair, service,  
4 alteration, fitting, cleaning, painting, coating, towing, inspection, or maintenance is  
5 provided under a contract that is subject to tax under subd. 13m. The tax imposed  
6 under this subsection applies to the repair, service, alteration, fitting, cleaning,  
7 painting, coating, towing, inspection, or maintenance of items listed in par. (ag),  
8 regardless of whether the installation or application of tangible personal property,  
9 items or property under sub. (1) (b) or (c), specified digital goods, or additional digital  
10 goods related to the items is an addition to or a capital improvement of real property,  
11 except that the tax imposed under this subsection does not apply to the original  
12 installation or the complete replacement of an item listed in par. (ag), if that the  
13 installation or replacement is a real property construction activity under s. 77.51 (2).

14 **SECTION 2297m.** 77.52 (2) (a) 11. of the statutes is amended to read:

15 77.52 (2) (a) 11. The producing, fabricating, processing, printing or imprinting  
16 of tangible personal property, items and property under sub. (1) (b) and (c), specified  
17 digital goods, and additional digital goods for a consideration for consumers who  
18 furnish directly or indirectly the materials used in the producing, fabricating,  
19 processing, printing or imprinting. This subdivision does not apply to the printing  
20 or imprinting of tangible personal property, items and property under sub. (1) (b) and  
21 (c), specified digital goods, and additional digital goods which will be subsequently  
22 transported outside the state for use outside the state by the consumer for  
23 advertising purposes.

24 **SECTION 2297p.** 77.52 (2) (a) 11. of the statutes, as affected by 2007 Wisconsin  
25 Act .... (this act), is repealed and recreated to read:

1           77.52 (2) (a) 11. The producing, fabricating, processing, printing or imprinting  
2 of tangible personal property, items and property under sub. (1) (b) and (c), specified  
3 digital goods, and additional digital goods for a consideration for consumers who  
4 furnish directly or indirectly the materials used in the producing, fabricating,  
5 processing, printing or imprinting. This subdivision does not apply to the printing  
6 or imprinting of tangible personal property, items and property under sub. (1) (b) and  
7 (c), specified digital goods, and additional digital goods that results in printed  
8 material, catalogs, or envelopes that are exempt under s. 77.54 (25) or (25m).

9           **SECTION 1999.** 77.52 (2) (a) 13m. of the statutes is created to read:

10           77.52 (2) (a) 13m. The sale of contracts, including service contracts,  
11 maintenance agreements, and warranties, that provide, in whole or in part, for the  
12 future performance of or payment for the repair, service, alteration, fitting, cleaning,  
13 painting, coating, towing, inspection, or maintenance of tangible personal property,  
14 specified digital goods, and additional digital goods, unless the sale, lease, or rental  
15 in this state of the property, items, or digital goods to which the contract relates is  
16 or was exempt, to the purchaser of the contract, from taxation under this subchapter.

17           **SECTION 2000.** 77.52 (2m) (a) of the statutes is amended to read:

18           77.52 (2m) (a) With respect to the services subject to tax under sub. (2), no part  
19 of the charge for the service may be deemed a sale or rental of tangible personal  
20 property, items or property under sub. (1) (b) or (c), specified digital goods, or  
21 additional digital goods, if the property, items, or digital goods transferred by the  
22 service provider is are incidental to the selling, performing or furnishing of the  
23 service, except as provided in par. (b).

24           **SECTION 2001.** 77.52 (2m) (b) of the statutes is amended to read:

1           77.52 **(2m)** (b) With respect to the services subject to tax under sub. (2) (a) 7.,  
2           10., 11. and 20., all property, items or property under sub. (1) (b) or (c), specified  
3           digital goods, or additional digital goods, physically transferred, or transferred  
4           electronically, to the customer in conjunction with the selling, performing or  
5           furnishing of the service is a sale of tangible personal property, items or property  
6           under sub. (1) (b) or (c), specified digital goods, or additional digital goods separate  
7           from the selling, performing or furnishing of the service.

8           **SECTION 2002.** 77.52 (3m) of the statutes is repealed.

9           **SECTION 2003.** 77.52 (3n) of the statutes is repealed.

10          **SECTION 2004.** 77.52 (4) of the statutes is amended to read:

11          77.52 **(4)** It is unlawful for any retailer to advertise or hold out or state to the  
12          public or to any customer, directly or indirectly, that the tax or any part thereof will  
13          be assumed or absorbed by the retailer or that it will not be added to the selling price  
14          of the property, items or property under sub. (1) (b) or (c), specified digital goods, or  
15          additional digital goods sold or that if added it, or any part thereof, will be refunded.  
16          Any person who violates this subsection is guilty of a misdemeanor.

17          **SECTION 2005.** 77.52 (6) of the statutes is repealed.

18          **SECTION 2006.** 77.52 (7) of the statutes is amended to read:

19          77.52 **(7)** Every person desiring to operate as a seller within this state who  
20          holds a valid certificate under s. 73.03 (50) shall file with the department an  
21          application for a permit for each place of operations. Every application for a permit  
22          shall be made upon a form prescribed by the department and shall set forth the name  
23          under which the applicant intends to operate, the location of the applicant's place of  
24          operations, and the other information that the department requires. The Except as  
25          provided in sub. (7b), the application shall be signed by the owner if a sole proprietor;

1 in the case of sellers other than sole proprietors, the application shall be signed by  
2 the person authorized to act on behalf of such sellers. A nonprofit organization that  
3 has ~~gross receipts~~ a sales price taxable under s. 77.54 (7m) shall obtain a seller's  
4 permit and pay taxes under this subchapter on all taxable ~~gross receipts~~ sales prices  
5 received after it is required to obtain that permit. If that organization becomes  
6 eligible later for the exemption under s. 77.54 (7m) except for its possession of a  
7 seller's permit, it may surrender that permit.

8 **SECTION 2007.** 77.52 (7b) of the statutes is created to read:

9 77.52 (7b) Any person who may register under sub. (7) may designate an agent,  
10 as defined in s. 77.524 (1) (ag), to register with the department under sub. (7), in the  
11 manner prescribed by the department.

12 **SECTION 2008.** 77.52 (12) of the statutes is amended to read:

13 77.52 (12) A person who operates as a seller in this state without a permit or  
14 after a permit has been suspended or revoked or has expired, unless the person has  
15 a temporary permit under sub. (11), and each officer of any corporation, partnership  
16 member, limited liability company member, or other person authorized to act on  
17 behalf of a seller who so operates, is guilty of a misdemeanor. Permits shall be held  
18 only by persons actively operating as sellers of tangible personal property, items or  
19 property under sub. (1) (b) or (c), specified digital goods, additional digital goods,  
20 taxable services. Any person not so operating shall forthwith surrender that person's  
21 permit to the department for cancellation. The department may revoke the permit  
22 of a person found not to be actively operating as a seller of tangible personal property,  
23 items or property under sub. (1) (b) or (c), specified digital goods, additional digital  
24 goods, or taxable services.

25 **SECTION 2009.** 77.52 (13) of the statutes is amended to read:

1           77.52 (13) For the purpose of the proper administration of this section and to  
2 prevent evasion of the sales tax it shall be presumed that all receipts are subject to  
3 the tax until the contrary is established. The burden of proving that a sale of tangible  
4 personal property, items or property under sub. (1) (b) or (c), specified digital goods,  
5 additional digital goods, or services is not a taxable sale at retail is upon the person  
6 who makes the sale unless that person takes from the purchaser ~~a~~ an electronic or  
7 a paper certificate, in a manner prescribed by the department, to the effect that the  
8 property, items or property under sub. (1) (b) or (c), digital good, or service is  
9 purchased for resale or is otherwise exempt; ~~except that no certificate is required for~~  
10 ~~sales of cattle, sheep, goats, and pigs that are sold at an animal market, as defined~~  
11 ~~in s. 95.68 (1) (ag), and no certificate is required for sales of commodities, as defined~~  
12 ~~in 7 USC 2, that are consigned for sale in a warehouse in or from which the~~  
13 ~~commodity is deliverable on a contract for future delivery subject to the rules of a~~  
14 ~~commodity market regulated by the U.S. commodity futures trading commission if~~  
15 ~~upon the sale the commodity is not removed from the warehouse~~ the sale of tangible  
16 personal property, items and property under sub. (1) (b) and (c), specified digital  
17 goods, additional digital goods, and services that are exempt under s. 77.54 (7), (7m),  
18 (8), (10), (11), (14), (15), (17), (20n), (21), (22b), (30), (31), (32), (35), (36), (37), (42),  
19 (44), (45), (46), (51), and (52), except as provided in s. 77.54 (30) (e) and (f).

20           **SECTION 2010.** 77.52 (14) (a) (intro.) and 1. and (b) of the statutes are  
21 consolidated, renumbered 77.52 (14) (a) and amended to read:

22           77.52 (14) (a) The certificate referred to in sub. (13) relieves the seller ~~from the~~  
23 burden of proof of the tax otherwise applicable only if any of the following is true:  
24 1. ~~The certificate is taken in good faith~~ the seller obtains a fully completed exemption  
25 certificate, or the information required to prove the exemption, from a person who



1 is engaged as a seller of tangible personal property or taxable services and who holds  
2 the permit provided for in sub. (9) and who, at the time of purchasing purchaser no  
3 later than 90 days after the date of the sale of the tangible personal property, items  
4 or property under sub. (1) (b) or (c), specified digital goods, additional digital goods,  
5 or services, intends to sell it in the regular course of operations or is unable to  
6 ascertain at the time of purchase whether the property or service will be sold or will  
7 be used for some other purpose. (b) except as provided in par. (am). The certificate  
8 under sub. (13) shall not relieve the seller of the tax otherwise applicable if the seller  
9 fraudulently fails to collect sales tax, solicits the purchaser to claim an unlawful  
10 exemption, accepts an exemption certificate from a purchaser who claims to be an  
11 entity that is not subject to the taxes imposed under this subchapter, if the subject  
12 of the transaction sought to be covered by the exemption certificate is received by the  
13 purchaser at a location operated by the seller in this state and the exemption  
14 certificate clearly and affirmatively indicates that the claimed exemption is not  
15 available in this state. The certificate referred to in sub. (13) shall be signed by and  
16 bear the name and address of provide information that identifies the purchaser; and  
17 shall indicate the general character of the tangible personal property or service sold  
18 by the purchaser and the basis for the claimed exemption and a paper certificate  
19 shall be signed by the purchaser. The certificate shall be in such form as the  
20 department prescribes by rule.

21 **SECTION 2011.** 77.52 (14) (a) 2. of the statutes is repealed.

22 **SECTION 2012.** 77.52 (14) (am) of the statutes is created to read:

23 77.52 (14) (am) If the seller has not obtained a fully completed exemption  
24 certificate or the information required to prove the exemption, as provided in par. (a),  
25 the seller may, no later than 120 days after the department requests that the seller

1 substantiate the exemption, either provide proof of the exemption to the department  
2 by other means or obtain, in good faith, a fully completed exemption certificate from  
3 the purchaser.

4 **SECTION 2013.** 77.52 (15) of the statutes is amended to read:

5 77.52 (15) If a purchaser who ~~gives a resale certificate~~ purchases tangible  
6 personal property, items or property under sub. (1) (b) or (c), specified digital goods,  
7 additional digital goods, or taxable services without paying a sales tax or use tax on  
8 such purchase because such property, items, goods, or services were for resale makes  
9 any use of the property, items, goods, or services other than retention, demonstration  
10 or display while holding it the property, items, goods, or services for sale, lease or  
11 rental in the regular course of the purchaser's operations, the use shall be taxable  
12 to the purchaser under s. 77.53 as of the time that the property is, items, goods, or  
13 services are first used by the purchaser, and the ~~sales purchase~~ price of the property,  
14 items, goods, or services to the purchaser shall be the measure of the tax. ~~Only when~~  
15 ~~there is an unsatisfied use tax liability on this basis because the seller has provided~~  
16 ~~incorrect information about that transaction to the department shall the seller be~~  
17 ~~liable for sales tax with respect to the sale of the property to the purchaser.~~

18 **SECTION 2014.** 77.52 (16) of the statutes is amended to read:

19 77.52 (16) Any person who gives a resale certificate for property, items or  
20 property under sub. (1) (b) or (c), specified digital goods, additional digital goods, or  
21 services which that person knows at the time of purchase is not to be resold by that  
22 person in the regular course of that person's operations as a seller for the purpose of  
23 evading payment to the seller of the amount of the tax applicable to the transaction  
24 is guilty of a misdemeanor. Any person certifying to the seller that the sale of  
25 property, items or property under sub. (1) (b) or (c), specified digital goods, additional

1 digital goods, or taxable service is exempt, knowing at the time of purchase that it  
2 is not exempt, for the purpose of evading payment to the seller of the amount of the  
3 tax applicable to the transaction, is guilty of a misdemeanor.

4 **SECTION 2015.** 77.52 (19) of the statutes is amended to read:

5 77.52 **(19)** The department shall by rule provide for the efficient collection of  
6 the taxes imposed by this subchapter on sales of property, items or property under  
7 sub. (1) (b) or (c), specified digital goods, additional digital goods, or services by  
8 persons not regularly engaged in selling at retail in this state or not having a  
9 permanent place of business, but who are temporarily engaged in selling from  
10 trucks, portable roadside stands, concessions at fairs and carnivals, and the like. The  
11 department may authorize such persons to sell property, items or property under  
12 sub. (1) (b) or (c), specified digital goods, or additional digital goods or sell, perform,  
13 or furnish services on a permit or nonpermit basis as the department by rule  
14 prescribes and failure of any person to comply with such rules constitutes a  
15 misdemeanor.

16 **SECTION 2016.** 77.52 (20) of the statutes is created to read:

17 77.52 **(20)** (a) Except as provided in par. (b), the entire sales price of a bundled  
18 transaction is subject to the tax imposed under this subchapter.

19 (b) At the retailer's option, if the retailer can identify, by reasonable and  
20 verifiable standards from the retailer's books and records that are kept in the  
21 ordinary course of its business for other purposes, including purposes unrelated to  
22 taxes, the portion of the price that is attributable to products that are not subject to  
23 the tax imposed under this subchapter, that portion of the sales price is not taxable  
24 under this subchapter. This paragraph does not apply to a bundled transaction that

1 contains food and food ingredients, drugs, durable medical equipment, mobility  
2 enhancing equipment, prosthetic devices, or medical supplies.

3 **SECTION 2017.** 77.52 (21) of the statutes is created to read:

4 77.52 (21) A person who provides a product that is not a distinct and  
5 identifiable product because it is provided free of charge, as provided in s. 77.51 (3pf)  
6 (b), is the consumer of that product and shall pay the tax imposed under this  
7 subchapter on the purchase price of that product.

8 **SECTION 2018.** 77.52 (22) of the statutes is created to read:

9 77.52 (22) With regard to transactions described in s. 77.51 (1f) (b), the service  
10 provider is the consumer of the tangible personal property, items or property under  
11 sub. (1) (b) or (c), specified digital goods, or additional digital goods and shall pay the  
12 tax imposed under this subchapter on the purchase price of the property, items, or  
13 goods.

14 **SECTION 2019.** 77.52 (23) of the statutes is created to read:

15 77.52 (23) With regard to transactions described in s. 77.51 (1f) (c), the service  
16 provider is the consumer of the service that is essential to the use or receipt of the  
17 other service and shall pay the tax imposed under this subchapter on the purchase  
18 price of the service that is essential to the use or receipt of the other service.

19 **SECTION 2020.** 77.522 of the statutes is created to read:

20 **77.522 Sourcing. (1) GENERAL.** (a) In this section:

21 1. “Direct mail form” means a form for direct mail prescribed by the  
22 department.

23 2. “Receive” means taking possession of tangible personal property or items or  
24 property under s. 77.52 (1) (b) or (c), making first use of services; or taking possession  
25 or making first use of digital goods, whichever comes first. “Receive” does not include

1 a shipping company taking possession of tangible personal property or items or  
2 property under s. 77.52 (1) (b) or (c) on a purchaser's behalf.

3 3. "Transportation equipment" means any of the following:

4 a. Locomotives and railcars that are used to carry persons or property in  
5 interstate commerce.

6 b. Trucks and truck tractors that have a gross vehicle weight rating of 10,001  
7 pounds or greater, trailers, semitrailers, and passenger buses, if such vehicles are  
8 registered under the international registration plan and operated under the  
9 authority of a carrier that is authorized by the federal government to carry persons  
10 or property in interstate commerce.

11 c. Aircraft that is operated by air carriers that are authorized by the federal  
12 government or a foreign authority to carry persons or property in interstate or  
13 foreign commerce.

14 d. Containers that are designed for use on the vehicles described in subd. 4. a.  
15 to c. and component parts attached to or secured on such vehicles.

16 (b) Except as provided in par. (c) and subs. (2), (3), and (4), the location of a sale  
17 is determined as follows:

18 1. If a purchaser receives the product at a seller's business location, the sale  
19 occurs at that business location.

20 2. If a purchaser does not receive the product at a seller's business location, the  
21 sale occurs at the location where the purchaser, or the purchaser's designated donee,  
22 receives the product, including the location indicated by the instructions known to  
23 the seller for delivery to the purchaser or the purchaser's designated donee.

24 3. If the location of a sale of a product cannot be determined under subs. 1. and  
25 2., the sale occurs at the purchaser's address as indicated by the seller's business

1 records, if the records are maintained in the ordinary course of the seller's business  
2 and if using that address to establish the location of a sale is not in bad faith.

3 4. If the location of a sale of a product cannot be determined under subds. 1. to  
4 3., the sale occurs at the purchaser's address as obtained during the consummation  
5 of the sale, including the address indicated on the purchaser's payment instrument,  
6 if no other address is available and if using that address is not in bad faith.

7 5. If the location of a sale of a product cannot be determined under subds. 1. to  
8 4., the location of the sale is determined as follows:

9 a. If the item sold is tangible personal property, or an item or property under  
10 s. 77.52 (1) (b) or (c), the sale occurs at the location from which the tangible personal  
11 property is shipped.

12 b. If the item sold is a digital good, or computer software delivered  
13 electronically, the sale occurs at the location from which the digital good or computer  
14 software was first available for transmission by the seller.

15 c. If a service is sold, the sale occurs at the location from which the service was  
16 provided.

17 (c) The sale of direct mail occurs at the location from which the direct mail is  
18 shipped, if the purchaser does not provide to the seller a direct pay permit, a direct  
19 mail form, or other information that indicates the appropriate taxing jurisdiction to  
20 which the direct mail is delivered to the ultimate recipients. If the purchaser  
21 provides a direct mail form or direct pay permit to the seller, the purchaser shall pay  
22 or remit, as appropriate, to the department the tax imposed under s. 77.53 on all  
23 purchases for which the tax is due and the seller is relieved from liability for  
24 collecting such tax. A direct mail form provided to a seller under this paragraph shall  
25 remain effective for all sales by the seller who received the form to the purchaser who

1 provided the form, unless the purchaser revokes the form in writing and provides  
2 such revocation to the seller.

3 **(2) LEASE OR RENTAL.** (a) Except as provided in pars. (b) and (c), with regard  
4 to the first or only payment on the lease or rental, the lease or rental of tangible  
5 personal property or items or property under s. 77.52 (1) (b) or (c) occurs at the  
6 location determined under sub. (1) (b). If the property or item is moved from the place  
7 where the property or item was initially delivered, the subsequent periodic payments  
8 on the lease or rental occur at the property's or item's primary location as indicated  
9 by an address for the property or item that is provided by the lessee and that is  
10 available to the lessor in records that the lessor maintains in the ordinary course of  
11 the lessor's business, if the use of such an address does not constitute bad faith. The  
12 location of a lease or rental as determined under this paragraph shall not be altered  
13 by any intermittent use of the property or item at different locations.

14 (b) The lease or rental of motor vehicles, trailers, semitrailers, and aircraft,  
15 that are not transportation equipment, occurs at the primary location of such motor  
16 vehicles, trailers, semitrailers, or aircraft as indicated by an address for the property  
17 that is provided by the lessee and that is available to the lessor in records that the  
18 lessor maintains in the ordinary course of the lessor's business, if the use of such an  
19 address does not constitute bad faith, except that a lease or rental under this  
20 paragraph that requires only one payment occurs at the location determined under  
21 sub. (1) (b). The location of a lease or rental as determined under this paragraph shall  
22 not be altered by any intermittent use of the property at different locations.

23 (c) The lease or rental of transportation equipment occurs at the location  
24 determined under sub. (1) (b).

1 (d) A license of tangible personal property, items or property under s. 77.52 (1)  
2 (b) or (c), specified digital goods, or additional digital goods shall be treated as a lease  
3 or rental of tangible personal property under this subsection.

4 **(3) TELECOMMUNICATIONS.** (a) In this subsection:

5 1. “Air-to-ground radiotelephone service” means a radio service in which  
6 common carriers are authorized to offer and provide radio telecommunications  
7 service for hire to subscribers in aircraft.

8 2. “Call-by-call basis” means any method of charging for telecommunications  
9 services by which the price of such services is measured by individual calls.

10 3. “Communications channel” means a physical or virtual path of  
11 communications over which signals are transmitted between or among customer  
12 channel termination points.

13 4. “Customer” means a person who enters into a contract with a seller of  
14 telecommunications services or, in any transaction for which the end user is not the  
15 person who entered into a contract with the seller of telecommunications services,  
16 the end user of the telecommunications services. “Customer” does not include a  
17 person who resells telecommunications services or, for mobile telecommunications  
18 services, a serving carrier under an agreement to serve a customer outside the home  
19 service provider’s licensed service area.

20 5. “Customer channel termination point” means the location where a customer  
21 inputs or receives communications.

22 6. “End user” means an individual who uses a telecommunications service.

23 7. “Home service provider” means a home service provider under section 124  
24 (5) of P.L. 106–252.



1           8. “Mobile telecommunications service” means a mobile telecommunications  
2 service under 4 USC 116 to 126, as amended by P.L. 106–252.

3           9. “Place of primary use” means place of primary use, as determined under 4  
4 USC 116 to 126, as amended by P.L. 106–252.

5           10. “Postpaid calling service” means a telecommunications service that is  
6 obtained by paying for it on a call–by–call basis using a bankcard, travel card, credit  
7 card, debit card, or similar method, or by charging it to a telephone number that is  
8 not associated with the location where the telecommunications service originates or  
9 terminates. “Postpaid calling service” includes a telecommunications service, not  
10 including a prepaid wireless calling service, that would otherwise be a prepaid  
11 calling service except that the service provided to the customer is not exclusively a  
12 telecommunications service.

13           14. “Radio service” means a communication service provided by the use of radio,  
14 including radiotelephone, radiotelegraph, paging, and facsimile service.

15           15. “Radiotelegraph service” means transmitting messages from one place to  
16 another by means of radio.

17           16. “Radiotelephone service” means transmitting sound from one place to  
18 another by means of radio.

19           (b) Except as provided in pars. (d) to (j), the sale of a telecommunications service  
20 that is sold on a call–by–call basis occurs in the taxing jurisdiction for sales and use  
21 tax purposes where the call originates and terminates, in the case of a call that  
22 originates and terminates in the same such jurisdiction, or the taxing jurisdiction for  
23 sales and use tax purposes where the call originates or terminates and where the  
24 service address is located.

1 (c) Except as provided in pars. (d) to (j), the sale of a telecommunications service  
2 that is sold on a basis other than a call-by-call basis occurs at the customer's place  
3 of primary use.

4 (d) The sale of a mobile telecommunications service, except an air-to-ground  
5 radiotelephone service and a prepaid calling service, occurs at the customer's place  
6 of primary use.

7 (e) The sale of a postpaid calling service occurs at the location where the signal  
8 of the telecommunications service originates, as first identified by the seller's  
9 telecommunications system or, if the signal is not transmitted by the seller's  
10 telecommunications system, by information that the seller received from the seller's  
11 service provider.

12 (f) The sale of a prepaid calling service or a prepaid wireless calling service  
13 occurs at the location determined under sub. (1) (b), except that, if the service is a  
14 prepaid wireless calling service and the location cannot be determined under sub. (1)  
15 (b) 1. to 4., the prepaid wireless calling service occurs at the location determined  
16 under sub. (1) (b) 5. c. or at the location associated with the mobile telephone number,  
17 as determined by the seller.

18 (g) 1. The sale of a private communication service for a separate charge related  
19 to a customer channel termination point occurs at the location of the customer  
20 channel termination point.

21 2. The sale of a private communication service in which all customer channel  
22 termination points are located entirely in one taxing jurisdiction for sales and use  
23 tax purposes occurs in the taxing jurisdiction in which the customer channel  
24 termination points are located.

1           3. If the segments are charged separately, the sale of a private communication  
2 service that represents segments of a communications channel between 2 customer  
3 channel termination points that are located in different taxing jurisdictions for sales  
4 and use tax purposes occurs in an equal percentage in both such jurisdictions.

5           4. If the segments are not charged separately, the sale of a private  
6 communication service for segments of a communications channel that is located in  
7 more than one taxing jurisdiction for sales and use tax purposes occurs in each such  
8 jurisdiction in a percentage determined by dividing the number of customer channel  
9 termination points in that jurisdiction by the number of customer channel  
10 termination points in all jurisdictions where segments of the communications  
11 channel are located.

12           (h) The sale of an Internet access service occurs at the customer's place of  
13 primary use.

14           (i) The sale of ancillary services occurs at the customer's place of primary use.

15           (j) If the location of the customer's service address, channel termination point,  
16 or place of primary use is not known, the location where the seller receives or hands  
17 off the signal shall be considered, for purposes of this section, the customer's service  
18 address, channel termination point, or place of primary use.

19           **(4) FLOLISTS.** (a) For purposes of this subsection, "retail florist" means a person  
20 engaged in the business of selling cut flowers, floral arrangements, and potted plants  
21 and who prepares such flowers, floral arrangements, and potted plants. "Retail  
22 florist" does not include a person who sells cut flowers, floral arrangements, and  
23 potted plants primarily by mail or via the Internet.

24           (b) Sales by a retail florist occur at the location determined by rule by the  
25 department.

1           **SECTION 2021.** 77.523 (title) of the statutes is repealed.

2           **SECTION 2022.** 77.523 of the statutes is renumbered 77.59 (9p) (a) and amended  
3 to read:

4           **77.59 (9p) (a)** If a customer purchases a service that is subject to 4 USC 116  
5 to 126, as amended by P.L. 106–252, and if the customer believes that the amount  
6 of the tax assessed for the service under this subchapter or the place of primary use  
7 or taxing jurisdiction assigned to the service is erroneous, the customer may request  
8 that the service provider correct the alleged error by sending a written notice to the  
9 service provider. The notice shall include a description of the alleged error, the street  
10 address for the customer’s place of primary use of the service, the account name and  
11 number of the service for which the customer seeks a correction, and any other  
12 information that the service provider reasonably requires to process the request.  
13 Within 60 days from the date that a service provider receives a request under this  
14 ~~section~~ paragraph, the service provider shall review its records to determine the  
15 customer’s taxing jurisdiction. If the review indicates that there is no error as  
16 alleged, the service provider shall explain the findings of the review in writing to the  
17 customer. If the review indicates that there is an error as alleged, the service  
18 provider shall correct the error and shall refund or credit the amount of any tax  
19 collected erroneously, along with the related interest, as a result of the error from the  
20 customer in the previous 48 months, consistent with s. 77.59 (4). A customer may  
21 take no other action against the service provider, or commence any action, to correct  
22 an alleged error in the amount of the tax assessed under this subchapter on a service  
23 that is subject to 4 USC 116 to 126, as amended by P.L. 106–252, or to correct an  
24 alleged error in the assigned place of primary use or taxing jurisdiction, unless the  
25 customer has exhausted his or her remedies under this ~~section~~ paragraph.

1           **SECTION 2023.** 77.524 (1) (a) of the statutes is renumbered 77.524 (1) (am).

2           **SECTION 2024.** 77.524 (1) (ag) of the statutes is created to read:

3           77.524 (1) (ag) “Agent” means a person appointed by a seller to represent the  
4 seller before the states that are signatories to the agreement, as defined in s. 77.65  
5 (2) (a).

6           **SECTION 2025.** 77.524 (1) (b) of the statutes is renumbered 77.51 (1g) and  
7 amended to read:

8           77.51 (1g) “Certified service provider” means an agent that is certified jointly  
9 by the states that are signatories to the agreement, as defined in s. 77.65 (2) (a), and  
10 that performs all of a seller’s sales tax and use tax functions related to the seller’s  
11 retail sales, except that a certified service provider is not responsible for a retailer’s  
12 obligation to remit tax on the retailer’s own purchases.

13           **SECTION 2026.** 77.525 of the statutes is amended to read:

14           **77.525 Reduction to prevent double taxation.** Any person who is subject  
15 to the tax under s. 77.52 (2) (a) 5. -a. on telecommunications services that terminate  
16 in this state and who has paid a similar tax on the same services to another state may  
17 reduce the amount of the tax remitted to this state by an amount equal to the similar  
18 tax properly paid to another state on those services or by the amount due this state  
19 on those services, whichever is less. That person shall refund proportionally to the  
20 persons to whom the tax under s. 77.52 (2) (a) 5. -a. was passed on an amount equal  
21 to the amounts not remitted.

22           **SECTION 2027.** 77.53 (1) of the statutes is amended to read:

23           77.53 (1) Except as provided in sub. (1m), an excise tax is levied and imposed  
24 on the use or consumption in this state of taxable services under s. 77.52 purchased  
25 from any retailer, at the rate of 5% of the sales purchase price of those services; on

1 the storage, use, or other consumption in this state of tangible personal property and  
2 items or property under s. 77.52 (1) (b) or (c) purchased from any retailer, at the rate  
3 of 5% of the sales purchase price of that the property or items; on the storage, use,  
4 or other consumption of specified digital goods or additional digital goods purchased  
5 from any retailer, regardless of whether the purchaser has the right to permanently  
6 use such goods or whether the purchaser's right to access or retain such goods is not  
7 permanent, at the rate of 5% of the sales price of such goods; and on the storage, use  
8 or other consumption of tangible personal property, or items or property under s.  
9 77.52 (1) (b) or (c), manufactured, processed or otherwise altered, in or outside this  
10 state, by the person who stores, uses or consumes it, from material purchased from  
11 any retailer, at the rate of 5% of the sales purchase price of that material.

12 **SECTION 2028.** 77.53 (2) of the statutes is amended to read:

13 77.53 (2) Every person storing, using, or otherwise consuming in this state  
14 tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified  
15 digital goods, additional digital goods, or taxable services purchased from a retailer  
16 is liable for the tax imposed by this section. The person's liability is not extinguished  
17 until the tax has been paid to this state, but a receipt with the tax separately stated  
18 from a retailer engaged in business in this state or from a retailer who is authorized  
19 by the department, under such rules as it prescribes, to collect the tax and who is  
20 regarded as a retailer engaged in business in this state for purposes of the tax  
21 imposed by this section given to the purchaser under sub. (3) relieves the purchaser  
22 from further liability for the tax to which the receipt refers.

23 **SECTION 2029.** 77.53 (3) of the statutes is amended to read:

24 77.53 (3) Every retailer engaged in business in this state and making sales of  
25 tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified

1 ~~digital goods, additional digital goods, or taxable services for delivery into this state~~  
2 ~~or with knowledge directly or indirectly that the property or service is intended for~~  
3 ~~storage, use or other consumption in that are sourced to this state under s. 77.522,~~  
4 shall, at the time of making the sales or, if the storage, use or other consumption of  
5 the tangible personal property or taxable service is not then taxable under this  
6 section, at the time the storage, use or other consumption becomes taxable, collect  
7 the tax from the purchaser and give to the purchaser a receipt in the manner and  
8 form prescribed by the department.

9 **SECTION 2030.** 77.53 (4) of the statutes is repealed.

10 **SECTION 2031.** 77.53 (9) of the statutes is amended to read:

11 77.53 (9) Every retailer selling tangible personal property, items or property  
12 under s. 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or taxable  
13 services for storage, use or other consumption in this state shall register with the  
14 department and obtain a certificate under s. 73.03 (50) and give the name and  
15 address of all agents operating in this state, the location of all distribution or sales  
16 houses or offices or other places of business in this state, the standard industrial code  
17 classification of each place of business in this state and the other information that  
18 the department requires. Any person who may register under this subsection may  
19 designate an agent, as defined in s. 77.524 (1) (ag), to register with the department  
20 under this subsection, in the manner prescribed by the department.

21 **SECTION 2032.** 77.53 (9m) of the statutes is renumbered 77.53 (9m) (a) and  
22 amended to read:

23 77.53 (9m) (a) Any person who is not otherwise required to collect any tax  
24 imposed by this subchapter and who makes sales to persons within this state of  
25 tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified

1 digital goods, additional digital goods, or taxable services the use of which is subject  
2 to tax under this subchapter may register with the department under the terms and  
3 conditions that the department imposes and shall obtain a valid certificate under s.  
4 73.03 (50) and thereby be authorized and required to collect, report, and remit to the  
5 department the use tax imposed by this subchapter.

6 **SECTION 2033.** 77.53 (9m) (b) of the statutes is created to read:

7 77.53 **(9m)** (b) Any person who may register under par. (a) may designate an  
8 agent, as defined in s. 77.524 (1) (ag), to register with the department under par. (a),  
9 in the manner prescribed by the department.

10 **SECTION 2034.** 77.53 (9m) (c) of the statutes is created to read:

11 77.53 **(9m)** (c) The registration under par. (a) by a person who is not otherwise  
12 required to collect any tax imposed by this subchapter shall not be used as a factor  
13 in determining whether the seller has nexus with this state for any tax at any time.

14 **SECTION 2035.** 77.53 (10) of the statutes is amended to read:

15 77.53 **(10)** For the purpose of the proper administration of this section and to  
16 prevent evasion of the use tax and the duty to collect the use tax, it is presumed that  
17 tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified  
18 digital goods, additional digital goods, or taxable services sold by any person for  
19 delivery in this state is sold for storage, use, or other consumption in this state until  
20 the contrary is established. The burden of proving the contrary is upon the person  
21 who makes the sale unless that person takes from the purchaser ~~a~~ an electronic or  
22 paper certificate, in a manner prescribed by department, to the effect that the  
23 property, items or property under s. 77.52 (1) (b) or (c), specified digital goods,  
24 additional digital goods, or taxable service is purchased for resale, or otherwise  
25 exempt from the tax; ~~except that no certificate is required for sales of cattle, sheep,~~



1 ~~goats, and pigs that are sold at an animal market, as defined in s. 95.68 (1) (ag), and~~  
2 ~~no certificate is required for sales of commodities, as defined in 7 USC 2, that are~~  
3 ~~consigned for sale in a warehouse in or from which the commodity is deliverable on~~  
4 ~~a contract for future delivery subject to the rules of a commodity market regulated~~  
5 ~~by the U.S. commodity futures trading commission if upon the sale the commodity~~  
6 ~~is not removed from the warehouse the sale of tangible personal property, items and~~  
7 ~~property under s. 77.52 (1) (b) and (c), specified digital goods, additional digital goods,~~  
8 ~~and services that are exempt under s. 77.54 (7), (7m), (8), (10), (11), (14), (15), (17),~~  
9 ~~(20n), (21), (22b), (30), (31), (32), (35), (36), (37), (42), (44), (45), (46), (51), and (52),~~  
10 ~~except as provided in s. 77.54 (30) (e) and (f).~~

11 **SECTION 2036.** 77.53 (11) of the statutes is renumbered 77.53 (11) (a) and  
12 amended to read:

13 77.53 **(11)** (a) ~~The certificate referred to in under sub. (10) relieves the person~~  
14 ~~selling the property, items or property under s. 77.52 (1) (b) or (c), specified digital~~  
15 ~~goods, additional digital goods, or service from the burden of proof of the tax~~  
16 ~~otherwise applicable only if taken in good faith the seller obtains a fully completed~~  
17 ~~exemption certificate, or the information required to prove the exemption, from a~~  
18 ~~person who is engaged as a seller of tangible personal property or taxable services~~  
19 ~~and who holds the permit provided for by s. 77.52 (9) and who, at the time of~~  
20 ~~purchasing the purchaser no later than 90 days after the date of the sale of the~~  
21 ~~tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified~~  
22 ~~digital goods, additional digital goods, or taxable service, intends to sell it in the~~  
23 ~~regular course of operations or is unable to ascertain at the time of purchase whether~~  
24 ~~the property or service will be sold or will be used for some other purpose, or if taken~~  
25 ~~in good faith from a person claiming exemption, except as provided in par. (b). The~~

1 certificate under sub. (10) shall not relieve the seller of the tax otherwise applicable  
2 if the seller fraudulently fails to collect sales tax or solicits the purchaser to claim an  
3 unlawful exemption, accepts an exemption certificate from a purchaser who claims  
4 to be an entity that is not subject to the taxes imposed under this subchapter, if the  
5 subject of the transaction sought to be covered by the exemption certificate is  
6 received by the purchaser at a location operated by the seller in this state and the  
7 exemption certificate clearly and affirmatively indicates that the claimed exemption  
8 is not available in this state. The certificate shall be signed by and bear the name  
9 and address of provide information that identifies the purchaser and shall indicate  
10 the number of the permit issued to the purchaser, the general character of tangible  
11 personal property or taxable service sold by the purchaser and the basis for the  
12 claimed exemption and a paper certificate shall be signed by the purchaser. The  
13 certificate shall be substantially in the form that the department prescribes by rule.

14 **SECTION 2037.** 77.53 (11) (b) of the statutes is created to read:

15 77.53 **(11)** (b) If the seller has not obtained a fully completed exemption  
16 certificate or the information required to prove the exemption, as provided in par. (a),  
17 the seller may, no later than 120 days after the department requests that the seller  
18 substantiate the exemption, either provide proof of the exemption to the department  
19 by other means or obtain, in good faith, a fully completed exemption certificate from  
20 the purchaser.

21 **SECTION 2038.** 77.53 (12) of the statutes is amended to read:

22 77.53 **(12)** If a purchaser who gives a certificate makes any storage or use of  
23 the property, items or property under s. 77.52 (1) (b) or (c), specified digital goods,  
24 additional digital goods, or service other than retention, demonstration, or display  
25 while holding it for sale in the regular course of operations as a seller, the storage or

1 use is taxable as of the time the property, items or property under s. 77.52 (1) (b) or  
2 (c), specified digital goods, additional digital goods, or service is first so stored or  
3 used.

4 **SECTION 2039.** 77.53 (14) of the statutes is amended to read:

5 77.53 (14) It is presumed that tangible personal property, items or property  
6 under s. 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or taxable  
7 services shipped or brought to this state by the purchaser were purchased from or  
8 serviced by a retailer.

9 **SECTION 2040.** 77.53 (15) of the statutes is amended to read:

10 77.53 (15) It is presumed that tangible personal property, items or property  
11 under s. 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or taxable  
12 services delivered outside this state to ~~a purchaser known by the retailer to be a~~  
13 resident of this state were was purchased from a retailer for storage, use, or other  
14 consumption in this state and stored, used, or otherwise consumed in this state. This  
15 presumption ~~may be controverted by a written statement, signed by the purchaser~~  
16 ~~or an authorized representative, and retained by the seller that the property or~~  
17 ~~service was purchased for use at a designated point outside this state.~~ This  
18 presumption may also be controverted by other evidence satisfactory to the  
19 department that the property, item, digital good, or service was not purchased for  
20 storage, use, or other consumption in this state.

21 **SECTION 2041.** 77.53 (16) of the statutes is amended to read:

22 77.53 (16) If the purchase, rental or lease of tangible personal property, items  
23 or property under s. 77.52 (1) (b) or (c), specified digital goods, additional digital  
24 goods, or service subject to the tax imposed by this section was subject to a sales tax  
25 by another state in which the purchase was made, the amount of sales tax paid the

1 other state shall be applied as a credit against and deducted from the tax, to the  
2 extent thereof, imposed by this section, except no credit may be applied against and  
3 deducted from a sales tax paid on the purchase of direct mail, if the direct mail  
4 purchaser did not provide to the seller a direct pay permit, a direct mail form, or other  
5 information that indicates the appropriate taxing jurisdiction to which the direct  
6 mail is delivered to the ultimate recipients. In this subsection “sales tax” includes  
7 a use or excise tax imposed on the use of tangible personal property, items or property  
8 under s. 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or taxable  
9 service by the state in which the sale occurred and “state” includes the District of  
10 Columbia ~~but does not include~~ and the commonwealth of Puerto Rico ~~or but does not~~  
11 include the several territories organized by congress.

12 **SECTION 2042.** 77.53 (17) of the statutes is amended to read:

13 77.53 (17) This section does not apply to tangible personal property, items or  
14 property under s. 77.52 (1) (b) or (c), specified digital goods, or additional digital  
15 goods purchased outside this state, as determined under s. 77.522, other than motor  
16 vehicles, boats, snowmobiles, mobile homes not exceeding 45 feet in length, trailers,  
17 semitrailers, all-terrain vehicles and airplanes registered or titled or required to be  
18 registered or titled in this state, which is brought into this state by a nondomiciliary  
19 for the person’s own storage, use or other consumption while temporarily within this  
20 state when such property, item, or digital good is not stored, used or otherwise  
21 consumed in this state in the conduct of a trade, occupation, business or profession  
22 or in the performance of personal services for wages or fees.

23 **SECTION 2043.** 77.53 (17m) of the statutes is amended to read:

24 77.53 (17m) This section does not apply to a boat purchased in a state  
25 contiguous to this state, as determined under s. 77.522, by a person domiciled in that

1 state if the boat is berthed in this state's boundary waters adjacent to the state of the  
2 domicile of the purchaser and if the transaction was an exempt occasional sale under  
3 the laws of the state in which the purchase was made.

4 **SECTION 2044.** 77.53 (17r) (a) of the statutes is amended to read:

5 77.53 (17r) (a) It is purchased in another state, as determined under s. 77.522.

6 **SECTION 2045.** 77.53 (18) of the statutes is amended to read:

7 77.53 (18) This section does not apply to the storage, use or other consumption  
8 in this state of household goods, items or property under s. 77.52 (1) (b) or (c),  
9 specified digital goods, or additional digital goods for personal use or to aircraft,  
10 motor vehicles, boats, snowmobiles, mobile homes, trailers, semitrailers and  
11 all-terrain vehicles, for personal use, purchased by a nondomiciliary of this state  
12 outside this state, as determined under s. 77.522, 90 days or more before bringing the  
13 goods, items, or property into this state in connection with a change of domicile to this  
14 state.

15 **SECTION 2046.** 77.54 (1) of the statutes is amended to read:

16 77.54 (1) The ~~gross receipts~~ sales price from the sale of and the storage, use or  
17 other consumption in this state of tangible personal property, items and property  
18 under s. 77.52 (1) (b) and (c) and services the ~~gross receipts~~ sales price from the sale  
19 of which, or the storage, use or other consumption of which, this state is prohibited  
20 from taxing under the constitution or laws of the United States or under the  
21 constitution of this state.

22 **SECTION 2047.** 77.54 (2) of the statutes is amended to read:

23 77.54 (2) The ~~gross receipts~~ sales price from sales of and the storage, use or  
24 other consumption of tangible personal property becoming an ingredient or  
25 component part of an article of tangible personal property or which is consumed or

1 destroyed or loses its identity in the manufacture of tangible personal property in  
2 any form destined for sale, except as provided in sub. (30) (a) 6.

3 **SECTION 2048.** 77.54 (2m) of the statutes is amended to read:

4 77.54 (2m) The ~~gross receipts~~ sales price from the sales of and the storage, use  
5 or other consumption of tangible personal property or services that become an  
6 ingredient or component of shoppers guides, newspapers or periodicals or that are  
7 consumed or lose their identity in the manufacture of shoppers guides, newspapers  
8 or periodicals, whether or not the shoppers guides, newspapers or periodicals are  
9 transferred without charge to the recipient. In this subsection, “shoppers guides”,  
10 “newspapers” and “periodicals” have the meanings under sub. (15). The exemption  
11 under this subdivision does not apply to advertising supplements that are not  
12 newspapers.

13 **SECTION 2049.** 77.54 (3) (a) of the statutes, as affected by 2005 Wisconsin Act  
14 366, is amended to read:

15 77.54 (3) (a) The ~~gross receipts~~ sales price from the sales of and the storage, use,  
16 or other consumption of tractors and machines, including accessories, attachments,  
17 and parts, lubricants, nonpowered equipment, and other tangible personal property  
18 that are used exclusively and directly, or are consumed or lose their identities, in the  
19 business of farming, including dairy farming, agriculture, horticulture, floriculture,  
20 silviculture, and custom farming services, but excluding automobiles, trucks, and  
21 other motor vehicles for highway use; excluding personal property that is attached  
22 to, fastened to, connected to, or built into real property or that becomes an addition  
23 to, component of, or capital improvement of real property; and excluding tangible  
24 personal property used or consumed in the erection of buildings or in the alteration,  
25 repair or improvement of real property, regardless of any contribution that that

1 personal property makes to the production process in that building or real property  
2 and regardless of the extent to which that personal property functions as a machine,  
3 except as provided in par. (c).

4 **SECTION 2050.** 77.54 (3m) (intro.) of the statutes, as affected by 2005 Wisconsin  
5 Act 366, is amended to read:

6 77.54 (3m) (intro.) The ~~gross receipts~~ sales price from the sale of and the  
7 storage, use or other consumption of the following items if they are used exclusively  
8 by the purchaser or user in the business of farming; including dairy farming,  
9 agriculture, horticulture, floriculture, silviculture, and custom farming services:

10 **SECTION 2051.** 77.54 (4) of the statutes is amended to read:

11 77.54 (4) ~~Gross receipts~~ The sales price from the sale of tangible personal  
12 property and items and property under s. 77.52 (1) (b) and (c), and the storage, use  
13 or other consumption in this state of tangible personal property and items and  
14 property under s. 77.52 (1) (b) and (c) which is the subject of any such sale, by any  
15 elementary school or secondary school, exempted as such from payment of income or  
16 franchise tax under ch. 71, whether public or private.

17 **SECTION 2052.** 77.54 (5) (intro.) of the statutes is amended to read:

18 77.54 (5) (intro.) The ~~gross receipts~~ sales price from the sale of and the storage,  
19 use or other consumption of:

20 **SECTION 2053.** 77.54 (6) (intro.) of the statutes is amended to read:

21 77.54 (6) (intro.) The ~~gross receipts~~ sales price from the sale of and the storage,  
22 use or other consumption of:

23 **SECTION 2054.** 77.54 (7m) of the statutes is amended to read:

24 77.54 (7m) Occasional sales of tangible personal property, items or property  
25 under s. 77.52 (1) (b) or (c) or services, including admissions or tickets to an event;

1 by a neighborhood association, church, civic group, garden club, social club or similar  
2 nonprofit organization; not involving entertainment for which payment in the  
3 aggregate exceeds \$500 for performing or as reimbursement of expenses unless  
4 access to the event may be obtained without payment of a direct or indirect admission  
5 fee; conducted by the organization if the organization is not engaged in a trade or  
6 business and is not required to have a seller's permit. For purposes of this  
7 subsection, an organization is engaged in a trade or business and is required to have  
8 a seller's permit if its sales of tangible personal property, items and property under  
9 s. 77.52 (1) (b) and (c). and services, not including sales of tickets to events, and its  
10 events occur on more than 20 days during the year, unless its receipts do not exceed  
11 \$25,000 during the year. The exemption under this subsection does not apply to ~~gross~~  
12 receipts the sales price from the sale of bingo supplies to players or to the sale, rental  
13 or use of regular bingo cards, extra regular cards and special bingo cards.

14 **SECTION 2055.** 77.54 (8) of the statutes is amended to read:

15 77.54 **(8)** Charges for interest, ~~financing or insurance,~~ not including contracts  
16 under s. 77.52 (2) (a) 13m., where such charges are separately set forth upon the  
17 invoice given by the seller to the purchaser.

18 **SECTION 2056.** 77.54 (9) of the statutes is amended to read:

19 77.54 **(9)** The ~~gross receipts~~ sales price from sales of tickets or admissions to  
20 public and private elementary and secondary school activities, where the entire net  
21 proceeds therefrom are expended for educational, religious or charitable purposes.

22 **SECTION 2057.** 77.54 (9a) (intro.) of the statutes is amended to read:

23 77.54 **(9a)** (intro.) The ~~gross receipts~~ sales price from sales to, and the storage  
24 by, use by or other consumption of tangible personal property, items and property  
25 under s. 77.52 (1) (b) and (c). and taxable services by:



1           **SECTION 2058.** 77.54 (10) of the statutes is amended to read:

2           77.54 (10) The ~~gross receipts~~ sales price from the sale of all admission fees,  
3 admission stickers or camping fees under s. 27.01 (7) to (11) and all admission fees  
4 to any museum operated by a nonprofit corporation under a lease agreement with  
5 the state historical society.

6           **SECTION 2059.** 77.54 (11) of the statutes is amended to read:

7           77.54 (11) The ~~gross receipts~~ sales price from the sales of and the storage, use  
8 or other consumption in this state of motor vehicle fuel, general aviation fuel or  
9 alternate fuel, subject to taxation under ch. 78, unless the motor vehicle fuel or  
10 alternate fuel tax is refunded under s. 78.75 because the buyer does not use the fuel  
11 in operating a motor vehicle upon the public highways.

12           **SECTION 2060.** 77.54 (12) of the statutes is amended to read:

13           77.54 (12) The ~~gross receipts~~ sales price from the sales of and the storage, use  
14 or other consumption in this state of rail freight or passenger cars, locomotives or  
15 other rolling stock used in railroad operations, or accessories, attachments, parts,  
16 lubricants or fuel therefor.

17           **SECTION 2061.** 77.54 (13) of the statutes is amended to read:

18           77.54 (13) The ~~gross receipts~~ sales price from the sales of and the storage, use  
19 or other consumption in this state of commercial vessels and barges of 50-ton burden  
20 or over primarily engaged in interstate or foreign commerce or commercial fishing,  
21 and the accessories, attachments, parts and fuel therefor.

22           **SECTION 2062.** 77.54 (14) (intro.) of the statutes is amended to read:

23           77.54 (14) (intro.) The ~~gross receipts~~ sales price from the sales of and the  
24 storage, use, or other consumption in this state of ~~medicines~~ drugs that are any of  
25 the following:

1           **SECTION 2063.** 77.54 (14) (a) of the statutes is amended to read:

2           77.54 **(14)** (a) Prescribed for the treatment of a human being by a person  
3 authorized to prescribe the ~~medicines~~ drugs, and dispensed on prescription filled by  
4 a registered pharmacist in accordance with law.

5           **SECTION 2064.** 77.54 (14) (b) of the statutes is amended to read:

6           77.54 **(14)** (b) Furnished by a licensed physician, surgeon, podiatrist, or dentist  
7 to a patient who is a human being for treatment of the patient.

8           **SECTION 2065.** 77.54 (14) (f) (intro.) of the statutes is amended to read:

9           77.54 **(14)** (f) (intro.) Furnished without charge to any of the following if the  
10 ~~medicine~~ drug may not be dispensed without a prescription:

11           **SECTION 2066.** 77.54 (14g) of the statutes is repealed.

12           **SECTION 2067.** 77.54 (14s) of the statutes is repealed.

13           **SECTION 2068.** 77.54 (15) of the statutes is amended to read:

14           77.54 **(15)** The ~~gross receipts~~ sales price from the sale of and the storage, use  
15 or other consumption of all newspapers, of periodicals sold by subscription and  
16 regularly issued at average intervals not exceeding 3 months, or issued at average  
17 intervals not exceeding 6 months by an educational association or corporation sales  
18 to which are exempt under sub. (9a) (f), of controlled circulation publications sold to  
19 commercial publishers for distribution without charge or mainly without charge or  
20 regularly distributed by or on behalf of publishers without charge or mainly without  
21 charge to the recipient and of shoppers guides which distribute no less than 48 issues  
22 in a 12-month period. In this subsection, “shoppers guide” means a community  
23 publication delivered, or attempted to be delivered, to most of the households in its  
24 coverage area without a required subscription fee, which advertises a broad range  
25 of products and services offered by several types of businesses and individuals. In

1 this subsection, “controlled circulation publication” means a publication that has at  
2 least 24 pages, is issued at regular intervals not exceeding 3 months, that devotes  
3 not more than 75% of its pages to advertising and that is not conducted as an  
4 auxiliary to, and essentially for the advancement of, the main business or calling of  
5 the person that owns and controls it.

6 **SECTION 2069.** 77.54 (16) of the statutes is amended to read:

7 77.54 (16) The ~~gross receipts~~ sales price from the sale of and the storage, use  
8 or other consumption of fire trucks and fire fighting equipment, including  
9 accessories, attachments, parts and supplies therefor, sold to volunteer fire  
10 departments.

11 **SECTION 2070.** 77.54 (17) of the statutes is amended to read:

12 77.54 (17) The ~~gross receipts~~ sales price from the sales of and the storage, use  
13 or other consumption of water, that is not food and food ingredient, when delivered  
14 through mains.

15 **SECTION 2071.** 77.54 (18) of the statutes is amended to read:

16 77.54 (18) When the sale, lease or rental of a service or property, including  
17 items and property under s. 77.52 (1) (b) and (c), that was previously exempt or not  
18 taxable under this subchapter becomes taxable, and the service or property is  
19 furnished under a written contract by which the seller is unconditionally obligated  
20 to provide the service or property for the amount fixed under the contract, the seller  
21 is exempt from sales or use tax on the ~~gross receipts~~ sales price for services or  
22 property provided until the contract is terminated, extended, renewed or modified.  
23 However, from the time the service or property becomes taxable until the contract  
24 is terminated, extended, renewed or modified the user is subject to use tax, measured  
25 by the ~~sales~~ purchase price, on the service or property purchased under the contract.

1           **SECTION 2072.** 77.54 (20) of the statutes is repealed.

2           **SECTION 2073.** 77.54 (20m) of the statutes is repealed.

3           **SECTION 2074.** 77.54 (20n) of the statutes is created to read:

4           77.54 **(20n)** (a) The sales price from the sale of and the storage, use, or other  
5 consumption of food and food ingredients, except candy, soft drinks, dietary  
6 supplements, and prepared food.

7           (b) The sales price from the sale of and the storage, use, or other consumption  
8 of food and food ingredients, except soft drinks, sold by hospitals, sanatoriums,  
9 nursing homes, retirement homes, community-based residential facilities, as  
10 defined in s. 50.01 (1g), or day care centers registered under ch. 48, including  
11 prepared food that is sold to the elderly or handicapped by persons providing mobile  
12 meals on wheels. In this paragraph, “retirement home” means a nonprofit  
13 residential facility where 3 or more unrelated adults or their spouses have their  
14 principal residence and where support services, including meals from a common  
15 kitchen, are available to residents.

16           (c) The sales price from the sale of and the storage, use, or other consumption  
17 of food and food ingredients, furnished in accordance with any contract or agreement  
18 or paid for to such institution through the use of an account of such institution, by  
19 a public or private institution of higher education to any of the following:

20           1. An undergraduate student, a graduate student, or a student enrolled in a  
21 professional school if the student is enrolled for credit at the public or private  
22 institution of higher education and if the food and food ingredients are consumed by  
23 the student.

24           2. A national football league team.

25           **SECTION 2075.** 77.54 (20r) of the statutes is created to read:

1           77.54 (20r) The sales price from the sales of and the storage, use, or other  
2 consumption of candy, soft drinks, dietary supplements, and prepared foods, and  
3 disposable products that are transferred with such items, furnished for no  
4 consideration by a restaurant to the restaurant's employee during the employee's  
5 work hours.

6           **SECTION 2076.** 77.54 (21) of the statutes is amended to read:

7           77.54 (21) The ~~gross receipts~~ sales price from the sales of and the storage, use  
8 or other consumption of caskets and burial vaults for human remains.

9           **SECTION 2077.** 77.54 (22) of the statutes is repealed.

10          **SECTION 2078.** 77.54 (22b) of the statutes is created to read:

11          77.54 (22b) The sales price from the sale of and the storage, use, or other  
12 consumption of durable medical equipment that is for use in a person's home,  
13 mobility-enhancing equipment, and prosthetic devices, and accessories for such  
14 equipment or devices, if the equipment or devices are used for a human being.

15          **SECTION 2079.** 77.54 (23m) of the statutes is amended to read:

16          77.54 (23m) The gross receipts from the sale, lease or rental of or the storage,  
17 use or other consumption of motion picture film or tape, and motion pictures or radio  
18 or television programs for listening, viewing, or broadcast, and advertising materials  
19 related thereto, sold, leased or rented to a motion picture theater or radio or  
20 television station.

21          **SECTION 2080.** 77.54 (23m) of the statutes, as affected by 2007 Wisconsin Act  
22 .... (this act), is amended to read:

23          77.54 (23m) The ~~gross receipts~~ sales price from the sale, license, lease or rental  
24 of or the storage, use or other consumption of motion picture film or tape, and motion  
25 pictures or radio or television programs for listening, viewing, or broadcast, and

1 advertising materials related thereto, sold, licensed, leased or rented to a motion  
2 picture theater or radio or television station.

3 **SECTION 2081.** 77.54 (25) of the statutes is amended to read:

4 77.54 (25) The ~~gross receipts~~ sales price from the sale of and the storage of  
5 printed material which is designed to advertise and promote the sale of merchandise,  
6 or to advertise the services of individual business firms, which printed material is  
7 purchased and stored for the purpose of subsequently transporting it outside the  
8 state by the purchaser for use thereafter solely outside the state.

9 **SECTION 2082.** 77.54 (25) of the statutes, as affected by 2007 Wisconsin Act ....  
10 (this act), is amended to read:

11 77.54 (25) The sales price from the sale of and the storage of printed material  
12 which is designed to advertise and promote the sale of merchandise, or to advertise  
13 the services of individual business firms, which printed material is purchased and  
14 stored for the purpose of subsequently transporting it outside the state by the  
15 purchaser for use thereafter solely outside the state. This subsection does not apply  
16 to catalogs and the envelopes in which the catalogs are mailed.

17 **SECTION 2083.** 77.54 (25m) of the statutes is created to read:

18 77.54 (25m) The sales price from the sale of and the storage, use, or other  
19 consumption of catalogs, and the envelopes in which the catalogs are mailed, that are  
20 designed to advertise and promote the sale of merchandise or to advertise the  
21 services of individual business firms.

22 **SECTION 2084.** 77.54 (26) of the statutes is amended to read:

23 77.54 (26) The ~~gross receipts~~ sales price from the sales of and the storage, use,  
24 or other consumption of tangible personal property and property under s. 77.52 (1)  
25 (b) which becomes a component part of an industrial waste treatment facility that

1 is exempt under s. 70.11 (21) (a) or that would be exempt under s. 70.11 (21) (a) if the  
2 property were taxable under ch. 70, or tangible personal property and property  
3 under s. 77.52 (1) (b) which becomes a component part of a waste treatment facility  
4 of this state or any agency thereof, or any political subdivision of the state or agency  
5 thereof as provided in s. 40.02 (28). The exemption includes replacement parts  
6 therefor, and also applies to chemicals and supplies used or consumed in operating  
7 a waste treatment facility and to purchases of tangible personal property and  
8 property under s. 77.52 (1) (b) made by construction contractors who transfer such  
9 property to their customers in fulfillment of a real property construction activity.  
10 This exemption does not apply to tangible personal property and property under s.  
11 77.52 (1) (b) installed in fulfillment of a written construction contract entered into,  
12 or a formal written bid made, prior to July 31, 1975.

13 **SECTION 2085.** 77.54 (26m) of the statutes is amended to read:

14 77.54 (26m) The ~~gross receipts~~ sales price from the sale of and the storage, use  
15 or other consumption of waste reduction or recycling machinery and equipment,  
16 including parts therefor, exclusively and directly used for waste reduction or  
17 recycling activities which reduce the amount of solid waste generated, reuse solid  
18 waste, recycle solid waste, compost solid waste or recover energy from solid waste.  
19 The exemption applies even though an economically useful end product results from  
20 the use of the machinery and equipment. For the purposes of this subsection, “solid  
21 waste” means garbage, refuse, sludge or other materials or articles, whether these  
22 materials or articles are discarded or purchased, including solid, semisolid, liquid or  
23 contained gaseous materials or articles resulting from industrial, commercial,  
24 mining or agricultural operations or from domestic use or from public service  
25 activities.

1           **SECTION 2086.** 77.54 (27) of the statutes is amended to read:

2           77.54 (27) The ~~gross receipts~~ sales price from the sale of semen used for  
3 artificial insemination of livestock.

4           **SECTION 2087.** 77.54 (28) of the statutes is amended to read:

5           77.54 (28) The ~~gross receipts~~ sales price from the sale of and the storage, use  
6 or other consumption to or by the ultimate consumer of ~~apparatus or equipment for~~  
7 ~~the injection of insulin or the treatment of diabetes and~~ supplies used to determine  
8 blood sugar level.

9           **SECTION 2088.** 77.54 (29) of the statutes is amended to read:

10          77.54 (29) The ~~gross receipts~~ sales price from the sales of and the storage, use  
11 or other consumption of equipment used in the production of maple syrup.

12          **SECTION 2089.** 77.54 (30) (a) (intro.) of the statutes is amended to read:

13          77.54 (30) (a) (intro.) The ~~gross receipts~~ sales price from the sale of:

14          **SECTION 2090.** 77.54 (30) (c) of the statutes is amended to read:

15          77.54 (30) (c) If fuel or electricity is sold partly for a use exempt under this  
16 subsection and partly for a use which is not exempt under this subsection, no tax  
17 shall be collected on that percentage of the ~~gross receipts~~ sales price equal to the  
18 percentage of the fuel or electricity which is used for an exempt use, as specified in  
19 an exemption certificate provided by the purchaser to the seller.

20          **SECTION 2091.** 77.54 (31) of the statutes is amended to read:

21          77.54 (31) The ~~gross receipts~~ sales price from the sale of and the storage, use  
22 or other consumption in this state, but not the lease or rental, of used mobile homes  
23 that are primary housing units under s. 340.01 (29).

24          **SECTION 2092.** 77.54 (32) of the statutes is amended to read:



1           77.54 (32) The ~~gross receipts~~ sales price from charges, including charges for a  
2 search, imposed by an authority, as defined in s. 19.32 (1), for copies of a public record  
3 that a person may examine and use under s. 16.61 (12) or for copies of a record under  
4 s. 19.35 (1).

5           **SECTION 2093.** 77.54 (33) of the statutes is amended to read:

6           77.54 (33) The ~~gross receipts~~ sales price from sales of and the storage, use or  
7 other consumption of ~~medicines~~ drugs used on farm livestock, not including  
8 workstock.

9           **SECTION 2094.** 77.54 (35) of the statutes is amended to read:

10           77.54 (35) The ~~gross receipts~~ sales price from the sales of tangible personal  
11 property, items or property under s. 77.52 (1) (b) or (c), tickets or admissions by any  
12 baseball team affiliated with the Wisconsin Department of American Legion  
13 baseball.

14           **SECTION 2095.** 77.54 (36) of the statutes is amended to read:

15           77.54 (36) The ~~gross receipts~~ sales price from the rental for a continuous period  
16 of one month or more of a mobile home, as defined in s. 66.0435 (1) (d), that is used  
17 as a residence. In this subsection, “one month” means a calendar month or 30 days,  
18 whichever is less, counting the first day of the rental and not counting the last day  
19 of the rental.

20           **SECTION 2096.** 77.54 (37) of the statutes is amended to read:

21           77.54 (37) The ~~gross receipts~~ sales price from revenues collected under s.  
22 146.70 (3) and the surcharge established by rule by the public service commission  
23 under s. 146.70 (3m) (f) for customers of wireless providers, as defined in s. 146.70  
24 (3m) (a) 6.

25           **SECTION 2097.** 77.54 (38) of the statutes is amended to read:

1           77.54 **(38)** The ~~gross receipts~~ sales price from the sale of and the storage, use  
2 or other consumption of snowmobile trail groomers and attachments for them that  
3 are purchased, stored, used or consumed by a snowmobile club that meets at least  
4 3 times a year, that has at least 10 members, that promotes snowmobiling and that  
5 participates in the department of natural resources' snowmobile program under s.  
6 350.12 (4) (b).

7           **SECTION 2098.** 77.54 (39) of the statutes is amended to read:

8           77.54 **(39)** The ~~gross receipts~~ sales price from the sale of and the storage, use  
9 or other consumption of off-highway, heavy mechanical equipment such as feller  
10 bunchers, slashers, delimiters, chippers, hydraulic loaders, loaders,  
11 skidder-forwarders, skidders, timber wagons and tractors used exclusively and  
12 directly in the harvesting or processing of raw timber products in the field by a person  
13 in the logging business. In this subsection, “heavy mechanical equipment” does not  
14 include hand tools such as axes, chains, chain saws and wedges.

15           **SECTION 2099.** 77.54 (40) of the statutes is repealed.

16           **SECTION 2100.** 77.54 (41) of the statutes is amended to read:

17           77.54 **(41)** The ~~gross receipts~~ sales price from the sale of building materials,  
18 supplies and equipment to; and the storage, use or other consumption of those kinds  
19 of property by; owners, contractors, subcontractors or builders if that property is  
20 acquired solely for or used solely in, the construction, renovation or development of  
21 property that would be exempt under s. 70.11 (36).

22           **SECTION 2101.** 77.54 (42) of the statutes is amended to read:

23           77.54 **(42)** The ~~gross receipts~~ sales price from the sale of and the storage, use  
24 or other consumption of animal identification tags provided under s. 93.06 (1h) and  
25 standard samples provided under s. 93.06 (1s).

1           **SECTION 2102.** 77.54 (43) of the statutes is amended to read:

2           77.54 (43) The ~~gross receipts~~ sales price from the sale of and the storage, use  
3 or other consumption of raw materials used for the processing, fabricating or  
4 manufacturing of, or the attaching to or incorporating into, printed materials that  
5 are transported and used solely outside this state.

6           **SECTION 2103.** 77.54 (44) of the statutes, as affected by 2005 Wisconsin Act 141,  
7 is amended to read:

8           77.54 (44) The ~~gross receipts~~ sales price from the collection of low-income  
9 assistance fees that are charged under s. 16.957 (4) (a) or (5) (a).

10          **SECTION 2104.** 77.54 (45) of the statutes is amended to read:

11          77.54 (45) The ~~gross receipts~~ sales price from the sale of and the use or other  
12 consumption of a onetime license or similar right to purchase admission to  
13 professional football games at a football stadium, as defined in s. 229.821 (6), that  
14 is granted by a municipality; a local professional football stadium district; or a  
15 professional football team or related party, as defined in s. 229.821 (12); if the person  
16 who buys the license or right is entitled, at the time the license or right is transferred  
17 to the person, to purchase admission to at least 3 professional football games in this  
18 state during one football season.

19          **SECTION 2105.** 77.54 (46) of the statutes is amended to read:

20          77.54 (46) The ~~gross receipts~~ sales price from the sale of and the storage, use,  
21 or other consumption of the U.S. flag or the state flag. This subsection does not apply  
22 to a representation of the U.S. flag or the state flag.

23          **SECTION 2106.** 77.54 (46m) of the statutes is amended to read:

24          77.54 (46m) The ~~gross receipts~~ sales price from the sale of and the storage, use,  
25 or other consumption of telecommunications services, if the telecommunications

1 services are obtained by using the rights to purchase telecommunications services,  
2 including purchasing reauthorization numbers, by paying in advance and by using  
3 an access number and authorization code; and if the tax imposed under s. 77.52 or  
4 77.53 was previously paid on the sale or purchase of such rights.

5 **SECTION 2107.** 77.54 (47) (intro.) of the statutes is amended to read:

6 77.54 (47) (intro.) The ~~gross receipts~~ sales price from the sale of and the storage,  
7 use, or other consumption of all of the following:

8 **SECTION 2108.** 77.54 (47) (b) 1. and 2. of the statutes are amended to read:

9 77.54 (47) (b) 1. The shooting facility is required to pay the tax imposed under  
10 s. 77.52 on its ~~gross receipts~~ the sales price from charges for shooting at the facility.

11 2. The shooting facility is a nonprofit organization that charges for shooting at  
12 the facility, but is not required to pay the tax imposed under s. 77.52 on its ~~gross~~  
13 ~~receipts~~ the sales price from such charges because the charges are for occasional  
14 sales, as provided under sub. (7m).

15 **SECTION 2109.** 77.54 (48) (a) of the statutes is renumbered 77.585 (9) (a) and  
16 amended to read:

17 77.585 (9) (a) Subject to 2005 Wisconsin Act 479, section 17, ~~the gross receipts~~  
18 ~~from the sale of and the storage, use, or other consumption~~ a purchaser may claim  
19 as a deduction that portion of its purchase price of Internet equipment used in the  
20 broadband market for which the tax was imposed under this subchapter, if the  
21 purchaser certifies to the department of commerce, in the manner prescribed by the  
22 department of commerce, that the purchaser will, within 24 months after July 1,  
23 2007, make an investment that is reasonably calculated to increase broadband  
24 Internet availability in this state. The purchaser shall claim the deduction in the  
25 same reporting period as the purchaser paid the tax imposed under this subchapter.

1           **SECTION 2110.** 77.54 (48) (b) of the statutes is renumbered 77.585 (9) (b).

2           **SECTION 2111.** 77.54 (49) of the statutes is amended to read:

3           77.54 **(49)** The ~~gross receipts~~ sales price from the sale of and the storage, use,  
4 or other consumption of taxable services and tangible personal property or item or  
5 property under s. 77.52 (1) (b) or (c) that is physically transferred to the purchaser  
6 as a necessary part of services that are subject to the taxes imposed under s. 77.52  
7 (2) (a) 7., 10., 11., and 20., if the seller and the purchaser of such services and property  
8 or item are members of the same affiliated group under section 1504 of the Internal  
9 Revenue Code and are eligible to file a single consolidated return for federal income  
10 tax purposes. For purposes of this subsection, if a seller purchases a taxable service,  
11 item or property under s. 77.52 (1) (b) or (c), or tangible personal property, as  
12 described in the subsection, that is subsequently sold to a member of the seller's  
13 affiliated group and the sale is exempt under this subsection from the taxes imposed  
14 under this subchapter, the original purchase of the taxable service, item or property  
15 under s. 77.52 (1) (b) or (c), or tangible personal property by the seller is not  
16 considered a sale for resale or exempt under this subsection.

17           **SECTION 2112.** 77.54 (50) of the statutes is created to read:

18           77.54 **(50)** The sales price from the sale of and the storage, use, or other  
19 consumption of specified digital goods or additional digital goods that are transferred  
20 electronically to the purchaser, if the sale of and the storage, use, or other  
21 consumption of such goods sold in a tangible form is exempt from taxation under this  
22 subchapter.

23           **SECTION 2113.** 77.54 (51) of the statutes is created to read:

24           77.54 **(51)** The sales price from the sales of and the storage, use, or other  
25 consumption of products sold in a transaction that would be a bundled transaction,

1 except that it contains taxable and nontaxable products as described in s. 77.51 (1f)  
2 (d), and except that the first person combining the products shall pay the tax imposed  
3 under this subchapter on the person's purchase price of the taxable items.

4 **SECTION 2114.** 77.54 (52) of the statutes is created to read:

5 77.54 (52) The sales price from the sales of and the storage, use, or other  
6 consumption of products sold in a transaction that would be a bundled transaction,  
7 except that the transaction meets the conditions described in s. 77.51 (1f) (e).

8 **SECTION 2115.** 77.54 (53) of the statutes is created to read:

9 77.54 (53) (a) In this subsection:

10 1. "Animals" include bacteria, viruses, and other microorganisms.

11 2. "Manufacturing" has the meaning given in sub. (6m).

12 3. "Qualified research" means qualified research as defined under section 41  
13 (d) (1) of the Internal Revenue Code, except that research conducted by a public or  
14 private institution of higher education or by a governmental unit is "qualified  
15 research" if applying the research is intended to be useful in developing a new or  
16 improved product or service and the research satisfies section 41 (d) (1) (B) (i) and  
17 (C) of the Internal Revenue Code.

18 (b) The gross receipts from the sale of and the storage, use, or other  
19 consumption of:

20 1. Machines and specific processing equipment, including accessories,  
21 attachments, and parts for the machines or equipment, that are used exclusively and  
22 directly in raising animals that are sold primarily to a biotechnology business, a  
23 public or private institution of higher education, or a governmental unit for exclusive  
24 and direct use by any such entity in qualified research or manufacturing.

1           2. The items listed in sub. (3m) (a) to (m), medicines, semen for artificial  
2 insemination, fuel, and electricity that are used exclusively and directly in raising  
3 animals that are sold primarily to a biotechnology business, a public or private  
4 institution of higher education, or a governmental unit for exclusive and direct use  
5 by any such entity in qualified research or manufacturing. Subsection (30) (c), as it  
6 applies to the sale of fuel and electricity under sub. (30), applies to the sale of fuel and  
7 electricity under this subdivision.

8           3. Machines and specific processing equipment, including accessories,  
9 attachments, and parts for the machines or equipment, that are sold to a  
10 biotechnology business and used exclusively and directly in qualified research in  
11 biotechnology.

12           4. Tangible personal property that is sold to a biotechnology business, if the  
13 property is consumed or destroyed or loses its identity while being used exclusively  
14 and directly in qualified research in biotechnology. Subsection (30) (c), as it applies  
15 to the sale of fuel and electricity under sub. (30), applies to the sale of fuel and  
16 electricity under this subdivision.

17           5. Animals that are sold to a biotechnology business and used exclusively and  
18 directly in qualified research in biotechnology.

19           (c) A person who claims an exemption under par. (b) 1. and 2. shall obtain  
20 written documentation from the person's customers related to each customer's use  
21 of animals, including the percentage of animals sold to the customer that are used  
22 exclusively and directly in qualified research.

23           (d) The department shall publish on the department's Internet site a list of all  
24 biotechnology businesses certified by the department.

1           **SECTION 2116.** 77.54 (53) (b) (intro.) of the statutes, as created by 2007  
2 Wisconsin Act .... (this act), is repealed and recreated to read:

3           77.54 **(53)** (b) (intro.) The sales price from the sale of and the storage, use, or  
4 other consumption of:

5           **SECTION 2418g.** 77.54 (53) (b) 2. of the statutes, as created by 2007 Wisconsin  
6 Act .... (this act), is repealed and recreated to read:

7           77.54 **(53)** (b) 2. The items listed in sub. (3m) (a) to (m), drugs, semen for  
8 artificial insemination, fuel, and electricity that are used exclusively and directly in  
9 raising animals that are sold primarily to a biotechnology business, a public or  
10 private institution of higher education, or a governmental unit for exclusive and  
11 direct use by any such entity in qualified research or manufacturing.

12           **SECTION 2418m.** 77.54 (54) of the statutes is created to read:

13           77.54 **(54)** The gross receipts from the sale of and the storage, use, or other  
14 consumption of tangible personal property and taxable services that are sold by a  
15 home exchange service that receives moneys from the appropriation account under  
16 s. 20.485 (1) (g) and is operated by the department of veterans affairs.

17           **SECTION 2117.** 77.54 (54) of the statutes, as created by 2007 Wisconsin Act ....  
18 (this act), is repealed and recreated to read:

19           77.54 **(54)** The sales price from the sale of and the storage, use, or other  
20 consumption of tangible personal property and taxable services that are sold by a  
21 home exchange service that receives moneys from the appropriation account under  
22 s. 20.485 (1) (g) and is operated by the department of veterans affairs.

23           **SECTION 2118.** 77.55 (1) (intro.) of the statutes is amended to read:



1           77.55 (1) (intro.) There ~~are~~ is exempted from the computation of the amount  
2 of the sales tax the ~~gross receipts~~ sales price from the sale of any tangible personal  
3 property, items or property under s. 77.52 (1) (b) or (c), or services to:

4           **SECTION 2119.** 77.55 (2) of the statutes is amended to read:

5           77.55 (2) There ~~are~~ is exempted from the computation of the amount of the sales  
6 tax the ~~gross receipts~~ sales price from sales of tangible personal property, and items  
7 and property under s. 77.52 (1) (b) and (c), to a common or contract carrier, shipped  
8 by the seller via the purchasing carrier under a bill of lading whether the freight is  
9 paid in advance, or the shipment is made freight charges collect, to a point outside  
10 this state and the property or item is actually transported to the out-of-state  
11 destination for use by the carrier in the conduct of its business as a carrier.

12           **SECTION 2120.** 77.55 (2m) of the statutes is amended to read:

13           77.55 (2m) There ~~are~~ is exempted from the computation of the amount of sales  
14 tax the ~~gross receipts~~ sales price from sales of railroad crossties to a common or  
15 contract carrier, shipped wholly or in part by way of the purchasing carrier under a  
16 bill of lading, whether the freight is paid in advance or the shipment is made freight  
17 charges collect, to a point outside this state if the property is transported to the  
18 out-of-state destination for use by the carrier in the conduct of its business as a  
19 carrier. Interruption of the shipment for storage, drying, processing or creosoting of  
20 the railroad crossties in this state does not invalidate the exemption under this  
21 subsection.

22           **SECTION 2121.** 77.55 (3) of the statutes is amended to read:

23           77.55 (3) There ~~are~~ is exempted from the computation of the amount of the sales  
24 tax the ~~gross receipts~~ sales price from sales of tangible personal property, and items  
25 and property under s. 77.52 (1) (b) and (c), purchased for use solely outside this state

1 and delivered to a forwarding agent, export packer, or other person engaged in the  
2 business of preparing goods for export or arranging for their exportation, and  
3 actually delivered to a port outside the continental limits of the United States prior  
4 to making any use thereof.

5 **SECTION 2122.** 77.56 (1) of the statutes is amended to read:

6 77.56 (1) The storage, use or other consumption in this state of property,  
7 including items and property under s. 77.52 (1) (b) and (c), the gross receipts sales  
8 price from the sale of which are is reported to the department in the measure of the  
9 sales tax, is exempted from the use tax.

10 **SECTION 2123.** 77.57 of the statutes is amended to read:

11 **77.57 Liability of purchaser.** If a purchaser certifies in writing to a seller  
12 that the property, items or property under s. 77.52 (1) (b) or (c), specified digital goods,  
13 or additional digital goods purchased will be used in a manner or for a purpose  
14 entitling the seller to regard the gross receipts sales price from the sale as exempted  
15 by this subchapter from the computation of the amount of the sales tax and uses the  
16 property, items or property under s. 77.52 (1) (b) or (c), specified digital goods, or  
17 additional digital goods in some other manner or for some other purpose, the  
18 purchaser is liable for payment of the sales tax. The tax shall be measured by the  
19 sales price of the property, items or property under s. 77.52 (1) (b) or (c), specified  
20 digital goods, or additional digital goods to the purchaser, ~~but if the taxable use first~~  
21 ~~occurs more than 6 months after the sale to the purchaser, the purchaser may use~~  
22 ~~as the measure of the tax either that sales price or the fair market value of the~~  
23 ~~property at the time the taxable use first occurs.~~

24 **SECTION 2124.** 77.58 (3) (a) of the statutes is amended to read:

1           77.58 (3) (a) For purposes of the sales tax a return shall be filed by every seller.  
2           For purposes of the use tax a return shall be filed by every retailer engaged in  
3           business in this state and by every person purchasing tangible personal property,  
4           items or property under s. 77.52 (1) (b) or (c), specified digital goods, additional digital  
5           goods, or services, the storage, use, or other consumption of which is subject to the  
6           use tax, who has not paid the use tax due to a retailer required to collect the tax. If  
7           a qualified subchapter S subsidiary is not regarded as a separate entity under ch. 71,  
8           the owner of that subsidiary shall include the information for that subsidiary on the  
9           owner's return. Returns shall be signed by the person required to file the return or  
10          by a duly authorized agent but need not be verified by oath. If a single-owner entity  
11          is disregarded as a separate entity under ch. 71, the owner shall include the  
12          information from the entity on the owner's return.

13           **SECTION 2125.** 77.58 (3) (b) of the statutes is amended to read:

14           77.58 (3) (b) ~~For purposes of the sales tax the return shall show the gross~~  
15          ~~receipts of the seller during the preceding reporting period. For purposes of the use~~  
16          ~~tax, in case of a return filed by a retailer, the return shall show the total sales price~~  
17          ~~of the property or taxable services sold, the storage, use or consumption of which~~  
18          ~~became subject to the use tax during the preceding reporting period. In case of a sales~~  
19          ~~or use tax return filed by a purchaser, the return shall show the total sales price of~~  
20          ~~the property and taxable services purchased, the storage, use or consumption of~~  
21          ~~which became subject to the use tax during the preceding reporting period. The~~  
22          return shall also show the amount of the taxes for the period covered by the return  
23          and such other information as the department deems necessary for the proper  
24          administration of this subchapter.

25           **SECTION 2126.** 77.58 (6) of the statutes is amended to read:

1           77.58 (6) For the purposes of the sales tax ~~gross receipts~~, the sales price from  
2 rentals or leases of tangible personal property, items or property under s. 77.52 (1)  
3 (b) or (c), specified digital goods, or additional digital goods shall be reported and the  
4 tax paid in accordance with such rules as the department prescribes.

5           **SECTION 2127.** 77.58 (6m) of the statutes is created to read:

6           77.58 (6m) (a) The department may, in cases where it is satisfied that an undue  
7 hardship would otherwise result, permit the reporting of a sales price or purchase  
8 price on some basis other than the accrual basis.

9           (b) The entire sales price of credit transactions shall be reported in the period  
10 in which the sale is made without reduction in the amount of tax payable by the  
11 retailer by reason of the retailer's transfer at a discount of any open account, note,  
12 conditional sales contract, lease contract, or other evidence of indebtedness.

13           **SECTION 2128.** 77.58 (9) of the statutes is created to read:

14           77.58 (9) The department may require a filing fee for sales tax returns that are  
15 filed on paper.

16           **SECTION 2129.** 77.58 (9a) of the statutes is created to read:

17           77.58 (9a) In addition to filing a return as provided in this section, a person  
18 described under s. 77.524 (3), (4), or (5) shall provide to the department any  
19 information that the department considers necessary for the administration of this  
20 subchapter, in the manner prescribed by the department, except that the  
21 department may not require that the person provide such information to the  
22 department more than once every 180 days.

23           **SECTION 2130.** 77.585 of the statutes is created to read:

24           **77.585 Return adjustments. (1)** (a) In this subsection, "bad debt" means the  
25 portion of the sales price or purchase price that the seller has reported as taxable

1 under this subchapter and that the seller may claim as a deduction under section 166  
2 of the Internal Revenue Code. “Bad debt” does not include financing charges or  
3 interest, sales or use taxes imposed on the sales price or purchase price, uncollectible  
4 amounts on property, items or property under s. 77.52 (1) (b) or (c), specified digital  
5 goods, or additional digital goods that remain in the seller’s possession until the full  
6 sales price or purchase price is paid, expenses incurred in attempting to collect any  
7 debt, debts sold or assigned to 3rd parties for collection, and repossessed property or  
8 items.

9 (b) A seller may claim as a deduction on a return under s. 77.58 the amount of  
10 any bad debt that the seller writes off as uncollectible in the seller’s books and records  
11 and that is eligible to be deducted as a bad debt for federal income tax purposes,  
12 regardless of whether the seller is required to file a federal income tax return. A  
13 seller who claims a deduction under this paragraph shall claim the deduction on the  
14 return under s. 77.58 that is submitted for the period in which the seller writes off  
15 the amount of the deduction as uncollectible in the seller’s books and records and in  
16 which such amount is eligible to be deducted as bad debt for federal income tax  
17 purposes. If the seller subsequently collects in whole or in part any bad debt for  
18 which a deduction is claimed under this paragraph, the seller shall include the  
19 amount collected in the return filed for the period in which the amount is collected  
20 and shall pay the tax with the return.

21 (c) For purposes of computing a bad debt deduction or reporting a payment  
22 received on a previously claimed bad debt, any payment made on a debt or on an  
23 account is applied first to the price of the property, items or property under s. 77.52  
24 (1) (b) or (c), specified digital goods, additional digital goods, or service sold, and the  
25 proportionate share of the sales tax on the property, items or property under s. 77.52

1 (1) (b) or (c), specified digital goods, additional digital goods, or service, and then to  
2 interest, service charges, and other charges related to the sale.

3 (d) A seller may obtain a refund of the tax collected on any bad debt amount  
4 deducted under par. (b) that exceeds the amount of the seller's taxable sales as  
5 provided under s. 77.59 (4), except that the period for making a claim as determined  
6 under s. 77.59 (4) begins on the date on which the return on which the bad debt could  
7 be claimed would have been required to be submitted to the department under s.  
8 77.58.

9 (e) If a seller is using a certified service provider, the certified service provider  
10 may claim a bad debt deduction under this subsection on the seller's behalf if the  
11 seller has not claimed and will not claim the same deduction. A certified service  
12 provider who receives a bad debt deduction under this subsection shall credit that  
13 deduction to the seller and a certified service provider who receives a refund under  
14 this subsection shall submit that refund to the seller.

15 (f) If a bad debt relates to the retail sales of tangible personal property, items  
16 or property under s. 77.52 (1) (b) or (c), specified digital goods, additional digital  
17 goods, or taxable services that occurred in this state and in one or more other states,  
18 as determined under s. 77.522, the total amount of such bad debt shall be  
19 apportioned among the states in which the underlying sales occurred in a manner  
20 prescribed by the department to arrive at the amount of the deduction under par. (b).

21 **(2)** If a lessor of tangible personal property, items or property under s. 77.52  
22 (1) (b) or (c), specified digital goods, or additional digital goods has reimbursed the  
23 vendor for the sales tax on the sale of the property, items, or goods by the vendor to  
24 the lessor, the tax due from the lessor on the rental receipts may be offset by a credit  
25 equal to the tax otherwise due on the rental receipts from the property, items, or

1 goods for the reporting period. The credit shall expire when the cumulative rental  
2 receipts equal the sales price upon which the vendor paid sales taxes to this state.

3 **(3)** If a purchaser of tangible personal property, items or property under s.  
4 77.52 (1) (b) or (c), specified digital goods, or additional digital goods has reimbursed  
5 the vendor of the property, items, or goods for the sales tax on the sale and  
6 subsequently, before making any use of the property, items, or goods other than  
7 retention, demonstration, or display while holding it for sale or rental, makes a  
8 taxable sale of the property, items, or goods, the tax due on the taxable sale may be  
9 offset by the tax reimbursed.

10 **(4)** A seller may claim a deduction on any part of the sales price or purchase  
11 price that the seller refunds in cash or credit as a result of returned property, items  
12 or property under s. 77.52 (1) (b) or (c), specified digital goods, or additional digital  
13 goods or adjustments in the sales price or purchase price after the sale has been  
14 completed, if the seller has included the refunded price in a prior return made by the  
15 seller and has paid the tax on such price, and if the seller has returned to the  
16 purchaser in cash or in credit all tax previously paid by the purchaser on the amount  
17 of the refund at the time of the purchase. A deduction under this subsection shall  
18 be claimed on the return for the period in which the refund is paid.

19 **(5)** No reduction in the amount of tax payable by the retailer is allowable in the  
20 event property, items or property under s. 77.52 (1) (b) or (c), specified digital goods,  
21 or additional digital goods sold on credit are repossessed except where the entire  
22 consideration paid by the purchaser is refunded to the purchaser or where a credit  
23 for a worthless account is allowable under sub. (1).

24 **(6)** A purchaser who is subject to the use tax on the storage, use, or other  
25 consumption of fuel may claim a deduction from the purchase price that is subject

1 to the use tax for fuel taxes refunded by this state or the United States to the  
2 purchaser that is included in the purchase price of the fuel.

3 (7) For sales tax purposes, if a retailer establishes to the department's  
4 satisfaction that the sales tax has been added to the total amount of the sales price  
5 and has not been absorbed by the retailer, the total amount of the sales price shall  
6 be the amount received exclusive of the sales tax imposed.

7 (8) A sale or purchase involving transfer of ownership of property, items or  
8 property under s. 77.52 (1) (b) or (c), specified digital goods, or additional digital  
9 goods is completed at the time when possession is transferred by the seller or the  
10 seller's agent to the purchaser or the purchaser's agent, except that for purposes of  
11 sub. (1) a common carrier or the U.S. postal service shall be considered the agent of  
12 the seller, regardless of any f.o.b. point and regardless of the method by which freight  
13 or postage is paid.

14 **SECTION 2131.** 77.59 (2m) of the statutes is created to read:

15 77.59 (2m) The department may audit, or may authorize others to audit, sellers  
16 and certified service providers who are registered with the department pursuant to  
17 the agreement, as defined in s. 77.65 (2) (a).

18 **SECTION 2132.** 77.59 (5m) of the statutes is amended to read:

19 77.59 (5m) A seller who receives a refund under sub. (4) (a) or (b) of taxes that  
20 the seller has collected from buyers, who collects amounts as taxes erroneously from  
21 buyers, but who does not remit such amounts to the state, or who is entitled to a  
22 refund under sub. (4) (a) or (b) that is offset under sub. (5), shall submit the taxes and  
23 related interest to the buyers from whom the taxes were collected, or to the  
24 department if the seller cannot locate the buyers, within 90 days after the date of the  
25 refund, after the date of the offset, or after discovering that the seller has collected



1 taxes erroneously from the buyers. If the seller does not submit the taxes and related  
2 interest to the department or the buyers within that period, the seller shall submit  
3 to the department any part of a refund or taxes that the seller does not submit to a  
4 buyer or to the department along with a penalty of 25% of the amount not submitted  
5 or, in the case of fraud, a penalty equal to the amount not submitted. A person who  
6 collects amounts as taxes erroneously from buyers for a real property construction  
7 activity or nontaxable service may reduce the taxes and interest that he or she is  
8 required to submit to the buyer or to the department under this subsection for that  
9 activity or service by the amount of tax and interest subsequently due and paid on  
10 the sale of or the storage, use, or other consumption of tangible personal property,  
11 items or property under s. 77.52 (1) (b) or (c), specified digital goods, or additional  
12 digital goods that is are used by the person in that activity or service and transferred  
13 to the buyer.

14 **SECTION 2133.** 77.59 (7) of the statutes is amended to read:

15 77.59 (7) If the department believes that the collection of any tax imposed by  
16 this subchapter will be jeopardized by delay, it shall notify the person determined to  
17 owe the tax of its intention to proceed under s. 71.91 (5) for collection of the amount  
18 determined to be owing, including penalties and interest. Such notice shall be by  
19 certified or registered mail or by personal service and the warrant of the department  
20 shall not issue if the person, within 10 days after such notice furnishes a bond in such  
21 amount not exceeding double the amount determined to be owing and with such  
22 sureties as the department approves, conditioned upon the payment of so much of  
23 the taxes, interest, and penalties as shall finally be determined to be due. Nothing  
24 in this subsection shall affect the review of determinations of tax as provided in this  
25 subchapter and any amounts collected under this subsection shall be deposited with

1 the ~~secretary of administration~~ department and disbursed after final determination  
2 of the taxes as are amounts deposited under ss. 71.89 (1) and 71.90 (2).

3 **SECTION 2134.** 77.59 (9) of the statutes is amended to read:

4 77.59 (9) If any person fails to file a return, the department shall make an  
5 estimate of the amount of the ~~gross receipts~~ sales price of the ~~person~~ person's sales,  
6 or, as the case may be, of the amount of the total sales purchase price of tangible  
7 personal property, items or property under s. 77.52 (1) (b) or (c), specified digital  
8 goods, additional digital goods, or taxable service sold or purchased by the person,  
9 the sale by or the storage, use, or other consumption of which in this state is subject  
10 to sales or use tax. The estimate shall be made for the period in respect to which the  
11 person failed to make a return and shall be based upon any information which is in  
12 the department's possession or may come into its possession. Upon the basis of this  
13 estimate the department shall compute and determine the amount required to be  
14 paid to the state, adding to the sum thus arrived at a penalty equal to 25% thereof.  
15 One or more such determinations may be made for one or for more than one period.  
16 When a business is discontinued a determination may be made at any time  
17 thereafter, within the periods specified in sub. (3), as to liability arising out of that  
18 business.

19 **SECTION 2135.** 77.59 (9n) of the statutes is created to read:

20 77.59 (9n) (a) Notwithstanding s. 73.03 (47), no seller or certified service  
21 provider is liable for tax, interest, or penalties imposed on a transaction under this  
22 subchapter in the circumstances covered under sections 306, 328, and 502 of the  
23 agreement, as defined in s. 77.65 (2) (a).

1 (b) A purchaser is not liable for the tax, interest, or penalties imposed on a  
2 transaction under this subchapter in the circumstances covered by section 331 of the  
3 agreement, as defined in s. 77.65 (2) (a).

4 **SECTION 2136.** 77.59 (9p) (b) of the statutes is created to read:

5 77.59 (9p) (b) If a customer purchases a service that is not subject to 4 USC 116  
6 to 126, as amended by P.L. 106–252, or tangible personal property, items or property  
7 under s. 77.52 (1) (b) or (c), specified digital goods, or additional digital goods, and  
8 if the customer believes that the amount of the tax assessed for the sale of the service,  
9 property, items, or goods under this subchapter is erroneous, the customer may  
10 request that the seller correct the alleged error by sending a written notice to the  
11 seller. The notice shall include a description of the alleged error and any other  
12 information that the seller reasonably requires to process the request. Within 60  
13 days from the date that a seller receives a request under this paragraph, the seller  
14 shall review its records to determine the validity of the customer’s claim. If the  
15 review indicates that there is no error as alleged, the seller shall explain the findings  
16 of the review in writing to the customer. If the review indicates that there is an error  
17 as alleged, the seller shall correct the error and shall refund the amount of any tax  
18 collected erroneously, along with the related interest, as a result of the error from the  
19 customer, consistent with s. 77.59 (4). A customer may take no other action against  
20 the seller, or commence any action against the seller, to correct an alleged error in  
21 the amount of the tax assessed under this subchapter on a service that is not subject  
22 to 4 USC 116 to 126, as amended by P.L. 106–252, or tangible personal property, items  
23 or property under s. 77.52 (1) (b) or (c), specified digital goods, or additional digital  
24 goods unless the customer has exhausted his or her remedies under this paragraph.

25 **SECTION 2137.** 77.59 (9r) of the statutes is created to read:

1           77.59 **(9r)** With regard to a purchaser’s request for a refund under this section,  
2 a seller is presumed to have reasonable business practices if the seller uses a certified  
3 service provider, a certified automated system, as defined in s. 77.524 (1) (am), or a  
4 proprietary system certified by the department to collect the taxes imposed under  
5 this subchapter and if the seller has remitted to the department all taxes collected  
6 under this subchapter, less any deductions, credits, or allowances.

7           **SECTION 2138.** 77.60 (13) of the statutes is created to read:

8           77.60 **(13)** A person who uses any of the following documents in a manner that  
9 is prohibited by or inconsistent with this subchapter, or provides incorrect  
10 information to a seller or certified service provider related to the use of such  
11 documents or regarding an exemption to the taxes imposed under this subchapter,  
12 shall pay a penalty of \$250 for each invoice or bill of sale related to the prohibited or  
13 inconsistent use or incorrect information:

14           (a) An exemption certificate described under ss. 77.52 (13) and 77.53 (10).

15           (b) A direct pay permit under s. 77.52 (17m).

16           (c) A direct mail form, as defined in s. 77.522 (1) (a) 1.

17           **SECTION 2139.** 77.61 (1) (b) of the statutes is amended to read:

18           77.61 **(1)** (b) In the case of ~~a motor vehicle~~ motor vehicles, boats, snowmobiles,  
19 mobile homes not exceeding 45 feet in length, trailers, semitrailers, all-terrain  
20 vehicles, or aircraft purchased from a licensed ~~Wisconsin motor vehicle dealer~~  
21 retailer, the registrant shall present proof that the tax has been paid to such dealer  
22 retailer.

23           **SECTION 2140.** 77.61 (1) (c) of the statutes is amended to read:

24           77.61 **(1)** (c) In the case of motor vehicles, boats, snowmobiles, mobile homes  
25 not exceeding 45 feet in length, trailers, semitrailers, all-terrain vehicles or aircraft

1 registered or titled, or required to be registered or titled, in this state purchased from  
2 persons who are not ~~Wisconsin boat, trailer or semitrailer dealers, licensed~~  
3 ~~Wisconsin aircraft, motor vehicle or mobile home dealers or registered Wisconsin~~  
4 ~~snowmobile or all-terrain vehicle dealers~~ retailers, the purchaser shall file a sales  
5 tax return and pay the tax prior to registering or titling the motor vehicle, boat,  
6 snowmobile, mobile home not exceeding 45 feet in length, trailer, semitrailer,  
7 all-terrain vehicle or aircraft in this state.

8 **SECTION 2141.** 77.61 (2) of the statutes is renumbered 77.61 (2) (intro.) and  
9 amended to read:

10 77.61 (2) (intro.) In order to protect the revenue of the state:

11 (a) Except as provided in par. (b), the department may require any person who  
12 is or will be liable to it for the tax imposed by this subchapter to place with it, before  
13 or after a permit is issued, the security, not in excess of \$15,000, that the department  
14 determines. In determining the amount of security to require under this subsection,  
15 the department may consider the person's payment of other taxes administered by  
16 the department and any other relevant facts. If any taxpayer fails or refuses to place  
17 that security, the department may refuse or revoke the permit. If any taxpayer is  
18 delinquent in the payment of the taxes imposed by this subchapter, the department  
19 may, upon 10 days' notice, recover the taxes, interest, costs and penalties from the  
20 security placed with the department by the taxpayer in the following order: costs,  
21 penalties, delinquent interest, delinquent tax. No interest may be paid or allowed  
22 by the state to any person for the deposit of security. Any security deposited under  
23 this subsection shall be returned to the taxpayer if the taxpayer has, for 24  
24 consecutive months, complied with all the requirements of this subchapter.

25 **SECTION 2142.** 77.61 (2) (b) of the statutes is created to read:

1           77.61 **(2)** (b) A certified service provider who has contracted with a seller, and  
2 filed an application, to collect and remit sales and use taxes imposed under this  
3 subchapter on behalf of the seller shall submit a surety bond to the department to  
4 guarantee the payment of sales and use taxes, including any penalty and interest on  
5 such payment. The department shall approve the form and contents of a bond  
6 submitted under this paragraph and shall determine the amount of such bond. The  
7 surety bond shall be submitted to the department within 60 days after the date on  
8 which the department notifies the certified service provider that the certified service  
9 provider is registered to collect sales and use taxes imposed under this subchapter.  
10 If the department determines, with regards to any one certified service provider, that  
11 no bond is necessary to protect the tax revenues of this state, the secretary of revenue  
12 or the secretary's designee may waive the requirements under this paragraph with  
13 regard to that certified service provider. Any bond submitted under this paragraph  
14 shall remain in force until the secretary of revenue or the secretary's designee  
15 releases the liability under the bond.

16           **SECTION 2143.** 77.61 (3) of the statutes is repealed.

17           **SECTION 2144.** 77.61 (3m) of the statutes is created to read:

18           77.61 **(3m)** A retailer shall use a straight mathematical computation to  
19 determine the amount of the tax that the retailer may collect from the retailer's  
20 customers. The retailer shall calculate the tax amount by combining the applicable  
21 tax rates under this subchapter and subch. V and multiplying the combined tax rate  
22 by the sales price or purchase price of each item or invoice, as appropriate. The  
23 retailer shall calculate the tax amount to the 3rd decimal place, disregard tax  
24 amounts of less than 0.5 cent, and consider tax amounts of at least 0.5 cent but less  
25 than 1 cent to be an additional cent. The use of a straight mathematical computation,

1 as provided in this subsection, shall not relieve the retailer from liability for payment  
2 of the full amount of the tax levied under this subchapter.

3 **SECTION 2145.** 77.61 (4) (a) of the statutes is amended to read:

4 77.61 (4) (a) Every seller and retailer and every person storing, using or  
5 otherwise consuming in this state tangible personal property, items or property  
6 under s. 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or taxable  
7 services purchased from a retailer shall keep such records, receipts, invoices, and  
8 other pertinent papers and records, including machine-readable records, in such  
9 form as the department requires. The department may, after giving notice, require  
10 any person to keep whatever records are needed for the department to compute the  
11 sales or use taxes the person should pay. Thereafter, the department shall add to any  
12 taxes assessed on the basis of information not contained in the records required a  
13 penalty of 25% of the amount of the tax so assessed in addition to all other penalties  
14 under this chapter.

15 **SECTION 2146.** 77.61 (4) (c) of the statutes is amended to read:

16 77.61 (4) (c) For reporting the sales tax and collecting and reporting the use tax  
17 imposed on the retailer under s. 77.53 (3) and the accounting connected with it,  
18 retailers, not including certified service providers that receive compensation under  
19 s. 73.03 (61) (h), may deduct 0.5% of those taxes payable or \$10 for that reporting  
20 period required under s. 77.58 (1), whichever is greater, but not more than the  
21 amount of the sales taxes or use taxes that is payable under ss. 77.52 (1) and 77.53  
22 (3) for that reporting period required under s. 77.58 (1), as administration expenses  
23 if the payment of the taxes is not delinquent. For purposes of calculating the  
24 retailer's discount under this paragraph, the taxes on retail sales reported by

1 retailers under subch. V, including taxes collected and remitted as required under  
2 s. 77.785, shall be included if the payment of those taxes is not delinquent.

3 **SECTION 2147.** 77.61 (5) (b) 11. of the statutes is amended to read:

4 77.61 (5) (b) 11. The department of ~~workforce development~~ children and  
5 families or a county child support agency under s. 59.53 (5) in response to a request  
6 under s. 49.22 (2m).

7 **SECTION 2148.** 77.61 (5m) of the statutes is created to read:

8 77.61 (5m) (a) In this subsection, “personally identifiable information” means  
9 any information that identifies a person.

10 (b) A certified service provider may use personally identifiable information as  
11 necessary only for the administration of its system to perform a seller’s sales and use  
12 tax functions and shall provide consumers clear and conspicuous notice of its practice  
13 regarding such information, including what information it collects, how it collects  
14 the information, how it uses the information, how long, if at all, it retains the  
15 information, and under what circumstances it discloses the information to states  
16 participating in the agreement, as defined in 77.65 (2) (a).

17 (c) A certified service provider may collect, use, and retain personally  
18 identifiable information only to verify exemption claims, to investigate fraud, and to  
19 ensure its system’s reliability.

20 (d) A certified service provider shall provide sufficient technical, physical, and  
21 administrative safeguards to protect personally identifiable information from  
22 unauthorized access and disclosure.

23 (e) For purposes of this subchapter, the state shall provide to consumers public  
24 notice of the state’s practices related to collecting, using, and retaining personally  
25 identifiable information.



1 (f) The state shall not retain personally identifiable information obtained for  
2 purposes of administering this subchapter unless the state is otherwise required to  
3 retain the information by law or as provided under the agreement, as defined in s.  
4 77.65 (2) (a).

5 (g) For purposes of this subchapter, the state shall provide an individual  
6 reasonable access to that individual's personally identifiable information and the  
7 right to correct any inaccurately recorded information.

8 (h) If any person, other than another state that is a signatory to the agreement,  
9 as defined in s. 77.65 (2) (a), or a person authorized under state law to access the  
10 information, requests access to an individual's personally identifiable information,  
11 the state shall make a reasonable and timely effort to notify the individual of the  
12 request.

13 **SECTION 2452m.** 77.61 (11) of the statutes is amended to read:

14 77.61 (11) Any city, village or town clerk or other official whose duty it is to issue  
15 licenses or permits to engage in a business involving the sale at retail of tangible  
16 personal property, items or property under s. 77.52 (1) (b) or (c), specified digital  
17 goods, or additional digital goods subject to tax under this subchapter, or the  
18 furnishing of services so subject to tax, shall, before issuing such license or permit,  
19 require proof that the person to whom such license or permit is to be issued is the  
20 holder of a seller's permit as required by this subchapter or has been informed by an  
21 employee of the department that the department will issue a seller's permit to that  
22 person.

23 **SECTION 2149.** 77.61 (16) of the statutes is created to read:

1           77.61 (16) Any person who remits taxes and files returns under this subchapter  
2 may designate an agent, as defined in s. 77.524 (1) (ag), to remit such taxes and file  
3 such returns with the department in a manner prescribed by the department.

4           **SECTION 2453m.** 77.61 (17) of the statutes is created to read:

5           77.61 (17) With regard to services subject to the tax under s. 77.52 (2) or the  
6 lease, rental, or license of tangible personal property and property and items  
7 specified under s. 77.52 (1) (b) to (d), an increase in the tax rate applies to the first  
8 billing period beginning on or after the rate increase's effective date and a decrease  
9 in the tax rate applies to bills that are rendered on or after the rate decrease's  
10 effective date.0

11           **SECTION 2150.** 77.63 of the statutes is repealed and recreated to read:

12           **77.63 Collection compensation.** The following persons may retain a portion  
13 of sales and use taxes collected on retail sales under this subchapter and subch. V  
14 in an amount determined by the department and by contracts that the department  
15 enters into jointly with other states as a member state of the streamlined sales tax  
16 governing board pursuant to the agreement, as defined in s. 77.65 (2) (a):

17           (1) A certified service provider.

18           (2) A seller that uses a certified automated system, as defined in s. 77.524 (1)  
19 (am).

20           (3) A seller that sells tangible personal property, items or property under s.  
21 77.52 (1) (b) or (c), specified digital goods, additional digital goods, or taxable services  
22 in at least 5 states that are signatories to the agreement, as defined in s. 77.65 (2)  
23 (a); that has total annual sales revenue of at least \$500,000,000; that has a  
24 proprietary system that calculates the amount of tax owed to each taxing jurisdiction  
25 in which the seller sells tangible personal property, items or property under s. 77.52

1 (1) (b) or (c), specified digital goods, additional digital goods, or taxable services; and  
2 that has entered into a performance agreement with the states that are signatories  
3 to the agreement, as defined in s. 77.65 (2) (a). For purposes of this subsection,  
4 “seller” includes an affiliated group of sellers using the same proprietary system to  
5 calculate the amount of tax owed in each taxing jurisdiction in which the sellers sell  
6 tangible personal property, items or property under s. 77.52 (1) (b) or (c), specified  
7 digital goods, additional digital goods, or taxable services.

8 **SECTION 2454m.** 77.65 (2) (a) of the statutes is amended to read:

9 77.65 (2) (a) “Agreement” means the streamlined sales and use tax agreement,  
10 including amendments to the agreement.

11 **SECTION 2151.** 77.65 (2) (c) of the statutes is repealed.

12 **SECTION 2152.** 77.65 (2) (e) of the statutes is amended to read:

13 77.65 (2) (e) “Seller” means any person who sells, leases, or rents tangible  
14 personal property, items or property under s. 77.52 (1) (b) or (c), specified digital  
15 goods, additional digital goods, or services.

16 **SECTION 2153.** 77.65 (2) (f) of the statutes is amended to read:

17 77.65 (2) (f) “State” means any state of the United States ~~and~~, the District of  
18 Columbia, and the Commonwealth of Puerto Rico.

19 **SECTION 2154.** 77.65 (4) (fm) of the statutes is created to read:

20 77.65 (4) (fm) Provide that a seller who registers with the central electronic  
21 registration system under par. (f) may cancel the registration at any time, as  
22 provided under uniform procedures adopted by the governing board of the states that  
23 are signatories to the agreement, but is required to remit any Wisconsin taxes  
24 collected pursuant to the agreement to the department.

25 **SECTION 2155.** 77.66 of the statutes is amended to read:

1           **77.66 Certification for collection of sales and use tax.** The secretary of  
2 revenue shall determine and periodically certify to the secretary of administration  
3 the names of persons, and affiliates, as defined in s. 16.70 (1b), of persons, who make  
4 sales of tangible personal property, items and property under s. 77.52 (1) (b) and (c),  
5 specified digital goods, additional digital goods, and taxable services that are subject  
6 to the taxes imposed under this subchapter but who are not registered to collect and  
7 remit such taxes to the department or, if registered, do not collect and remit such  
8 taxes.

9           **SECTION 2156.** 77.67 of the statutes is created to read:

10           **77.67 Amnesty for new registrants. (1)** A seller is not liable for uncollected  
11 and unpaid taxes, including penalties and interest, imposed under this subchapter  
12 and subch. V on sales made to purchasers in this state before the seller registers  
13 under par. (a), if all of the following apply:

14           (a) The seller registers with the department, in a manner that the department  
15 prescribes, to collect and remit the taxes imposed under this subchapter and subch.  
16 V on sales to purchasers in this state in accordance with the agreement, as defined  
17 in s. 77.65 (2) (a).

18           (b) The seller registers under par. (a) no later than 365 days after the effective  
19 date of this state's participation in the agreement under s. 77.65 (2) (a), as  
20 determined by the department.

21           (c) The seller was not registered to collect and remit the taxes imposed under  
22 this subchapter and subch. V during the 365 consecutive days immediately before  
23 the effective date of this state's participation in the agreement under s. 77.65 (2) (a),  
24 as determined by the department.

1 (d) The seller has not received a notice of the commencement of an audit from  
2 the department or, if the seller has received a notice of the commencement of an audit  
3 from the department, the audit has been fully resolved, including any related  
4 administrative and judicial processes, at the time that the seller registers under par.  
5 (a).

6 (e) The seller has not committed or been involved in a fraud or an intentional  
7 misrepresentation of a material fact.

8 (f) The seller collects and remits the taxes imposed under this subchapter and  
9 subch. V on sales to purchasers in this state for at least 3 consecutive years after the  
10 date on which the seller's collection obligation begins.

11 **(2)** Subsection (1) does not apply to taxes imposed under this subchapter and  
12 subch. V that are due from the seller for purchases made by the seller.

13 **SECTION 2157.** 77.70 of the statutes is amended to read:

14 **77.70 Adoption by county ordinance.** Any county desiring to impose county  
15 sales and use taxes under this subchapter may do so by the adoption of an ordinance,  
16 stating its purpose and referring to this subchapter. The county sales and use taxes  
17 may be imposed only for the purpose of directly reducing the property tax levy and  
18 only in their entirety as provided in this subchapter. That ordinance shall be  
19 effective on the first day of January, the first day of April, the first day of July or the  
20 first day of October. A certified copy of that ordinance shall be delivered to the  
21 secretary of revenue at least 120 days prior to its effective date. The repeal of any  
22 such ordinance shall be effective on December 31. A certified copy of a repeal  
23 ordinance shall be delivered to the secretary of revenue at least ~~60~~ 120 days before  
24 the effective date of the repeal.

25 **SECTION 2158.** 77.705 of the statutes is amended to read:

1           **77.705 Adoption by resolution; baseball park district.** A local  
2 professional baseball park district created under subch. III of ch. 229, by resolution  
3 under s. 229.68 (15), may impose a sales tax and a use tax under this subchapter at  
4 a rate of no more than 0.1% of the ~~gross receipts or sales price~~ or purchase price.  
5 Those taxes may be imposed only in their entirety. The resolution shall be effective  
6 on the first day of the first month January 1, April 1, July 1, or October 1 that begins  
7 at least ~~30~~ 120 days after the adoption of the resolution. Any moneys transferred  
8 from the appropriation account under s. 20.566 (1) (gd) to the appropriation account  
9 under s. 20.835 (4) (gb) shall be used exclusively to retire the district's debt.

10           **SECTION 2159.** 77.706 of the statutes is amended to read:

11           **77.706 Adoption by resolution; football stadium district.** A local  
12 professional football stadium district created under subch. IV of ch. 229, by  
13 resolution under s. 229.824 (15), may impose a sales tax and a use tax under this  
14 subchapter at a rate of 0.5% of the ~~gross receipts or sales price~~ or purchase price.  
15 Those taxes may be imposed only in their entirety. The imposition of the taxes under  
16 this section shall be effective on the first day of the first month January 1, April 1,  
17 July 1, or October 1 that begins at least ~~30~~ 120 days after the certification of the  
18 approval of the resolution by the electors in the district's jurisdiction under s. 229.824  
19 (15). Any moneys transferred from the appropriation account under s. 20.566 (1) (ge)  
20 to the appropriation account under s. 20.835 (4) (ge) shall be used exclusively to retire  
21 the district's debt.

22           **SECTION 2160.** 77.707 (1) of the statutes is amended to read:

23           **77.707 (1)** Retailers and the department of revenue may not collect a tax under  
24 s. 77.705 for any local professional baseball park district created under subch. III of  
25 ch. 229 after the last day of the calendar quarter during that is at least 120 days from

1 the date on which the local professional baseball park district board makes a  
2 certification to the department of revenue under s. 229.685 (2), except that the  
3 department of revenue may collect from retailers taxes that accrued before the day  
4 after the last day of that calendar quarter and fees, interest and penalties that relate  
5 to those taxes.

6 **SECTION 2161.** 77.707 (2) of the statutes is amended to read:

7 77.707 (2) Retailers and the department of revenue may not collect a tax under  
8 s. 77.706 for any local professional football stadium district created under subch. IV  
9 of ch. 229 after the last day of the calendar quarter during that is at least 120 days  
10 from the date on which the local professional football stadium district board makes  
11 all of the certifications to the department of revenue under s. 229.825 (3), except that  
12 the department of revenue may collect from retailers taxes that accrued before the  
13 day after the last day of that calendar quarter and fees, interest and penalties that  
14 relate to those taxes.

15 **SECTION 2162.** 77.71 (1) of the statutes is amended to read:

16 77.71 (1) For the privilege of selling, licensing, leasing or renting tangible  
17 personal property, and the property and items specified under s. 77.52 (1) (b) to (d),  
18 and for the privilege of selling, licensing, performing or furnishing services a sales  
19 tax is imposed upon retailers at the rate of 0.5% in the case of a county tax or at the  
20 rate under s. 77.705 or 77.706 in the case of a special district tax of the ~~gross receipts~~  
21 sales price from the sale, licensing, lease or rental of tangible personal property, and  
22 the property and items specified under s. 77.52 (1) (b) to (d), except property taxed  
23 under sub. (4), sold, licensed, leased or rented at retail in the county or special district  
24 or from selling, licensing, performing or furnishing services described under s. 77.52  
25 (2) in the county or special district.

1           **SECTION 2163.** 77.71 (2) of the statutes is amended to read:

2           77.71 (2) An excise tax is imposed at the rate of 0.5% in the case of a county tax  
3 or at the rate under s. 77.705 or 77.706 in the case of a special district tax of the sales  
4 purchase price upon every person storing, using or otherwise consuming in the  
5 county or special district tangible personal property, property and items specified  
6 under s. 77.52 (1) (b) to (d), or services if the property, item, or service is subject to  
7 the state use tax under s. 77.53, except that a receipt indicating that the tax under  
8 sub. (1), (3) or (4) has been paid relieves the buyer of liability for the tax under this  
9 subsection and except that if the buyer has paid a similar local tax in another state  
10 on a purchase of the same property, item, or services that tax shall be credited against  
11 the tax under this subsection and except that for motor vehicles that are used for a  
12 purpose in addition to retention, demonstration or display while held for sale in the  
13 regular course of business by a dealer the tax under this subsection is imposed not  
14 on the sales purchase price but on the amount under s. 77.53 (1m).

15           **SECTION 2164.** 77.71 (3) of the statutes is amended to read:

16           77.71 (3) An excise tax is imposed upon a contractor engaged in construction  
17 activities within the county or special district, at the rate of 0.5% in the case of a  
18 county tax or at the rate under s. 77.705 or 77.706 in the case of a special district tax  
19 of the sales purchase price of tangible personal property that is used in constructing,  
20 altering, repairing or improving real property and that becomes a component part  
21 of real property in that county or special district, except that if the contractor has  
22 paid the sales tax of a county in the case of a county tax or of a special district in the  
23 case of a special district tax in this state on that property, or has paid a similar local  
24 sales tax in another state on a purchase of the same property, that tax shall be  
25 credited against the tax under this subsection.



1           **SECTION 2165.** 77.71 (4) of the statutes is amended to read:

2           77.71 (4) An excise tax is imposed at the rate of 0.5% in the case of a county tax  
3 or at the rate under s. 77.705 or 77.706 in the case of a special district tax of the sales  
4 purchase price upon every person storing, using or otherwise consuming a motor  
5 vehicle, boat, ~~snowmobile~~, mobile home not exceeding 45 feet in length, ~~trailer~~,  
6 ~~semitrailer~~, ~~all-terrain vehicle~~ or aircraft, if that property must be registered or  
7 titled with this state and if that property is to be customarily kept in a county that  
8 has in effect an ordinance under s. 77.70 or in a special district that has in effect a  
9 resolution under s. 77.705 or 77.706, except that if the buyer has paid a similar local  
10 sales tax in another state on a purchase of the same property that tax shall be  
11 credited against the tax under this subsection.

12           **SECTION 2166.** 77.72 (title) of the statutes is repealed.

13           **SECTION 2167.** 77.72 (1) of the statutes is renumbered 77.72 and amended to  
14 read:

15           **77.72 General rule for property.** For the purposes of this subchapter, all  
16 retail sales of tangible personal property ~~are completed at the time when, and the~~  
17 ~~place where, the seller or the seller's agent transfers possession to the buyer or the~~  
18 ~~buyer's agent. In this subsection, a common carrier or the U.S. postal service is the~~  
19 ~~agent of the seller, regardless of any f.o.b. point and regardless of the method by~~  
20 ~~which freight or postage is paid. Rentals and leases of property, except property~~  
21 ~~under sub. (2), have a situs at the location of that property, and property and items~~  
22 specified under s. 77.52 (1) (b) to (d), and taxable services occur as provided in s.  
23 77.522.

24           **SECTION 2168.** 77.72 (2) and (3) of the statutes are repealed.

25           **SECTION 2169.** 77.73 (2) of the statutes is amended to read:

1           77.73 (2) Counties and special districts do not have jurisdiction to impose the  
2 tax under s. 77.71 (2) in regard to specified digital goods, additional digital goods,  
3 items and property under s. 77.52 (1) (b) and (c), and tangible personal property,  
4 except snowmobiles, trailers, semitrailers, and all-terrain vehicles, purchased in a  
5 sale that is consummated in another county or special district in this state that does  
6 not have in effect an ordinance or resolution imposing the taxes under this  
7 subchapter and later brought by the buyer into the county or special district that has  
8 imposed a tax under s. 77.71 (2).

9           **SECTION 2170.** 77.73 (3) of the statutes is created to read:

10           77.73 (3) Counties and special districts have jurisdiction to impose the taxes  
11 under this subchapter on retailers who file an application under s. 77.52 (7) or who  
12 register under s. 77.53 (9) or (9m), regardless of whether such retailers are engaged  
13 in business in the county or special district, as provided in s. 77.51 (13g). A retailer  
14 who files an application under s. 77.52 (7) or who registers under s. 77.53 (9) or (9m)  
15 shall collect, report, and remit to the department the taxes imposed under this  
16 subchapter for all counties and special districts that have an ordinance or resolution  
17 imposing the taxes under this subchapter.

18           **SECTION 2171.** 77.75 of the statutes is amended to read:

19           **77.75 Reports.** Every person subject to county or special district sales and use  
20 taxes shall, for each reporting period, record that person's sales made in the county  
21 or special district that has imposed those taxes separately from sales made  
22 elsewhere in this state and file a report ~~of the measure of the county or special district~~  
23 ~~sales and use taxes and the tax due thereon separately~~ as prescribed by the  
24 department of revenue.

1           **SECTION 2172.** 77.77 (1) of the statutes is renumbered 77.77 (1) (a) and  
2 amended to read:

3           77.77 (1) (a) ~~The gross receipts sales price from services subject to the tax under~~  
4 ~~s. 77.52 (2) are not~~ or the lease, rental, or license of tangible personal property, and  
5 property and items specified under s. 77.52 (1) (b) to (d), is subject to the taxes under  
6 this subchapter, and the incremental amount of tax caused by a rate increase  
7 applicable to those services, leases, rentals, or licenses is ~~not~~ due, ~~if those services~~  
8 ~~are billed to the customer and paid for before~~ beginning with the first billing period  
9 starting on or after the effective date of the county ordinance, special district  
10 resolution, or rate increase, regardless of whether the service is furnished or the  
11 property or item is leased, rented, or licensed to the customer before or after that  
12 date.

13           **SECTION 2173.** 77.77 (1) (b) of the statutes is created to read:

14           77.77 (1) (b) The sales price from services subject to the tax under s. 77.52 (2)  
15 or the lease, rental, or license of tangible personal property, and property and items  
16 specified under s. 77.52 (1) (b) to (d), is not subject to the taxes under this subchapter,  
17 and a decrease in the tax rate imposed under this subchapter on those services first  
18 applies, beginning with bills rendered on or after the effective date of the repeal or  
19 sunset of a county ordinance or special district resolution imposing the tax or other  
20 rate decrease, regardless of whether the service is furnished or the property or item  
21 is leased, rented, or licensed to the customer before or after that date.

22           **SECTION 2174.** 77.77 (2) of the statutes is repealed.

23           **SECTION 2175.** 77.785 (1) of the statutes is amended to read:

24           77.785 (1) All retailers shall collect and report the taxes under this subchapter  
25 on the ~~gross receipts~~ sales price from leases and rentals of property, items and

1 property under s. 77.52 (1) (b) and (c), specified digital goods, and additional digital  
2 goods under s. 77.71 (4).

3 **SECTION 2176.** 77.785 (2) of the statutes is amended to read:

4 77.785 (2) Prior to registration or titling, a retailer of a boat, all-terrain vehicle,  
5 trailer and semi-trailer dealers and licensed aircraft, motor vehicle, or mobile home  
6 and snowmobile dealers shall collect the taxes under this subchapter on sales of  
7 items under s. 77.71 (4). The ~~dealer~~ retailer shall remit those taxes to the  
8 department of revenue along with payments of the taxes under subch. III.

9 **SECTION 2480c.** 77.81 (5) of the statutes is created to read:

10 77.81 (5) “Nonprofit organization” means a nonprofit corporation, a charitable  
11 trust, or other nonprofit association that is described in section 501 (c) (3) of the  
12 Internal Revenue Code and is exempt from federal income tax under section 501 (a)  
13 of the Internal Revenue Code.

14 **SECTION 2480d.** 77.81 (6) of the statutes is created to read:

15 77.81 (6) “Recreational activities” include hunting, fishing, hiking,  
16 sight-seeing, cross-country skiing, horseback riding, and staying in cabins.

17 **SECTION 2480j.** 77.83 (2) (am) of the statutes is created to read:

18 77.83 (2) (am) 1. For land designated as managed forest land under an order  
19 that takes effect on or after the effective date of this subdivision .... [revisor inserts  
20 date], no person may enter into a lease or other agreement for consideration if the  
21 purpose of the lease or agreement is to permit persons to engage in a recreational  
22 activity.

23 2. For land designated as managed forest land under an order that took effect  
24 before the effective date of this subdivision .... [revisor inserts date], all of the  
25 following apply:

1           a. An owner of managed forest land may enter into a lease or other agreement  
2 for consideration that permits persons to engage in a recreational activity if the lease  
3 or agreement terminates before the January 1 immediately following the effective  
4 date of this subdivision .... [revisor inserts date].

5           b. A lease or other agreement for consideration that permits persons to engage  
6 in a recreational activity and that is in effect on the effective date of this subdivision  
7 .... [revisor inserts date] shall be void beginning on the January 1 immediately  
8 following the effective date of this subdivision .... [revisor inserts date].

9           3. Subdivisions 1. and 2. do not apply to any lease or other agreement if the  
10 consideration involved solely consists of reasonable membership fees charged by a  
11 nonprofit organization and the lease or agreement is approved by the department.

12           **SECTION 2480p.** 77.83 (4) of the statutes is renumbered 77.83 (4) (a).

13           **SECTION 2480r.** 77.83 (4) (b) of the statutes is created to read:

14           77.83 (4) (b) Any person who fails to comply with sub. (2) (am) shall forfeit an  
15 amount equal to the total amount of consideration received by the person as a result  
16 of violating sub. (2) (am) or \$500, whichever is greater.

17           **SECTION 2177.** 77.89 (2) (b) of the statutes is amended to read:

18           77.89 (2) (b) The municipal treasurer shall pay all amounts received under s.  
19 77.84 (2) (b) and (bm) to the county treasurer, as provided under ss. 74.25 and 74.30.  
20 The county treasurer shall, by June 30 of each year, pay all amounts received under  
21 this paragraph to the department. All amounts received by the department shall be  
22 credited to the conservation fund and shall be reserved for land acquisition and,  
23 resource management activities, and grants under s. 77.895.

24           **SECTION 2178.** 77.895 of the statutes is created to read:

1           **77.895 Grants for land acquisitions for outdoor activities. (1)**

2           DEFINITIONS. In this section:

3           (a) “Board” means the managed forest land board.

4           (b) “Land” means land in fee simple, conservation easements, and other  
5           easements in land.

6           (c) “Local governmental unit” means a city, village, town, or county.

7           (d) “Nonprofit conservation organization” has the meaning given in s. 23.0955  
8           (1).

9           **(2) PROGRAM.** The department shall establish a program to award grants to  
10           nonprofit conservation organizations, to local governmental units, and to itself to  
11           acquire land to be used for hunting, fishing, hiking, sightseeing, and cross-country  
12           skiing. The board shall administer the program and award the grants under the  
13           program.

14           **(3) REQUIREMENTS.** The department, in consultation with the board, shall  
15           promulgate rules establishing requirements for awarding grants under this section.  
16           The rules promulgated under this subsection shall include all of the following:

17           (a) A requirement that the board give higher priority to counties over other  
18           grant applicants in awarding grants under this section.

19           (b) A requirement that, in awarding grants to counties under this section, the  
20           board give higher priority to counties that have higher numbers of acres that are  
21           designated as closed under s. 77.83.

22           (c) A requirement that, in awarding grants to towns under this section, the  
23           board give higher priority to towns that have higher numbers of acres that are  
24           designated as closed under s. 77.83.

1 (d) A requirement that no grant may be awarded under this section without it  
2 being approved by the board of each county in which the land to be acquired is  
3 located.

4 (e) Requirements concerning the use of sound forestry practices on land  
5 acquired under this section.

6 (fm) A requirement that no more than 10 percent of grant funding available  
7 under this section may be used to acquire parcels of land that are less than 10 acres  
8 in size.

9 (gm) A requirement that land acquired with a grant under this section be open  
10 to hunting, fishing, and trapping during all applicable hunting, fishing, and trapping  
11 seasons.

12 **(4) USE OF LAND.** Land acquired under this section may be used for purposes  
13 in addition to those specified in sub. (2) if the additional uses are compatible with the  
14 purposes specified in sub. (2).

15 **SECTION 2179.** 77.92 (4) of the statutes is amended to read:

16 77.92 **(4)** “Net business income,” with respect to a partnership, means taxable  
17 income as calculated under section 703 of the Internal Revenue Code; plus the items  
18 of income and gain under section 702 of the Internal Revenue Code, including taxable  
19 state and municipal bond interest and excluding nontaxable interest income or  
20 dividend income from federal government obligations; minus the items of loss and  
21 deduction under section 702 of the Internal Revenue Code, except items that are not  
22 deductible under s. 71.21; plus guaranteed payments to partners under section 707  
23 (c) of the Internal Revenue Code; plus the credits claimed under s. 71.07 (2dd), (2de),  
24 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (3g), (3s), (3n), (3p), (3t), (3w), ~~(5b)~~, (5e),  
25 (5f), (5g), ~~and (5h)~~, (5i), (5j), and (5k); and plus or minus, as appropriate, transitional

1 adjustments, depreciation differences, and basis differences under s. 71.05 (13), (15),  
2 (16), (17), and (19); but excluding income, gain, loss, and deductions from farming.  
3 “Net business income,” with respect to a natural person, estate, or trust, means profit  
4 from a trade or business for federal income tax purposes and includes net income  
5 derived as an employee as defined in section 3121 (d) (3) of the Internal Revenue  
6 Code.

7 **SECTION 2180.** 77.98 of the statutes is amended to read:

8 **77.98 Imposition.** A local exposition district under subch. II of ch. 229 may  
9 impose a tax on the retail sale, except sales for resale, within the district’s  
10 jurisdiction under s. 229.43 of ~~products that are subject to a tax under s. 77.54 (20)~~  
11 ~~(e) 1. to 3. and not~~ candy, as defined in s. 77.51 (1fm), prepared food, as defined in s.  
12 77.51 (10m), and soft drinks, as defined in s. 77.51 (17w), unless exempt from the  
13 sales tax under s. 77.54 (1), (4), (7) (a), (7m), (9), (9a) ~~or (20) (e) 5., (20n) (b) and (c).~~  
14 and (20r).

15 **SECTION 2181.** 77.981 of the statutes is amended to read:

16 **77.981 Rate.** The tax under s. 77.98 is imposed on the sale of taxable products  
17 at the rate of 0.25% of the ~~gross receipts~~ sales price, except that the district, by a vote  
18 of a majority of the authorized members of its board of directors, may impose the tax  
19 at the rate of 0.5% of the ~~gross receipts~~ sales price. A majority of the authorized  
20 members of the district’s board may vote that, if the balance in a special debt service  
21 reserve fund of the district is less than the requirement under s. 229.50 (5), the tax  
22 rate under this subchapter is 0.5%. The 0.5% rate shall be effective on the next  
23 January 1, April 1, July 1 or October 1, and this tax is irrevocable if any bonds issued  
24 by the district and secured by the special debt service reserve fund are outstanding.

25 **SECTION 2182.** 77.982 (2) of the statutes is amended to read:



1           77.982 **(2)** Sections 77.51 (4) (a), (b) 1., 2. and 4., (c) 1. to 3. and (d) (12m), (14)  
2           (a) to (f), (j) and (k) and, (14g), (15a), and (15b), 77.52 (3), (6), (4), (13), (14), (18), and  
3           (19), , 77.58 (1) to (5), (6m), and (7), 77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (8), (9),  
4           and (12) to ~~(14)~~ (15), and 77.62, as they apply to the taxes under subch. III, apply to  
5           the tax under this subchapter. Sections ~~77.72 (1) and~~ Section 77.73, as they apply  
6           it applies to the taxes under subch. V, apply applies to the tax under this subchapter.

7           **SECTION 2183.** 77.99 of the statutes is amended to read:

8           **77.99 Imposition.** A local exposition district under subch. II of ch. 229 may  
9           impose a tax at the rate of 3% of the ~~gross receipts~~ sales price on the rental, but not  
10          for rental and not for rental as a service or repair replacement vehicle, within the  
11          district's jurisdiction under s. 229.43, of Type 1 automobiles, as defined in s. 340.01  
12          (4) (a), by establishments primarily engaged in short-term rental of passenger cars  
13          without drivers, for a period of 30 days or less, unless the sale is exempt from the sales  
14          tax under s. 77.54 (1), (4), (7) (a), (7m), (9) or (9a). If the state makes a payment under  
15          s. 229.50 (7) to a district's special debt service reserve fund, a majority of the district's  
16          authorized board of directors may vote to increase the tax rate under this subchapter  
17          to 4%. A resolution to adopt the taxes imposed under this section, or an increase in  
18          the tax rate, shall be effective on the first January 1, April 1, July 1, or October 1  
19          following the adoption of the resolution or tax increase.

20          **SECTION 2184.** 77.991 (2) of the statutes is amended to read:

21          77.991 **(2)** Sections 77.51 (4) (a), (b) 1., 2. and 4., (c) 1. to 3. and (d) and (12m),  
22          (14) (a) to (f), (j) and (k), (14g), (15a), and (15b), 77.52 (3), (4), (6), (13), (14) and, (18),  
23          and (19), , 77.58 (1) to (5), (6m), and (7), 77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (8),  
24          (9), and (12) to ~~(14)~~ (15), and 77.62, as they apply to the taxes under subch. III, apply  
25          to the tax under this subchapter. Sections ~~77.72 (1) and (2) (a) and~~ Section 77.73, as

1 ~~they apply~~ it applies to the taxes under subch. V, ~~apply~~ applies to the tax under this  
2 subchapter. The renter shall collect the tax under this subchapter from the person  
3 to whom the passenger car is rented.

4 **SECTION 2185.** 77.994 (1) (intro.) of the statutes is amended to read:

5 77.994 (1) (intro.) Except as provided in sub. (2), a municipality or a county all  
6 of which is included in a premier resort area under s. 66.1113 may, by ordinance,  
7 impose a tax at a rate of 0.5% of the ~~gross receipts~~ sales price from the sale, license,  
8 lease, or rental in the municipality or county of goods or services that are taxable  
9 under subch. III made by businesses that are classified in the standard industrial  
10 classification manual, 1987 edition, published by the U.S. office of management and  
11 budget, under the following industry numbers:

12 **SECTION 2186.** 77.9941 (4) of the statutes is amended to read:

13 77.9941 (4) Sections 77.72 (1), ~~(2) (a) and (3) (a)~~, 77.73, 77.74, 77.75, 77.76 (1),  
14 (2), and (4), 77.77 (1) ~~and (2)~~, 77.785 (1), and 77.79, as they apply to the taxes under  
15 subch. V, apply to the tax under this subchapter.

16 **SECTION 2187.** 77.995 (2) of the statutes is repealed and recreated to read:

17 77.995 (2) There is imposed a fee at the rate of 5% of the sales price on the  
18 rental, but not for rental and not for rental as a service or repair replacement  
19 vehicle of Type 1 automobiles, as defined in s. 340.01 (4) (a); of mobile homes, as  
20 defined in s. 340.01 (29); of motor homes, as defined in s. 340.01 (33m); and of  
21 camping trailers, as defined in s. 340.01 (6m) by establishments primarily engaged  
22 in short-term rental of vehicles without drivers, for a period of 30 days or less, unless  
23 the sale is exempt from the sales tax under s. 77.54 (1), (4), (7) (a), (7m) or (9a). There  
24 is also imposed a fee at the rate of 5% of the sales price on the rental of limousines.

25 **SECTION 2188.** 77.9951 (2) of the statutes is amended to read:

1           77.9951 **(2)** Sections 77.51 (4) (a), ~~(b) 1., 2. and 4., (c) 1. to 3. and (d) and (12m).~~  
2           (14) ~~(a) to (f), (j) and (k), (14g), (15a), and (15b),~~ 77.52 ~~(3), (4), (6), (13), (14) and (18),~~  
3           ~~and (19),~~ 77.58 (1) to (5), ~~(6m),~~ and (7), ~~77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (8),~~  
4           (9), and (12) to ~~(14) (15),~~ and 77.62, as they apply to the taxes under subch. III, apply  
5           to the fee under this subchapter. The renter shall collect the fee under this  
6           subchapter from the person to whom the vehicle is rented.

7           **SECTION 2189.** 77.996 (6) of the statutes is amended to read:

8           77.996 **(6)** “Gross receipts” ~~has the meaning given in s. 77.51 (4) (a), (b) 1. and~~  
9           ~~5., (c) 1. to 4., and (d) means the sales price, as defined in s. 77.51 (15b), of tangible~~  
10          ~~personal property and taxable services sold by a dry cleaning facility.~~ “Gross  
11          receipts” does not include the license fee imposed under s. 77.9961 (1m) that is passed  
12          on to customers.

13          **SECTION 2190.** 77.9961 (1m) of the statutes is amended to read:

14          77.9961 **(1m)** Every person operating a dry cleaning facility shall pay to the  
15          department a fee for each dry cleaning facility that the person operates. The fee shall  
16          be paid in installments, as provided in sub. (2), and each installment is equal to ~~1.8%~~  
17          ~~2.8 percent~~ of the gross receipts from the previous 3 months from dry cleaning  
18          apparel and household fabrics, but not from formal wear the facility rents to the  
19          general public.

20          **SECTION 2191.** 77.9972 (2) of the statutes is amended to read:

21          77.9972 **(2)** Sections 77.51 (4) (a), ~~(b) 1., 2., and 4., (c) 1. to 3. and (d) and (12m).~~  
22          (14) ~~(a) to (f), (j), and (k), (14g), (15a), and (15b),~~ 77.52 ~~(3), (4), (6), (13), (14), and (18),~~  
23          ~~and (19),~~ 77.58 (1) to (5), ~~(6m),~~ and (7), ~~77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (8),~~  
24          (9), and (12) to ~~(14) (15),~~ and 77.62, as they apply to the taxes under subch. III, apply  
25          to the fee under this subchapter. ~~Sections 77.72 (1) and (2) (a) and~~ Section 77.73, as

1 ~~they apply~~ it applies to the taxes under subch. V, ~~apply~~ applies to the fee under this  
2 subchapter. The renter shall collect the fee under this subchapter from the person  
3 to whom the passenger car is rented.

4 **SECTION 2192.** Subchapter XIV of chapter 77 [precedes 77.998] of the statutes  
5 is created to read:

6 **CHAPTER 77**

7 **SUBCHAPTER XIV**

8 **OIL COMPANY ASSESSMENT**

9 **77.998 Definitions.** In this subchapter:

10 **(1)** “Biodiesel fuel” means biodiesel fuel, as defined in s. 168.14 (2m) (a), that  
11 is not blended with any petroleum product.

12 **(2)** “Department” means the department of revenue.

13 **(3)** “Motor vehicle fuel” has the meaning given in s. 78.005 (13).

14 **(4)** “Related party” means a person whose relationship with the supplier is  
15 described under section 267 (b) of the Internal Revenue Code.

16 **(5)** “Supplier” has the meaning given in s. 78.005 (14).

17 **(6)** “Terminal operator” has the meaning given in s. 78.005 (16).

18 **77.9981 Imposition. (1)** For the privilege of doing business in this state, there  
19 is imposed an assessment on each supplier at the rate of 2.5 percent of the supplier’s  
20 gross receipts in each calendar quarter that are derived from the first sale in this  
21 state of motor vehicle fuel received by the supplier for sale in this state, for sale for  
22 export to this state, or for export to this state.

23 **(2)** Any person, including a terminal operator, who is not a licensee under s.  
24 78.09 and who either used any motor vehicle fuel in this state or has possession of  
25 any motor vehicle fuel, other than that contained in a motor vehicle’s fuel tank, for

1 which the assessment under this subchapter has not been paid or for which no  
2 supplier has incurred liability for paying the assessment, shall file a report, in the  
3 manner described by the department, and pay the assessment based on the purchase  
4 price of the motor vehicle fuel.

5 **77.9982 Administration.** (1) The department shall administer the  
6 assessment under this subchapter and may take any action, conduct any proceeding,  
7 and impose interest and penalties.

8 (2) The assessments imposed under this subchapter for each calendar quarter  
9 are due and payable on the last day of the month next succeeding the calendar  
10 quarter for which the assessments are imposed, as provided by the department by  
11 rule.

12 (3) For purposes of determining the amount of the assessment imposed under  
13 this subchapter, income derived from the first sale in this state of biodiesel fuel or  
14 of ethanol blended with gasoline to create gasoline consisting of at least 85 percent  
15 ethanol is not included in the supplier's gross receipts. For purposes of determining  
16 the amount of the assessment imposed under this subchapter, with regard to a  
17 transfer of motor vehicle fuel from a supplier to a related party, the point of first sale  
18 in this state is the date of such transfer, and the gross receipts are calculated on a  
19 monthly basis using an index determined by rule by the department. For purposes  
20 of this subchapter, there is only one point of first sale in this state with regard to the  
21 sale of the same motor vehicle fuel.

22 (4) No supplier who is subject to the assessment imposed under this subchapter  
23 shall take any action to increase or influence the selling price of motor vehicle fuel  
24 in order to recover the amount of the assessment. A supplier who takes any action  
25 to increase or influence the selling price of motor vehicle fuel to recover the amount

1 of the assessment is subject to a penalty equal to the amount of the gain the supplier  
2 received from any increase in the selling price that is implemented in order to recover  
3 the assessment amount or imprisonment of not more than 6 months, or both.

4 **(5)** At the secretary of revenue's request, the attorney general may represent  
5 this state, or assist a district attorney, in prosecuting any case arising under this  
6 subchapter.

7 **(6)** In addition to any other audits the department conducts to administer and  
8 enforce this subchapter, the department may audit any supplier who is subject to the  
9 assessment imposed under this subchapter to determine whether the supplier has  
10 taken any action to increase or influence the selling price of motor vehicle fuel in  
11 order to recover the amount of the assessment. Annually, the department shall  
12 submit a report to the governor and the legislature, as provided under s. 13.172 (2),  
13 that contains information on all audits conducted under this subsection in the  
14 previous year.

15 **(7)** (a) Sections 71.74 (1) to (3), (5), (7), and (9) to (15), 71.75 (1), (2), (6), (7), and  
16 (9), 71.77 (1) and (4) to (8), 71.78 (1) to (4) and (5) to (8), 71.80 (1) (a) and (b), (4) to  
17 (6), (8) to (12), (14), (17), and (18), 71.82 (1) and (2) (a) and (b), 71.83 (1) (a) 1. and 2.  
18 and (b) 1., 2., and 6., (2) (a) 1. to 3. and (b) 1. to 3., and (3), 71.87, 71.88, 71.89, 71.90,  
19 71.91 (1) (a), (2), (3), and (4) to (7), 71.92, and 71.93 as they apply to the taxes under  
20 ch. 71 apply to the assessment under this subchapter.

21 (b) Section 78.01 (2) (a) and (b), and (2m) (a) and (b), as it applies to the tax  
22 imposed under s. 78.01 (1), applies to the assessment imposed under this subchapter.

23 **(8)** The department shall deposit all revenue collected under this subchapter  
24 into the transportation fund.

25 **SECTION 2193.** 79.01 (2d) of the statutes is amended to read:

1           79.01 **(2d)** There is established an account in the general fund entitled the  
2           “~~County and Municipal Aid Account.~~”

3           **SECTION 2194.** 79.01 (5) of the statutes is created to read:

4           79.01 **(5)** There is established an account in the general fund entitled the  
5           “County Levy Restraint Payment Account.” There shall be appropriated to that  
6           account \$15,000,000 in 2009 and in each year thereafter.

7           **SECTION 2195.** 79.01 (6) of the statutes is created to read:

8           79.01 **(6)** There is established an account in the general fund entitled the  
9           “County Levy Restraint Bonus Payment Account.” There shall be appropriated to  
10          that account \$10,000,000 in 2009 and in each year thereafter.

11          **SECTION 2196.** 79.015 of the statutes is amended to read:

12          **79.015 Statement of estimated payments.** The department of revenue, on  
13          or before September 15 of each year, shall provide to each municipality and county  
14          a statement of estimated payments to be made in the next calendar year to the  
15          municipality or county under ss. 79.03, 79.035, 79.04, 79.05, 79.052, 79.058, and  
16          79.06.

17          **SECTION 2197.** 79.02 (2) (b) of the statutes is amended to read:

18          79.02 **(2)** (b) Subject to ss. 59.605 (4) and 70.995 (14) (b), payments in July shall  
19          equal 15% of the municipality’s or county’s estimated payments under ss. 79.03,  
20          79.035, 79.04, 79.058, and 79.06 and 100% of the municipality’s or county’s estimated  
21          payments under ~~s. ss.~~ 79.05 and 79.052.

22          **SECTION 2198.** 79.035 (1) of the statutes is amended to read:

23          79.035 **(1)** In 2004 and subsequent years, each county and municipality shall  
24          receive a payment ~~from the county and municipal aid account~~ in an amount  
25          determined under sub. (2).

1           **SECTION 2199.** 79.043 (5) of the statutes is amended to read:

2           79.043 **(5)** Except as provided under s. 79.02 (3) (e), for the distribution  
3 distributions beginning in 2005 and subsequent years ending in 2007, each county  
4 and municipality shall receive a payment under this section and s. 79.035 that is  
5 equal to the amount of the payment determined for the county or municipality under  
6 this section and s. 79.035 in 2004.

7           **SECTION 2200.** 79.043 (6) of the statutes is created to read:

8           79.043 **(6)** (a) Except as provided under s. 79.02 (3) (e), in 2008, the total  
9 amount to be distributed to counties and municipalities under this section and s.  
10 79.035 is the total amount distributed to counties and municipalities under this  
11 section and s. 79.035 in 2007, plus \$15,000,000. For purposes of this paragraph, each  
12 county and municipality shall receive an increased payment under this section and  
13 s. 79.035 so that the payment to each county and municipality is proportionate to its  
14 share of all payments under this section and s. 79.035 in 2007.

15           (b) Except as provided under s. 79.02 (3) (e), in 2009 and subsequent years, each  
16 county and municipality shall receive a payment under this section and s. 79.035  
17 that is equal to the amount of the payment determined for the county or municipality  
18 under this section and s. 79.035 in 2008.

19           **SECTION 2201.** 79.052 of the statutes is created to read:

20           **79.052 County levy restraint program. (1) DEFINITIONS.** In this section:

21           (a) “County tax levy” means the sum for all municipalities in the county of the  
22 amounts reported as total county taxes levied on the statement of taxes filed with the  
23 department of revenue under s. 73.10, not including any taxes levied under s.  
24 115.817 (9).



1           (b) “County tax rate” means the county tax levy divided by the equalized  
2 assessed value of all property located in the county, as determined under s. 70.57,  
3 excluding the value of any tax increments under s. 66.1105.

4           (bm) “Debt service” includes debt service on debt issued or reissued to fund or  
5 refund outstanding county obligations, interest on outstanding county obligations,  
6 and related issuance costs and redemption premiums.

7           (c) “Inflation factor” means a percentage equal to the average annual  
8 percentage change in the U.S. consumer price index for all urban consumers, U.S.  
9 city average, as determined by the U.S. department of labor, for the 12 months  
10 ending on June 30 of the year before the statement under s. 79.015.

11           (d) “Maximum allowable levy” means the county tax levy for the year before the  
12 statement under s. 79.015, as adjusted under sub. (5), multiplied by the sum of one  
13 plus 85 percent of the inflation factor and 85 percent of the valuation factor, rounded  
14 to the nearest 0.01 percent.

15           (e) “Valuation factor” means a percentage equal to 60 percent of the percentage  
16 change in the county’s equalized value under s. 70.57 due to new construction less  
17 improvements removed between the year before the statement under s. 79.015 and  
18 the previous year, but not less than zero nor greater than 2.

19           **(2) ELIGIBILITY.** A county is eligible to receive a payment under sub. (4) if the  
20 county’s county tax levy for the year of the statement under s. 79.015 is no greater  
21 than the county’s maximum allowable levy.

22           **(3) CONSUMER PRICE INDEX.** Annually, on August 1, the department of revenue  
23 shall certify to the joint committee on finance the appropriate percentage change in  
24 the consumer price index that is to be used to determine the inflation factor.

1           **(4) PAYMENTS.** (a) Beginning in 2009, each county that is eligible under sub.  
2 (2) shall receive a payment calculated by the department of revenue as follows:

3           1. Determine the county tax levy for the county.

4           2. Divide the amount determined under subd. 1. by the total of the amounts  
5 under subd. 1. for all counties that are eligible for a payment under sub. (2).

6           3. Multiply the amount determined under subd. 2. by \$25,000,000.

7           (b) Beginning in 2009, each county that is eligible under sub. (2) shall receive  
8 an additional payment calculated by the department of revenue as follows:

9           1. Subtract the county tax levy, as determined under par. (a) 1., from the  
10 county's maximum allowable levy.

11           2. Divide the amount determined under subd. 1. by the total of the amounts  
12 under subd. 1. for all counties that are eligible for a payment under sub. (2).

13           3. Multiply the amount determined under subd. 2. by \$10,000,000.

14           **(5) ADJUSTMENTS.** For purposes of determining eligibility for and the amount  
15 of the payments under this section:

16           (a) If a county transfers to another governmental unit responsibility for  
17 providing any service that the county provided in the preceding year, its county tax  
18 levy for the preceding year shall be decreased to reflect the amount that the county  
19 levied to provide that service, as determined by the department of revenue.

20           (b) If a county increases the services that it provides by adding responsibility  
21 for providing a service transferred to it from another governmental unit in any year,  
22 its county tax levy for the preceding year shall be increased to reflect the cost of that  
23 service, as determined by the department of revenue.

1 (c) If in any year a county's distribution under s. 79.043 (5) is less than the  
2 county's distribution under s. 79.043 (5) in the previous year, the county's maximum  
3 allowable levy shall be increased to reflect the reduction in the distribution.

4 (d) The maximum allowable levy otherwise applicable under this section does  
5 not apply to amounts levied by a county for the payment of any general obligation  
6 debt service, including debt service on debt issued or reissued to fund or refund  
7 outstanding obligations of the county, interest on outstanding obligations of the  
8 county, or the payment of related issuance costs or redemption premiums, secured  
9 by the full faith and credit of the county.

10 **SECTION 2202.** 79.10 (1m) (b) of the statutes is amended to read:

11 79.10 (1m) (b) Counties and municipalities shall submit to the department of  
12 revenue all data related to the lottery and gaming credit and the first dollar credit  
13 as requested by the department of revenue.

14 **SECTION 2203.** 79.10 (2) of the statutes is renumbered 79.10 (2) (a) and  
15 amended to read:

16 79.10 (2) (a) NOTICE TO MUNICIPALITIES. On or before December 1 of the year  
17 preceding the distribution under sub. (7m) (a), the department of revenue shall  
18 notify the clerk of each town, village and city of the estimated fair market value, as  
19 determined under sub. (11) (c), to be used to calculate the lottery and gaming credit  
20 under sub. (5) and of the amount to be distributed to it under sub. (7m) (a) on the  
21 following 4th Monday in July. The anticipated receipt of such distribution shall not  
22 be taken into consideration in determining the tax rate of the municipality but shall  
23 be applied as tax credits.

24 **SECTION 2204.** 79.10 (2) (b) of the statutes is created to read:

1           79.10 (2) (b) On or before December 1 of the year preceding the distribution  
2 under sub. (7m) (c), the department of revenue shall notify the clerk of each town,  
3 village, and city of the estimated fair market value, as determined under sub. (11)  
4 (d), used to calculate the first dollar credit under sub. (5m) and of the amount to be  
5 distributed to it under sub. (7m) (c) on the following 4th Monday in July. The  
6 anticipated receipt of such distribution shall not be taken into consideration in  
7 determining the tax rate of the municipality but shall be applied as tax credits.

8           **SECTION 2205.** 79.10 (4) of the statutes is amended to read:

9           79.10 (4) SCHOOL LEVY TAX CREDIT. The Except as provided in sub. (5m), the  
10 amount appropriated under s. 20.835 (3) (b) shall be distributed to municipalities in  
11 proportion to their share of the sum of average school tax levies for all municipalities.

12           **SECTION 2206.** 79.10 (5) of the statutes is amended to read:

13           79.10 (5) LOTTERY AND GAMING CREDIT. Each municipality shall receive, from the  
14 appropriation under s. 20.835 (3) (q), an amount determined by multiplying the  
15 school tax rate by the estimated fair market value, not exceeding the value  
16 determined under sub. (11) (c), of every principal dwelling that is located in the  
17 municipality and for which a claim for the credit under sub. (9) (bm) is made by the  
18 owner of the principal dwelling.

19           **SECTION 2207.** 79.10 (5m) of the statutes is created to read:

20           79.10 (5m) FIRST DOLLAR CREDIT. Each municipality shall receive, from the  
21 appropriation under s. 20.835 (3) (b), an amount determined by multiplying the  
22 school tax rate by the estimated fair market value, not exceeding the value  
23 determined under sub. (11) (d), of every parcel of real property with improvements  
24 that is located in the municipality.

25           **SECTION 2208.** 79.10 (6m) (a) of the statutes is amended to read:

1           79.10 **(6m)** (a) Except as provided in pars. (b) and (c), if the department of  
2 administration or the department of revenue determines by October 1 of the year of  
3 any distribution under subs. (4) ~~and~~, (5), and (5m) that there was an overpayment  
4 or underpayment made in that year's distribution by the department of  
5 administration to municipalities, as determined under subs. (4) ~~and~~, (5), and (5m),  
6 because of an error by the department of administration, the department of revenue  
7 or any municipality, the overpayment or underpayment shall be corrected as  
8 provided in this paragraph. Any overpayment shall be corrected by reducing the  
9 subsequent year's distribution, as determined under subs. (4) ~~and~~, (5), and (5m), by  
10 an amount equal to the amount of the overpayment. Any underpayment shall be  
11 corrected by increasing the subsequent year's distribution, as determined under  
12 subs. (4) ~~and~~, (5), and (5m), by an amount equal to the amount of the underpayment.  
13 Corrections shall be made in the distributions to all municipalities affected by the  
14 error. Corrections shall be without interest.

15           **SECTION 2209.** 79.10 (7m) (c) of the statutes is created to read:

16           79.10 **(7m)** (c) *First dollar credit.* 1. The amount determined under sub. (5m)  
17 shall be distributed from the appropriation under s. 20.835 (3) (b) by the department  
18 of administration on the 4th Monday in July.

19           2. The town, village, or city treasurer shall settle for the amounts distributed  
20 on the 4th Monday in July under this paragraph with the appropriate county  
21 treasurer not later than August 15. Failure to settle timely under this subdivision  
22 subjects the town, village, or city treasurer to the penalties under s. 74.31. On or  
23 before August 20, the county treasurer shall settle with each taxing jurisdiction,  
24 including towns, villages, and cities except 1st class cities, in the county.

25           **SECTION 2210.** 79.10 (9) (bn) of the statutes is created to read:

1           79.10 (9) (bn) *First dollar credit.* Except as provided in ss. 79.175 and 79.18,  
2 and subject to s. 79.15, the first dollar credit shall be allocated to every parcel of real  
3 estate on which improvements are located in an amount determined by multiplying  
4 the estimated fair market value of the property, not exceeding the value determined  
5 under sub. (11) (d), by the school tax rate.

6           **SECTION 2211.** 79.10 (9) (c) 3. of the statutes is created to read:

7           79.10 (9) (c) 3. The credit under par. (bn) shall reduce the property taxes  
8 otherwise payable.

9           **SECTION 2212.** 79.10 (11) (d) of the statutes is created to read:

10          79.10 (11) (d) Before December 1, the department of revenue shall calculate,  
11 to the nearest \$100, the estimated fair market value necessary to distribute the total  
12 amount available for distribution under s. 79.15.

13          **SECTION 2213.** 79.14 of the statutes is amended to read:

14          **79.14 School levy tax credit.** The appropriation under s. 20.835 (3) (b), for  
15 the payments under s. 79.10 (4), is \$319,305,000 in 1994, 1995, and 1996;  
16 \$469,305,000 beginning in 1997 and ending in 2006; and \$593,050,000 in each year  
17 thereafter.

18          **SECTION 2214.** 79.15 of the statutes is created to read:

19          **79.15 Improvements credit.** Beginning in 2009, the total amount paid each  
20 year to municipalities from the appropriation account under s. 20.835 (3) (b) for the  
21 payments under s. 79.10 (5m) is \$100,000,000.

22          **SECTION 2215.** 84.014 (5m) (a) of the statutes is renumbered 84.014 (5m) (am).

23          **SECTION 2216.** 84.014 (5m) (ag) of the statutes is created to read:

24          84.014 (5m) (ag) In this subsection:

1           1. “I 94 north–south corridor” means the Mitchell interchange of I 43, I 94, and  
2 I 894 in Milwaukee County, I 94 from the Illinois–Wisconsin state line in Kenosha  
3 County proceeding northerly through the Mitchell interchange to Howard Avenue  
4 in Milwaukee County, I 43/894 from the Mitchell interchange proceeding westerly  
5 to 35th Street in Milwaukee County, the STH 119 Airport Spur Parkway between I  
6 94 and General Mitchell International Airport in Milwaukee County, and all  
7 freeways, roadways, shoulders, interchange ramps, frontage roads, and collector  
8 road systems adjacent or related to these routes or interchanges.

9           2. “Zoo interchange” means all freeways, including related interchange ramps,  
10 roadways, and shoulders, and all adjacent frontage roads and collector road systems,  
11 encompassing I 94, I 894, and USH 45 in Milwaukee County within the area  
12 bordered by I 894/USH 45 at the Union Pacific railroad underpass near Burnham  
13 Street in Milwaukee County to the south, I 94 at 76th Street to the east, I 94 at 116th  
14 Street to the west, and USH 45 at Center Street to the north.

15           **SECTION 2217.** 84.014 (5m) (b) 1. of the statutes is repealed.

16           **SECTION 2218.** 84.014 (5m) (b) 2. and 3. of the statutes are created to read:

17           84.014 (5m) (b) 2. Reconstruction of the Zoo interchange.

18           3. Reconstruction of the I 94 north–south corridor.

19           **SECTION 2528m.** 84.02 (15) of the statutes is created to read:

20           **84.02 (15) USH 51 RECONSTRUCTION PROJECT IN DANE COUNTY.** The department  
21 shall commence, in the 2007–08 fiscal year, the preparation of an environmental  
22 impact statement or environmental assessment, as applicable, for the USH 51 north  
23 segment reconstruction project in Dane County, which includes expanding USH 51  
24 to a 4–lane divided highway from the intersection of USH 51 and Reardon Road to  
25 just north of the intersection of USH 51 and CTH “V”/Grinde Road in the village of

1 DeForest. The department shall commence construction of this project no later than  
2 December 31, 2012.

3 **SECTION 2219.** 84.09 (1) of the statutes is amended to read:

4 **84.09 (1)** The department may acquire by gift, devise, purchase or  
5 condemnation any lands for establishing, laying out, widening, enlarging,  
6 extending, constructing, reconstructing, improving and maintaining highways and  
7 other transportation related facilities, or interests in lands in and about and along  
8 and leading to any or all of the same; and after establishment, layout and completion  
9 of such improvements, the department may convey such lands thus acquired and not  
10 necessary for such improvements, with reservations concerning the future use and  
11 occupation of such lands so as to protect such public works and improvements and  
12 their environs and to preserve the view, appearance, light, air and usefulness of such  
13 public works. Whenever the department deems it necessary to acquire any such  
14 lands or interests therein for any transportation related purpose, it shall so order and  
15 in such order or on a map or plat show the old and new locations and the lands and  
16 interests required, and shall file a copy of the order and map with the county clerk  
17 and county highway committee of each county in which such lands or interests are  
18 required or, in lieu of filing a copy of the order and map, may file or record a plat in  
19 accordance with s. 84.095. For the purposes of this section the department may  
20 acquire private or public lands or interests in such lands. When so provided in the  
21 department's order, such land shall be acquired in fee simple. Unless it elects to  
22 proceed under sub. (3), the department shall endeavor to obtain easements or title  
23 in fee simple by conveyance of the lands or interests required at a price, including  
24 any damages, deemed reasonable by the department. The instrument of conveyance  
25 shall name the state as grantee and shall be recorded in the office of the register of



1 deeds. The purchase or acquisition of lands or interests therein under this section  
2 is excepted and exempt from s. 20.914 (1). The department may purchase or accept  
3 donations of remnants of tracts or parcels of land existing at the time or after it has  
4 acquired portions of such tracts or parcels by purchase or condemnation for  
5 transportation purposes where in the judgment of the department such action would  
6 assist in making whole the landowner, a part of whose lands have been taken for  
7 transportation purposes and would serve to minimize the overall costs of such taking  
8 by the public. This subsection does not apply to lands that are sold under s. 16.848.

9 **SECTION 2532m.** 84.1023 of the statutes is created to read:

10 **84.1023 Donald J. Schneider Highway.** The department shall designate  
11 and mark the route of USH 8 between USH 53 and the city of Turtle Lake in Barron  
12 County as the “Donald J. Schneider Highway” in recognition of former Wisconsin  
13 Senate Chief Clerk Donald J. Schneider for his many years of service to the senate  
14 and the people of Wisconsin.

15 **SECTION 2220.** 84.185 (1) (ce) of the statutes is amended to read:

16 84.185 (1) (ce) “Job” has the meaning specified in s. ~~560.60 (10)~~ 560.17 (1) (bm).

17 **SECTION 2221.** 84.185 (1) (cm) of the statutes is amended to read:

18 84.185 (1) (cm) “Political subdivision” ~~has the meaning specified in s. 560.60~~  
19 ~~(13)~~ means a county, city, town, or village.

20 **SECTION 2222.** 84.28 (1) of the statutes is amended to read:

21 84.28 (1) Moneys from the appropriation under s. 20.370 (7) ~~(me)~~ (mr) may be  
22 expended for the renovation, marking and maintenance of a town or county highway  
23 located within the boundaries of any state park, state forest or other property under  
24 the jurisdiction of the department of natural resources. Moneys from the  
25 appropriation under s. 20.370 (7) ~~(me)~~ (mr) may be expended for the renovation,

1 marking and maintenance of a town or county highway located in the lower Lower  
2 ~~Wisconsin state riverway~~ State Riverway as defined in s. 30.40 (15). Outside the  
3 ~~lower~~ Lower ~~Wisconsin state riverway~~ State Riverway as defined in s. 30.40 (15), or  
4 outside the boundaries of these parks, forests or property, moneys from the  
5 appropriation under s. 20.370 (7) ~~(me)~~ (mr) may be expended for the renovation,  
6 marking and maintenance of roads which the department of natural resources  
7 certifies are utilized by a substantial number of visitors to state parks, state forests  
8 or other property under the jurisdiction of the department of natural resources. The  
9 department of natural resources shall authorize expenditures under this subsection.  
10 The department of natural resources shall rank projects eligible for assistance under  
11 a priority system and funding may be restricted to those projects with highest  
12 priority.

13 **SECTION 2223.** 84.555 (1m) (a) of the statutes is amended to read:

14 84.555 (1m) (a) Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds  
15 of general obligation bonds issued under s. 20.866 (2) (uum) are allocated for  
16 expenditure obligations under s. 84.95 and s. 84.014 and the proceeds of general  
17 obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure  
18 obligations for the Marquette interchange reconstruction project under s. 84.014 and  
19 for the reconstruction of the I 94 north–south corridor, as defined in s. 84.014 (5m)  
20 (ag) 1.

21 **SECTION 2224.** 84.59 (2) (b) of the statutes is amended to read:

22 84.59 (2) (b) The department may, under s. 18.562, deposit in a separate and  
23 distinct special fund outside the state treasury, in an account maintained by a  
24 trustee, revenues derived under ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2),  
25 (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2),

1 and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), (4), and  
2 (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265  
3 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.30 (3), 341.305 (3), 341.308 (3),  
4 341.36 (1) and (1m), 341.51 (2), and 342.14, except s. 342.14 (1r), and from any  
5 payments received with respect to agreements or ancillary arrangements entered  
6 into under s. 18.55 (6) with respect to revenue obligations issued under this section.

7 The revenues deposited are the trustee's revenues in accordance with the agreement  
8 between this state and the trustee or in accordance with the resolution pledging the  
9 revenues to the repayment of revenue obligations issued under this section. Revenue  
10 obligations issued for the purposes specified in sub. (1) and for the repayment of  
11 which revenues are deposited under this paragraph are special fund obligations, as  
12 defined in s. 18.52 (7), issued for special fund programs, as defined in s. 18.52 (8).

13 **SECTION 2225.** 84.59 (6) of the statutes is amended to read:

14 **84.59 (6)** The building commission may contract revenue obligations when it  
15 reasonably appears to the building commission that all obligations incurred under  
16 this section can be fully paid from moneys received or anticipated and pledged to be  
17 received on a timely basis. Except as provided in this subsection, the principal  
18 amount of revenue obligations issued under this section may not exceed  
19 ~~\$2,324,377,900~~ \$2,708,341,000, excluding any obligations that have been defeased  
20 under a cash optimization program administered by the building commission, to be  
21 used for transportation facilities under s. 84.01 (28) and major highway projects for  
22 the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal  
23 amount, the building commission may contract revenue obligations under this  
24 section as the building commission determines is desirable to refund outstanding  
25 revenue obligations contracted under this section, to make payments under

1 agreements or ancillary arrangements entered into under s. 18.55 (6) with respect  
2 to revenue obligations issued under this section. and to pay expenses associated with  
3 revenue obligations contracted under this section.

4 **SECTION 2226.** 85.029 of the statutes is created to read:

5 **85.029 Safe routes to school program. (1)** In this section:

6 (a) “Local governmental unit” has the meaning given in s. 59.72 (1) (c).

7 (b) “Political subdivision” has the meaning given in s. 85.026 (1) (a).

8 (c) “State agency” has the meaning given in s. 20.001 (1).

9 (d) “Indian tribe” has the meaning given in s. 139.30 (5).

10 **(2)** The department may administer a safe routes to school program to award  
11 grants of assistance as provided in subs. (3) and (4). The department may award to  
12 the same recipient grants under both subs. (3) and (4).

13 **(3)** The department may award grants under this section to any political  
14 subdivision or state agency for infrastructure–related projects, as described in P.L.  
15 109–59, section 1404 (f) (1).

16 **(4)** The department may award grants under this section to any state agency,  
17 county, local governmental unit, Indian tribe, or private nonprofit organization for  
18 noninfrastructure–related activities, as described in P.L. 109–59, section 1404 (f) (2).

19 **(5)** If the department establishes a program under this section, the program  
20 shall be consistent with P.L. 109–59, section 1404, and any regulation adopted under  
21 P.L. 109–59, section 1404.

22 **(6)** The department shall award any grant under this section from the  
23 appropriations under s. 20.395 (2) (qv) and (qx).

24 **SECTION 2227.** 85.037 of the statutes is amended to read:

1           **85.037 Certification of fees collected.** Annually, no later than October 1,  
2 the secretary of transportation shall certify to the secretary of administration the  
3 amount of fees collected under s. 342.14 (3m) during the previous fiscal year, for the  
4 purpose of determining the amounts to be transferred under s. 20.855 (4) ~~(f)~~ (rm)  
5 during the current fiscal year.

6           **SECTION 2228.** 85.061 (3) (a) 1. of the statutes is amended to read:

7           85.061 **(3)** (a) 1. Capital costs related to Amtrak service extension routes or  
8 other rail service routes between the cities of Milwaukee and Madison ~~and~~, between  
9 the cities of Milwaukee and Green Bay, between the cities of Milwaukee and Chicago,  
10 and between the cities of Madison and La Crosse. Any route between the cities of  
11 Milwaukee and Green Bay funded under the program shall provide service to  
12 population centers along the route in a manner that makes the route most  
13 economically feasible.

14           **SECTION 2229.** 85.09 (4i) of the statutes is amended to read:

15           85.09 **(4i)** DISPOSAL OF RAIL PROPERTY. The department shall sell at public or  
16 private sale rail property acquired under sub. (4) when the department determines  
17 that the rail property is not necessary for a public purpose and, if real property, the  
18 real property is not the subject of a petition under s. 560.9810 (2). Upon receipt of  
19 the full purchase price, the department shall, by appropriate deed or other  
20 instrument, transfer the rail property to the purchaser. The funds derived from sales  
21 under this subsection shall be deposited in the transportation fund, and the expense  
22 incurred by the department in connection with the sale shall be paid from the  
23 appropriation under s. 20.395 (2) (bq). This subsection does not apply to real  
24 property that is sold under s. 16.848.

25           **SECTION 2230.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

1           85.20 (4m) (a) 6. cm. ~~For aid payable for calendar years 2004 and 2005, from~~  
2 ~~the appropriation under s. 20.395 (1) (ht), the department shall pay \$56,811,800 to~~  
3 ~~the eligible applicant that pays the local contribution required under par. (b) 1. for~~  
4 ~~an urban mass transit system that has annual operating expenses in excess of~~  
5 ~~\$80,000,000. From the appropriation under s. 20.395 (1) (ht), the department shall~~  
6 ~~pay \$57,948,000 for aid payable for calendar year 2006, and \$59,107,000 for aid~~  
7 ~~payable for calendar year 2007, \$60,289,100 for aid payable for calendar year 2008,~~  
8 ~~and \$61,494,900 for aid payable for calendar year 2009 and thereafter, to the eligible~~  
9 ~~applicant that pays the local contribution required under par. (b) 1. for an urban~~  
10 ~~mass transit system that has annual operating expenses in excess of \$80,000,000.~~  
11 ~~If the eligible applicant that receives aid under this subd. 6. cm. is served by more~~  
12 ~~than one urban mass transit system, the eligible applicant may allocate the aid~~  
13 ~~between the urban mass transit systems in any manner the eligible applicant~~  
14 ~~considers desirable.~~

15           **SECTION 2231.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

16           85.20 (4m) (a) 6. d. ~~For aid payable for calendar years 2004 and 2005, from the~~  
17 ~~appropriation under s. 20.395 (1) (hu), the department shall pay \$15,166,900 to the~~  
18 ~~eligible applicant that pays the local contribution required under par. (b) 1. for an~~  
19 ~~urban mass transit system that has annual operating expenses in excess of~~  
20 ~~\$20,000,000 but less than \$80,000,000. From the appropriation under s. 20.395 (1)~~  
21 ~~(hu), the department shall pay \$15,470,200 for aid payable for calendar year 2006,~~  
22 ~~and \$15,779,600 for aid payable for calendar year 2007, \$16,095,200 for aid payable~~  
23 ~~for calendar year 2008, and \$16,417,100 for aid payable for calendar year 2009 and~~  
24 ~~thereafter, to the eligible applicant that pays the local contribution required under~~  
25 ~~par. (b) 1. for an urban mass transit system that has annual operating expenses in~~

1 excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that  
2 receives aid under this subd. 6. d. is served by more than one urban mass transit  
3 system, the eligible applicant may allocate the aid between the urban mass transit  
4 systems in any manner the eligible applicant considers desirable.

5 **SECTION 2232.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

6 85.20 **(4m)** (a) 7. b. For the purpose of making allocations under subd. 7. a., the  
7 amounts for aids are ~~\$21,757,600 in calendar years 2004 and 2005~~, \$22,192,800 in  
8 calendar year 2006, and \$22,636,700 in calendar year 2007, \$23,089,100 in calendar  
9 year 2008, and \$23,551,200 in calendar year 2009 and thereafter. These amounts,  
10 to the extent practicable, shall be used to determine the uniform percentage in the  
11 particular calendar year.

12 **SECTION 2233.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

13 85.20 **(4m)** (a) 8. b. For the purpose of making allocations under subd. 8. a., the  
14 amounts for aids are ~~\$4,925,100 in calendar years 2004 and 2005~~, \$5,023,600 in  
15 calendar year 2006, and \$5,124,100 in calendar year 2007, \$5,225,600 in calendar  
16 year 2008, and \$5,331,100 in calendar year 2009 and thereafter. These amounts, to  
17 the extent practicable, shall be used to determine the uniform percentage in the  
18 particular calendar year.

19 **SECTION 2234.** 85.24 (4) (b) of the statutes is amended to read:

20 85.24 **(4)** (b) Paragraph (a) does not prohibit the disclosure of the information  
21 to the extent necessary to administer the ride-sharing program nor, if requested  
22 under s. 49.22 (2m), does it prohibit disclosure of the name or address of a person or  
23 of his or her employer to the department of ~~workforce development~~ children and  
24 families or a county child support agency under s. 59.53 (5).

25 **SECTION 2235.** 85.24 (4) (c) of the statutes is amended to read:

1           85.24 (4) (c) Any person who willfully discloses or who, under false pretenses,  
2 willfully requests or obtains information in violation of par. (a) may be required to  
3 forfeit not more than \$500 for each violation. This paragraph does not apply to  
4 information disclosed, requested or obtained to the extent necessary to administer  
5 the ride-sharing program or, if requested under s. 49.22 (2m), to the department of  
6 ~~workforce development~~ children and families or a county child support agency under  
7 s. 59.53 (5).

8           **SECTION 2550m.** 85.515 of the statutes is created to read:

9           **85.515 Federal REAL ID Act implementation date.** (1) If the secretary  
10 determines, prior to May 11, 2008, that the department will be ready to complete full  
11 implementation of the provisions of the federal REAL ID Act, as incorporated into  
12 2007 Wisconsin Act .... (this act), by May 11, 2008, the secretary shall, prior to May  
13 11, 2008, send a notice to the legislative reference bureau for publication in the  
14 Wisconsin Administrative Register that states that the provisions of 2007 Wisconsin  
15 Act .... (this act) related to implementation of the federal REAL ID Act will become  
16 effective on May 11, 2008.

17           (2) If the secretary determines that the department will not be ready to  
18 complete full implementation of the provisions of the federal REAL ID Act, as  
19 incorporated into 2007 Wisconsin Act .... (this act), by May 11, 2008, the secretary  
20 shall do all of the following:

21           (a) As soon as the secretary determines that the department will not be ready  
22 to complete full implementation of the provisions of the federal REAL ID Act, as  
23 incorporated into 2007 Wisconsin Act .... (this act), by May 11, 2008, send a notice to  
24 the legislative reference bureau for publication in the Wisconsin Administrative  
25 Register that states that the department will not be ready to complete full



1 implementation of the provisions of the federal REAL ID Act, as incorporated into  
2 2007 Wisconsin Act .... (this act), by May 11, 2008.

3 (b) As soon as the department is ready to complete full implementation of the  
4 provisions of the federal REAL ID Act, as incorporated into 2007 Wisconsin Act ....  
5 (this act), send a notice to the legislative reference bureau for publication in the  
6 Wisconsin Administrative Register that states the date on which the provisions of  
7 2007 Wisconsin Act .... (this act) related to implementation of the federal REAL ID  
8 Act will become effective.

9 **SECTION 2236.** 86.195 (3) (b) 3. of the statutes is amended to read:

10 86.195 (3) (b) 3. Fifty percent of the ~~gross receipts~~ sales price, as defined in s.  
11 77.51 (15b), of the business are from ~~meal, food, the sale of food product and beverage~~  
12 sales and food ingredients, as defined in s. 77.51 (3t), that are taxable under s. 77.54  
13 ~~(2) (c) subch. III of ch. 77~~; and

14 **SECTION 2551m.** 86.196 (6) of the statutes is created to read:

15 86.196 (6) Notwithstanding any eligibility criteria established under this  
16 section and rules promulgated under this section, the department shall install and  
17 maintain, on I 94 in Milwaukee County, 2 signs meeting the specifications under this  
18 section and rules promulgated under this section. One sign shall be viewable from  
19 the northbound lanes of I 94 and shall be located between Rawson Avenue and  
20 College Avenue. The other sign shall be viewable from the eastbound lanes of I 94  
21 and shall be located in the proximity of the Waukesha County line. Both signs shall  
22 highlight lakefront attractions in the city of Milwaukee and shall include  
23 information about the Milwaukee Art Museum, the Betty Brinn Children's Museum,  
24 Discovery World, Summerfest, and the Milwaukee County War Memorial.

25 **SECTION 2237.** 86.30 (2) (a) 3. of the statutes is amended to read:

1           86.30 (2) (a) 3. For each mile of road or street under the jurisdiction of a  
2 municipality as determined under s. 86.302, the mileage aid payment shall be \$1,825  
3 ~~in calendar years 2004 and 2005~~, \$1,862 in calendar year 2006, and \$1,899 in  
4 calendar year 2007, \$1,937 in calendar year 2008, and \$1,976 in calendar year 2009  
5 and thereafter.

6           **SECTION 2238.** 86.30 (9) (b) of the statutes is amended to read:

7           86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),  
8 the amounts for aids to counties are \$90,044,600 ~~in calendar years 2004 and 2005~~,  
9 \$91,845,500 in calendar year 2006, and \$93,682,400 in calendar year 2007,  
10 \$95,556,000 in calendar year 2008, and \$97,467,100 in calendar year 2009 and  
11 thereafter. These amounts, to the extent practicable, shall be used to determine the  
12 statewide county average cost-sharing percentage in the particular calendar year.

13           **SECTION 2239.** 86.30 (9) (c) of the statutes is amended to read:

14           86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),  
15 the amounts for aids to municipalities are \$283,291,100 ~~in calendar years 2004 and~~  
16 ~~2005~~, \$288,956,900 in calendar year 2006, and \$294,736,000 in calendar year 2007,  
17 \$300,630,700 in calendar year 2008, and \$306,643,300 in calendar year 2009 and  
18 thereafter. These amounts, to the extent practicable, shall be used to determine the  
19 statewide municipal average cost-sharing percentage in the particular calendar  
20 year.

21           **SECTION 2240.** 86.31 (3g) of the statutes is amended to read:

22           86.31 (3g) COUNTY TRUNK HIGHWAY IMPROVEMENTS — DISCRETIONARY GRANTS.  
23 From the appropriation under s. 20.395 (2) (ft), the department shall allocate  
24 \$5,250,000 in each ~~fiscal year~~, beginning in fiscal year 2005–06 and in fiscal year  
25 2006–07, \$5,355,000 in fiscal year 2007–08, and \$5,567,100 in fiscal year 2008–09

1 and each fiscal year thereafter, to fund county trunk highway improvements with  
2 eligible costs totaling more than \$250,000. The funding of improvements under this  
3 subsection is in addition to the allocation of funds for entitlements under sub. (3).

4 **SECTION 2241.** 86.31 (3m) of the statutes is amended to read:

5 **86.31 (3m) TOWN ROAD IMPROVEMENTS — DISCRETIONARY GRANTS.** From the  
6 appropriation under s. 20.395 (2) (ft), the department shall allocate \$750,000 in each  
7 fiscal year, beginning in fiscal year 2005–06 and in fiscal year 2006–07, \$765,000 in  
8 fiscal year 2007–08, and \$795,300 in fiscal year 2008–09 and each fiscal year  
9 thereafter, to fund town road improvements with eligible costs totaling \$100,000 or  
10 more. The funding of improvements under this subsection is in addition to the  
11 allocation of funds for entitlements under sub. (3).

12 **SECTION 2242.** 86.31 (3r) of the statutes is amended to read:

13 **86.31 (3r) MUNICIPAL STREET IMPROVEMENTS — DISCRETIONARY GRANTS.** From the  
14 appropriation under s. 20.395 (2) (ft), the department shall allocate \$1,000,000 in  
15 each fiscal year, beginning in fiscal year 2005–06 and in fiscal year 2006–07,  
16 \$1,020,000 in fiscal year 2007–08, and \$1,060,400 in fiscal year 2008–09 and each  
17 fiscal year thereafter, to fund municipal street improvement projects having total  
18 estimated costs of \$250,000 or more. The funding of improvements under this  
19 subsection is in addition to the allocation of funds for entitlements under sub. (3).

20 **SECTION 2557m.** 86.31 (3t) of the statutes is created to read:

21 **86.31 (3t) PAYMENTS RELATED TO ENVIRONMENTAL REVIEW OF LOCAL PROJECTS.**  
22 Notwithstanding limitations on the amount and use of aids provided under this  
23 section, or on eligibility requirements for receiving aids under this section, and  
24 subject to any applicable interagency agreement between the department of  
25 transportation and the department of natural resources, the department of

1 transportation may make a payment in each fiscal year to the department of natural  
2 resources to support 3.0 full-time equivalent positions in the department of natural  
3 resources related to the environmental review of local transportation projects.  
4 Notwithstanding sub. (3), any payment under this subsection shall be made from the  
5 appropriation under s. 20.395 (2) (fr) before making any other allocation of funds  
6 under sub. (3). After the department of transportation makes the payment under  
7 this subsection, the allocation of funds under sub. (3) shall be reduced  
8 proportionately to reflect the amount of the payment.

9 **SECTION 2243.** 88.15 of the statutes is repealed.

10 **SECTION 2244.** 93.06 (1q) of the statutes is amended to read:

11 93.06 **(1q)** MARKETING AGRICULTURAL DEVELOPMENT SERVICES. Provide  
12 marketing agricultural development services upon request and charge a fee for those  
13 services, but the fee may not exceed the department's cost of providing those services.

14 **SECTION 2245.** 93.135 (1m) (a) of the statutes is amended to read:

15 93.135 **(1m)** (a) If an individual who applies for the issuance or renewal of a  
16 license, registration, registration certificate or certification specified in sub. (1) does  
17 not have a social security number, the department shall require the applicant, as a  
18 condition of issuing or renewing the license, registration, registration certificate or  
19 certification, to submit a statement made or subscribed under oath or affirmation  
20 that the applicant does not have a social security number. The statement shall be  
21 in the form prescribed by the department of ~~workforce development~~ children and  
22 families.

23 **SECTION 2246.** 93.135 (2) of the statutes is amended to read:

24 93.135 **(2)** The department of agriculture, trade and consumer protection may  
25 not disclose any information received under sub. (1) to any person except to the

1 department of ~~workforce development~~ children and families in accordance with a  
2 memorandum of understanding under s. 49.857.

3 **SECTION 2247.** 93.135 (3) of the statutes is amended to read:

4 93.135 (3) The department shall deny an application for the issuance or  
5 renewal of a license, registration, registration certificate or certification specified in  
6 sub. (1) or shall suspend or restrict a license, registration, registration certificate or  
7 certification specified in sub. (1) for failure to make court–ordered payments of child  
8 or family support, maintenance, birth expenses, medical expenses or other expenses  
9 related to the support of a child or a former spouse or failure to comply, after  
10 appropriate notice, with a subpoena or warrant issued by the department of  
11 ~~workforce development~~ children and families or a county child support agency under  
12 s. 59.53 (5) and relating to paternity or child support proceedings, as required in a  
13 memorandum of understanding under s. 49.857.

14 **SECTION 2594g.** 93.55 (2) of the statutes is amended to read:

15 93.55 (2) COLLECTION GRANTS. The department may award a grant to a county  
16 for a chemical and container collection program. A grant under this subsection ~~shall~~  
17 may not fund all or a part more than 75 percent of the cost of a program. Costs eligible  
18 for funding include the cost of establishing a collection site for chemicals and  
19 chemical containers, the cost of transporting chemical containers to a dealer or  
20 distributor for refill and reuse or to a hazardous waste facility, as defined in s. 291.01  
21 (8), and costs associated with the proper use and handling and disposal or recycling  
22 of chemicals and chemical containers. Grants shall be paid from the appropriation  
23 under s. 20.115 (7) (va).

24 **SECTION 2594i.** 93.57 of the statutes is amended to read:

1           **93.57 Household hazardous waste.** The department shall administer a  
2 grant program to assist municipalities and regional planning commissions in  
3 creating and operating local programs for the collection and disposal of household  
4 hazardous waste. The department may also provide grants under this section for  
5 county, municipal, and regional planning commission programs to collect unwanted  
6 prescription drugs. The department may not make a grant under this section in an  
7 amount that exceeds 75 percent of the cost of a program. The department shall  
8 allocate two-thirds of the funds available from the appropriation account under s.  
9 20.115 (7) (va) in each fiscal year for grants under this section.

10           **SECTION 2248.** 93.75 of the statutes is repealed.

11           **SECTION 2595n.** 94.64 (3r) (b) of the statutes is amended to read:

12           94.64 **(3r)** (b) Beginning with the license year that begins on August 15, 2000  
13 2007, a person applying for a license under sub. (3) shall pay the following  
14 agricultural chemical cleanup surcharges, unless the department establishes lower  
15 different surcharges under s. 94.73 (15) after the effective date of this paragraph ....  
16 [revisor inserts date]:

17           1. For each business location and each mobile unit that the applicant uses to  
18 manufacture fertilizer in this state, other than a business location or mobile unit that  
19 is also licensed under s. 94.685 or 94.703, ~~\$20~~ \$14.

20           2. If the applicant distributes, but does not manufacture, fertilizer in this state,  
21 ~~\$20~~ \$14.

22           **SECTION 2595p.** 94.64 (4) (a) 5. of the statutes is amended to read:

23           94.64 **(4)** (a) 5. An agricultural chemical cleanup surcharge of ~~63~~ 44 cents per  
24 ton on all fertilizer that the person sells or distributes in this state after June 30, 2005

1 2007, unless the department establishes a lower different surcharge under s. 94.73  
2 (15) after the effective date of this subdivision .... [revisor inserts date].

3 **SECTION 2595r.** 94.681 (3) (a) of the statutes is amended to read:

4 94.681 (3) (a) If the applicant sells less than \$25,000 of the product during the  
5 payment period for use in this state, \$5 \$3.50.

6 **SECTION 2595s.** 94.681 (3) (b) of the statutes is amended to read:

7 94.681 (3) (b) If the applicant sells at least \$25,000 but less than \$75,000 of that  
8 product during the payment period for use in this state, \$170 \$120.

9 **SECTION 2595t.** 94.681 (3) (c) of the statutes is amended to read:

10 94.681 (3) (c) If the applicant sells at least \$75,000 of that product during the  
11 payment period for use in this state, an amount equal to 1.1% 0.75 percent of gross  
12 revenues from sales of the product during the payment period for use in this state.

13 **SECTION 2595w.** 94.685 (3) (a) 2. of the statutes is amended to read:

14 94.685 (3) (a) 2. An agricultural chemical cleanup surcharge of \$40 \$28, unless  
15 the department establishes a lower different surcharge under s. 94.73 (15), ~~except~~  
16 ~~that the dealer or distributor need not pay the surcharge for the license years that~~  
17 ~~begin on January 1, 1999, and on January 1, 2000~~ after the effective date of this  
18 subdivision .... [revisor inserts date].

19 **SECTION 2249.** 94.695 of the statutes is repealed.

20 **SECTION 2596e.** 94.703 (3) (a) 2. of the statutes is amended to read:

21 94.703 (3) (a) 2. An agricultural chemical cleanup surcharge of \$55 \$38, unless  
22 the department establishes a lower different surcharge under s. 94.73 (15), ~~except~~  
23 ~~that the person need not pay the surcharge for the license years that begin on~~  
24 ~~January 1, 1999, and on January 1, 2000~~ after the effective date of this subdivision  
25 .... [revisor inserts date].

1           **SECTION 2596g.** 94.704 (3) (a) 2. of the statutes is amended to read:

2           94.704 **(3)** (a) 2. An agricultural chemical cleanup surcharge of \$20 \$14, unless  
3 the department establishes a lower different surcharge under s. 94.73 (15), ~~except~~  
4 ~~that the person need not pay the surcharge for the license years that begin on~~  
5 ~~January 1, 1999, and on January 1, 2000~~ after the effective date of this subdivision  
6 .... [revisor inserts date].

7           **SECTION 2250.** 94.73 (2) (c) of the statutes is amended to read:

8           94.73 **(2)** (c) The department may issue an order under par. (a) on a summary  
9 basis without prior notice or a prior hearing if the department determines that a  
10 summary order is necessary to prevent imminent harm to public health or safety or  
11 to the environment. If the recipient of a summary order requests a hearing on that  
12 order, the department shall hold a hearing within 10 days after it receives the  
13 request unless the recipient agrees to a later hearing date. The department is not  
14 required to stay enforcement of a summary order issued under this paragraph  
15 pending the outcome of the hearing. If the responsible person prevails after a  
16 hearing, the department shall reimburse the responsible person from the  
17 appropriation under s. 20.115 (7) ~~(e)~~ ~~or~~ (wm) for the corrective action costs incurred  
18 as the result of the department's order.

19           **SECTION 2251.** 94.73 (7) (a) of the statutes is amended to read:

20           94.73 **(7)** (a) The department may make payments to a responsible person who  
21 is eligible for reimbursement under sub. (3) if the department has authorized  
22 reimbursement to that person under sub. (6). The department shall make payment  
23 from the appropriation ~~accounts~~ account under s. 20.115 (7) ~~(e)~~ ~~and~~ (wm), subject to  
24 the availability of funds in ~~those~~ that appropriation ~~accounts~~ account. If there are  
25 insufficient funds to pay the full amounts authorized under sub. (6) to all eligible



1 responsible persons, the department shall distribute payments in the order in which  
2 applications were received, unless the department specifies, by rule, a different order  
3 of payment.

4 **SECTION 2598e.** 94.73 (15) (a) of the statutes is amended to read:

5 94.73 (15) (a) ~~The Subject to par. (am).~~ the department may, by rule, reduce  
6 modify any of the surcharges in ss. 94.64 (3r) (b) and (4) (a) 5., 94.681 (3), 94.685 (3)  
7 (a) 2., 94.703 (3) (a) 2., and 94.704 (3) (a) 2. ~~below the amounts specified in those~~  
8 ~~provisions.~~ The department shall adjust surcharge amounts as necessary to  
9 maintain a balance in the agricultural chemical cleanup fund at the end of each fiscal  
10 year of not more than \$2,500,000, ~~but may not increase a surcharge amount over the~~  
11 ~~amount specified in s. 94.64 (3r) (b) or (4) (a) 5., 94.681 (3), 94.685 (3) (a) 2., 94.703~~  
12 ~~(3) (a) 2., or 94.704 (3) (a) 2.~~

13 **SECTION 2598f.** 94.73 (15) (am) of the statutes is created to read:

14 94.73 (15) (am) The department may not increase a surcharge above the  
15 following amount:

- 16 1. Under s. 94.64 (3r) (b) 1. and 2., \$20.
- 17 2. Under s. 94.64 (4) (a) 5., 63 cents per ton.
- 18 3. Under s. 94.681 (3) (a), \$5.
- 19 4. Under s. 94.681 (3) (b), \$170.
- 20 5. Under s. 94.681 (3) (c), 1.1 percent of gross revenues.
- 21 6. Under s. 94.685 (3) (a) 2., \$40.
- 22 7. Under s. 94.703 (3) (a) 2., \$55.
- 23 8. Under s. 94.704 (3) (a) 2., \$20.

24 **SECTION 2252.** 94.74 of the statutes is created to read:

1           **94.74 Prevention of pollution from agricultural chemicals. (1)** In this  
2 section, “agricultural chemical” has the meaning given in s. 94.73 (1) (a).

3           **(2)** The department may provide financial assistance to a business to pay not  
4 more than 50 percent of the costs of capital improvements designed to prevent  
5 pollution from agricultural chemicals. Under this section, the department may not  
6 provide funding for capital improvements at any site in an amount that exceeds  
7 \$500,000 less any amount received under s. 94.73 for the site. The department may  
8 not expend more than \$250,000 per fiscal year under this section.

9           **(3)** The department shall promulgate rules for determining eligible businesses,  
10 eligible projects, and allowable costs for financial assistance under this section.

11           **SECTION 2607m.** 100.51 (5) (b) 1. of the statutes is amended to read:

12           100.51 **(5)** (b) 1. The motor vehicle displays a special registration plates plate  
13 issued under s. 341.14 (1), (1a), (1m), (1q) or (1r) (a) or a special identification card  
14 issued under s. 343.51 or is a motor vehicle registered in another jurisdiction and  
15 displays a registration plate, card or emblem issued by the other jurisdiction that  
16 designates that the vehicle is used by a physically disabled person.

17           **SECTION 2253.** 101.01 (4) of the statutes is amended to read:

18           101.01 **(4)** “Employer” means any person, firm, corporation, state, county,  
19 town, city, village, school district, sewer district, drainage district, ~~family~~ long-term  
20 care district and other public or quasi-public corporations as well as any agent,  
21 manager, representative or other person having control or custody of any  
22 employment, place of employment or of any employee.

23           **SECTION 2254.** 101.02 (20) (e) 1. of the statutes is amended to read:

24           101.02 **(20)** (e) 1. If an applicant who is an individual does not have a social  
25 security number, the applicant, as a condition of applying for or applying to renew

1 a license shall submit a statement made or subscribed under oath or affirmation to  
2 the department of commerce that the applicant does not have a social security  
3 number. The form of the statement shall be prescribed by the department of  
4 ~~workforce development~~ children and families.

5 **SECTION 2255.** 101.02 (21) (b) of the statutes is amended to read:

6 101.02 (21) (b) As provided in the memorandum of understanding under s.  
7 49.857 and except as provided in par. (e), the department of commerce may not issue  
8 or renew a license unless the applicant provides the department of commerce with  
9 his or her social security number. The department of commerce may not disclose the  
10 social security number except that the department of commerce may disclose the  
11 social security number of an applicant for a license under par. (a) or a renewal of a  
12 license under par. (a) to the department of ~~workforce development~~ children and  
13 families for the sole purpose of administering s. 49.22.

14 **SECTION 2256.** 101.02 (21) (c) of the statutes is amended to read:

15 101.02 (21) (c) As provided in the memorandum of understanding under s.  
16 49.857, the department may not issue or renew a license if the applicant or licensee  
17 is delinquent in making court-ordered payments of child or family support,  
18 maintenance, birth expenses, medical expenses or other expenses related to the  
19 support of a child or former spouse or if the applicant or licensee fails to comply, after  
20 appropriate notice, with a subpoena or warrant issued by the department of  
21 ~~workforce development~~ children and families or a county child support agency under  
22 s. 59.53 (5) and relating to paternity or child support proceedings.

23 **SECTION 2257.** 101.02 (21) (d) of the statutes is amended to read:

24 101.02 (21) (d) As provided in the memorandum of understanding under s.  
25 49.857, the department shall restrict or suspend a license issued by the department

1 if the licensee is delinquent in making court–ordered payments of child or family  
2 support, maintenance, birth expenses, medical expenses or other expenses related  
3 to the support of a child or former spouse or if the licensee fails to comply, after  
4 appropriate notice, with a subpoena or warrant issued by the department of  
5 ~~workforce development~~ children and families or a county child support agency under  
6 s. 59.53 (5) and relating to paternity or child support proceedings.

7 **SECTION 2258.** 101.02 (21) (e) 1. of the statutes is amended to read:

8 101.02 **(21)** (e) 1. If an applicant who is an individual does not have a social  
9 security number, the applicant, as a condition of applying for or applying to renew  
10 a license shall submit a statement made or subscribed under oath or affirmation to  
11 the department of commerce that the applicant does not have a social security  
12 number. The form of the statement shall be prescribed by the department of  
13 ~~workforce development~~ children and families.

14 **SECTION 2259.** 101.09 (5) of the statutes is amended to read:

15 101.09 **(5)** PENALTIES. Any person who violates this section or any rule or order  
16 adopted under this section shall forfeit not less than \$10 nor more than ~~\$1,000~~ \$5,000  
17 for each violation. Each violation of this section or any rule or order under this  
18 section constitutes a separate offense and each day of continued violation is a  
19 separate offense.

20 **SECTION 2616c.** 101.143 (2) (m) of the statutes is created to read:

21 101.143 **(2)** (m) At the request of an owner or operator or person owning a home  
22 oil tank system or on its own initiative, the department of natural resources or, if the  
23 site is covered under s. 101.144 (2) (b), the department of commerce may determine  
24 whether no further remedial action is necessary with respect to a petroleum product

1 discharge from a petroleum product storage system or home oil tank system and may  
2 notify the owner or operator or person of the results of its determination.

3 **SECTION 2616e.** 101.143 (3) (a) (intro.) of the statutes is amended to read:

4 101.143 (3) (a) *Who may submit a claim.* (intro.) Subject to pars. (ab), (ac), (ae),  
5 (ah), (am) and (ap), an owner or operator or a person owning a home oil tank system  
6 may submit a claim to the department for an award under sub. (4) to reimburse the  
7 owner or operator or the person for the eligible costs under sub. (4) (b) that the owner  
8 or operator or the person incurs because of a petroleum products discharge from a  
9 petroleum product storage system or home oil tank system if all of the following  
10 apply:

11 **SECTION 2616g.** 101.143 (3) (ab) of the statutes is created to read:

12 101.143 (3) (ab) *Deadline for notifying department.* An owner or operator or  
13 person owning a home oil tank system is not eligible for an award under this section  
14 for costs incurred because of a petroleum product discharge if the owner or operator  
15 or person does not notify the department of the discharge under par. (a) 3. before  
16 January 1, 2009.

17 **SECTION 2616i.** 101.143 (3) (ac) of the statutes is created to read:

18 101.143 (3) (ac) *Deadline for beginning investigation.* An owner or operator or  
19 person owning a home oil tank system is not eligible for an award under this section  
20 for costs incurred because of a petroleum product discharge if the owner or operator  
21 or person does not begin a site investigation or remedial action related to the  
22 discharge before December 30, 2009.

23 **SECTION 2622e.** 101.143 (4) (b) (intro.) of the statutes is amended to read:

24 101.143 (4) (b) *Eligible costs.* (intro.) Except as provided in par. (c) ~~or~~ (cc), or  
25 (cd), eligible costs for an award under par. (a) include actual costs or, if the

1 department establishes a usual and customary cost under par. (cm) for an item, usual  
2 and customary costs for the following items:

3 **SECTION 2622j.** 101.143 (4) (c) 13. of the statutes is created to read:

4 101.143 (4) (c) 13. Costs that are incurred because of a petroleum product  
5 discharge after the applicant received written notification from the department of  
6 natural resources or the department of commerce that no further remedial action is  
7 necessary with respect to the discharge.

8 **SECTION 2622L.** 101.143 (4) (c) 14. of the statutes is created to read:

9 101.143 (4) (c) 14. Costs that are incurred because of a petroleum product  
10 discharge for which the claimant does not submit a claim under sub. (3) (a) within  
11 365 days after receiving written notification from the department of natural  
12 resources or the department of commerce that no further remedial action is  
13 necessary with respect to the discharge.

14 **SECTION 2622p.** 101.143 (4) (cd) of the statutes is created to read:

15 101.143 (4) (cd) *Prohibition on reimbursement due to delay in submitting claim.*

16 1. If at the end of the month in which the effective date of this subdivision .... [revisor  
17 inserts date], falls, an applicant has incurred at least \$50,000 in eligible costs for  
18 which the applicant has not submitted a claim and the applicant does not submit a  
19 claim for those costs by the first day of the 13th month beginning after the effective  
20 date of this subdivision .... [revisor inserts date], the department may not reimburse  
21 the claimant for those costs.

22 2. If an applicant does not submit a claim for eligible costs by the first day of  
23 the 13th month beginning after the month in which the eligible costs first exceed  
24 \$50,000 and the month in which the eligible costs first exceed \$50,000 begins after

1 the effective date of this subdivision .... [revisor inserts date], the department may  
2 not reimburse the claimant for those costs.

3 **SECTION 2260.** 101.143 (9m) (e) of the statutes is amended to read:

4 101.143 **(9m)** (e) The department shall have all other powers necessary and  
5 convenient to distribute the special fund revenues and to distribute the proceeds of  
6 the revenue obligations in accordance with subch. II of ch. 18 and, if designated a  
7 higher education bond, in accordance with subch. IV of ch. 18, and to make payments  
8 under an agreement or ancillary arrangement entered into under s. 18.55 (6) with  
9 respect to revenue obligations issued under this subsection.

10 **SECTION 2261.** 101.143 (9m) (g) 2. of the statutes is amended to read:

11 101.143 **(9m)** (g) 2. Revenue obligations issued under this subsection may not  
12 exceed ~~\$436,000,000~~ \$386,924,000 in principal amount, excluding any obligations  
13 that have been defeased under a cash optimization program administered by the  
14 building commission. In addition to this limit on principal amount, the building  
15 commission may contract revenue obligations under this subsection as the building  
16 commission determines is desirable to fund or refund outstanding revenue  
17 obligations, to pay issuance or administrative expenses, to make deposits to reserve  
18 funds, ~~or~~ to pay accrued or capitalized interest, and to make payments under an  
19 agreement or ancillary arrangement entered into under s. 18.55 (6) with respect to  
20 revenue obligations issued under this subsection.

21 **SECTION 2262.** 101.143 (10) (a) of the statutes is amended to read:

22 101.143 **(10)** (a) Any owner or operator, person owning a home oil tank system  
23 or service provider who fails to maintain a record as required by rules promulgated  
24 under sub. (9) (a) may be required to forfeit not more than ~~\$2,000~~ \$5,000. Each day  
25 of continued violation constitutes a separate offense.

1           **SECTION 2633g.** 101.149 of the statutes is created to read:

2           **101.149 Display of permits.** If a person is required to display or post more  
3 than one building permit under this chapter, under ch. 145, under rules promulgated  
4 under this chapter or ch. 145, or under a local ordinance, the person shall display all  
5 of those building permits together at the same location at the building or building  
6 site.

7           **SECTION 2634b.** 101.177 (1) (d) of the statutes is amended to read:

8           101.177 (1) (d) “State agency” means any office, department, agency,  
9 institution of higher education, association, society, or other body in state  
10 government created or authorized to be created by the constitution or any law, that  
11 is entitled to expend moneys appropriated by law, including the legislature and the  
12 courts, the Wisconsin Housing and Economic Development Authority, the Bradley  
13 Center Sports and Entertainment Corporation, the University of Wisconsin  
14 Hospitals and Clinics Authority, the Wisconsin Aerospace Authority, and the  
15 Wisconsin Health and Educational Facilities Authority, but excluding the Health  
16 Insurance Risk-Sharing Plan Authority and the Lower Fox River Remediation  
17 Authority.

18           **SECTION 2634e.** 101.31 of the statutes is created to read:

19           **101.31 Construction career academy grant program.** (1) The  
20 department shall award grants to eligible organizations that operate a construction  
21 career academy that provides high school pupils with training in  
22 construction-related careers.

23           (2) An organization is eligible for a grant under this section if it proposes to  
24 operate a construction career academy that meets the following minimum criteria:



1           (a) It has established a partnership between a school board operating a high  
2 school, or a local business or sponsoring organization, and a technical college district  
3 board or baccalaureate degree granting institution in which the partners have  
4 committed to participate in the operation of the construction career academy for a  
5 minimum of 3 years.

6           (b) It provides high school pupils with the opportunity to receive up to 3 years  
7 of training in construction–related careers.

8           (c) It incorporates industry concepts into core academic areas.

9           (d) It incorporates into its curriculum work experience in construction–related  
10 industries.

11           (e) It coordinates classroom credits with a technical college district or with a  
12 baccalaureate degree granting institution.

13           (f) It uses a learning community curriculum approved by the department in  
14 consultation with the department of public instruction.

15           (g) It awards a certificate of recognition to each pupil who successfully  
16 completes the construction career academy’s plan of study.

17           **(3)** The recipient of a grant under this section shall provide matching funds  
18 equal to 50 percent of the grant amount awarded to the recipient.

19           **(4)** The recipient of a grant under this section may use the grant funds only for  
20 the following purposes:

21           (a) To purchase materials and equipment, fund field trips, and make  
22 improvements to facilities, or for other specific needs relating to the construction  
23 career academy.

24           (b) For developing a core curriculum, for professional development, or for other  
25 administrative needs of the recipient.

1           **(5)** (a) The department may award a grant for the purposes described under  
2 sub. (4) (a) in an amount that equals not more than \$900 for each pupil enrolled in  
3 the construction career academy at the time that the award is granted.

4           (b) The department may award a grant for the purposes described under sub.  
5 (4) (b) in an amount not exceeding \$50,000.

6           **(6)** The department shall promulgate rules to administer this section.

7           **SECTION 2641b.** 101.985 (2) (a) (intro.) of the statutes, as created by 2005  
8 Wisconsin Act 456, is amended to read:

9           101.985 **(2)** (a) *General licensing.* (intro.) Except as provided in pars. (am) to  
10 (d), the department shall issue an elevator mechanic's license to each individual who  
11 satisfactorily completes an elevator mechanic's apprenticeship program that is  
12 approved by the U.S. department of labor or by the department of workforce  
13 development or who satisfies all of the following:

14           **SECTION 2641f.** 101.985 (2) (a) 1. of the statutes, as created by 2005 Wisconsin  
15 Act 456, is repealed.

16           **SECTION 2641h.** 101.985 (2) (a) 4. of the statutes, as created by 2005 Wisconsin  
17 Act 456, is repealed.

18           **SECTION 2641k.** 101.985 (2) (am) of the statutes, as created by 2005 Wisconsin  
19 Act 456, is amended to read:

20           101.985 **(2)** (am) *Requirements for individuals with prior experience.* The  
21 department shall promulgate rules that establish requirements for issuing an  
22 elevator mechanic's licenses license to individuals an individual who have has  
23 performed work described under s. 101.984 (2) (a) or (b) within the scope of their his  
24 or her employment before June 1, 2007, but who do does not satisfy all of the criteria  
25 specified in par. (a) 1. to 4 the requirements under par. (a) to be issued a license. The

1 rules may contain a deadline before which an individual must apply for a license  
2 issued under this paragraph.

3 **SECTION 2641m.** 101.985 (2) (b) of the statutes, as created by 2005 Wisconsin  
4 Act 456, is amended to read:

5 101.985 (2) (b) *Licensing out-of-state mechanics.* The requirements under par.  
6 (a) ~~1. to 4.~~ do not apply to an individual who is licensed as an elevator mechanic under  
7 the laws of another state, if, in the opinion of the department, that state's regulation  
8 of elevator mechanics is substantially the same as this state's. The department may  
9 summarily issue an elevator mechanic's license to such an individual.

10 **SECTION 2641p.** 101.985 (2) (c) of the statutes, as created by 2005 Wisconsin  
11 Act 456, is amended to read:

12 101.985 (2) (c) *Emergency licensing.* If the governor declares that a state of  
13 emergency exists in this state under s. 166.03 (1) (b) 1. and the department  
14 determines that the number of individuals in the state who hold elevator mechanic's  
15 licenses issued by the department under this section on the date of the declaration  
16 is insufficient to cope with the emergency, the department shall summarily issue an  
17 emergency elevator mechanic's license to any individual who is certified by an  
18 elevator contractor licensed under this subchapter as adequately qualified and able  
19 to perform the work of an elevator mechanic without direct and immediate  
20 supervision, who the department determines is so qualified and able, and who  
21 applies for an emergency elevator mechanic's license on a form prescribed by the  
22 department. An individual certified by a contractor under this subdivision may  
23 perform work as an elevator mechanic for up to a total of 5 days preceding the date  
24 the individual is issued the license. An emergency elevator mechanic's license has  
25 a term of 30 days and may be renewed by the department in the case of a continuing

1 emergency. The department shall specify on an emergency elevator mechanic's  
2 license the geographic area in which the licensee may provide services under the  
3 license. The requirements under par. (a) ~~1. to 4.~~ do not apply to an individual who  
4 applies for an emergency elevator mechanic's license.

5 **SECTION 2641r.** 101.985 (2) (d) of the statutes, as created by 2005 Wisconsin  
6 Act 456, is amended to read:

7 101.985 (2) (d) *Temporary licensing.* If there are no elevator mechanics  
8 licensed under this subchapter available to provide services contracted for by an  
9 elevator contractor licensed under this subchapter, the elevator contractor may  
10 notify the department and request the issuance of a temporary elevator mechanic's  
11 license to any individual who is certified by the elevator contractor as adequately  
12 qualified and able to perform the work of an elevator mechanic without direct and  
13 immediate supervision and who applies for a temporary elevator mechanic's license  
14 on a form prescribed by the department. A temporary elevator mechanic's license  
15 has a term of 30 days and may be renewed by the department in the case of a  
16 continuing shortage of licensed elevator mechanics. The department shall specify  
17 on a temporary elevator mechanic's license the elevator contractor in whose employ  
18 the licensee must remain to provide services under the temporary elevator  
19 mechanic's license. The requirements under par. (a) ~~1. to 4.~~ do not apply to an  
20 individual who applies for a temporary elevator mechanic's license.

21 **SECTION 2263.** 102.01 (2) (d) of the statutes is amended to read:

22 102.01 (2) (d) "Municipality" includes a county, city, town, village, school  
23 district, sewer district, drainage district and family long-term care district and other  
24 public or quasi-public corporations.

25 **SECTION 2264.** 102.04 (1) (a) of the statutes is amended to read:

1           102.04 **(1)** (a) The state, each county, city, town, village, school district, sewer  
2 district, drainage district, family long-term care district and other public or  
3 quasi-public corporations therein.

4           **SECTION 2265.** 102.27 (2) (a) of the statutes is amended to read:

5           102.27 **(2)** (a) A benefit under this chapter is assignable under s. 46.10 (14) (e),  
6 49.345 (14) (e), 301.12 (14) (e), 767.225 (1) (L), 767.513 (3), or 767.75 (1) or (2m).

7           **SECTION 2266.** 102.29 (8r) of the statutes is amended to read:

8           102.29 **(8r)** No participant in a food stamp employment and training program  
9 under s. ~~49.13~~ 49.79 (9) who, under s. ~~49.13 (2) (d)~~ 49.79 (9) (a) 5., is provided worker's  
10 compensation coverage by the department of health and family services or by a  
11 Wisconsin works Works agency, as defined in s. 49.001 (9), or other provider under  
12 contract with the department of health and family services or a county department  
13 under s. 46.215, 46.22, or 46.23 or tribal governing body to administer the food stamp  
14 employment and training program and who makes a claim for compensation under  
15 this chapter may make a claim or maintain an action in tort against the employer  
16 who provided the employment and training from which the claim arose.

17           **SECTION 2267.** 103.001 (6) of the statutes is amended to read:

18           103.001 **(6)** “Employer” means any person, firm, corporation, state, county,  
19 town, city, village, school district, sewer district, drainage district, family long-term  
20 care district and other public or quasi-public corporations as well as any agent,  
21 manager, representative or other person having control or custody of any  
22 employment, place of employment or of any employee.

23           **SECTION 2268.** 103.005 (17) of the statutes is repealed.

24           **SECTION 2269.** 103.005 (18) of the statutes is repealed.

25           **SECTION 2270.** 106.18 of the statutes is created to read:

1           **106.18 Youth programs in 1st class cities.** From the appropriation account  
2 under s. 20.445 (1) (fm), the department shall implement and operate youth summer  
3 jobs programs in 1st class cities.

4           **SECTION 2650e.** 108.05 (2) (f) of the statutes is amended to read:

5           108.05 (2) (f) The department shall certify such schedule to the ~~revisor of~~  
6 ~~statutes, who~~ legislative reference bureau, which shall when publishing the statutes  
7 include the latest such schedule then available.

8           **SECTION 2650r.** 108.10 (7) (b) of the statutes is amended to read:

9           108.10 (7) (b) The department may choose not to appeal and to nonacquiesce  
10 in the decision by sending a notice of nonacquiescence to the commission, to the  
11 ~~revisor of statutes~~ legislative reference bureau for publication in the Wisconsin  
12 administrative register and to the employer before the time expires for seeking a  
13 judicial review of the decision under sub. (4). The effect of this action is that,  
14 although the decision is binding on the parties to the case, the commission's  
15 conclusions of law, the rationale and construction of statutes in the case are not  
16 binding on the department in other cases.

17           **SECTION 2271.** 108.20 (2m) of the statutes is amended to read:

18           108.20 (2m) From the moneys not appropriated under s. 20.445 (1) (ge), (gf),  
19 (gg), and (gi) which ~~that~~ that are received by the administrative account as interest and  
20 penalties under this chapter, the department shall pay the benefits chargeable to the  
21 administrative account under s. 108.07 (5) and the interest payable to employers  
22 under s. 108.17 (3m), and may expend the remainder to pay interest due on advances  
23 to the unemployment reserve fund from the federal unemployment account under  
24 title XII of the social security act, 42 USC 1321 to 1324, may to conduct research  
25 relating to the condition of the unemployment reserve fund under s. 108.14 (6), to

1 administer the unemployment insurance program and federal or state  
2 unemployment insurance programs authorized by the governor under s. 16.54, to  
3 assist the department of justice in the enforcement of this chapter, to make payments  
4 to satisfy a federal audit exception concerning a payment from the fund or any  
5 federal aid disallowance involving the unemployment insurance program, or may to  
6 make payments to the fund if such action is necessary to obtain a lower interest rate  
7 or deferral of interest payments on advances from the federal unemployment account  
8 under title XII of the social security act, except that any interest earned pending  
9 disbursement of federal employment security grants under s. 20.445 (1) (n) shall be  
10 credited to the general fund. ~~Any moneys reverting to the administrative account~~  
11 ~~from the appropriations under s. 20.445 (1) (ge) and (gf) shall be utilized as provided~~  
12 ~~in this subsection.~~

13 **SECTION 2272.** 110.09 of the statutes is created to read:

14 **110.09 Background investigations of certain persons. (1) (a)**  
15 Notwithstanding ss. 111.321, 111.322, and 111.335, the department of  
16 transportation, with the assistance of the department of justice, shall conduct a  
17 background investigation of any person who has been selected to fill a position within  
18 the division of the department of transportation responsible for issuing operator's  
19 licenses and identification cards. This background investigation may include  
20 requiring the person to be fingerprinted on 2 fingerprint cards each bearing a  
21 complete set of the person's fingerprints, or by other technologies approved by law  
22 enforcement agencies. The department of justice shall submit any such fingerprint  
23 cards to the federal bureau of investigation for the purposes of verifying the identity  
24 of the person fingerprinted and obtaining records of his or her criminal arrests and  
25 convictions.

1 (b) Notwithstanding ss. 111.321, 111.322, and 111.335, at any interval  
2 determined appropriate by the department, the department may conduct, in the  
3 manner specified in par. (a), additional background investigations of any person for  
4 whom an initial background investigation has been conducted under par. (a) and  
5 background investigations of other persons employed by the department within the  
6 division of the department responsible for issuing operator's licenses and  
7 identification cards.

8 (c) The department shall promulgate rules governing confidentiality of  
9 information obtained under this subsection.

10 **(2)** Notwithstanding ss. 111.321, 111.322, and 111.335, the department shall  
11 require, as a precondition to allowing access to any information system in which is  
12 stored information maintained by the division of the department responsible for  
13 issuing operator's licenses and identification cards, that any person to whom access  
14 is granted submit to a background investigation as provided in this subsection.  
15 Notwithstanding ss. 111.321, 111.322, and 111.335, the department shall require the  
16 employer, including any state agency, of any person to whom the information will be  
17 made available to conduct the background investigation in a manner prescribed by  
18 the department. The department may require, as part of this background  
19 investigation, that the person be fingerprinted in the manner described in sub. (1)  
20 (a) and that these fingerprints be provided to the department of justice for  
21 submission to the federal bureau of investigation for the purposes of verifying the  
22 identity of the person fingerprinted and obtaining records of his or her criminal  
23 arrests and convictions. Notwithstanding ss. 111.321, 111.322, and 111.335, the  
24 department shall require that the employer certify the results of the background  
25 investigation and, based upon these results, may deny or restrict access to any



1 information requested. In addition to the initial background investigation required  
2 under this subsection, the department may require on a periodic basis subsequent  
3 background investigations consistent with this subsection for persons with ongoing  
4 access to information. Any cost associated with the requirements under this  
5 subsection is the responsibility of the employer. For purposes of this subsection,  
6 “employer” includes a self-employed person. The department shall promulgate  
7 rules governing background investigations, and confidentiality of information  
8 obtained, under this subsection.

9 **SECTION 2273.** 110.20 (7) of the statutes is amended to read:

10 110.20 (7) VOLUNTARY INSPECTIONS. The inspection and maintenance program  
11 shall require inspection of any nonexempt vehicle which a person presents for  
12 inspection at an inspection station or at any other location where, as established  
13 under sub. (8) (bm), the vehicle may be inspected.

14 **SECTION 2274.** 110.20 (8) (title) of the statutes is amended to read:

15 110.20 (8) (title) CONTRACTORS AND OTHER INSPECTION METHODS.

16 **SECTION 2275.** 110.20 (8) of the statutes is renumbered 110.20 (8) (am), and  
17 110.20 (8) (am) 1., as renumbered, is amended to read:

18 110.20 (8) (am) 1. The emissions test and equipment inspection of nonexempt  
19 vehicles ~~shall~~ may be performed by persons under contract with the department. ~~The~~  
20 Each such contract shall require the contractor to operate inspection stations for a  
21 minimum of 3 years and shall provide for equitable compensation to the contractor  
22 if the operation of an inspection and maintenance program within any county is  
23 terminated within 3 years after the inspection and maintenance program in the  
24 county is begun. No officer, director or employee of the contractor may be an  
25 employee of the department or a person engaged in the business of selling,

1 maintaining or repairing motor vehicles or of selling motor vehicle replacement or  
2 repair parts. The department shall require the contractor to operate a sufficient  
3 number of inspection stations, permanent or mobile, to ensure public convenience in  
4 those counties identified under sub. (5).

5 **SECTION 2276.** 110.20 (8) (am) 1m. of the statutes is created to read:

6 110.20 (8) (am) 1m. Each contract under subd. 1. may authorize or require the  
7 contractor to install and operate self–service inspection stations and may allow the  
8 use of different methods for emissions testing and equipment inspection, consistent  
9 with methods established under par. (bm), than those used at inspection stations  
10 that are not self–service.

11 **SECTION 2277.** 110.20 (8) (bm) of the statutes is created to read:

12 110.20 (8) (bm) The department may establish methods for emissions testing  
13 and equipment inspection of nonexempt vehicles in addition to testing and  
14 inspection by contractors. These methods may include the installation and operation  
15 by the department of self–service inspection stations and the utilization of any  
16 technology related to emissions or data transmission with which motor vehicles may  
17 be equipped. The department may establish methods for emissions testing and  
18 equipment inspection specifically applicable to self–service inspection stations,  
19 which methods shall apply equally to self–service inspection stations operated by  
20 contractors under par. (am) 1m. and self–service inspection stations operated by the  
21 department under this paragraph.

22 **SECTION 2278.** 110.20 (9) (k) of the statutes is created to read:

23 110.20 (9) (k) Prescribe a procedure for any method for emissions testing and  
24 equipment inspection established under sub. (8) (bm).

25 **SECTION 2279.** 110.20 (10m) of the statutes is amended to read:

1           **110.20 (10m) REINSPECTION.** The owner of a nonexempt vehicle inspected under  
2 this section is entitled, if the inspection determines that any applicable emission  
3 limitation is exceeded, to one reinspection of the same vehicle at any inspection  
4 station within this state operated by a contractor under sub. (8) (am), or at any other  
5 location where, as established under sub. (8) (bm), the vehicle was initially inspected,  
6 if the reinspection takes place within 30 days after the initial inspection or the owner  
7 presents satisfactory evidence that the repairs and adjustments which were  
8 performed on the vehicle could not have been made within 30 days of the initial  
9 inspection.

10           **SECTION 2280.** 110.20 (11) of the statutes is amended to read:

11           **110.20 (11) INSPECTION TESTS; RESULTS.** (a) ~~The~~ A contractor shall perform the  
12 tests required under the federal act, and any testing and inspection method  
13 established under sub. (8) (bm) shall include the tests required under the federal act.  
14 The tests shall include one of the approved short tests required by the federal act to  
15 determine compliance with applicable emission limitations for carbon monoxide,  
16 hydrocarbons and oxides of nitrogen. The department may require ~~the contractor~~  
17 contractors to provide information on the fuel efficiency of the motor vehicle.

18           (b) The department shall require the each contractor to furnish the results of  
19 the emissions inspection in writing to the person presenting the vehicle for  
20 inspection before he or she departs from the inspection station. For emissions  
21 inspections not conducted by a contractor, the department shall require any testing  
22 and inspection method established under sub. (8) (bm) to include the  
23 contemporaneous furnishing of the results of the emissions inspection in writing to  
24 the person having the vehicle inspected. If the inspection shows that the vehicle does  
25 not comply with one or more applicable emissions limitations, the results shall

1 include, to the extent possible, a description of the noncompliance and the  
2 adjustments or repairs likely to be needed for compliance.

3 **SECTION 2281.** 110.21 of the statutes is amended to read:

4 **110.21 Education and training related to motor vehicle emissions.** The  
5 department and its contractors under s. 110.20 (8) (am) shall conduct a program of  
6 public education related to the motor vehicle emission and equipment inspection and  
7 maintenance program established under s. 110.20 (6). The program under s. 110.20  
8 (6) may include a pilot project of motor vehicle emissions inspections for those owners  
9 who elect to present their motor vehicles for inspection.

10 **SECTION 2282.** 111.70 (1) (j) of the statutes is amended to read:

11 111.70 (1) (j) “Municipal employer” means any city, county, village, town,  
12 metropolitan sewerage district, school district, family long-term care district, or any  
13 other political subdivision of the state, or instrumentality of one or more political  
14 subdivisions of the state, that engages the services of an employee and includes any  
15 person acting on behalf of a municipal employer within the scope of the person’s  
16 authority, express or implied, but specifically does not include a local cultural arts  
17 district created under subch. V of ch. 229.

18 **SECTION 2283.** 114.33 (10) of the statutes is amended to read:

19 114.33 (10) Subject to the approval of the governor under this subsection, the  
20 secretary may sell at public or private sale property of whatever nature owned by the  
21 state and under the jurisdiction of the secretary when the secretary determines that  
22 the property is no longer necessary for the state’s use for airport purposes and, if real  
23 property, the real property is not the subject of a petition under s. 560.9810. The  
24 secretary shall present to the governor a full and complete report of the property to  
25 be sold, the reason for the sale, and the minimum price for which the property should

1 be sold, together with an application for the governor’s approval of the sale. The  
2 governor shall investigate the proposed sale as he or she deems necessary and  
3 approve or disapprove the application. Upon approval and receipt of the full  
4 purchase price, the secretary shall by appropriate deed or other instrument transfer  
5 the property to the purchaser. The funds derived from the sale shall be deposited in  
6 the appropriate airport fund, and the expense incurred by the secretary in  
7 connection with the sale shall be paid from that fund. This subsection does not apply  
8 to real property that is sold under s. 16.848.

9 **SECTION 2284.** 115.28 (23) (d) of the statutes is amended to read:

10 115.28 (23) (d) The ~~minority group pupil precollege~~ scholarship program under  
11 s. 115.43.

12 **SECTION 2285.** 115.315 of the statutes is amended to read:

13 **115.315 Memorandum of understanding; license restriction and**  
14 **suspension.** As provided in the memorandum of understanding under s. 49.857, the  
15 department shall restrict or suspend a license or permit granted by the department  
16 if the licensee or permit holder is delinquent in making court–ordered payments of  
17 child or family support, maintenance, birth expenses, medical expenses or other  
18 expenses related to the support of a child or former spouse or if the licensee or permit  
19 holder fails to comply, after appropriate notice, with a subpoena or warrant issued  
20 by the department of ~~workforce development~~ children and families or a county child  
21 support agency under s. 59.53 (5) and related to paternity or child support  
22 proceedings.

23 **SECTION 2286.** 115.341 (1) of the statutes is amended to read:

24 115.341 (1) From the appropriation under s. 20.255 (2) (cm), the state  
25 superintendent shall reimburse each school board ~~40~~ 15 cents for each breakfast

1 served at a school that meets the requirements of 7 CFR 220.8 or 220.8a, whichever  
2 is applicable, and shall reimburse each governing body of a private school ~~10~~ 15 cents  
3 for each breakfast served at the private school that meets the requirements of 7 CFR  
4 220.8 or 220.8a, whichever is applicable.

5 **SECTION 2287.** 115.347 (1) of the statutes is amended to read:

6 115.347 (1) Beginning in the 1994–95 school year, a school board may submit  
7 enrollment data to the department of ~~workforce development~~ children and families  
8 for the purpose of directly certifying children as eligible for free or reduced–price  
9 meals under the federal school nutrition programs. The department of ~~workforce~~  
10 ~~development~~ children and families shall prescribe a format for the report.

11 **SECTION 2288.** 115.347 (2) of the statutes is amended to read:

12 115.347 (2) Whenever a school district that is located in whole or in part in a  
13 county that has converted to the client assistance for reemployment and economic  
14 support data system submits a report under sub. (1) in the prescribed format, the  
15 department of ~~workforce development~~ children and families shall determine which  
16 children enrolled in the school district are members of Wisconsin ~~works~~ Works  
17 groups participating under s. 49.147 (3) to (5) or of families receiving aid to families  
18 with dependent children or food stamps and shall provide the information to the  
19 school board as soon thereafter as possible. The school board shall use the  
20 information to directly certify children as eligible for free or reduced–price meals  
21 served by the school district under federal school nutrition programs, pursuant to 42  
22 USC 1758 (b) (2) (C) (ii) and (iii).

23 **SECTION 2289.** 115.347 (3) of the statutes is amended to read:

1           115.347 **(3)** The state superintendent shall assist school boards in developing  
2 a method for submitting enrollment data to the department of workforce  
3 development children and families under sub. (1).

4           **SECTION 2290.** 115.365 (2) (intro.) of the statutes is amended to read:

5           115.365 **(2)** (intro.) The department, in conjunction with the department of  
6 health and family services and the department of children and families, shall:

7           **SECTION 2291.** 115.368 (2) (intro.) of the statutes is amended to read:

8           115.368 **(2)** (intro.) The department, in conjunction with the department of  
9 health and family services and the department of children and families, and after  
10 consulting with established organizations providing services with a focus on children  
11 of risk, shall:

12           **SECTION 2292.** 115.395 of the statutes is created to read:

13           **115.395 Grants for improving pupil academic achievement. (1)** In this  
14 section, “board” means the board of school directors in charge of the school district  
15 operating under ch. 119.

16           **(2)** The board may apply to the department of administration for a grant of up  
17 to \$5,000,000 in the 2007–08 school year and up to \$10,000,000 in any school year  
18 thereafter to implement initiatives to improve pupil academic achievement in all  
19 grades, such as employing licensed teachers to tutor pupils who are struggling  
20 academically, or employing persons to coordinate the district’s instructional  
21 programs and provide ongoing professional development for teachers. The board  
22 shall submit with its application a plan for the department of administration’s  
23 approval describing the initiatives for which the grant will be used, describing the  
24 research showing that the initiatives have a positive effect on pupil academic  
25 achievement, and including criteria for evaluating the effectiveness of the

1 initiatives, such as high school graduation rates or the results of the statewide pupil  
2 assessments under ch. 118.30.

3 (3) The department of administration may approve the plan submitted under  
4 sub. (2) in whole or in part. If the department approves a plan in part, the board may  
5 submit an additional plan for the same school year and the department may award  
6 the board all or part of the balance of grant funds.

7 (4) Upon receipt of a notice from the department of administration that a plan  
8 has been approved under sub. (3), the state superintendent shall pay to the board,  
9 from the appropriation under s. 20.255 (2) (df), the amount specified by the  
10 department of administration.

11 **SECTION 2293.** 115.42 (title) of the statutes is amended to read:

12 **115.42 (title) National Grants for national teacher certification or**  
13 **master educator licensure.**

14 **SECTION 2294.** 115.42 (1) (a) 1. of the statutes is amended to read:

15 115.42 (1) (a) 1. The person is certified by the National Board for Professional  
16 Teaching Standards or licensed by the department as a master educator under s. PI  
17 34.19, Wis. Adm. Code.

18 **SECTION 2295.** 115.42 (1) (b) of the statutes is amended to read:

19 115.42 (1) (b) The grant under this subsection shall be an amount equal to the  
20 costs of obtaining certification or licensure under par. (a) 1. that are borne by the  
21 person, not to exceed \$2,000. The department shall award the grant under this  
22 subsection in the first school year in which the person meets the requirements under  
23 par. (a).

24 **SECTION 2296.** 115.42 (2) (a) (intro.) of the statutes is amended to read:



1           115.42 (2) (a) (intro.) ~~The~~ Except as provided in par. (c), the department shall  
2           award 9 grants of \$2,500 each to each person who received a grant under sub. (1) if  
3           the person satisfies all of the following requirements:

4           **SECTION 2297.** 115.42 (2) (a) 1. of the statutes is amended to read:

5           115.42 (2) (a) 1. The person maintains his or her ~~certification by the National~~  
6           ~~Board for Professional Teaching Standards~~ national teacher certificate or master  
7           educator license.

8           **SECTION 2298.** 115.42 (2) (a) 2. of the statutes is amended to read:

9           115.42 (2) (a) 2. The person maintains his or her license as a teacher issued by  
10          the state superintendent or remains employed in a private school located in this  
11          state.

12          **SECTION 2299.** 115.42 (2) (c) of the statutes is created to read:

13          115.42 (2) (c) The amount of each grant under par. (a) shall be \$5,000 in any  
14          school year in which the recipient is employed in a school in which at least 60 percent  
15          of the pupils enrolled are eligible for a free or reduced-price lunch under 42 USC  
16          1758 (6).

17          **SECTION 2300.** 115.43 (title) of the statutes is amended to read:

18          **115.43 (title) ~~Minority group pupil~~ Precollege scholarships.**

19          **SECTION 2301.** 115.43 (1) of the statutes is amended to read:

20          115.43 (1) DEFINITION. In this section, “~~minority group~~ economically  
21          disadvantaged pupil” means a pupil who is ~~Black or African American, Hispanic,~~  
22          ~~American Indian, an Alaskan native, or a person of Asian or Pacific Island origin~~  
23          eligible for a free or reduced-price lunch under 42 USC 1758 (b).

24          **SECTION 2302.** 115.43 (2) (a) of the statutes is amended to read:

1           115.43 (2) (a) Annually set goals relating to increasing the percentages of  
2 ~~minority group~~ economically disadvantaged pupils who graduate from high school  
3 and are prepared for postsecondary school education.

4           **SECTION 2303.** 115.43 (2) (b) of the statutes is amended to read:

5           115.43 (2) (b) From the appropriation under s. 20.255 (3) (fz), award precollege  
6 scholarships, on a competitive basis, to ~~minority group~~ economically disadvantaged  
7 pupils who enroll in a technical college or in college or university classes or programs  
8 designed to improve academic skills that are essential for success in postsecondary  
9 school education. The state superintendent shall give preference to ~~minority group~~  
10 economically disadvantaged pupils who are inadequately represented in the  
11 technical college and University of Wisconsin Systems.

12           **SECTION 2304.** 115.445 of the statutes is created to read:

13           **115.445 Four-year-old kindergarten grants. (1)** A school board may  
14 apply to the department for a 2-year grant under this section to implement a  
15 4-year-old kindergarten program.

16           **(2) (a)** In the first school year of a grant awarded under this section, the  
17 department shall pay the school board up to \$3,000 for each 4-year-old kindergarten  
18 pupil enrolled in the school district. In the succeeding school year, the department  
19 shall pay the school board up to \$1,500 for each 4-year-old kindergarten pupil  
20 enrolled in the school district.

21           **(b)** The department shall award grants under this section beginning in the  
22 2008–09 school year and shall give preference in awarding grants to school boards  
23 that use community approaches to early education, as defined by the department by  
24 rule. If the funds in the appropriation under s. 20.255 (2) (dp) are insufficient to pay  
25 all eligible school boards, the department shall prorate the payments.

1           **(3)** The department shall promulgate rules to implement this section.

2           **SECTION 2710e.** 115.53 (3) (a) of the statutes is amended to read:

3           115.53 **(3)** (a) Arrange for otological or ophthalmic examination of any pupil or  
4 prospective pupil of the Wisconsin Educational Services Program for the Deaf and  
5 Hard of Hearing. The examination shall be paid for from the appropriation in s.  
6 20.255 (1) (b), ~~(gh)~~ or (gs).

7           **SECTION 2710m.** 115.53 (3) (b) of the statutes is amended to read:

8           115.53 **(3)** (b) Arrange for ophthalmic or otological examination of any pupil or  
9 prospective pupil of the school operated by the Wisconsin Center for the Blind and  
10 Visually Impaired. The examination shall be paid from the appropriation in s. 20.255  
11 (1) (b), ~~(gh)~~, (gL), or (gs).

12           **SECTION 2710s.** 115.53 (4) of the statutes is repealed.

13           **SECTION 2305.** 115.812 (1) of the statutes is amended to read:

14           115.812 **(1)** PLACEMENT DISPUTES. If a dispute arises between a local educational  
15 agency and the department of ~~health and family services~~ children and families, the  
16 department of corrections, or a county department under s. 46.215, 46.22, or 46.23,  
17 or between local educational agencies under s. 115.81 (4) (c), over the placement of  
18 a child, the state superintendent shall resolve the dispute. This subsection applies  
19 only to placements in nonresidential educational programs made under s. 48.57 (1)  
20 (c) and to placements in residential care centers made under s. 115.81.

21           **SECTION 2306.** 118.125 (2) (i) of the statutes is amended to read:

22           118.125 **(2)** (i) Upon request, the school district clerk or his or her designee shall  
23 provide the names of pupils who have withdrawn from the public school prior to  
24 graduation under s. 118.15 (1) (c) to the technical college district board in which the  
25 public school is located or, for verification of eligibility for public assistance under ch.

1 49, to the department of health and family services, the department of workforce  
2 development children and families, or a county department under s. 46.215, 46.22,  
3 or 46.23.

4 **SECTION 2307.** 118.19 (1r) (a) of the statutes is amended to read:

5 118.19 (1r) (a) As provided in the memorandum of understanding under s.  
6 49.857, the department of public instruction may not issue or renew a license or  
7 permit or revalidate a license that has no expiration date unless the applicant  
8 provides the department of public instruction with his or her social security number.  
9 The department of public instruction may not disclose the social security number  
10 except to the department of ~~workforce development~~ children and families for the sole  
11 purpose of administering s. 49.22.

12 **SECTION 2308.** 118.19 (1r) (b) of the statutes is amended to read:

13 118.19 (1r) (b) As provided in the memorandum of understanding under s.  
14 49.857, the department may not issue or renew a license or permit or revalidate a  
15 license that has no expiration date if the applicant, licensee or permit holder is  
16 delinquent in making court-ordered payments of child or family support,  
17 maintenance, birth expenses, medical expenses or other expenses related to the  
18 support of a child or former spouse or if the applicant, licensee or permit holder fails  
19 to comply, after appropriate notice, with a subpoena or warrant issued by the  
20 department of ~~workforce development~~ children and families or a county child  
21 support agency under s. 59.53 (5) and related to paternity or child support  
22 proceedings.

23 **SECTION 2309.** 118.19 (10) (g) of the statutes is amended to read:

24 118.19 (10) (g) At the request under s. 49.22 (2m) of the department of  
25 ~~workforce development~~ children and families or a county child support agency under

1 s. 59.53 (5), the state superintendent shall release the name and address of the  
2 applicant or licensee, the name and address of the applicant's or licensee's employer  
3 and financial information, if any, related to the applicant or licensee obtained under  
4 this subsection to the department of ~~workforce development~~ children and families or  
5 the county child support agency.

6 **SECTION 2310.** 118.43 (2) (bt) of the statutes is created to read:

7 118.43 (2) (bt) In the 2008–09 school year, the school board of an eligible school  
8 district may enter into a 5–year achievement guarantee contract with the  
9 department on behalf of one or more schools in the school district if the school board  
10 is not receiving a grant under the preschool to grade 5 program on behalf of the  
11 schools under s. 115.45. In awarding a contract under this paragraph, the  
12 department shall give priority to schools that have the highest percentage of  
13 low–income pupil enrollment.

14 **SECTION 2311.** 118.43 (2) (e) 1. of the statutes is amended to read:

15 118.43 (2) (e) 1. If the school board of an eligible school district does not enter  
16 into an achievement guarantee contract with the department, a school board that  
17 has entered into such a contract, other than the school board of the school district  
18 operating under ch. 119, may apply to the department to enter into such a contract  
19 on behalf of one or more schools that meet the requirements under par. (b), (bg) ~~or~~,  
20 (br), or (bt).

21 **SECTION 2312.** 118.43 (2) (g) of the statutes is amended to read:

22 118.43 (2) (g) The department may renew an achievement guarantee contract  
23 under pars. (b), (bg), ~~and (br)~~, and (bt) for one or more terms of 5 school years. As a  
24 condition of receiving payments under a renewal of an achievement guarantee  
25 contract, a school board shall maintain the reduction of class size achieved during

1 the last school year of the original achievement guarantee contract for the grades  
2 specified for the last school year of the contract.

3 **SECTION 2313.** 118.43 (3) (intro.) of the statutes is amended to read:

4 118.43 (3) CONTRACT REQUIREMENTS. (intro.) ~~Except as provided in pars. (am)~~  
5 ~~and (ar), an~~ An achievement guarantee contract shall require the school board to do  
6 all of the following in each participating school:

7 **SECTION 2314.** 118.43 (3) (a) (intro.) of the statutes is amended to read:

8 118.43 (3) (a) *Class size.* (intro.) ~~Reduce~~ For contracts that begin in the  
9 1996–97 school year, reduce each class size to 15 in the following manner:

10 **SECTION 2315.** 118.43 (3) (at) of the statutes is created to read:

11 118.43 (3) (at) *Class size; additional contracts.* For contracts that begin in the  
12 2008–09 school year, reduce each class size to 15 in the following manner:

- 13 1. In the 2008–09 school year, in at least grades kindergarten and one.
- 14 2. In the 2009–10 school year, in at least grades kindergarten to 2.
- 15 3. In the 2010–11 to 2012–13 school years, in at least grades kindergarten to
- 16 3.

17 **SECTION 2316.** 118.43 (6) (b) 9. of the statutes is amended to read:

18 118.43 (6) (b) 9. In the 2005–06 and 2006–07 school years, \$2,000 multiplied  
19 by the number of low–income pupils enrolled in grades eligible for funding in each  
20 school in the school district covered by renewals of contracts under sub. (2) (g); and  
21 in the 2007–08 school year ~~and any subsequent school year~~, \$2,250 multiplied by the  
22 number of low–income pupils enrolled in grades eligible for funding in each school  
23 in the school district covered by renewals of contracts under sub. (2) (g).

24 **SECTION 2317.** 118.43 (6) (b) 10. of the statutes is created to read:

1           118.43 **(6)** (b) 10. In the 2008–09 school year, \$2,250 multiplied by the number  
2 of low–income pupils enrolled in grades eligible for funding in each school in the  
3 school district covered by contracts under sub. (3) (at) and by renewals of contracts  
4 under sub. (2) (g).

5           **SECTION 2318.** 118.51 (14) (b) of the statutes is amended to read:

6           118.51 **(14)** (b) *Low–income assistance.* The parent of a pupil who is eligible for  
7 a free or reduced–price lunch under 42 USC 1758 (b) and who will be attending public  
8 school in a nonresident school district in the following school year under this section  
9 may apply to the department, on the form prepared under sub. (15) (a), for the  
10 reimbursement of costs incurred by the parent for the transportation of the pupil to  
11 and from the pupil’s residence and the school that the pupil will be attending. The  
12 department shall determine the reimbursement amount and shall pay the amount  
13 from the appropriation under s. 20.255 (2) ~~(ey)~~ (vy). The reimbursement amount may  
14 not exceed the actual transportation costs incurred by the parent or 3 times the  
15 statewide average per pupil transportation costs, whichever is less. If the  
16 appropriation under s. 20.255 (2) ~~(ey)~~ (vy) in any one year is insufficient to pay the  
17 full amount of approved claims under this paragraph, payments shall be prorated  
18 among the parents entitled thereto. By the 2nd Friday following the first Monday  
19 in May following receipt of the parent’s application under sub. (3) (a), the department  
20 shall provide to each parent requesting reimbursement under this paragraph an  
21 estimate of the amount of reimbursement that the parent will receive if the pupil  
22 attends public school in the nonresident school district in the following school year.

23           **SECTION 2319.** 118.52 (11) (b) of the statutes is amended to read:

24           118.52 **(11)** (b) *Low–income assistance.* The parent of a pupil who is attending  
25 a course in a public school in a nonresident school district under this section may

1 apply to the department for reimbursement of the costs incurred by the parent for  
2 the transportation of the pupil to and from the pupil's residence or school in which  
3 the pupil is enrolled and the school at which the pupil is attending the course if the  
4 pupil and parent are unable to pay the cost of such transportation. The department  
5 shall determine the reimbursement amount and shall pay the amount from the  
6 appropriation under s. 20.255 (2) ~~(ey)~~ (vy). The department shall give preference  
7 under this paragraph to those pupils who are eligible for a free or reduced-price  
8 lunch under 42 USC 1758 (b).

9 **SECTION 2320.** 118.55 (7g) of the statutes is amended to read:

10 118.55 **(7g)** TRANSPORTATION. The parent or guardian of a pupil who is  
11 attending an institution of higher education or technical college under this section  
12 and is taking a course for high school credit may apply to the state superintendent  
13 for reimbursement of the cost of transporting the pupil between the high school in  
14 which the pupil is enrolled and the institution of higher education or technical college  
15 that the pupil is attending if the pupil and the pupil's parent or guardian are unable  
16 to pay the cost of such transportation. The state superintendent shall determine the  
17 reimbursement amount and shall pay the amount from the appropriation under s.  
18 20.255 (2) ~~(ew)~~ (vw). The state superintendent shall give preference under this  
19 subsection to those pupils who are eligible for a free or reduced-price lunch under  
20 42 USC 1758 (b).

21 **SECTION 2321.** 119.04 (1) of the statutes is amended to read:

22 119.04 **(1)** Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),  
23 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,  
24 115.345, 115.361, 115.38 (2), 115.445, 115.45, 118.001 to 118.04, 118.045, 118.06,  
25 118.07, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16,



1 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8),  
2 118.245, 118.255, 118.258, 118.291, 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12  
3 (5) and (15) to (26), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34),  
4 (35), (37), (37m), and (38), 120.14, and 120.25 are applicable to a 1st class city school  
5 district and board.

6 **SECTION 2322.** 119.23 (2) (a) 8. of the statutes is created to read:

7 119.23 **(2)** (a) 8. Annually, the private school pays a nonrefundable fee to the  
8 department. A private school that is not participating in the program under this  
9 section in the current school year shall pay a fee, determined by the department by  
10 rule, with its notice of intent to participate under subd. 3. A private school that is  
11 required to comply with sub. (7) (am) shall pay a fee, determined by the department  
12 by rule, with the information required by sub. (7) (am). The department shall use  
13 all fees collected under this paragraph to evaluate the financial information  
14 submitted under sub. (7) (am).

15 **SECTION 2323.** 119.23 (10) (a) 2. of the statutes is amended to read:

16 119.23 **(10)** (a) 2. Failed to provide the notice required under sub. (2) (a) 3., ~~or~~  
17 the information required under sub. (7) (am) or (d), or the fee required under sub. (2)  
18 (a) 8. by the date or within the period specified.

19 **SECTION 2324.** 120.125 (4) (h) of the statutes is amended to read:

20 120.125 **(4)** (h) That the day care provider shall meet the standards for licensed  
21 day care centers established by the department of health ~~and family services~~  
22 children and families.

23 **SECTION 2325.** 120.13 (14) of the statutes is amended to read:

24 120.13 **(14)** DAY CARE PROGRAMS. Establish and provide or contract for the  
25 provision of day care programs for children. The school board may receive federal

1 or state funds for this purpose. The school board may charge a fee for all or part of  
2 the cost of the service for participation in a day care program established under this  
3 subsection. Costs associated with a day care program under this subsection may not  
4 be included in shared costs under s. 121.07 (6). Day care programs established under  
5 this subsection shall meet the standards for licensed day care centers established by  
6 the department of ~~health and family services~~ children and families. If a school board  
7 proposes to contract for or renew a contract for the provision of a day care program  
8 under this subsection or if on July 1, 1996, a school board is a party to a contract for  
9 the provision of a day care program under this subsection, the school board shall refer  
10 the contractor or proposed contractor to the department of ~~health and family services~~  
11 children and families for the criminal history and child abuse record search required  
12 under s. 48.685. Each school board shall provide the department of health and family  
13 services with information about each person who is denied a contract for a reason  
14 specified in s. 48.685 (4m) (a) 1. to 5.

15 **SECTION 2326.** 121.007 of the statutes is amended to read:

16 **121.007 Use of state aid; exemption from execution.** All moneys paid to  
17 a school district under s. 20.255 (2) (ac), (bc), (cg), and ~~(er)~~ (vr), shall be used by the  
18 school district solely for the purposes for which paid. Such moneys are exempt from  
19 execution, attachment, garnishment, or other process in favor of creditors, except as  
20 to claims for salaries or wages of teachers and other school employees and as to  
21 claims for school materials, supplies, fuel, and current repairs.

22 **SECTION 2327.** 121.08 (4) (b) of the statutes is renumbered 121.08 (4) (b) (intro.)  
23 and amended to read:

24 121.08 **(4)** (b) (intro.) The amount of state aid that the school district operating  
25 under ch. 119 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall

1 also be reduced by 45% of the amounts paid under s. 119.23 (4) and (4m) in the  
2 current school year. amount determined as follows:

3 **SECTION 2328.** 121.08 (4) (b) 1. of the statutes is created to read:

4 121.08 (4) (b) 1. Add the amounts paid under s. 119.23 (4) and (4m) in the  
5 current school year.

6 **SECTION 2329.** 121.08 (4) (b) 2. of the statutes is created to read:

7 121.08 (4) (b) 2. If the number of pupils attending private schools under s.  
8 119.23 in the current school year is no more than 15,000, multiply the sum under  
9 subd. 1. by 45 percent.

10 **SECTION 2330.** 121.08 (4) (b) 3. of the statutes is created to read:

11 121.08 (4) (b) 3. If the number of pupils attending private schools under s.  
12 119.23 in the current school year is greater than 15,000, divide 15,000 by the number  
13 of pupils attending private schools under s. 119.23 in the current school year,  
14 multiply the quotient by the sum under subd. 1., and multiply the result by 45  
15 percent.

16 **SECTION 2746m.** 121.53 (4) of the statutes is amended to read:

17 121.53 (4) Every school board shall require that there be filed with it and with  
18 the department of transportation a certificate of insurance showing that an  
19 insurance policy has been procured and is in effect which covers the owner and  
20 operator of the school bus and the school board or shall procure an insurance policy  
21 and file such certificate with the department of transportation. Unless such  
22 certificate is on file with the department of transportation, no registration ~~plates~~  
23 plate for a school bus may be issued by the department of transportation. No such  
24 policy may be terminated prior to its expiration or canceled for any reason, unless  
25 a notice thereof is filed with the department of transportation and with the school

1 board by the insurer at least 10 days prior to the date of termination or cancellation.  
2 The department of transportation shall revoke the registration of a school bus on  
3 which the policy has been terminated or canceled, effective on the date of termination  
4 or cancellation.

5 **SECTION 2331.** 121.575 (3) of the statutes is amended to read:

6 121.575 (3) If the federal government requires, as a condition of full federal  
7 financial participation under sub. (2) (b), that this state provide assistance for the  
8 purposes of sub. (2) (a) from state resources, the department shall provide the  
9 assistance from the appropriation under s. 20.255 (2) ~~(cr)~~ (vr) in the minimum  
10 amount required to obtain full federal financial participation.

11 **SECTION 2332.** 121.58 (2) (a) 4. of the statutes is amended to read:

12 121.58 (2) (a) 4. For each pupil so transported whose residence is more than  
13 12 miles from the school attended, \$150 \$180 per school year in the ~~2005–06~~ 2006–07  
14 school year and \$180 \$220 per school year thereafter.

15 **SECTION 2333.** 121.58 (6) of the statutes is amended to read:

16 121.58 (6) APPROPRIATION PRORATED. If the appropriation under s. 20.255 (2) ~~(cr)~~  
17 (vr) in any one year is insufficient to pay the full amount of approved claims under  
18 this section, state aid payments for school districts not participating in the program  
19 under s.121.575 shall be prorated as though the minimum amount under s. 121.575  
20 (3) had not been made and state aid payments for school districts participating in the  
21 program under s. 121.575 shall be prorated after deducting the minimum amount  
22 under s. 121.575 (3).

23 **SECTION 2334.** 121.905 (1) of the statutes is amended to read:

24 121.905 (1) In this section, “revenue ceiling” means \$8,100 \$8,700 in the  
25 ~~2005–06~~ 2007–08 school year and \$8,400 \$9,000 in any subsequent school year.

1           **SECTION 2335.** 121.91 (2m) (e) (intro.) of the statutes is amended to read:

2           121.91 **(2m)** (e) (intro.) Except as provided in subs. (3) ~~and~~, (4), ~~and~~ (8), no  
3 school district may increase its revenues for the 1999–2000 school year or for any  
4 school year thereafter to an amount that exceeds the amount calculated as follows:

5           **SECTION 2336.** 121.91 (4) (f) 1. of the statutes is amended to read:

6           121.91 **(4)** (f) 1. Except as provided in subd. 1m., for the ~~1999–2000~~ 2007–08  
7 school year or any school year thereafter, if the average of the number of pupils  
8 enrolled in the current and the 2 preceding school years is less than the average of  
9 the number of pupils enrolled in the 3 previous school years, the limit otherwise  
10 applicable under sub. (2m) (e) is increased by the additional amount that would have  
11 been calculated had ~~the~~ there been no decline in average enrollment ~~been 25% of~~  
12 ~~what it was.~~

13           **SECTION 2337.** 121.91 (4) (f) 1m. b. of the statutes is amended to read:

14           121.91 **(4)** (f) 1m. b. For the school year beginning on the first July 1 following  
15 the effective date of the school district reorganization, if the number of pupils  
16 enrolled in that school year is less than the number of pupils enrolled in the previous  
17 school year, the limit otherwise applicable under sub. (2m) (e) is increased by the  
18 additional amount that would have been calculated had ~~the~~ there been no decline in  
19 enrollment ~~been 25 percent of what it was.~~

20           **SECTION 2338.** 121.91 (4) (f) 1m. c. of the statutes is amended to read:

21           121.91 **(4)** (f) 1m. c. For the school year beginning on the 2nd July 1 following  
22 the effective date of the school district reorganization, if the average of the number  
23 of pupils enrolled in that school year and the previous school year is less than the  
24 average of the number of pupils enrolled in the 2 previous school years, the limit  
25 otherwise applicable under sub. (2m) (e) is increased by the additional amount that

1 would have been calculated had ~~the~~ there been no decline in average enrollment been  
2 ~~25 percent of what it was.~~

3 **SECTION 2339.** 121.91 (4) (L) of the statutes is created to read:

4 121.91 (4) (L) 1. In this paragraph, “local law enforcement agency” means a  
5 governmental unit of one or more persons employed full time by a city, town, village  
6 or county in the state for the purpose of preventing and detecting crime and enforcing  
7 state laws or local ordinances, employees of which unit are authorized to make  
8 arrests for crimes while acting within the scope of their authority.

9 2. The limit otherwise applicable to a school district under sub. (2m) in any  
10 school year is increased by \$25,000 for the first one to 500 pupils enrolled in the  
11 district in grades 9 to 12 and by an additional \$25,000 for each additional 500 pupils  
12 enrolled in the district in grades 9 to 12 for the purposes described in subd. 3. The  
13 increase in the limit under this subdivision for the purpose described in subd. 3. a.  
14 applies only if the school board and a local law enforcement agency jointly develop  
15 a school safety plan that covers each school in the school district that operates grades  
16 9 to 12 and the school board submits the school safety plan to the state  
17 superintendent no later than November 1 of the first school year in which the  
18 revenue limit is increased under this paragraph.

19 3. A school district may use the excess revenue allowed under subd. 2. to do any  
20 of the following:

21 a. Cover up to \$25,000 of the compensation costs associated with providing in  
22 the school district one security officer for the first one to 500 pupils enrolled in the  
23 district in grades 9 to 12, and up to \$25,000 of the compensation costs for providing  
24 in the school district one additional security officer for each additional 500 pupils  
25 enrolled in the district in grades 9 to 12. The school board shall enter into an

1 agreement with the local law enforcement agency described in subd. 2. that requires  
2 the school district and the local law enforcement agency to equally share the costs  
3 of compensating the security officers.

4 b. Purchase safety equipment specified by the state superintendent by rule as  
5 eligible for the revenue limit adjustment under subd. 2.

6 4. Any additional revenue received by a school district as a result of subd. 2.  
7 shall not be included in the base for determining the school district's limit under sub.  
8 (2m) for the following school year.

9 **SECTION 2340.** 121.91 (4) (m) of the statutes is created to read:

10 121.91 (4) (m) If a school district incurs expenses in a school year related to  
11 teacher mentoring activities required by the department by rule for persons licensed  
12 as initial educators under PI 34.17, Wis. Adm. Code, the limit otherwise applicable  
13 to the school district under sub. (2m) in that school year is increased by the amount  
14 of the mentoring activities expenses incurred by the school district for each initial  
15 educator in his or her first year of teaching, but no more than \$2,160 for each  
16 qualifying initial educator, less any amount received by the school district for that  
17 initial educator for that school year under s. 115.405 (2m). Any additional revenue  
18 received by a school district as a result of this paragraph shall not be included in the  
19 base for determining the school district's limit under sub. (2m) for the following  
20 school year.

21 **SECTION 2756m.** 121.91 (7) of the statutes is amended to read:

22 121.91 (7) Except as provided in sub. (4) (f) 2., (L) 4., and (m) and (8). if an excess  
23 revenue is approved under sub. (3) for a recurring purpose or allowed under sub. (4),  
24 the excess revenue shall be included in the base for determining the limit for the next  
25 school year for purposes of this section. If an excess revenue is approved under sub.

1 (3) for a nonrecurring purpose, the excess revenue shall not be included in the base  
2 for determining the limit for the next school year for purposes of this section.

3 **SECTION 2341.** 121.91 (8) of the statutes is created to read:

4 121.91 (8) If a school district's initial revenue limit for the current school year,  
5 as calculated under s. 121.905 or sub. (2m) (e), whichever is appropriate, before  
6 making any adjustments under sub. (3) or (4), is less than the amount determined  
7 by multiplying the amount under sub. (2m) (e) 1. by the average of the number of  
8 pupils enrolled in the 3 preceding school years, the school district's initial revenue  
9 limit for the current school year, before making any adjustments under sub. (3) or (4),  
10 is the amount determined by multiplying the amount under sub. (2m) (e) 1. by the  
11 average of the number of pupils enrolled in the 3 preceding school years. Any  
12 additional revenue received by a school district as a result of this subsection shall not  
13 be included in the base for determining the school district's limit under sub. (2m) for  
14 the following school year.

15 **SECTION 2342.** 125.07 (4) (cm) of the statutes is amended to read:

16 125.07 (4) (cm) When a court revokes or suspends a person's operating privilege  
17 under par. (bs) or (c), the department of transportation may not disclose information  
18 concerning or relating to the revocation or suspension to any person other than a  
19 court, district attorney, county corporation counsel, city, village or town attorney, law  
20 enforcement agency, driver licensing agency of another jurisdiction, or the person  
21 whose operating privilege is revoked or suspended. A person entitled to receive  
22 information under this paragraph may not disclose the information to any other  
23 person or agency.

24 **SECTION 2343.** 125.085 (3) (bp) of the statutes is amended to read:



1           125.085 (3) (bp) When a court suspends a person's operating privilege under  
2 par. (bd), the department of transportation may not disclose information concerning  
3 or relating to the suspension to any person other than a court, district attorney,  
4 county corporation counsel, city, village or town attorney, law enforcement agency,  
5 driver licensing agency of another jurisdiction, or the person whose operating  
6 privilege is suspended. A person entitled to receive information under this  
7 paragraph may not disclose the information to any other person or agency.

8           **SECTION 2344.** 134.43 (3m) of the statutes is amended to read:

9           134.43 (3m) Subsections (2) (b), (2m) and (3) do not apply to information  
10 regarding the name, address or employer of or financial information related to a  
11 subscriber or member of a subscriber's household that is requested under s. 49.22  
12 (2m) by the department of ~~workforce development~~ children and families or a county  
13 child support agency under s. 59.53 (5).

14           **SECTION 2768e.** 138.052 (5) (am) 2. b. of the statutes is amended to read:

15           138.052 (5) (am) 2. b. Within 5 days after the date on which the determination  
16 is made, the division of banking shall calculate the average, rounded to the nearest  
17 one-hundredth of a percent, of the rates determined by the division of banking and  
18 the office of credit unions and report that interest rate to the ~~revisor of statutes~~  
19 legislative reference bureau within 5 days after the date on which the determination  
20 is made.

21           **SECTION 2768r.** 138.052 (5) (am) 2. c. of the statutes is amended to read:

22           138.052 (5) (am) 2. c. The ~~revisor of statutes~~ legislative reference bureau shall  
23 publish the average rate in the next publication of the Wisconsin administrative  
24 register. The published interest rate shall take effect on the first day of the first  
25 month following its publication and shall be the interest rate used to calculate

1 interest on escrow accounts that are subject to this subdivision until the next year's  
2 interest rate is published under this subd. 2. c.

3 **SECTION 2345.** 138.09 (1m) (b) 2. b. of the statutes is amended to read:

4 138.09 (1m) (b) 2. b. The division may disclose information under subd. 1. a.  
5 to the department of ~~workforce development~~ children and families in accordance  
6 with a memorandum of understanding under s. 49.857.

7 **SECTION 2346.** 138.09 (1m) (c) 1. of the statutes is amended to read:

8 138.09 (1m) (c) 1. If an applicant who is an individual does not have a social  
9 security number, the applicant, as a condition of applying for or applying to renew  
10 a license, shall submit a statement made or subscribed under oath or affirmation to  
11 the division that the applicant does not have a social security number. The form of  
12 the statement shall be prescribed by the department of ~~workforce development~~  
13 children and families.

14 **SECTION 2347.** 138.09 (3) (am) 3. of the statutes is amended to read:

15 138.09 (3) (am) 3. The applicant fails to comply, after appropriate notice, with  
16 a subpoena or warrant issued by the department of ~~workforce development~~ children  
17 and families or a county child support agency under s. 59.53 (5) and related to  
18 paternity or child support proceedings.

19 **SECTION 2348.** 138.09 (4) (b) of the statutes is amended to read:

20 138.09 (4) (b) The division shall restrict or suspend a license under this section  
21 if, in the case of a licensee who is an individual, the licensee fails to comply, after  
22 appropriate notice, with a subpoena or warrant issued by the department of  
23 ~~workforce development~~ children and families or a county child support agency under  
24 s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in  
25 making court-ordered payments of child or family support, maintenance, birth

1 expenses, medical expenses or other expenses related to the support of a child or  
2 former spouse, as provided in a memorandum of understanding entered into under  
3 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
4 is entitled to a notice and hearing only as provided in a memorandum of  
5 understanding entered into under s. 49.857 and is not entitled to a hearing under  
6 par. (a).

7 **SECTION 2349.** 138.12 (3) (d) 2. b. of the statutes is amended to read:

8 138.12 (3) (d) 2. b. The division may disclose information under subd. 1. a. to  
9 the department of ~~workforce development~~ children and families in accordance with  
10 a memorandum of understanding under s. 49.857.

11 **SECTION 2350.** 138.12 (3) (e) 1. of the statutes is amended to read:

12 138.12 (3) (e) 1. If an applicant who is an individual does not have a social  
13 security number, the applicant, as a condition of applying for or applying to renew  
14 a license under this section, shall submit a statement made or subscribed under oath  
15 or affirmation to the division that the applicant does not have a social security  
16 number. The form of the statement shall be prescribed by the department of  
17 ~~workforce development~~ children and families.

18 **SECTION 2351.** 138.12 (4) (b) 6. of the statutes is amended to read:

19 138.12 (4) (b) 6. If an individual, has not failed to comply, after appropriate  
20 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
21 ~~development~~ children and families or a county child support agency under s. 59.53  
22 (5) and related to paternity or child support proceedings and is not delinquent in  
23 making court-ordered payments of child or family support, maintenance, birth  
24 expenses, medical expenses or other expenses related to the support of a child or

1 former spouse, as provided in a memorandum of understanding entered into under  
2 s. 49.857.

3 **SECTION 2352.** 138.12 (5) (am) 1. c. of the statutes is amended to read:

4 138.12 (5) (am) 1. c. In the case of a licensee who is an individual, the applicant  
5 fails to comply, after appropriate notice, with a subpoena or warrant that is issued  
6 by the department of ~~workforce development~~ children and families or a county child  
7 support agency under s. 59.53 (5) and that is related to paternity or child support  
8 proceedings or the applicant is delinquent in making court-ordered payments of  
9 child or family support, maintenance, birth expenses, medical expenses or other  
10 expenses related to the support of a child or former spouse, as provided in a  
11 memorandum of understanding entered into under s. 49.857. An applicant whose  
12 renewal application is denied under this subd. 1. c. is entitled to a notice and hearing  
13 under s. 49.857 but is not entitled to a hearing under par. (b).

14 **SECTION 2353.** 138.12 (5) (am) 2. of the statutes is amended to read:

15 138.12 (5) (am) 2. The division shall restrict or suspend the license of any  
16 insurance premium finance company if the division finds that, in the case of a  
17 licensee who is an individual, the licensee fails to comply, after appropriate notice,  
18 with a subpoena or warrant that is issued by the department of ~~workforce~~  
19 ~~development~~ children and families or a county child support agency under s. 59.53  
20 (5) and that is related to paternity or child support proceedings or the licensee is  
21 delinquent in making court-ordered payments of child or family support,  
22 maintenance, birth expenses, medical expenses or other expenses related to the  
23 support of a child or former spouse, as provided in a memorandum of understanding  
24 entered into under s. 49.857. A licensee whose license is restricted or suspended

1 under this subdivision is entitled to a notice and hearing under s. 49.857 but is not  
2 entitled to a hearing under par. (b).

3 **SECTION 2354.** 139.31 (1) (a) of the statutes is amended to read:

4 139.31 (1) (a) On cigarettes weighing not more than 3 pounds per thousand,  
5 ~~38.5~~ 101 mills on each cigarette.

6 **SECTION 2355.** 139.31 (1) (b) of the statutes is amended to read:

7 139.31 (1) (b) On cigarettes weighing more than 3 pounds per thousand, ~~77~~ 202  
8 mills on each cigarette.

9 **SECTION 2356.** 139.315 (1) of the statutes is amended to read:

10 139.315 (1) INVENTORY TAX IMPOSED. On the effective date of any increase in the  
11 sum of the rates under s. 139.31 (1) (a) and (c) or in the sum of the rates under s.  
12 139.31 (1) (b) and (d), an inventory tax is imposed upon cigarettes held in inventory  
13 for sale or resale on which the cigarette tax has been paid at the prior rate and upon  
14 unaffixed stamps in the possession of distributors. Any person who is in possession  
15 of any such cigarettes or unaffixed stamps shall pay the tax imposed under this  
16 section. Any person liable for this tax shall determine the number of cigarettes and  
17 unaffixed stamps in the person's possession on the effective date of the increase, and  
18 by the ~~15th~~ 30th day after the effective date of the increase the person shall file a  
19 return and shall by that date pay the tax due.

20 **SECTION 2357.** 139.32 (5) of the statutes is amended to read:

21 139.32 (5) Manufacturers, bonded direct marketers, and distributors who are  
22 authorized by the department to purchase tax stamps shall receive a discount of ~~1.6%~~  
23 0.7 percent of the tax paid on stamp purchases.

24 **SECTION 2358.** 139.455 of the statutes is created to read:

1           **139.455 Revenue distribution.** From the taxes collected under this  
2 subchapter, in fiscal year 2007–08, the department shall deposit no more than  
3 \$324,000,000 into the general fund and the remainder into the health care quality  
4 fund. From the taxes collected under this subchapter, in fiscal year 2008–09, and in  
5 each subsequent fiscal year thereafter, the department shall deposit no more than  
6 \$325,000,000 into the general fund and the remainder into the health care quality  
7 fund.

8           **SECTION 2359.** 139.76 (1) of the statutes is amended to read:

9           **139.76 (1)** An excise tax is imposed upon the sale, offering or exposing for sale,  
10 possession with intent to sell or removal for consumption or sale or other disposition  
11 for any purpose of tobacco products by any person engaged as a distributor of them  
12 at the rate of ~~25%~~ 65.6 percent of the manufacturer's established list price to  
13 distributors without diminution by volume or other discounts on domestic products.  
14 On products imported from another country the rate of tax is ~~25%~~ 65.6 percent of the  
15 amount obtained by adding the manufacturer's list price to the federal tax, duties  
16 and transportation costs to the United States. The tax attaches at the time the  
17 tobacco products are received by the distributor in this state. The tax shall be passed  
18 on to the ultimate consumer of the tobacco products. All tobacco products received  
19 in this state for sale or distribution within this state, except tobacco products actually  
20 sold as provided in sub. (2), shall be subject to such tax.

21           **SECTION 2360.** 139.78 (1) of the statutes is amended to read:

22           **139.78 (1)** A tax is imposed upon the use or storage by consumers of tobacco  
23 products in this state at the rate of ~~25%~~ 65.6 percent of the cost of the tobacco  
24 products. The tax does not apply if the tax imposed by s. 139.76 (1) on the tobacco

1 products has been paid or if the tobacco products are exempt from the tobacco  
2 products tax under s. 139.76 (2).

3 **SECTION 2361.** 139.865 of the statutes is created to read:

4 **139.865 Revenue distribution.** From the taxes collected under this  
5 subchapter, in fiscal year 2007–08, the department shall deposit no more than  
6 \$18,400,000 into the general fund and the remainder into the health care quality  
7 fund. From the taxes collected under this subchapter, in fiscal year 2008–09, and in  
8 each subsequent fiscal year thereafter, the department shall deposit no more than  
9 \$19,300,000 into the general fund and the remainder into the health care quality  
10 fund.

11 **SECTION 2362.** 146.19 (title) of the statutes is amended to read:

12 **146.19 (title) Cooperative American Indian health projects.**

13 **SECTION 2363.** 146.19 (1) (c) of the statutes is amended to read:

14 146.19 (1) (c) “Tribal agency” means an agency of the governing body of created  
15 by a tribe.

16 **SECTION 2364.** 146.19 (1) (d) of the statutes is amended to read:

17 146.19 (1) (d) “Tribe” means ~~the governing body of~~ a federally recognized  
18 American Indian tribe or band located in this state.

19 **SECTION 2365.** 146.19 (2) (intro.) of the statutes is amended to read:

20 146.19 (2) ~~COOPERATIVE AMERICAN INDIAN HEALTH PROJECT GRANTS.~~ (intro.) From  
21 the appropriation under s. 20.435 (5) (ke), the department shall award grants for  
22 cooperative American Indian health projects in order to ~~promote cooperation among~~  
23 ~~tribes, tribal agencies, inter-tribal organizations and other agencies and~~  
24 ~~organizations in addressing~~ address specific problem areas in the field of American  
25 Indian health. A tribe, tribal agency, or inter-tribal organization may apply, in the

1 manner specified by the department, for a grant of up to \$10,000 to conduct –a  
2 cooperative an American Indian health project, ~~which meets all of the following~~  
3 ~~requirements~~ that is designed to do any of the following:

4 **SECTION 2366.** 146.19 (2) (a) of the statutes is repealed.

5 **SECTION 2367.** 146.19 (2) (b) (intro.) of the statutes is repealed.

6 **SECTION 2368.** 146.19 (2) (b) 1. of the statutes is renumbered 146.19 (2) (am).

7 **SECTION 2369.** 146.19 (2) (b) 2. of the statutes is renumbered 146.19 (2) (bm)

8 and amended to read:

9 146.19 (2) (bm) Fund start-up costs of ~~cooperative~~ programs to deliver health  
10 care services to American Indians.

11 **SECTION 2370.** 146.19 (2) (b) 3. of the statutes is renumbered 146.19 (2) (c).

12 **SECTION 2371.** 146.19 (2) (d) of the statutes is created to read:

13 146.19 (2) (d) Provide innovative community-based health care services to  
14 American Indians.

15 **SECTION 2372.** 146.19 (4) of the statutes is repealed.

16 **SECTION 2373.** 146.40 (4d) (am) of the statutes is amended to read:

17 146.40 (4d) (am) If an individual who applies for a certification or approval  
18 under par. (a) does not have a social security number, the individual, as a condition  
19 of obtaining certification or approval, shall submit a statement made or subscribed  
20 under oath or affirmation to the department that the applicant does not have a social  
21 security number. The form of the statement shall be prescribed by the department  
22 of ~~workforce development~~ children and families. A certification or approval issued  
23 in reliance upon a false statement submitted under this paragraph is invalid.

24 **SECTION 2374.** 146.51 (1m) of the statutes is amended to read:



1           146.51 **(1m)** If an individual who applies for or to renew a license, training  
2 permit or certification under sub. (1) does not have a social security number, the  
3 individual, as a condition of obtaining the license, training permit or certification,  
4 shall submit a statement made or subscribed under oath or affirmation to the  
5 department that the applicant does not have a social security number. The form of  
6 the statement shall be prescribed by the department of ~~workforce development~~  
7 children and families. A license, training permit or certification issued or renewed  
8 in reliance upon a false statement submitted under this subsection is invalid.

9           **SECTION 2375.** 146.51 (2) of the statutes is amended to read:

10           146.51 **(2)** The department of health and family services may not disclose any  
11 information received under sub. (1) to any person except to the department of  
12 ~~workforce development~~ children and families for the purpose of making  
13 certifications required under s. 49.857.

14           **SECTION 2376.** 146.51 (3) of the statutes is amended to read:

15           146.51 **(3)** The department of health and family services shall deny an  
16 application for the issuance or renewal of a license, training permit or certification  
17 specified in sub. (1), shall suspend a license, training permit or certification specified  
18 in sub. (1) or may, under a memorandum of understanding under s. 49.857 (2),  
19 restrict a license, training permit or certification specified in sub. (1) if the  
20 department of ~~workforce development~~ children and families certifies under s. 49.857  
21 that the applicant for or holder of the license, training permit or certification is  
22 delinquent in the payment of court-ordered payments of child or family support,  
23 maintenance, birth expenses, medical expenses or other expenses related to the  
24 support of a child or former spouse or fails to comply, after appropriate notice, with  
25 a subpoena or warrant issued by the department of ~~workforce development~~ children

1 and families or a county child support agency under s. 59.53 (5) and related to  
2 paternity or child support proceedings.

3 **SECTION 2377.** 146.52 (1m) of the statutes is amended to read:

4 146.52 **(1m)** If an individual who applies for or to renew a license, training  
5 permit or certificate under sub. (1) does not have a social security number, the  
6 individual, as a condition of obtaining the license, training permit or certificate, shall  
7 submit a statement made or subscribed under oath or affirmation to the department  
8 that the applicant does not have a social security number. The form of the statement  
9 shall be prescribed by the department of ~~workforce development~~ children and  
10 families. A license, training permit or certificate issued or renewed in reliance upon  
11 a false statement submitted under this subsection is invalid.

12 **SECTION 2378.** 146.55 (4) (a) of the statutes is amended to read:

13 146.55 **(4)** (a) From the appropriation under s. 20.435 (5) ~~(ch)~~ (rb), the  
14 department shall annually distribute funds for ambulance service vehicles or vehicle  
15 equipment, emergency medical services supplies or equipment or emergency  
16 medical training for personnel to an ambulance service provider that is a public  
17 agency, a volunteer fire department or a nonprofit corporation, under a funding  
18 formula consisting of an identical base amount for each ambulance service provider  
19 plus a supplemental amount based on the population of the ambulance service  
20 provider's primary service or contract area, as established under s. 146.50 (5).

21 **SECTION 2379.** 146.55 (5) (a) of the statutes is amended to read:

22 146.55 **(5)** (a) From the appropriation under s. 20.435 (5) ~~(ch)~~ (rb), the  
23 department shall annually distribute funds to ambulance service providers that are  
24 public agencies, volunteer fire departments, or nonprofit corporations to purchase  
25 the training required for licensure and renewal of licensure as an emergency medical

1 technician – basic under s. 146.50 (6), and to pay for administration of the  
2 examination required for licensure or renewal of licensure as an emergency medical  
3 technician – basic under s. 146.50 (6) (a) 3. and (b) 1.

4 **SECTION 2380.** 146.58 (8) of the statutes is amended to read:

5 146.58 **(8)** Review the annual budget prepared by the department for the  
6 expenditures under s. 20.435 (5) ~~(ch)~~ (rb).

7 **SECTION 2870m.** 146.68 of the statutes is created to read:

8 **146.68 Grant for colposcopies and other services.** From the  
9 appropriation under s. 20.435 (4) (xf), the department shall provide \$100,000 in fiscal  
10 year 2007–08 and \$75,000 in each subsequent fiscal year to an entity that satisfies  
11 the following criteria to provide colposcopic examinations and to provide services to  
12 medical assistance recipients or persons who are eligible for medical assistance:

13 **(1)** The entity is located in the western or northern public health region of the  
14 state, as determined by the department.

15 **(2)** The entity provides Papanicolaou tests, and at least 50 percent of the  
16 persons for whom the entity provides Papanicolaou tests are recipients of medical  
17 assistance or are eligible for medical assistance.

18 **SECTION 2381.** 146.91 (2) (c) of the statutes is repealed.

19 **SECTION 2382.** 146.91 (5) of the statutes is repealed.

20 **SECTION 2383.** 146.99 of the statutes is repealed.

21 **SECTION 2875e.** 146.997 (1) (c) of the statutes is amended to read:

22 146.997 **(1)** (c) “Health care facility” means a facility, as defined in s. 647.01 (4),  
23 or any hospital, nursing home, community–based residential facility, county home,  
24 county infirmary, county hospital, county mental health complex or other place  
25 licensed or approved by the department of health and family services under s. 49.70,

1 49.71, 49.72, 50.03, 50.35, 51.08 or 51.09 or a facility under s. 45.50, 51.05, 51.06,  
2 233.40, 233.41, ~~233.42~~ or 252.10.

3 **SECTION 2384.** 149.11 (2) (a) 1. of the statutes is amended to read:

4 149.11 (2) (a) 1. Insurer assessments under s. 149.13, ~~paid to the authority~~  
5 ~~under s. 20.145 (5) (g).~~

6 **SECTION 2385.** 149.11 (2) (a) 3. of the statutes is repealed and recreated to read:

7 149.11 (2) (a) 3. Moneys received from the federal government in high risk pool  
8 grants.

9 **SECTION 2386.** 149.11 (2) (b) of the statutes is amended to read:

10 149.11 (2) (b) The authority controls the assets of the fund ~~and shall select~~  
11 ~~regulated financial institutions in this state that receive deposits in which to~~  
12 ~~establish and maintain accounts for assets needed on a current basis. If practicable,~~  
13 ~~the accounts shall earn interest.~~

14 **SECTION 2387.** 149.12 (2) (f) 2. g. of the statutes is created to read:

15 149.12 (2) (f) 2. g. Benefits under the demonstration project for childless adults  
16 under s. 49.45 (23).

17 **SECTION 2388.** 149.12 (2) (g) 3. of the statutes is amended to read:

18 149.12 (2) (g) 3. Services provided under ~~a waiver requested under 2001~~  
19 ~~Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c) the~~  
20 ~~disabled children's long-term support program, as defined in s. 46.011 (1g).~~

21 **SECTION 2389.** 149.12 (3) (a) of the statutes is amended to read:

22 149.12 (3) (a) Except as provided in pars. (b) ~~and (bm)~~ to (c), no person is eligible  
23 for coverage under the plan for whom a premium, deductible, or coinsurance amount  
24 is paid or reimbursed by a federal, state, county, or municipal government or agency  
25 as of the first day of any term for which a premium amount is paid or reimbursed and

1 as of the day after the last day of any term during which a deductible or coinsurance  
2 amount is paid or reimbursed.

3 **SECTION 2390.** 149.12 (3) (c) of the statutes is created to read:

4 149.12 (3) (c) Persons for whom premium costs for health insurance coverage  
5 and copayments for certain prescription drugs are paid under the pilot program  
6 under s. 49.686 (6) are not ineligible for coverage under the plan by reason of such  
7 payments.

8 **SECTION 2391.** 149.13 (3) (a) of the statutes is amended to read:

9 149.13 (3) (a) Each insurer's proportion of participation under sub. (2) shall be  
10 determined annually by the commissioner based on annual statements and other  
11 reports filed by the insurer with the commissioner. The commissioner shall assess  
12 an insurer for the insurer's proportion of participation based on the total  
13 assessments estimated by the authority. An insurer shall pay the amount of the  
14 assessment directly to the authority.

15 **SECTION 2392.** 149.143 (1) (intro.) of the statutes is amended to read:

16 149.143 (1) COSTS EXCLUDING SUBSIDIES. (intro.) The authority shall pay plan  
17 costs, excluding any premium, deductible, and copayment subsidies, first from any  
18 federal funds, if any, that are transferred to the fund under s. 20.145 (5) (m) and  
19 under s. 149.11 (2) (a) 3. that exceed premium, deductible, and copayment subsidy  
20 costs in a policy year. The remainder of the plan costs, excluding premium,  
21 deductible, and copayment subsidy costs, shall be paid as follows:

22 **SECTION 2393.** 149.143 (2) (intro.) of the statutes is amended to read:

23 149.143 (2) SUBSIDY COSTS. (intro.) The authority shall pay for premium,  
24 deductible, and copayment subsidies in a policy year first from any federal funds, ~~if~~

1 any, that are transferred to the fund under s. 20.145 (5) (m) under s. 149.11 (2) (a)  
2 3. received in that year. The remainder of the subsidy costs shall be paid as follows:

3 **SECTION 2895h.** Subchapter IV of chapter 149 [precedes 149.60] of the statutes  
4 is repealed.

5 **SECTION 2898g.** 150.84 (2) of the statutes is amended to read:

6 150.84 (2) “Health care facility” means a facility, as defined in s. 647.01 (4), or  
7 any hospital, nursing home, community-based residential facility, county home,  
8 county infirmary, county hospital, county mental health center or other place  
9 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,  
10 50.35, 51.08 or 51.09 or a facility under s. 45.50, 51.05, 51.06, 233.40, 233.41, ~~233.42~~  
11 or 252.10.

12 **SECTION 2898h.** 153.05 (2r) (intro.) of the statutes, as affected by 2005  
13 Wisconsin Act 228, is amended to read:

14 153.05 (2r) (intro.) Notwithstanding s. 16.75 (1), (2), and (3m), from the  
15 appropriation account under s. 20.515 (1) (ut) the department of employee trust  
16 funds may expend up to \$150,000, and from the appropriation accounts under s.  
17 20.435 (1) (hg) and (hi) the department of health and family services, in its capacity  
18 as a public health authority, may expend moneys, to contract with a data  
19 organization to perform services under this chapter that are specified for the data  
20 organization under sub. (1) (c) or, if s. 153.455 (4) applies, for the department of  
21 health and family services to perform or contract for the performance of these  
22 services. As condition of the contract under this subsection, all of the following apply:

23 **SECTION 2898p.** 153.05 (2r) (intro.) of the statutes, as affected by 2007  
24 Wisconsin Act .... (this act), is amended to read:

1           153.05 **(2r)** (intro.) Notwithstanding s. 16.75 (1), (2), and (3m), ~~from the~~  
2 ~~appropriation account under s. 20.515 (1) (ut) the department of employee trust~~  
3 ~~funds may expend up to \$150,000, and from the appropriation accounts under s.~~  
4 20.435 (1) (hg) and (hi) the department of health and family services, in its capacity  
5 as a public health authority, may expend moneys, to contract with a data  
6 organization to perform services under this chapter that are specified for the data  
7 organization under sub. (1) (c) or, if s. 153.455 (4) applies, for the department of  
8 health and family services to perform or contract for the performance of these  
9 services. As condition of the contract under this subsection, all of the following apply:

10           **SECTION 2898r.** 155.01 (6) of the statutes is amended to read:

11           155.01 **(6)** “Health care facility” means a facility, as defined in s. 647.01 (4), or  
12 any hospital, nursing home, community–based residential facility, county home,  
13 county infirmary, county hospital, county mental health center or other place  
14 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,  
15 50.35, 51.08 or 51.09 or a facility under s. 45.50, 51.05, 51.06, 233.40, 233.41, 233.42  
16 or 252.10.

17           **SECTION 2394.** 165.08 of the statutes is amended to read:

18           **165.08 Power to compromise.** Any civil action prosecuted by the  
19 department by direction of any officer, department, board or commission, shall be  
20 compromised or discontinued when so directed by such officer, department, board or  
21 commission. Any Except as provided in s. 20.931 (7) (b), any civil action prosecuted  
22 by the department on the initiative of the attorney general, or at the request of any  
23 individual may be compromised or discontinued with the approval of the governor.  
24 In any criminal action prosecuted by the attorney general, the department shall have  
25 the same powers with reference to such action as are vested in district attorneys.

1           **SECTION 2395.** 165.25 (11) of the statutes is created to read:

2           165.25 **(11)** FALSE CLAIMS. Diligently investigate possible violations of s. 20.931,  
3 and, if the department determines that a person has committed an act that is  
4 punishable under s. 20.931, may bring a civil action against that person.

5           **SECTION 2396.** 165.72 (3) of the statutes is amended to read:

6           165.72 **(3)** REWARD PAYMENT PROGRAM. The department shall administer a  
7 reward payment program. Under the program, the department may offer and pay  
8 rewards from the appropriation under s. 20.455 (2) ~~(e)~~ (m) for information under sub.  
9 (2) (a) leading to the arrest and conviction of a person for a violation of ch. 961.

10          **SECTION 2397.** 165.85 (3) (cm) of the statutes is amended to read:

11          165.85 **(3)** (cm) Decertify law enforcement, tribal law enforcement, jail or  
12 secure detention officers who terminate employment or are terminated, who violate  
13 or fail to comply with a rule or order of the board relating to curriculum or training,  
14 who fail to pay court-ordered payments of child or family support, maintenance,  
15 birth expenses, medical expenses or other expenses related to the support of a child  
16 or former spouse or who fail to comply, after appropriate notice, with a subpoena or  
17 warrant issued by the department of ~~workforce development~~ children and families  
18 or a county child support agency under s. 59.53 (5) and related to paternity or child  
19 support proceedings. The board shall establish procedures for decertification in  
20 compliance with ch. 227, except that decertification for failure to pay court-ordered  
21 payments of child or family support, maintenance, birth expenses, medical expenses  
22 or other expenses related to the support of a child or former spouse or for failure to  
23 comply, after appropriate notice, with a subpoena or warrant issued by the  
24 department of ~~workforce development~~ children and families or a county child



1 support agency under s. 59.53 (5) and related to paternity or child support  
2 proceedings shall be done as provided under sub. (3m) (a).

3 **SECTION 2398.** 165.85 (3m) (a) of the statutes is amended to read:

4 165.85 (3m) (a) As provided in a memorandum of understanding entered into  
5 with the department of ~~workforce development~~ children and families under s.  
6 49.857, refuse certification to an individual who applies for certification under this  
7 section, refuse recertification to an individual certified under this section or decertify  
8 an individual certified under this section if the individual fails to pay court-ordered  
9 payments of child or family support, maintenance, birth expenses, medical expenses  
10 or other expenses related to the support of a child or former spouse or if the individual  
11 fails to comply, after appropriate notice, with a subpoena or warrant issued by the  
12 department of ~~workforce development~~ children and families or a county child  
13 support agency under s. 59.53 (5) and related to paternity or child support  
14 proceedings.

15 **SECTION 2399.** 165.85 (3m) (b) 1. of the statutes is amended to read:

16 165.85 (3m) (b) 1. Request that an individual provide the board with his or her  
17 social security number when he or she applies for certification or recertification  
18 under this section. Except as provided in subd. 2., if an individual who is requested  
19 by the board to provide his or her social security number under this paragraph does  
20 not comply with the board's request, the board shall deny the individual's application  
21 for certification or recertification. The board may disclose a social security number  
22 provided by an individual under this paragraph only to the department of ~~workforce~~  
23 ~~development~~ children and families as provided in a memorandum of understanding  
24 entered into with the department of ~~workforce development~~ children and families  
25 under s. 49.857.

1           **SECTION 2400.** 165.85 (3m) (b) 2. of the statutes is amended to read:

2           165.85 **(3m)** (b) 2. As a condition of applying for certification or recertification,  
3 an individual who does not have a social security number shall submit a statement  
4 made or subscribed under oath or affirmation to the board that he or she does not  
5 have a social security number. The form of the statement shall be prescribed by the  
6 department of ~~workforce development~~ children and families. A certification or  
7 recertification issued in reliance on a false statement submitted under this  
8 subdivision is invalid.

9           **SECTION 2909h.** 165.91 (2) of the statutes is renumbered 165.91 (2) (a) and  
10 amended to read:

11           165.91 **(2)** (a) From the appropriation under s. 20.455 (2) (kw), the department  
12 shall provide grants to tribes to fund tribal law enforcement operations. To be  
13 eligible for a grant under this ~~section~~ subsection, a tribe must submit an application  
14 for a grant to the department that includes a proposed plan for expenditure of the  
15 grant moneys. The department shall review any application and plan submitted to  
16 determine whether that application and plan meet the criteria established under  
17 ~~sub. (3) par. (b)~~. The department shall review the use of grant money provided under  
18 this ~~section~~ subsection to ensure that the money is used according to the approved  
19 plan.

20           **SECTION 2909j.** 165.91 (3) of the statutes is renumbered 165.91 (2) (b) and  
21 amended to read:

22           165.91 **(2)** (b) The department shall develop criteria and procedures for use in  
23 administering this ~~section~~ subsection. The department may not consider the grant  
24 under sub. (4) when determining grant awards under this subsection.

1 Notwithstanding s. 227.10 (1), the criteria and procedures need not be promulgated  
2 as rules under ch. 227.

3 **SECTION 2909L.** 165.91 (4) of the statutes is created to read:

4 165.91 (4) From the appropriation under s. 20.455 (2) (kw) the department  
5 shall annually award the Lac Courte Oreilles band of Lake Superior Chippewa  
6 Indians \$80,000 for tribal law enforcement services.

7 **SECTION 2401.** 166.03 (2) (a) 5. of the statutes is amended to read:

8 166.03 (2) (a) 5. Provide assistance to the Wisconsin wing of the civil air patrol  
9 from the appropriation under s. 20.465 (3) (~~f~~) (y) for the purpose of enabling the patrol  
10 to perform its assigned missions and duties as prescribed by U.S. air force  
11 regulations. Expenses eligible for assistance are aircraft acquisition and  
12 maintenance, communications equipment acquisition and maintenance and office  
13 staffing and operational expenses. The civil air patrol shall submit vouchers for  
14 expenses eligible for assistance to the division.

15 **SECTION 2402.** 166.215 (1) of the statutes is amended to read:

16 166.215 (1) Beginning July 1, 2001, the division shall contract with no more  
17 than 9 regional emergency response teams, one of which shall be located in La Crosse  
18 County. Each regional emergency response team shall assist in the emergency  
19 response to level A releases in a region of this state designated by the division. The  
20 division shall contract with at least one regional emergency response team in each  
21 area designated under s. 166.03 (2) (b) 1. The division may only contract with a local  
22 agency, as defined in s. 166.22 (1) (c), under this subsection. A member of a regional  
23 emergency response team shall meet the highest standards for a hazardous  
24 materials responder in 29 CFR 1910.120 (q) (6) (iv) and National Fire Protection  
25 Association standards NFPA 471 and 472. Regional emergency response teams shall

1 have at least one member that is trained in each of the appropriate specialty areas  
2 under National Fire Protection Association standard NFPA 472. Payments to  
3 regional emergency response teams under this subsection shall be made from the  
4 appropriation account under s. 20.465 (3) ~~(dd)~~ (u).

5 **SECTION 2403.** 166.215 (2) of the statutes is amended to read:

6 166.215 **(2)** The division shall reimburse a regional emergency response team  
7 for costs incurred by the team in responding to an emergency involving a level A  
8 release, or a potential level A release, if the team followed the procedures in the rules  
9 promulgated under s. 166.20 (2) (bs) 1. to determine if an emergency requiring a  
10 response existed. Reimbursement under this subsection is limited to amounts  
11 collected under sub. (3) and the amounts appropriated under s. 20.465 (3) ~~(dr)~~ (x).  
12 Reimbursement is available under s. 20.465 (3) ~~(dr)~~ (x) only if the regional emergency  
13 response team has made a good faith effort to identify the person responsible under  
14 sub. (3) and that person cannot be identified, or, if that person is identified, the team  
15 has received reimbursement from that person to the extent that the person is  
16 financially able or has determined that the person does not have adequate money or  
17 other resources to reimburse the regional emergency response team.

18 **SECTION 2404.** 166.22 (3m) of the statutes is amended to read:

19 166.22 **(3m)** The division shall reimburse a local emergency response team for  
20 costs incurred by the team in responding to an emergency involving a hazardous  
21 substance release, or potential release, if the team followed the procedures in the  
22 rules promulgated under s. 166.20 (2) (bs) 2. to determine if an emergency requiring  
23 the team's response existed. Reimbursement under this subsection is limited to the  
24 amount appropriated under s. 20.465 (3) ~~(dr)~~ (x). Reimbursement is available under  
25 s. 20.465 (3) ~~(dr)~~ (x) only if the local emergency response team has made a good faith

1 effort to identify the person responsible under sub. (4) and that person cannot be  
2 identified, or, if that person is identified, the team has received reimbursement from  
3 that person to the extent that the person is financially able or has determined that  
4 the person does not have adequate money or other resources to reimburse the local  
5 emergency response team.

6 **SECTION 2913c.** 167.10 (3) (c) (intro.) of the statutes is amended to read:

7 167.10 (3) (c) (intro.) A permit under this subsection may be issued only to the  
8 following persons:

9 **SECTION 2913d.** 167.10 (3) (c) 6. of the statutes is repealed and recreated to  
10 read:

11 167.10 (3) (c) 6. Any individual or group of individuals.

12 **SECTION 2913e.** 167.10 (4) of the statutes is amended to read:

13 167.10 (4) **OUT-OF-STATE AND IN-STATE SHIPPING.** This section does not prohibit  
14 a resident wholesaler or jobber from selling fireworks to a ~~person outside of this state~~  
15 nonresident person or to a person or group granted a permit under sub. (3) (c) 1. to  
16 7. A resident wholesaler or jobber that ships ~~the~~ fireworks sold under this subsection  
17 shall package and ship the fireworks in accordance with applicable state and federal  
18 law by, as defined in s. 194.01 (1), (2) and (11), common motor carrier, contract motor  
19 carrier or private motor carrier.

20 **SECTION 2913g.** 167.31 (1) (b) of the statutes is renumbered 167.31 (1) (b)  
21 (intro.) and amended to read:

22 167.31 (1) (b) (intro.) “Encased” means any of the following:

23 1. In the case of a firearm, it is enclosed in a case that is expressly made for the  
24 purpose of containing a firearm and that is completely zipped, snapped, buckled, tied  
25 or otherwise fastened with no part of the firearm exposed.

1           **SECTION 2913j.** 167.31 (1) (b) 2. of the statutes is created to read:

2           167.31 (1) (b) 2. In the case of a bow or a crossbow, it is enclosed in a carrying  
3 case.

4           **SECTION 2913k.** 167.31 (1) (g) 4. of the statutes is created to read:

5           167.31 (1) (g) 4. In the case of a crossbow, having the crossbow uncocked  
6 without a bolt in firing position.

7           **SECTION 2913L.** 167.31 (2) (a) of the statutes is amended to read:

8           167.31 (2) (a) Except as provided in sub. (4), no person may place, possess, or  
9 transport a firearm, bow, or crossbow in or on a motorboat with the motor running,  
10 unless the firearm is unloaded ~~or unless the bow or~~ unless the crossbow is unloaded  
11 and encased, or unless the bow is unstrung or is enclosed in a carrying case encased.

12           **SECTION 2913m.** 167.31 (2) (b) of the statutes is amended to read:

13           167.31 (2) (b) Except as provided in sub. (4), no person may place, possess or  
14 transport a firearm, ~~bow or crossbow~~ in or on a vehicle, unless the firearm or  
15 crossbow is unloaded and encased ~~or unless the bow or crossbow is unstrung or is~~  
16 enclosed in a carrying case. No person may place, possess, or transport a firearm or  
17 crossbow in or on a vehicle that is moving or has a running motor unless it is also  
18 encased or beyond the arm's reach of the operator and the occupants of the vehicle.

19           **SECTION 2913n.** 167.31 (2) (bn) of the statutes is created to read:

20           167.31 (2) (bn) Except as provided in sub. (4), no person may place, possess, or  
21 transport a bow in a vehicle that is moving or has a running motor unless the bow  
22 is encased or unstrung or unless the bow is beyond the arm's reach of the operator  
23 and the occupants of the vehicle.

24           **SECTION 2913p.** 167.31 (3) (a) of the statutes is amended to read:

1           167.31 (3) (a) Except as provided in sub. (4), no person may place, possess, or  
2 transport a firearm, bow, or crossbow in or on an aircraft, unless the firearm or  
3 crossbow is unloaded and encased or unless the bow is unstrung or encased ~~or~~  
4 ~~crossbow is unstrung or is enclosed in a carrying case.~~

5           **SECTION 2913q.** 167.31 (4) (cg) 5. of the statutes is amended to read:

6           167.31 (4) (cg) 5. The vehicle bears a special registration plates plate issued  
7 under s. 341.14 (1), (1a), (1e), (1m) or (1r) or displays a sign that is at least 11 inches  
8 square on which is conspicuously written “disabled hunter”.

9           **SECTION 2913t.** 169.20 (1) (a) of the statutes is amended to read:

10           169.20 (1) (a) The department shall issue a bird dog training license to any  
11 individual who is at least 12 years of age, or the age specified by the department by  
12 rule under s. 29.592 (5), whichever age is lower, and who files a proper application  
13 and ~~who~~ pays the applicable fee.

14           **SECTION 2913u.** 169.20 (2) (a) of the statutes is amended to read:

15           169.20 (2) (a) The department shall issue a hound dog training license to any  
16 individual who is at least 12 years of age, or the age specified by the department by  
17 rule under s. 29.592 (5), whichever age is lower, and who pays the applicable fee.

18           **SECTION 2913w.** 169.33 (2) (d) of the statutes is amended to read:

19           169.33 (2) (d) An individual who applies for a bird dog training license or a  
20 hound dog training license shall be at least 12 years of age, or the age specified by  
21 the department by rule under s. 29.592 (5), whichever age is lower.

22           **SECTION 2405.** 169.34 (2) of the statutes is amended to read:

23           169.34 (2) DISCLOSURE OF SOCIAL SECURITY NUMBERS. The department of natural  
24 resources may not disclose any social security numbers received under sub. (1) to any

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

3 **SECTION 2406.** 169.34 (3) (a) of the statutes is amended to read:

4 169.34 **(3)** (a) As provided in the memorandum of understanding required  
5 under s. 49.857 (2), the department of natural resources shall deny an application  
6 to issue or renew, to suspend if already issued, or to otherwise withhold or restrict  
7 a license issued under this chapter if the applicant for or the holder of the license is  
8 delinquent in making court-ordered payments of child or family support,  
9 maintenance, birth expenses, medical expenses, or other expenses related to the  
10 support of a child or former spouse or if the applicant or holder fails to comply with  
11 a subpoena or warrant issued by the department of ~~workforce development~~ children  
12 and families or a county child support agency under s. 59.53 (5) and relating to  
13 paternity or child support proceedings.

14 **SECTION 2407.** 170.12 (3m) (a) 1m. of the statutes is amended to read:

15 170.12 **(3m)** (a) 1m. If the applicant is an individual and does not have a social  
16 security number, a statement made or subscribed under oath or affirmation that the  
17 applicant does not have a social security number. The form of the statement shall  
18 be prescribed by the department of ~~workforce development~~ children and families. A  
19 permit issued in reliance upon a false statement submitted under this subdivision  
20 is invalid.

21 **SECTION 2408.** 170.12 (3m) (b) 2. of the statutes is amended to read:

22 170.12 **(3m)** (b) 2. The board may disclose information under par. (a) 1. or 2.  
23 to the department of ~~workforce development~~ children and families in accordance  
24 with a memorandum of understanding under s. 49.857.

25 **SECTION 2409.** 170.12 (8) (b) 1. c. of the statutes is amended to read:



1           170.12 **(8)** (b) 1. c. In the case of a permit holder who is an individual, the  
2 applicant fails to provide his or her social security number, fails to comply, after  
3 appropriate notice, with a subpoena or warrant that is issued by the department of  
4 ~~workforce development~~ children and families or a county child support agency under  
5 s. 59.53 (5) and that is related to paternity or child support proceedings or the  
6 applicant is delinquent in making court–ordered payments of child or family  
7 support, maintenance, birth expenses, medical expenses or other expenses related  
8 to the support of a child or former spouse, as provided in a memorandum of  
9 understanding entered into under s. 49.857. An applicant whose renewal  
10 application is denied under this subd. 1. c. is entitled to a notice and hearing under  
11 s. 49.857 but is not entitled to any other hearing under this section.

12           **SECTION 2410.** 170.12 (8) (b) 2. of the statutes is amended to read:

13           170.12 **(8)** (b) 2. The board shall restrict or suspend a permit issued under this  
14 section if the board finds that, in the case of a permit holder who is an individual, the  
15 permit holder fails to comply, after appropriate notice, with a subpoena or warrant  
16 that is issued by the department of ~~workforce development~~ children and families or  
17 a county child support agency under s. 59.53 (5) and that is related to paternity or  
18 child support proceedings or the permit holder is delinquent in making  
19 court–ordered payments of child or family support, maintenance, birth expenses,  
20 medical expenses or other expenses related to the support of a child or former spouse,  
21 as provided in a memorandum of understanding entered into under s. 49.857. A  
22 permit holder whose permit is restricted or suspended under this subdivision is  
23 entitled to a notice and hearing under s. 49.857 but is not entitled to any other  
24 hearing under this section.

25           **SECTION 2411.** 175.40 (6m) (c) 4. of the statutes is created to read:

1           175.40 **(6m)** (c) 4. By no later than 30 days after the end of each calendar  
2 quarter, the department of administration shall submit a report to the joint  
3 committee on finance detailing all moneys expended or encumbered from the  
4 appropriation account under s. 20.505 (2) (am) during that calendar quarter for costs  
5 and judgments under subd. 1. or 2.

6           **SECTION 2412.** 177.265 (1) (intro.) of the statutes is amended to read:

7           177.265 **(1)** (intro.) At least quarterly, the department of workforce  
8 development children and families shall reimburse the administrator, based on  
9 information provided by the administrator, for all of the following:

10          **SECTION 2413.** 194.23 (1) of the statutes is amended to read:

11          194.23 **(1)** No person may operate any motor vehicle as a common motor carrier  
12 unless the person first obtains a certificate and, if required under this chapter, a  
13 permit issued by the department, or unless the person is registered by another state  
14 under a single–state or unified carrier registration system consistent with the  
15 standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the  
16 operation of the vehicle, except that no permit is required for the operation of a  
17 semitrailer. The department may issue or refuse to issue any certificate. The  
18 department may attach to the exercise of the privilege granted by a certificate any  
19 terms or conditions which are permitted under this chapter.

20          **SECTION 2414.** 194.34 (1) of the statutes is amended to read:

21          194.34 **(1)** No person may operate any motor vehicle as a contract motor carrier  
22 unless the person first obtains a license and, if required under this chapter, a permit  
23 issued by the department, or unless the person is registered by another state under  
24 a single–state or unified carrier registration system consistent with the standards  
25 under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a, for the operation

1 of the motor vehicle, except that no permit is required for the operation of a  
2 semitrailer. The department may refuse to issue any license or may attach to the  
3 exercise of the privilege granted by a license any terms or conditions which are  
4 permitted under this chapter.

5 **SECTION 2415.** 194.407 of the statutes is created to read:

6 **194.407 Unified carrier registration system. (1)** The department may  
7 participate in and do all things necessary to implement and administer a unified  
8 carrier registration system for motor carriers, including private motor carriers, in  
9 accordance with 49 USC 13908 and 14504a. The department may, consistent with  
10 federal law, establish by rule an annual fee under this section for a motor vehicle that  
11 is operated in this state and that is subject to the unified carrier registration system.

12 **(2)** The department may not administer both an insurance registration system  
13 for motor carriers under s. 194.405 and a registration system for motor carriers  
14 under this section.

15 **SECTION 2416.** 194.41 (1) of the statutes is amended to read:

16 194.41 **(1)** No permit or vehicle registration may be issued to a common motor  
17 carrier of property, contract motor carrier, or rental company, no permit or vehicle  
18 registration may remain in force to operate any motor vehicle under the authority  
19 of this chapter, and no vehicle registration may be issued or remain in force for a  
20 semitrailer unless the carrier or rental company has on file with the department and  
21 in effect an approved certificate for a policy of insurance or other written contract in  
22 such form and containing such terms and conditions as may be approved by the  
23 department issued by an insurer authorized to do a surety or automobile liability  
24 business in this state under which the insurer assumes the liability prescribed by  
25 this section with respect to the operation of such motor vehicles. The certificate or

1 other contract is subject to the approval of the department and shall provide that the  
2 insurer shall be directly liable for and shall pay all damages for injuries to or for the  
3 death of persons or for injuries to or destruction of property that may be recovered  
4 against the owner or operator of any such motor vehicles by reason of the negligent  
5 operation thereof in such amount as the department may require. Liability may be  
6 restricted so as to be inapplicable to damage claims on account of injury to or  
7 destruction of property transported, but the department may require, and with  
8 respect to a carrier transporting a building, as defined in s. 348.27 (12m) (a) 1., shall  
9 require, a certificate or other contract protecting the owner of the property  
10 transported by carriers from loss or damage in the amount and under the conditions  
11 as the department may require. No permit or vehicle registration may be issued to  
12 a common motor carrier of passengers by any motor vehicle, or other carrier of  
13 passengers by motor bus, except those registered in accordance with s. 341.26 (2) (a)  
14 and (d), and no permit or vehicle registration may remain in force to operate any  
15 motor vehicle unless it has on file with the department a like certificate or other  
16 contract in the form and containing the terms and conditions as may be approved by  
17 the department for the payment of damages for injuries to property and injuries to  
18 or for the death of persons, including passengers, in the amounts as the department  
19 may require. This subsection does not apply to a motor carrier that is registered by  
20 another state under a single-state or unified carrier registration system consistent  
21 with the standards under, respectively, 49 USC 14504 or 49 USC 13908 and 14504a.

22 **SECTION 2928m.** 196.202 (2) of the statutes is amended to read:

23 196.202 (2) SCOPE OF REGULATION. A commercial mobile radio service provider  
24 is not subject to ch. 201 or this chapter, except as provided in sub. (5), ~~and except that~~  
25 ~~a commercial mobile radio service provider is subject to s. 196.218 (3) if the~~

1 ~~commission promulgates rules that designate commercial mobile radio service~~  
2 ~~providers as eligible to receive universal service funding under both the federal and~~  
3 ~~state universal service fund programs. If the commission promulgates such rules,~~  
4 ~~a commercial mobile radio service provider shall respond, subject to the protection~~  
5 ~~of the commercial mobile radio service provider's competitive information, to all~~  
6 ~~reasonable requests for information about its operations in this state from the~~  
7 ~~commission necessary to administer the universal service fund.~~

8 **SECTION 2417.** 196.218 (3) (a) 3. a. of the statutes is amended to read:

9 196.218 (3) (a) 3. a. The amount appropriated under s. 20.155 (1) (q), ~~except~~  
10 ~~that in fiscal year 2003–04 the total amount of contributions in that fiscal year under~~  
11 ~~this subd. 3. a. may not exceed \$5,000,000 and except that beginning in fiscal year~~  
12 ~~2004–05 the total amount of contributions in a fiscal year under this subd. 3. a. may~~  
13 ~~not exceed \$6,000,000.~~

14 **SECTION 2929e.** 196.218 (3) (a) 4. of the statutes is repealed.

15 **SECTION 2929g.** 196.218 (3) (e) of the statutes is amended to read:

16 196.218 (3) (e) ~~Except as provided in par. (f) and s. 196.196 (2) (d), a~~ **A**  
17 ~~telecommunications provider or other person may not establish a surcharge on~~  
18 ~~customers' bills to collect from customers contributions required under this~~  
19 ~~subsection.~~

20 **SECTION 2929j.** 196.218 (3) (f) of the statutes is amended to read:

21 196.218 (3) (f) Notwithstanding ss. 196.196 (1) and (5) (d) 2., 196.20 (2m), (5)  
22 and (6), 196.213 and 196.215, a telecommunications utility that provides local  
23 exchange service may make adjustments to local exchange service rates for the  
24 purpose of recovering the ~~portion of its contributions to the universal service fund~~  
25 ~~that is determined by the commission under par. (a) 4.~~ required under this

1 subsection. A telecommunications utility that adjusts local exchange service rates  
2 for the purpose of recovering ~~all or any amount of that portion~~ such contributions  
3 shall identify on customer bills a single amount that is the total amount of the  
4 adjustment. The public service commission shall provide telecommunications  
5 utilities the information necessary to identify such amounts on customer bills.

6 **SECTION 2929m.** 196.218 (3) (g) of the statutes is created to read:

7 196.218 (3) (g) If the commission or a telecommunications provider makes a  
8 mistake in calculating or reporting any data in connection with the contributions  
9 required under par. (a), and the mistake results in the telecommunications  
10 provider's overpayment of such a contribution, the commission shall reimburse the  
11 telecommunications provider for the amount of the overpayment.

12 **SECTION 2418.** 196.218 (5) (a) 7. of the statutes is repealed.

13 **SECTION 2419.** 196.218 (5) (d) 2. of the statutes is amended to read:

14 196.218 (5) (d) 2. The commission shall annually provide information booklets  
15 to all Wisconsin ~~works~~ Works agencies that describe the current assistance from the  
16 universal service fund that is available to low-income individuals who are served by  
17 the Wisconsin ~~works~~ Works agencies, including a description of how such individuals  
18 may obtain such assistance. The department of ~~workforce development~~ children and  
19 families shall assist the commission in identifying the Wisconsin ~~works~~ Works  
20 agencies to which the commission is required to submit the information required  
21 under this subdivision.

22 **SECTION 2420.** 196.374 (3) (b) 2. (intro.) of the statutes, as affected by 2005  
23 Wisconsin Act 141, is amended to read:

24 196.374 (3) (b) 2. (intro.) The commission shall require each energy utility to  
25 spend 1.2 percent of its annual operating revenues to fund the utility's programs

1 under sub. (2) (b) 1., the utility's ordered programs, and the utility's share of the  
2 statewide energy efficiency and renewable resource programs under sub. (2) (a) 1.,  
3 and the utility's share, as determined by the commission under sub. (3) (b) 4., of the  
4 costs incurred by the commission in administering this section. Subject to approval  
5 under subd. 3., the commission may require each energy utility to spend a larger  
6 percentage of its annual operating revenues to fund these programs and costs. The  
7 commission may make such a requirement based on the commission's consideration  
8 of all of the following:

9 **SECTION 2421.** 196.374 (3) (b) 4. of the statutes is created to read:

10 196.374 (3) (b) 4. In each fiscal year, the commission shall collect from the  
11 persons with whom energy utilities contract under sub. (2) (a) 1. an amount equal  
12 to the costs incurred by the commission in administering this section.

13 **SECTION 2933g.** 196.378 (1) (h) 1m. of the statutes is renumbered 196.378 (1)  
14 (h) 1. h. and amended to read:

15 196.378 (1) (h) 1. h. ~~A resource with a capacity of less than 60 megawatts that~~  
16 ~~derives electricity from hydroelectric~~ Hydroelectric power.

17 **SECTION 2933r.** 196.378 (4) of the statutes is amended to read:

18 196.378 (4) RULES. The commission may promulgate rules that designate a  
19 resource, except for a conventional resource, as a renewable resource in addition to  
20 the resources specified in sub. (1) (h) 1. ~~and 1m.~~

21 **SECTION 2422.** 217.05 (1m) (b) 2. of the statutes is amended to read:

22 217.05 (1m) (b) 2. The division may disclose information under par. (a) 1. to the  
23 department of ~~workforce development~~ children and families in accordance with a  
24 memorandum of understanding under s. 49.857.

25 **SECTION 2423.** 217.05 (1m) (c) 1. of the statutes is amended to read:

1           217.05 **(1m)** (c) 1. If an applicant who is an individual does not have a social  
2 security number, the applicant, as a condition of applying for or applying to renew  
3 a license, shall submit a statement made or subscribed under oath or affirmation to  
4 the division that the applicant does not have a social security number. The form of  
5 the statement shall be prescribed by the department of ~~workforce development~~  
6 children and families.

7           **SECTION 2424.** 217.06 (6) of the statutes is amended to read:

8           217.06 **(6)** If the applicant is an individual, the applicant has not failed to  
9 comply, after appropriate notice, with a subpoena or warrant issued by the  
10 department of ~~workforce development~~ children and families or a county child  
11 support agency under s. 59.53 (5) and related to paternity or child support  
12 proceedings and is not delinquent in making court-ordered payments of child or  
13 family support, maintenance, birth expenses, medical expenses or other expenses  
14 related to the support of a child or former spouse, as provided in a memorandum of  
15 understanding entered into under s. 49.857.

16           **SECTION 2425.** 217.09 (1m) of the statutes is amended to read:

17           217.09 **(1m)** The division shall restrict or suspend any license issued under this  
18 chapter to an individual, if the individual fails to comply, after appropriate notice,  
19 with a subpoena or warrant issued by the department of ~~workforce development~~  
20 children and families or a county child support agency under s. 59.53 (5) and related  
21 to paternity or child support proceedings or is delinquent in making court-ordered  
22 payments of child or family support, maintenance, birth expenses, medical expenses  
23 or other expenses related to the support of a child or former spouse, as provided in  
24 a memorandum of understanding entered into under s. 49.857. A licensee whose  
25 license is restricted or suspended under this subsection is entitled to a notice and



1 hearing only as provided in a memorandum of understanding entered into under s.  
2 49.857 and is not entitled to any other notice or hearing under this chapter.

3 **SECTION 2426.** 218.0114 (20) (c) of the statutes is amended to read:

4 218.0114 **(20)** (c) An applicant or licensee furnishing information under par. (a)  
5 may designate the information as a trade secret, as defined in s. 134.90 (1) (c), or as  
6 confidential business information. The licensor shall notify the applicant or licensee  
7 providing the information 15 days before any information designated as a trade  
8 secret or as confidential business information is disclosed to the legislature, a state  
9 agency, as defined in s. 13.62 (2), a local governmental unit, as defined in s. 605.01  
10 (1), or any other person. The applicant or licensee furnishing the information may  
11 seek a court order limiting or prohibiting the disclosure, in which case the court shall  
12 weigh the need for confidentiality of the information against the public interest in  
13 the disclosure. A designation under this paragraph does not prohibit the disclosure  
14 of a person's name or address, of the name or address of a person's employer or of  
15 financial information that relates to a person when requested under s. 49.22 (2m) by  
16 the department of ~~workforce development~~ children and families or a county child  
17 support agency under s. 59.53 (5).

18 **SECTION 2427.** 218.0114 (21e) (a) of the statutes is amended to read:

19 218.0114 **(21e)** (a) In addition to any other information required under this  
20 section and except as provided in par. (c), an application by an individual for the  
21 issuance or renewal of a license described in sub. (14) shall include the individual's  
22 social security number and an application by a person who is not an individual for  
23 the issuance or renewal of a license described in sub. (14) (a), (b), (c) or (e) shall  
24 include the person's federal employer identification number. The licensor may not  
25 disclose any information received under this paragraph to any person except the

1 department of ~~workforce development~~ children and families for purposes of  
2 administering s. 49.22 or the department of revenue for the sole purpose of  
3 requesting certifications under s. 73.0301.

4 **SECTION 2428.** 218.0114 (21e) (c) of the statutes is amended to read:

5 218.0114 **(21e)** (c) If an applicant for the issuance or renewal of a license  
6 described in sub. (14) is an individual who does not have a social security number,  
7 the applicant, as a condition of applying for or applying to renew the license, shall  
8 submit a statement made or subscribed under oath or affirmation to the licensor that  
9 the applicant does not have a social security number. The form of the statement shall  
10 be prescribed by the department of ~~workforce development~~ children and families.  
11 Any license issued or renewed in reliance upon a false statement submitted by an  
12 applicant under this paragraph is invalid.

13 **SECTION 2429.** 218.0114 (21g) (b) 2. of the statutes is amended to read:

14 218.0114 **(21g)** (b) 2. The licensor may disclose information under par. (a) 1. to  
15 the department of ~~workforce development~~ children and families in accordance with  
16 a memorandum of understanding under s. 49.857.

17 **SECTION 2430.** 218.0114 (21g) (c) of the statutes is amended to read:

18 218.0114 **(21g)** (c) If an applicant for the issuance or renewal of a license  
19 described in sub. (16) is an individual who does not have a social security number,  
20 the applicant, as a condition of applying for or applying to renew the license, shall  
21 submit a statement made or subscribed under oath or affirmation to the licensor that  
22 the applicant does not have a social security number. The form of the statement shall  
23 be prescribed by the department of ~~workforce development~~ children and families.  
24 Any license issued or renewed in reliance upon a false statement submitted by an  
25 applicant under this paragraph is invalid.

1           **SECTION 2431.** 218.0116 (1g) (a) of the statutes is amended to read:

2           218.0116 **(1g)** (a) A license described in s. 218.0114 (14) shall be denied,  
3 restricted, limited or suspended if the applicant or licensee is an individual who fails  
4 to comply, after appropriate notice, with a subpoena or warrant issued by the  
5 department of ~~workforce development~~ children and families or a county child  
6 support agency under s. 59.53 (5) and related to paternity or child support  
7 proceedings or who is delinquent in making court-ordered payments of child or  
8 family support, maintenance, birth expenses, medical expenses or other expenses  
9 related to the support of a child or former spouse, as provided in a memorandum of  
10 understanding entered into under s. 49.857.

11           **SECTION 2432.** 218.0116 (1m) (a) 3. of the statutes is amended to read:

12           218.0116 **(1m)** (a) 3. The applicant is an individual who fails to comply, after  
13 appropriate notice, with a subpoena or warrant issued by the department of  
14 ~~workforce development~~ children and families or a county child support agency under  
15 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
16 in making court-ordered payments of child or family support, maintenance, birth  
17 expenses, medical expenses or other expenses related to the support of a child or  
18 former spouse, as provided in a memorandum of understanding entered into under  
19 s. 49.857. An applicant whose application is denied under this subdivision is entitled  
20 to a notice and hearing under s. 49.857 but is not entitled to any other notice or  
21 hearing under ss. 218.0101 to 218.0163.

22           **SECTION 2433.** 218.0116 (1m) (b) of the statutes is amended to read:

23           218.0116 **(1m)** (b) A license described in s. 218.0114 (16) shall be restricted or  
24 suspended if the licensee is an individual who fails to comply, after appropriate  
25 notice, with a subpoena or warrant issued by the department of ~~workforce~~

1 development children and families or a county child support agency under s. 59.53  
2 (5) and related to paternity or child support proceedings or who is delinquent in  
3 making court-ordered payments of child or family support, maintenance, birth  
4 expenses, medical expenses or other expenses related to the support of a child or  
5 former spouse, as provided in a memorandum of understanding entered into under  
6 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
7 is entitled to a notice and hearing under s. 49.857 but is not entitled to any other  
8 notice or hearing under ss. 218.0101 to 218.0163.

9 **SECTION 2434.** 218.0171 (2) (cq) of the statutes is amended to read:

10 218.0171 (2) (cq) Upon payment of a refund to a consumer under par. (b) 2. b.,  
11 the manufacturer shall provide to the consumer a written statement that specifies  
12 the trade-in amount previously applied under s. 77.51 (4) (b) 3. ~~or 3m. or (15) (b) 4.~~  
13 ~~or 4m. (12m) (b) 5. or 6. or (15b) (b) 5. or 6.~~ toward the sales price of the motor vehicle  
14 having the nonconformity and the date on which the manufacturer provided the  
15 refund.

16 **SECTION 2435.** 218.0171 (2) (e) of the statutes is amended to read:

17 218.0171 (2) (e) The department of revenue shall refund to the manufacturer  
18 any sales tax which the manufacturer refunded to the consumer under par. (b) if the  
19 manufacturer provides to the department of revenue a written request for a refund  
20 within 4 years of the date the manufacturer issued the refund to the consumer along  
21 with evidence that the sales tax was paid when the motor vehicle was purchased and  
22 that the manufacturer refunded the sales tax to the consumer. The department may  
23 not refund any sales tax under this paragraph if it has made a refund in connection  
24 with the same motor vehicle under par. (f). Taxes refunded to the manufacturer  
25 under this paragraph shall bear interest at 9 percent per year from the date the

1 manufacturer refunded the tax to the consumer to the date on which the refund is  
2 certified on the refund rolls.

3 **SECTION 2436.** 218.0171 (2) (f) (intro.) of the statutes is amended to read:

4 218.0171 (2) (f) (intro.) The department of revenue shall refund to a consumer  
5 described under sub. (1) (b) 1., 2. or 3. all or part of the sales tax paid by the consumer  
6 on the purchase of a new motor vehicle, based on the amount of the refund of the  
7 purchase price of the motor vehicle actually received by the consumer, plus interest  
8 at 9 percent per year on the amount refunded by the manufacturer from the date of  
9 the manufacturer's refund of the purchase price of the vehicle to the date on which  
10 the refund is certified on the refund rolls. if all of the following apply:

11 **SECTION 2437.** 218.0171 (2) (f) 3. of the statutes is amended to read:

12 218.0171 (2) (f) 3. The consumer provides the department of revenue with a  
13 written request for a refund of the sales tax within 4 years of the date the  
14 manufacturer issued the refund to the consumer. along with evidence that the  
15 consumer received a certain amount as a refund of the purchase price of the motor  
16 vehicle from the manufacturer, that the sales tax was paid when the motor vehicle  
17 was bought new, and that the manufacturer did not refund the sales tax to the  
18 consumer.

19 **SECTION 2438.** 218.02 (2) (a) 2. b. of the statutes is amended to read:

20 218.02 (2) (a) 2. b. The division may disclose information under subd. 1. a. to  
21 the department of ~~workforce development~~ children and families in accordance with  
22 a memorandum of understanding under s. 49.857.

23 **SECTION 2439.** 218.02 (2) (a) 3. of the statutes is amended to read:

24 218.02 (2) (a) 3. If an applicant who is an individual does not have a social  
25 security number, the applicant, as a condition of applying for or applying to renew

1 a license under this section, shall submit a statement made or subscribed under oath  
2 or affirmation to the division that the applicant does not have a social security  
3 number. The form of the statement shall be prescribed by the department of  
4 ~~workforce development~~ children and families. Any license issued or renewed in  
5 reliance upon a false statement submitted by an applicant under this subdivision is  
6 invalid.

7 **SECTION 2440.** 218.02 (3) (e) of the statutes is amended to read:

8 218.02 (3) (e) That, if the applicant is an individual, the applicant has not failed  
9 to comply, after appropriate notice, with a subpoena or warrant issued by the  
10 department of ~~workforce development~~ children and families or a county child  
11 support agency under s. 59.53 (5) and related to paternity or child support  
12 proceedings and is not delinquent in making court-ordered payments of child or  
13 family support, maintenance, birth expenses, medical expenses or other expenses  
14 related to the support of a child or former spouse, as provided in a memorandum of  
15 understanding entered into under s. 49.857.

16 **SECTION 2441.** 218.02 (6) (b) of the statutes is amended to read:

17 218.02 (6) (b) In accordance with a memorandum of understanding entered  
18 into under s. 49.857, the division shall restrict or suspend a license if the licensee is  
19 an individual who fails to comply, after appropriate notice, with a subpoena or  
20 warrant issued by the department of ~~workforce development~~ children and families  
21 or a county child support agency under s. 59.53 (5) and related to paternity or child  
22 support proceedings or who is delinquent in making court-ordered payments of child  
23 or family support, maintenance, birth expenses, medical expenses or other expenses  
24 related to the support of a child or former spouse.

25 **SECTION 2442.** 218.02 (9) (a) 2. of the statutes is amended to read:

1           218.02 **(9)** (a) 2. Applications for licenses that are denied or licenses that are  
2 restricted or suspended because the applicant or licensee has failed to comply, after  
3 appropriate notice, with a subpoena or warrant issued by the department of  
4 ~~workforce development~~ children and families or a county child support agency under  
5 s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in  
6 making court-ordered payments of child or family support, maintenance, birth  
7 expenses, medical expenses or other expenses related to the support of a child or  
8 former spouse.

9           **SECTION 2443.** 218.04 (3) (a) 2. b. of the statutes is amended to read:

10           218.04 **(3)** (a) 2. b. The division may disclose information under subd. 1. a. to  
11 the department of ~~workforce development~~ children and families in accordance with  
12 a memorandum of understanding under s. 49.857.

13           **SECTION 2444.** 218.04 (3) (a) 3. of the statutes is amended to read:

14           218.04 **(3)** (a) 3. If an applicant who is an individual does not have a social  
15 security number, the applicant, as a condition of applying for or applying to renew  
16 a license under this section, shall submit a statement made or subscribed under oath  
17 or affirmation to the division that the applicant does not have a social security  
18 number. The form of the statement shall be prescribed by the department of  
19 ~~workforce development~~ children and families. Any license issued or renewed in  
20 reliance upon a false statement submitted by an applicant under this subdivision is  
21 invalid.

22           **SECTION 2445.** 218.04 (4) (am) 3. of the statutes is amended to read:

23           218.04 **(4)** (am) 3. The applicant fails to comply, after appropriate notice, with  
24 a subpoena or warrant issued by the department of ~~workforce development~~ children  
25 and families or a county child support agency under s. 59.53 (5) and related to

1 paternity or child support proceedings or is delinquent in making court–ordered  
2 payments of child or family support, maintenance, birth expenses, medical expenses  
3 or other expenses related to the support of a child or former spouse, as provided in  
4 a memorandum of understanding entered into under s. 49.857. An applicant whose  
5 application is denied under this subdivision for delinquent payments is entitled to  
6 a notice and hearing under s. 49.857 but is not entitled to any other notice or hearing  
7 under this section.

8 **SECTION 2446.** 218.04 (5) (am) of the statutes is amended to read:

9 218.04 (5) (am) The division shall restrict or suspend a license issued under  
10 this section if the division finds that the licensee is an individual who fails to comply,  
11 after appropriate notice, with a subpoena or warrant issued by the department of  
12 ~~workforce development~~ children and families or a county child support agency under  
13 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
14 in making court–ordered payments of child or family support, maintenance, birth  
15 expenses, medical expenses or other expenses related to the support of a child or  
16 former spouse, as provided in a memorandum of understanding entered into under  
17 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
18 is entitled to a notice and hearing only as provided in a memorandum of  
19 understanding entered into under s. 49.857 and is not entitled to any other notice or  
20 hearing under this section.

21 **SECTION 2447.** 218.05 (3) (am) 2. b. of the statutes is amended to read:

22 218.05 (3) (am) 2. b. The division may disclose information under subd. 1. a.  
23 to the department of ~~workforce development~~ children and families in accordance  
24 with a memorandum of understanding under s. 49.857.

25 **SECTION 2448.** 218.05 (3) (am) 3. of the statutes is amended to read:



1           218.05 **(3)** (am) 3. If an applicant who is an individual does not have a social  
2 security number, the applicant, as a condition of applying for or applying to renew  
3 a license under this section, shall submit a statement made or subscribed under oath  
4 or affirmation to the division that the applicant does not have a social security  
5 number. The form of the statement shall be prescribed by the department of  
6 ~~workforce development~~ children and families. Any license issued or renewed in  
7 reliance upon a false statement submitted by an applicant under this subdivision is  
8 invalid.

9           **SECTION 2449.** 218.05 (4) (c) 3. of the statutes is amended to read:

10           218.05 **(4)** (c) 3. The applicant is an individual who fails to comply, after  
11 appropriate notice, with a subpoena or warrant issued by the department of  
12 ~~workforce development~~ children and families or a county child support agency under  
13 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
14 in making court-ordered payments of child or family support, maintenance, birth  
15 expenses, medical expenses or other expenses related to the support of a child or  
16 former spouse, as provided in a memorandum of understanding entered into under  
17 s. 49.857. An applicant whose application is denied under this subdivision for  
18 delinquent payments is entitled to a notice and hearing under s. 49.857 but is not  
19 entitled to any notice or hearing under par. (b).

20           **SECTION 2450.** 218.05 (11) (c) of the statutes is amended to read:

21           218.05 **(11)** (c) The renewal applicant is an individual who fails to comply, after  
22 appropriate notice, with a subpoena or warrant issued by the department of  
23 ~~workforce development~~ children and families or a county child support agency under  
24 s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in  
25 making court-ordered payments of child or family support, maintenance, birth

1 expenses, medical expenses or other expenses related to the support of a child or  
2 former spouse, as provided in a memorandum of understanding entered into under  
3 s. 49.857. An applicant whose application is denied under this subsection for  
4 delinquent payments or failure to comply with a subpoena or warrant is entitled to  
5 a notice and hearing only as provided in a memorandum of understanding entered  
6 into under s. 49.857 and is not entitled to any other notice or hearing under this  
7 section.

8 **SECTION 2451.** 218.05 (12) (am) of the statutes is amended to read:

9 218.05 (12) (am) The division shall restrict or suspend any license issued under  
10 this section if the licensee is an individual who fails to comply, after appropriate  
11 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
12 ~~development~~ children and families or a county child support agency under s. 59.53  
13 (5) and related to paternity or child support proceedings or who is delinquent in  
14 making court-ordered payments of child or family support, maintenance, birth  
15 expenses, medical expenses or other expenses related to the support of a child or  
16 former spouse, as provided in a memorandum of understanding entered into under  
17 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
18 is entitled to a notice and hearing only as provided in a memorandum of  
19 understanding entered into under s. 49.857 and is not entitled to any other notice or  
20 hearing under this section.

21 **SECTION 2452.** 218.11 (2) (am) 3. of the statutes is amended to read:

22 218.11 (2) (am) 3. The department of commerce may not disclose any  
23 information received under subd. 1. to any person except to the department of  
24 ~~workforce development~~ children and families for purposes of administering s. 49.22

1 or to the department of revenue for the sole purpose of requesting certifications  
2 under s. 73.0301.

3 **SECTION 2453.** 218.11 (2) (am) 4. of the statutes is amended to read:

4 218.11 **(2)** (am) 4. If an applicant who is an individual does not have a social  
5 security number, the applicant, as a condition of applying for or applying to renew  
6 a license under this section, shall submit a statement made or subscribed under oath  
7 or affirmation to the department that the applicant does not have a social security  
8 number. The form of the statement shall be prescribed by the department of  
9 ~~workforce development~~ children and families. Any license issued or renewed in  
10 reliance upon a false statement submitted by an applicant under this subdivision is  
11 invalid.

12 **SECTION 2454.** 218.11 (6m) (a) of the statutes is amended to read:

13 218.11 **(6m)** (a) A license under this section shall be denied, restricted, limited  
14 or suspended if an applicant or licensee is an individual who is delinquent in making  
15 court-ordered payments of child or family support, maintenance, birth expenses,  
16 medical expenses or other expenses related to the support of a child or former spouse,  
17 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
18 by the department of ~~workforce development~~ children and families or a county child  
19 support agency under s. 59.53 (5) and related to paternity or child support  
20 proceedings, as provided in a memorandum of understanding entered into under s.  
21 49.857.

22 **SECTION 2455.** 218.12 (2) (am) 2. of the statutes is amended to read:

23 218.12 **(2)** (am) 2. The department of commerce may not disclose a social  
24 security number obtained under par. (a) to any person except to the department of  
25 ~~workforce development~~ children and families for the sole purpose of administering

1 s. 49.22 or to the department of revenue for the sole purpose of requesting  
2 certifications under s. 73.0301.

3 **SECTION 2456.** 218.12 (2) (am) 3. of the statutes is amended to read:

4 218.12 (2) (am) 3. If an applicant does not have a social security number, the  
5 applicant, as a condition of applying for or applying to renew a license under this  
6 section, shall submit a statement made or subscribed under oath or affirmation to  
7 the department that the applicant does not have a social security number. The form  
8 of the statement shall be prescribed by the department of ~~workforce development~~  
9 children and families. Any license issued or renewed in reliance upon a false  
10 statement submitted by an applicant under this subdivision is invalid.

11 **SECTION 2457.** 218.12 (3m) (a) of the statutes is amended to read:

12 218.12 (3m) (a) A license shall be denied, restricted, limited or suspended if the  
13 applicant or licensee is an individual who is delinquent in making court-ordered  
14 payments of child or family support, maintenance, birth expenses, medical expenses  
15 or other expenses related to the support of a child or former spouse, or who fails to  
16 comply, after appropriate notice, with a subpoena or warrant issued by the  
17 department of ~~workforce development~~ children and families or a county child  
18 support agency under s. 59.53 (5) and related to paternity or child support  
19 proceedings, as provided in a memorandum of understanding entered into under s.  
20 49.857.

21 **SECTION 2458.** 218.21 (2f) (a) of the statutes is amended to read:

22 218.21 (2f) (a) If an applicant who is an individual does not have a social  
23 security number, the applicant, as a condition of applying for or applying to renew  
24 a motor vehicle salvage dealer's license, shall submit a statement made or subscribed  
25 under oath or affirmation to the department that the applicant does not have a social

1 security number. The form of the statement shall be prescribed by the department  
2 of ~~workforce development~~ children and families.

3 **SECTION 2459.** 218.21 (2m) (b) of the statutes is amended to read:

4 218.21 **(2m)** (b) The department of transportation may not disclose any  
5 information received under sub. (2) (ag) or (am) to any person except to the  
6 department of ~~workforce development~~ children and families for purposes of  
7 administering s. 49.22 or the department of revenue for the sole purpose of  
8 requesting certifications under s. 73.0301.

9 **SECTION 2460.** 218.22 (3m) (a) of the statutes is amended to read:

10 218.22 **(3m)** (a) The department shall deny, restrict, limit or suspend a license  
11 if the applicant or licensee is an individual who is delinquent in making  
12 court-ordered payments of child or family support, maintenance, birth expenses,  
13 medical expenses or other expenses related to the support of a child or former spouse,  
14 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
15 by the department of ~~workforce development~~ children and families or a county child  
16 support agency under s. 59.53 (5) and related to paternity or child support  
17 proceedings, as provided in a memorandum of understanding entered into under s.  
18 49.857.

19 **SECTION 2461.** 218.31 (1f) (a) of the statutes is amended to read:

20 218.31 **(1f)** (a) If an applicant who is an individual does not have a social  
21 security number, the applicant, as a condition of applying for or applying to renew  
22 a motor vehicle auction dealer's license, shall submit a statement made or subscribed  
23 under oath or affirmation to the department that the applicant does not have a social  
24 security number. The form of the statement shall be prescribed by the department  
25 of ~~workforce development~~ children and families.

1           **SECTION 2462.** 218.31 (1m) (b) of the statutes is amended to read:

2           218.31 **(1m)** (b) The department of transportation may not disclose any  
3 information received under sub. (1) (ag) or (am) to any person except to the  
4 department of ~~workforce development~~ children and families for purposes of  
5 administering s. 49.22 or the department of revenue for the sole purpose of  
6 requesting certifications under s. 73.0301.

7           **SECTION 2463.** 218.32 (3m) (a) of the statutes is amended to read:

8           218.32 **(3m)** (a) The department shall deny, restrict, limit or suspend a license  
9 if the applicant or licensee is an individual who is delinquent in making  
10 court-ordered payments of child or family support, maintenance, birth expenses,  
11 medical expenses or other expenses related to the support of a child or former spouse,  
12 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
13 by the department of ~~workforce development~~ children and families or a county child  
14 support agency under s. 59.53 (5) and related to paternity or child support  
15 proceedings, as provided in a memorandum of understanding entered into under s.  
16 49.857.

17           **SECTION 2464.** 218.41 (2) (am) 2. of the statutes is amended to read:

18           218.41 **(2)** (am) 2. The department of transportation may not disclose any  
19 information received under subd. 1. a. or b. to any person except to the department  
20 of ~~workforce development~~ children and families for the sole purpose of administering  
21 s. 49.22 or the department of revenue for the sole purpose of requesting certifications  
22 under s. 73.0301.

23           **SECTION 2465.** 218.41 (2) (am) 3. of the statutes is amended to read:

24           218.41 **(2)** (am) 3. If an applicant who is an individual does not have a social  
25 security number, the applicant, as a condition of applying for or applying to renew

1 a license under this section, shall submit a statement made or subscribed under oath  
2 or affirmation to the department that the applicant does not have a social security  
3 number. The form of the statement shall be prescribed by the department of  
4 ~~workforce development~~ children and families. Any license issued or renewed in  
5 reliance upon a false statement submitted by an applicant under this subdivision is  
6 invalid.

7 **SECTION 2466.** 218.41 (3m) (a) of the statutes is amended to read:

8 218.41 **(3m)** (a) A license shall be denied, restricted, limited or suspended if the  
9 applicant or licensee is an individual who is delinquent in making court-ordered  
10 payments of child or family support, maintenance, birth expenses, medical expenses  
11 or other expenses related to the support of a child or former spouse, or who fails to  
12 comply, after appropriate notice, with a subpoena or warrant issued by the  
13 department of ~~workforce development~~ children and families or a county child  
14 support agency under s. 59.53 (5) and related to paternity or child support  
15 proceedings, as provided in a memorandum of understanding entered into under s.  
16 49.857.

17 **SECTION 2467.** 218.51 (3) (am) 2. of the statutes is amended to read:

18 218.51 **(3)** (am) 2. The department of transportation may not disclose any  
19 information received under subd. 1. a. or b. to any person except to the department  
20 of ~~workforce development~~ children and families for the sole purpose of administering  
21 s. 49.22 or the department of revenue for the sole purpose of requesting certifications  
22 under s. 73.0301.

23 **SECTION 2468.** 218.51 (3) (am) 3. of the statutes is amended to read:

24 218.51 **(3)** (am) 3. If an applicant for the issuance or renewal of a buyer  
25 identification card is an individual who does not have a social security number, the

1 applicant, as a condition of applying for or applying to renew the buyer identification  
2 card, shall submit a statement made or subscribed under oath or affirmation to the  
3 department that the applicant does not have a social security number. The form of  
4 the statement shall be prescribed by the department of ~~workforce development~~  
5 children and families. Any buyer identification card issued or renewed in reliance  
6 upon a false statement submitted by an applicant under this subdivision is invalid.

7 **SECTION 2469.** 218.51 (4m) (a) of the statutes is amended to read:

8 218.51 **(4m)** (a) The department shall deny, restrict, limit or suspend a license  
9 if the applicant or licensee is an individual who is delinquent in making  
10 court-ordered payments of child or family support, maintenance, birth expenses,  
11 medical expenses or other expenses related to the support of a child or former spouse,  
12 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
13 by the department of ~~workforce development~~ children and families or a county child  
14 support agency under s. 59.53 (5) and related to paternity or child support  
15 proceedings, as provided in a memorandum of understanding entered into under s.  
16 49.857.

17 **SECTION 2470.** 224.40 (2) of the statutes is amended to read:

18 224.40 **(2)** FINANCIAL RECORD MATCHING AGREEMENTS. A financial institution is  
19 required to enter into an agreement with the department of ~~workforce development~~  
20 children and families in accordance with rules promulgated under s. 49.853 (2).

21 **SECTION 2471.** 224.40 (3) (b) of the statutes is amended to read:

22 224.40 **(3)** (b) Disclosing information to the department of ~~workforce~~  
23 ~~development~~ children and families or a county child support agency pursuant to the  
24 financial record matching program under s. 49.853.

25 **SECTION 2472.** 224.40 (3) (c) of the statutes is amended to read:



1           224.40 (3) (c) Encumbering or surrendering any assets held by the financial  
2 institution in response to instructions provided by the department of workforce  
3 development children and families or a county child support agency for the purpose  
4 of enforcing a child support obligation.

5           **SECTION 2473.** 224.72 (2) (c) 2. b. of the statutes is amended to read:

6           224.72 (2) (c) 2. b. The department may disclose information under subd. 1. a.  
7 to the department of ~~workforce development~~ children and families in accordance  
8 with a memorandum of understanding under s. 49.857.

9           **SECTION 2474.** 224.72 (2) (d) 1. of the statutes is amended to read:

10          224.72 (2) (d) 1. If an applicant who is an individual does not have a social  
11 security number, the applicant, as a condition of applying for or applying to renew  
12 a registration under this section, shall submit a statement made or subscribed under  
13 oath or affirmation to the division that the applicant does not have a social security  
14 number. The form of the statement shall be prescribed by the department of  
15 workforce development children and families.

16          **SECTION 2475.** 224.72 (7m) (c) of the statutes is amended to read:

17          224.72 (7m) (c) The applicant for the issuance or renewal is an individual who  
18 fails to comply, after appropriate notice, with a subpoena or warrant issued by the  
19 department of ~~workforce development~~ children and families or a county child  
20 support agency under s. 59.53 (5) and related to paternity or child support  
21 proceedings or who is delinquent in making court-ordered payments of child or  
22 family support, maintenance, birth expenses, medical expenses or other expenses  
23 related to the support of a child or former spouse, as provided in a memorandum of  
24 understanding entered into under s. 49.857. An applicant whose registration is not  
25 issued or renewed under this paragraph for delinquent payments is entitled to a

1 notice and hearing under s. 49.857 but is not entitled to any other notice or hearing  
2 under this section.

3 **SECTION 2476.** 224.77 (6) of the statutes is amended to read:

4 224.77 (6) RESTRICTION OR SUSPENSION OF REGISTRATION. The department shall  
5 restrict or suspend the registration of a mortgage banker, loan originator or  
6 mortgage broker if the registrant is an individual who fails to comply, after  
7 appropriate notice, with a subpoena or warrant issued by the department of  
8 ~~workforce development~~ children and families or a county child support agency under  
9 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
10 in making court-ordered payments of child or family support, maintenance, birth  
11 expenses, medical expenses or other expenses related to the support of a child or  
12 former spouse, as provided in a memorandum of understanding entered into under  
13 s. 49.857. A registrant whose registration is restricted or suspended under this  
14 subsection is entitled to a notice and hearing only as provided in a memorandum of  
15 understanding entered into under s. 49.857 and is not entitled to any other notice or  
16 hearing under this section.

17 **SECTION 2477.** 224.927 (2) of the statutes is amended to read:

18 224.927 (2) The division may disclose the information to the department of  
19 ~~workforce development~~ children and families in accordance with a memorandum of  
20 understanding under s. 49.857.

21 **SECTION 2478.** 224.95 (1) (c) of the statutes is amended to read:

22 224.95 (1) (c) The applicant is an individual who has failed to comply, after  
23 appropriate notice, with a subpoena or warrant issued by the department of  
24 ~~workforce development~~ children and families or a county child support agency under  
25 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent

1 in making court-ordered payments of child or family support, maintenance, birth  
2 expenses, medical expenses or other expenses related to the support of a child or  
3 former spouse, as provided in a memorandum of understanding entered into under  
4 s. 49.857. An applicant whose application for issuance or renewal of a license is  
5 denied under this paragraph is entitled to a notice and a hearing under s. 49.857 but  
6 is not entitled to a notice or hearing under sub. (4).

7 **SECTION 2993m.** 227.01 (12) of the statutes is repealed.

8 **SECTION 2479.** 227.01 (13) (im) of the statutes is created to read:

9 227.01 (13) (im) Relates to the real work, real pay pilot project under s. 49.147  
10 (3m).

11 **SECTION 2994d.** 227.01 (13) (km) of the statutes is created to read:

12 227.01 (13) (km) Establishes policies for information technology development  
13 projects as required under s. 16.971 (2) (Lg).

14 **SECTION 2994g.** 227.01 (13) (kr) of the statutes is created to read:

15 227.01 (13) (kr) Establishes policies for information technology development  
16 projects as required under s. 36.59 (1) (c).

17 **SECTION 2480.** 227.01 (13) (sm) of the statutes is repealed.

18 **SECTION 2481.** 227.01 (13) (um) of the statutes is amended to read:

19 227.01 (13) (um) Lists over-the-counter drugs covered by ~~medical assistance~~  
20 Medical Assistance under s. 49.46 (2) (b) 6. i. or 49.471 (11) (a).

21 **SECTION 2997be.** 227.114 (6) of the statutes is amended to read:

22 227.114 (6) When an agency, under s. 227.20 (1), files with the ~~revisor~~  
23 legislative reference bureau a rule that is subject to this section, the agency shall  
24 include with the rule a summary of the analysis prepared under s. 227.19 (3) (e) and  
25 a summary of the comments of the legislative standing committees, if any. If the rule

1 does not require the analysis under s. 227.19 (3) (e), the agency shall include with  
2 the rule a statement of the reason for the agency's determination under s. 227.19  
3 (3m). The ~~revisor~~ legislative reference bureau shall publish the summaries or the  
4 statement in the register with the rule.

5 **SECTION 2997br.** 227.135 (3) of the statutes is amended to read:

6 227.135 (3) The agency shall send the statement of the scope of a proposed rule  
7 to the ~~revisor~~ legislative reference bureau for publication in the register. On the  
8 same day that the agency sends the statement to the ~~revisor~~ legislative reference  
9 bureau, the agency shall send a copy of the statement to the secretary of  
10 administration.

11 **SECTION 2997de.** 227.14 (1) of the statutes is amended to read:

12 227.14 (1) FORM AND STYLE. In preparing a proposed rule, an agency shall  
13 adhere substantially to the form and style used by the legislative reference bureau  
14 in the preparation of bill drafts and the form and style specified in the manual  
15 prepared by the legislative council staff and the ~~revisor~~ legislative reference bureau  
16 under s. 227.15 (7). To the greatest extent possible, an agency shall prepare proposed  
17 rules in plain language which can be easily understood.

18 **SECTION 2997dr.** 227.14 (3) of the statutes is amended to read:

19 227.14 (3) REFERENCE TO APPLICABLE FORMS. If a proposed rule requires a new  
20 or revised form, an agency shall include a reference to the form in a note to the  
21 proposed rule and shall attach to the proposed rule a copy of the form or a description  
22 of how a copy may be obtained. The ~~revisor~~ legislative reference bureau shall insert  
23 the reference in the code as a note to the rule.

24 **SECTION 2997fe.** 227.14 (4m) of the statutes is amended to read:

1           227.14 (4m) NOTICE OF SUBMITTAL TO LEGISLATIVE COUNCIL STAFF. On the same  
2 day that an agency submits a proposed rule to the legislative council staff under s.  
3 227.15, the agency shall prepare a written notice of the agency’s submittal to the  
4 legislative council staff. The notice shall include a statement of the date on which  
5 the proposed rule has been submitted to the legislative council staff for review, of the  
6 subject matter of the proposed rule and of whether a public hearing on the proposed  
7 rule is required, and shall identify the organizational unit within the agency that is  
8 primarily responsible for the promulgation of the rule. The notice shall be approved  
9 by the individual or body with policy-making powers over the subject matter of the  
10 proposed rule. The agency shall send the notice to the ~~revisor~~ legislative reference  
11 bureau for publication in the register. On the same day that the agency sends the  
12 notice to the ~~revisor~~ legislative reference bureau, the agency shall send a copy of the  
13 notice to the secretary of administration.

14           **SECTION 2997fr.** 227.14 (6) (c) of the statutes is amended to read:

15           227.14 (6) (c) A proposed rule shall be considered withdrawn on December 31  
16 of the 4th year after the year in which it is submitted to the legislative council staff  
17 under s. 227.15 (1), unless it has been filed ~~in the office of the revisor~~ with the  
18 legislative reference bureau under s. 227.20 (1) or withdrawn by the agency before  
19 that date. No action by a legislative committee or by either house of the legislature  
20 under s. 227.19 delays the date of withdrawal of a proposed rule under this  
21 paragraph.

22           **SECTION 2997he.** 227.15 (1m) (e) of the statutes is amended to read:

23           227.15 (1m) (e) The time, date, and place of any public hearing specified in the  
24 notice in s. 227.17 as soon as that notice is submitted to the ~~revisor of statutes~~  
25 legislative reference bureau under s. 227.17 (1) (a).

1           **SECTION 2997hr.** 227.15 (2) (intro.) of the statutes is amended to read:

2           227.15 **(2)** ROLE OF LEGISLATIVE COUNCIL STAFF. (intro.) The legislative council  
3 staff shall, within 20 working days following receipt of a proposed rule, review the  
4 proposed rule in accordance with this subsection. With the consent of the director  
5 of the legislative council staff, the review period may be extended for an additional  
6 20 working days. The legislative council staff shall act as a clearinghouse for rule  
7 drafting and cooperate with the agency and the ~~revisor~~ legislative reference bureau  
8 to:

9           **SECTION 2997je.** 227.15 (7) of the statutes is amended to read:

10          227.15 **(7)** RULES PROCEDURES MANUAL. The legislative council staff and the  
11 ~~revisor's bureau~~ legislative reference bureau shall prepare a manual to provide  
12 agencies with information on drafting, promulgation and legislative review of rules.

13          **SECTION 2997jr.** 227.17 (1) (a) of the statutes is amended to read:

14          227.17 **(1)** (a) Send written notice of the hearing to the ~~revisor~~ legislative  
15 reference bureau for publication in the register and, if required, publish the notice  
16 in a local newspaper.

17          **SECTION 2997Le.** 227.17 (1) (b) of the statutes is amended to read:

18          227.17 **(1)** (b) Send written notice of the hearing to each member of the  
19 legislature who has filed a written request for notice with the ~~revisor~~ legislative  
20 reference bureau. Upon request, the ~~revisor~~ legislative reference bureau shall  
21 furnish an agency with the name and address of each legislator who has requested  
22 notice.

23          **SECTION 2997Lr.** 227.17 (1) (bm) of the statutes is amended to read:

1           227.17 (1) (bm) Send written notice of the hearing to the secretary of  
2 administration on the same day that the notice is sent to the revisor legislative  
3 reference bureau under par. (a).

4           **SECTION 2997ne.** 227.19 (2) of the statutes is amended to read:

5           227.19 (2) NOTIFICATION OF LEGISLATURE. An agency shall submit a notice to the  
6 chief clerk of each house of the legislature when a proposed rule is in final draft form.  
7 The notice shall be submitted in triplicate and shall be accompanied by a report in  
8 the form specified under sub. (3). A notice received under this subsection on or after  
9 September 1 of an even-numbered year shall be considered received on the first day  
10 of the next regular session of the legislature. The presiding officer of each house of  
11 the legislature shall, within 10 working days following the day on which the notice  
12 and report are received, direct the appropriate chief clerk to refer them to one  
13 standing committee. The agency shall submit to the revisor legislative reference  
14 bureau for publication in the register a statement that a proposed rule has been  
15 submitted to the chief clerk of each house of the legislature. Each chief clerk shall  
16 enter a similar statement in the journal of his or her house.

17           **SECTION 2997nr.** 227.20 (1) of the statutes is amended to read:

18           227.20 (1) An agency shall file a certified copy of each rule it promulgates in  
19 ~~the office of the revisor~~ with the legislative reference bureau. No rule is valid until  
20 the certified copy has been filed. A certified copy shall be typed or duplicated on 8  
21 1/2 by 11 inch paper, leaving sufficient room for ~~the revisor's~~ a stamp at the top of the  
22 first page. Forms that are filed need not comply with the specifications of this  
23 subsection.

24           **SECTION 2997pe.** 227.20 (2) of the statutes is amended to read:

1           227.20 (2) The ~~revisor~~ legislative reference bureau shall endorse the date and  
2 the time of filing on each certified copy filed under sub. (1). The ~~revisor~~ bureau shall  
3 keep a file of all certified copies filed under sub. (1).

4           **SECTION 2997pr.** 227.20 (3) (intro.) of the statutes is amended to read:

5           227.20 (3) (intro.) Filing a certified copy of a rule with the ~~revisor~~ legislative  
6 reference bureau creates a presumption of all of the following:

7           **SECTION 2997re.** 227.21 (1) of the statutes is amended to read:

8           227.21 (1) All rules that agencies are directed by this chapter to file with the  
9 ~~revisor~~ legislative reference bureau shall be published in the code and register as  
10 required under s. 35.93.

11          **SECTION 2997rr.** 227.21 (2) (a) of the statutes is amended to read:

12          227.21 (2) (a) Except as provided in s. 601.41 (3) (b), to avoid unnecessary  
13 expense an agency may, with the consent of the ~~revisor~~ legislative reference bureau  
14 and the attorney general, adopt standards established by technical societies and  
15 organizations of recognized national standing by incorporating the standards in its  
16 rules by reference to the specific issue or issues of the publication in which they  
17 appear, without reproducing the standards in full.

18          **SECTION 2997te.** 227.21 (2) (b) of the statutes is amended to read:

19          227.21 (2) (b) The attorney general shall consent to incorporation by reference  
20 only in a rule of limited public interest and in a case where the incorporated  
21 standards are readily available in published form or are available on optical disk or  
22 in another electronic format. Each rule containing an incorporation by reference  
23 shall state how the material incorporated may be obtained and, except as provided  
24 in s. 601.41 (3) (b), that the standards are on file at the offices of the agency and the  
25 ~~revisor~~ legislative reference bureau.



1           **SECTION 2997tr.** 227.21 (4) of the statutes is amended to read:

2           227.21 **(4)** Agency materials that are exempt from the requirements of this  
3 chapter under s. 227.01 (13) may be published, either verbatim or in summary form,  
4 if the promulgating agency and the ~~revisor~~ legislative reference bureau determine  
5 that the public interest would be served by publication.

6           **SECTION 2997ve.** 227.22 (3) of the statutes is amended to read:

7           227.22 **(3)** The ~~revisor~~ legislative reference bureau may prescribe in the  
8 manual prepared under s. 227.15 (7) the monthly date prior to which a rule must be  
9 filed in order to be included in that month's issue of the register. The ~~revisor~~  
10 legislative reference bureau shall compute the effective date of each rule submitted  
11 for publication in the register and shall publish it in a note at the end of each section.  
12 For the purpose of computing the effective date, the ~~revisor~~ legislative reference  
13 bureau may presume that an issue of the register will be published during the month  
14 in which it is designated for publication.

15           **SECTION 2997vr.** 227.24 (2) (c) of the statutes is amended to read:

16           227.24 **(2)** (c) Whenever the committee extends an emergency rule or part of  
17 an emergency rule under par. (a), it shall file a statement of its action with the agency  
18 promulgating the emergency rule and the ~~revisor of statutes~~ legislative reference  
19 bureau. The statement shall identify the specific emergency rule or part of an  
20 emergency rule to which it relates.

21           **SECTION 2997xe.** 227.24 (3) of the statutes is amended to read:

22           227.24 **(3)** FILING. An agency shall file a rule promulgated under sub. (1) as  
23 provided in s. 227.20, shall mail a copy to the chief clerk of each house and to each  
24 member of the legislature at the time that the rule is filed and shall take any other  
25 step it considers feasible to make the rule known to persons who will be affected by

1 it. The revisor legislative reference bureau shall insert in the notice section of each  
2 issue of the register a brief description of each rule under sub. (1) that is currently  
3 in effect. Each copy, notice or description of a rule promulgated under sub. (1) (a)  
4 shall be accompanied by a statement of the emergency finding by the agency or by  
5 a statement that the rule is promulgated at the direction of the joint committee for  
6 review of administrative rules under s. 227.26 (2) (b).

7 **SECTION 2997xr.** 227.25 of the statutes is amended to read:

8 **227.25 Revisor Legislative reference bureau.** (1) The revisor legislative  
9 reference bureau shall, in cooperation with the legislative council staff under s.  
10 227.15 (7), prepare a manual informing agencies about the form, style and placement  
11 of rules in the code.

12 (2) The revisor legislative reference bureau shall, upon request, furnish an  
13 agency with advice and assistance on the form and mechanics of rule drafting.

14 (3) An agency may request an advance commitment as to the title or numbering  
15 of a proposed rule by submitting a copy of the proposed rule indicating the requested  
16 title and numbering to the revisor legislative reference bureau prior to filing. As soon  
17 as possible after that, the revisor legislative reference bureau shall either approve  
18 the request or inform the agency of any change necessary to preserve uniformity in  
19 the code.

20 (4) The revisor legislative reference bureau may, prior to publication, edit the  
21 analysis of a proposed rule and any other material submitted for publication in the  
22 code and register, may refer to the fact that those materials are on file or may  
23 eliminate them and any reference to them in the code and register if he or she  
24 believes they do not appreciably add to an understanding of the rule. The revisor

1 legislative reference bureau shall submit the edited version of any material to the  
2 agency for its comments prior to publication.

3 **SECTION 2997ze.** 227.27 (2) of the statutes is amended to read:

4 227.27 (2) The code shall be prima facie evidence in all courts and proceedings  
5 as provided by s. 889.01, but this does not preclude reference to or, in case of a  
6 discrepancy, control over a rule filed with the ~~revisor~~ legislative reference bureau or  
7 the secretary of state, and the certified copy of a rule shall also and in the same degree  
8 be prima facie evidence in all courts and proceedings.

9 **SECTION 2482.** 227.43 (1) (by) of the statutes is amended to read:

10 227.43 (1) (by) Assign a hearing examiner to preside over any hearing of a  
11 contested case that is required to be conducted by the department of ~~workforce~~  
12 ~~development~~ children and families under ch. 48 or subch. III of ch. 49 and that is not  
13 conducted by the secretary of ~~workforce-development~~ children and families.

14 **SECTION 2483.** 227.43 (2) (d) of the statutes is amended to read:

15 227.43 (2) (d) The department of ~~workforce-development~~ children and families  
16 shall notify the division of hearings and appeals of every pending hearing to which  
17 the administrator of the division is required to assign a hearing examiner under sub.  
18 (1) (by) after the department of ~~workforce-development~~ children and families is  
19 notified that a hearing on the matter is required.

20 **SECTION 2484.** 227.43 (3) (d) of the statutes is amended to read:

21 227.43 (3) (d) The administrator of the division of hearings and appeals may  
22 set the fees to be charged for any services rendered to the department of ~~workforce~~  
23 ~~development~~ children and families by a hearing examiner under this section in a  
24 manner consistent with a federally approved allocation methodology. The fees shall  
25 cover the total cost of the services.

1           **SECTION 2485.** 227.43 (4) (d) of the statutes is amended to read:

2           227.43 (4) (d) The department of ~~workforce development~~ children and families  
3 shall pay all costs of the services of a hearing examiner, including support services,  
4 assigned under sub. (1) (by), according to the fees set under sub. (3) (d).

5           **SECTION 2486.** 227.54 of the statutes is amended to read:

6           **227.54 Stay of proceedings.** The institution of the proceeding for review  
7 shall not stay enforcement of the agency decision. The reviewing court may order a  
8 stay upon such terms as it deems proper, except as otherwise provided in ss. 49.17  
9 (7), 196.43, ~~253.06 (7)~~, 448.02 (9), and 551.62.

10          **SECTION 3002m.** 229.68 (15) of the statutes is amended to read:

11          229.68 (15) Impose, by the adoption of a resolution, the taxes under subch. V  
12 of ch. 77. A district may not levy any taxes that are not expressly authorized under  
13 subch. V of ch. 77 and that do not receive the affirmative vote of a supermajority of  
14 the district board. If a district adopts a resolution which imposes taxes, it shall  
15 deliver a certified copy of the resolution to the secretary of revenue at least 30 120  
16 days before its effective date.

17          **SECTION 3002n.** 229.824 (15) of the statutes is amended to read:

18          229.824 (15) Impose, by the adoption of a resolution, the taxes under subch. V  
19 of ch. 77, except that the taxes imposed by the resolution may not take effect until  
20 the resolution is approved by a majority of the electors in the district's jurisdiction  
21 voting on the resolution at a referendum, to be held at the first spring primary or  
22 September primary following by at least 45 days the date of adoption of the  
23 resolution. Two questions shall appear on the ballot. The first question shall be:  
24 "Shall a sales tax and a use tax be imposed at the rate of 0.5% in .... County for  
25 purposes related to football stadium facilities in the .... Professional Football

1 Stadium District?” The 2nd question shall be: “Shall excess revenues from the 0.5%  
2 sales tax and use tax be permitted to be used for property tax relief purposes in ....  
3 County?” Approval of the first question constitutes approval of the resolution of the  
4 district board. Approval of the 2nd question is not effective unless the first question  
5 is approved. The clerk of the district shall publish the notices required under s. 10.06  
6 (4) (c), (f) and (i) for any referendum held under this subsection. Notwithstanding  
7 s. 10.06 (4) (c), the type A notice under s. 10.01 (2) (a) relating to the referendum is  
8 valid even if given and published late as long as it is given and published prior to the  
9 election as early as practicable. A district may not levy any taxes that are not  
10 expressly authorized under subch. V of ch. 77. The district may not levy any taxes  
11 until the professional football team and the governing body of the municipality in  
12 which the football stadium facilities are located agree on how to fund the  
13 maintenance of the football stadium facilities. The district may not levy any taxes  
14 until the professional football team and the governing body of the municipality in  
15 which the football stadium facilities are located agree on how to distribute the  
16 proceeds, if any, from the sale of naming rights related to the football stadium  
17 facilities. If a district board adopts a resolution that imposes taxes and the resolution  
18 is approved by the electors, the district shall deliver a certified copy of the resolution  
19 to the secretary of revenue at least ~~30~~ 120 days before its effective date. If a district  
20 board adopts a resolution that imposes taxes and the resolution is not approved by  
21 the electors, the district is dissolved.

22 **SECTION 3004b.** 230.03 (3) of the statutes is amended to read:

23 230.03 (3) “Agency” means any board, commission, committee, council, or  
24 department in state government or a unit thereof created by the constitution or  
25 statutes if such board, commission, committee, council, department, unit, or the

1 head thereof, is authorized to appoint subordinate staff by the constitution or  
2 statute, except a legislative or judicial board, commission, committee, council,  
3 department, or unit thereof or an authority created under subch. II of ch. 114 or  
4 subch. III of ch. 149 or under ch. 231, 232, 233, 234, 235, ~~or 237,~~ or 279. “Agency” does  
5 not mean any local unit of government or body within one or more local units of  
6 government that is created by law or by action of one or more local units of  
7 government.

8 **SECTION 2487.** 230.08 (2) (e) 1. of the statutes is amended to read:

9 230.08 (2) (e) 1. Administration — ~~13~~ 14.

10 **SECTION 2488.** 230.08 (2) (e) 2m. of the statutes is created to read:

11 230.08 (2) (e) 2m. Children and families — 5.

12 **SECTION 2489.** 230.08 (2) (e) 6. of the statutes is amended to read:

13 230.08 (2) (e) 6. Workforce development — ~~7~~ 6.

14 **SECTION 2490.** 230.08 (2) (L) 6. of the statutes is repealed and recreated to read:

15 230.08 (2) (L) 6. Bureau of criminal justice research.

16 **SECTION 2491.** 230.08 (2) (of) of the statutes is amended to read:

17 230.08 (2) (of) The ~~executive staff~~ director of the ~~sentencing commission~~ bureau  
18 of criminal justice research.

19 **SECTION 2492.** 230.08 (2) (tv) of the statutes is amended to read:

20 230.08 (2) (tv) The director of the office of urban development in the  
21 department of health and family services children and families, appointed under s.  
22 48.48 (16m).

23 **SECTION 3013m.** 230.08 (2) (wh) of the statutes is created to read:

24 230.08 (2) (wh) The judicial council attorney appointed under s. 758.13 (3) (g)

25 2.

1           **SECTION 2493.** 230.08 (2) (yc) of the statutes is created to read:

2           230.08 **(2)** (yc) Two persons employed by the department of commerce engaged  
3 in advertising, marketing, and promotional activities within the United States for  
4 economic development of, and business recruitment to, this state.

5           **SECTION 2494.** 230.13 (3) (a) of the statutes is amended to read:

6           230.13 **(3)** (a) The director and the administrator shall provide to the  
7 department of ~~workforce development~~ children and families or a county child  
8 support agency under s. 59.53 (5) information requested under s. 49.22 (2m) that  
9 would otherwise be closed to the public under this section. Information provided  
10 under this paragraph may only include an individual's name and address, an  
11 individual's employer and financial information related to an individual.

12           **SECTION 2495.** 230.147 (1) of the statutes is amended to read:

13           230.147 **(1)** Each appointing authority of an agency with more than 100  
14 authorized permanent full-time equivalent positions shall prepare and implement  
15 a plan of action to employ persons who, at the time determined under sub. (4), receive  
16 aid under s. 49.19, or benefits under s. 49.147 (3) to (5), with the goal of making the  
17 ratio of those persons occupying permanent positions in the agency to the total  
18 number of persons occupying permanent positions in the agency equal to the ratio  
19 of the average case load receiving aid under s. 49.19, or benefits under s. 49.147 (3)  
20 to (5), in this state in the previous fiscal year to the average number of persons in the  
21 state civilian labor force in the preceding fiscal year, as determined by the  
22 department of ~~workforce development~~ children and families.

23           **SECTION 2496.** 230.147 (2) of the statutes is amended to read:

24           230.147 **(2)** Each appointing authority of an agency with 100 or fewer  
25 authorized permanent full-time equivalent positions is encouraged to employ

1 persons who, at the time determined under sub. (4), receive aid under s. 49.19, or  
2 benefits under s. 49.147 (3) to (5), to attempt to make the ratio of those persons  
3 occupying permanent positions in the agency to the total number of persons  
4 occupying permanent positions in the agency equal to the ratio of the average case  
5 load receiving aid under s. 49.19, or benefits under s. 49.147 (3) to (5) in this state  
6 in the previous fiscal year to the average number of persons in the state civilian labor  
7 force in the preceding fiscal year, as determined by the department of workforce  
8 development children and families.

9 **SECTION 3023a.** 233.02 (1) (a) of the statutes is amended to read:

10 233.02 (1) (a) Three members nominated by the governor, and with the advice  
11 and consent of the senate appointed, for ~~3-year~~ 5-year terms.

12 **SECTION 3023b.** 233.02 (1) (ag) of the statutes is created to read:

13 233.02 (1) (ag) Three members nominated by the board of directors and  
14 appointed by the governor, with the advice and consent of the senate, for 5-year  
15 terms.

16 **SECTION 3023c.** 233.02 (1) (am) of the statutes is amended to read:

17 233.02 (1) (am) Each cochairperson of the joint committee on finance or a  
18 member of the committee legislature designated by that cochairperson.

19 **SECTION 3023d.** 233.02 (8) of the statutes is amended to read:

20 233.02 (8) The members of the board of directors shall annually elect a  
21 chairperson and may elect other officers as they consider appropriate. ~~Six~~ Eight  
22 voting members of the board of directors constitute a quorum for the purpose of  
23 conducting the business and exercising the powers of the authority, notwithstanding  
24 the existence of any vacancy. The members of the board of directors specified under  
25 sub. (1) (c) and (g) may not be the chairperson of the board of directors for purposes



1 of 1995 Wisconsin Act 27, section 9159 (2). The board of directors may take action  
2 upon a vote of a majority of the members present, unless the bylaws of the authority  
3 require a larger number.

4 **SECTION 3023e.** 233.03 (2) of the statutes is amended to read:

5 233.03 (2) Sue and be sued; have a seal and alter the seal at pleasure; have  
6 perpetual existence; maintain an office; negotiate and enter into leases; accept gifts  
7 or grants, ~~but not including research grants in which the grant investigator is an~~  
8 ~~employee of the board of regents~~; accept bequests or loans; accept and comply with  
9 any lawful conditions attached to federal financial assistance; and make and execute  
10 other instruments necessary or convenient to the exercise of the powers of the  
11 authority.

12 **SECTION 3023f.** 233.03 (11) of the statutes is amended to read:

13 233.03 (11) Issue bonds in accordance with ss. 233.20 to ~~233.27~~ 233.26.

14 **SECTION 3023g.** 233.04 (1) of the statutes is amended to read:

15 233.04 (1) By October 1, 1997, and annually thereafter, submit to the chief  
16 clerk of each house of the legislature under s. 13.172 (2), the president of the board  
17 of regents, the secretary of administration and the governor a report on the patient  
18 care, education, research and community service activities and accomplishments of  
19 the authority and an audited financial statement, certified by an independent  
20 auditor, of the authority's operations. ~~The financial statement shall include a~~  
21 ~~separate accounting of the use of the payment under sub. (7) (f).~~

22 **SECTION 3023h.** 233.04 (3b) (a) 1. of the statutes is amended to read:

23 233.04 (3b) (a) 1. Delivering ~~comprehensive, high-quality~~ health care to  
24 patients using the hospitals and to those seeking care from its programs, including  
25 a commitment to provide such care for the medically indigent.

1           **SECTION 3023i.** 233.04 (7) (f) of the statutes is repealed.

2           **SECTION 3023j.** 233.04 (8) of the statutes is repealed.

3           **SECTION 3023k.** 233.04 (10) of the statutes is repealed.

4           **SECTION 3023L.** 233.05 (3) of the statutes is repealed.

5           **SECTION 3023m.** 233.10 (2) (intro.) of the statutes is amended to read:

6           233.10 **(2)** (intro.) Subject to ~~subs. (3), (3m), (3r) and (3t)~~ and ch. 40 and the duty  
7 to engage in collective bargaining with employees in a collective bargaining unit for  
8 which a representative is recognized or certified under subch. I of ch. 111, the  
9 authority may establish any of the following:

10           **SECTION 3023n.** 233.10 (3) of the statutes is repealed.

11           **SECTION 3023o.** 233.10 (3m) of the statutes is repealed.

12           **SECTION 3023p.** 233.10 (3r) of the statutes is repealed.

13           **SECTION 3023q.** 233.10 (3t) of the statutes is repealed.

14           **SECTION 3023r.** 233.10 (4) of the statutes is repealed.

15           **SECTION 3023s.** 233.20 (3m) of the statutes is created to read:

16           233.20 **(3m)** The authority may not issue bonds or incur indebtedness  
17 described under s. 233.03 (12) unless one of the following applies:

18           (a) The bonds or indebtedness are a refinancing of existing bonds or  
19 indebtedness.

20           (b) If the authority has a bond rating from Moody's Investor Service, Inc., of  
21 better than A, or from Standard & Poor's Corporation of better than A, or equivalent  
22 ratings from those or comparable rating agencies when such rating systems or rating  
23 agencies no longer exist, the authority has provided notice to the joint committee on  
24 finance of the bond rating of the authority, the amount of the proposed bonds or  
25 indebtedness, and the proposed use of the proceeds, and the joint committee on

1 finance has not notified the authority within 30 working days after receipt of the  
2 notice that the joint committee on finance has scheduled a meeting to review the  
3 proposed bonds or indebtedness.

4 (c) The joint committee on finance votes to approve the amount of the bonds or  
5 indebtedness.

6 **SECTION 3023t.** 233.27 of the statutes is repealed.

7 **SECTION 3023u.** 233.42 of the statutes is repealed.

8 **SECTION 2497.** 234.01 (4n) (a) 3m. e. of the statutes is amended to read:

9 234.01 **(4n)** (a) 3m. e. The facility is located in a targeted area, as determined  
10 by the authority after considering the factors set out in s. ~~560.605 (2m) (a) to (h)~~  
11 560.605 (2m) (c), 2005 stats., s. 560.605 (2m) (d), 2005 stats., s. 560.605 (2m) (e), 2005  
12 stats., and s. 560.605 (2m) (a), (b), and (f) to (h).

13 **SECTION 2498.** 234.165 (2) (c) (intro.) of the statutes, as affected by 2005  
14 Wisconsin Act 25, is amended to read:

15 234.165 **(2)** (c) (intro.) ~~Surplus~~ Except as provided in sub. (3), surplus may be  
16 expended or encumbered only in accordance with the plan approved under par. (b),  
17 except that the authority may transfer from one plan category to another:

18 **SECTION 2499.** 234.165 (2) (c) (intro.) of the statutes, as affected by 2007  
19 Wisconsin Act .... (this act), is amended to read:

20 234.165 **(2)** (c) (intro.) ~~Except as provided in sub. (3), surplus~~ Surplus may be  
21 expended or encumbered only in accordance with the plan approved under par. (b),  
22 except that the authority may transfer from one plan category to another:

23 **SECTION 3027g.** 234.165 (3) (a) of the statutes is created to read:

24 234.165 **(3)** (a) For the purpose of housing grants and loans under s. 560.9803  
25 and housing grants under s. 560.9805, in fiscal year 2007–08 the authority shall

1 transfer to the department of commerce \$2,000,000 of its actual surplus under this  
2 section and in fiscal year 2008–09 the authority shall transfer to the department of  
3 commerce \$2,000,000 of its actual surplus under this section.

4 **SECTION 3028d.** 234.165 (3) (a) of the statutes, as affected by 2007 Wisconsin  
5 Act .... (this act), is repealed.

6 **SECTION 3028e.** 234.165 (3) (b) of the statutes is created to read:

7 234.165 (3) (b) For the purpose of transitional housing grants under s. 560.9806  
8 and for grants to agencies and shelter facilities for homeless individuals and  
9 families as provided under s. 560.9808, in fiscal year 2007–08 the authority shall  
10 transfer to the department of commerce \$1,000,000 of its actual surplus under this  
11 section, and in fiscal year 2008–09 the authority shall transfer to the department of  
12 commerce \$1,000,000 of its actual surplus under this section.

13 **SECTION 3028f.** 234.165 (3) (b) of the statutes, as affected by 2007 Wisconsin  
14 Act .... (this act), is repealed.

15 **SECTION 2500.** 236.335 of the statutes is amended to read:

16 **236.335 Prohibited subdividing; forfeit.** No lot or parcel in a recorded plat  
17 may be divided, or used if so divided, for purposes of sale or building development if  
18 the resulting lots or parcels do not conform to this chapter, to any applicable  
19 ordinance of the approving authority or to the rules of the department of ~~workforce~~  
20 ~~development~~ commerce under s. 236.13. Any person making or causing such a  
21 division to be made shall forfeit not less than \$100 nor more than \$500 to the  
22 approving authority, or to the state if there is a violation of this chapter or the rules  
23 of the department of ~~workforce development~~ commerce.

24 **SECTION 2501.** 250.041 (1m) of the statutes is amended to read:

1           250.041 **(1m)** If an individual who applies for or to renew a registration, license,  
2           certification, approval, permit or certificate under sub. (1) does not have a social  
3           security number, the individual, as a condition of obtaining the registration, license,  
4           certification, approval, permit or certificate, shall submit a statement made or  
5           subscribed under oath or affirmation to the department that the applicant does not  
6           have a social security number. The form of the statement shall be prescribed by the  
7           department of ~~workforce development~~ children and families. A registration, license,  
8           certification, approval, permit or certificate issued or renewed in reliance upon a  
9           false statement submitted under this subsection is invalid.

10           **SECTION 2502.** 250.041 (2) of the statutes is amended to read:

11           250.041 **(2)** The department of health and family services may not disclose any  
12           information received under sub. (1) to any person except to the department of  
13           ~~workforce development~~ children and families for the purpose of making  
14           certifications required under s. 49.857.

15           **SECTION 2503.** 250.041 (3) of the statutes is amended to read:

16           250.041 **(3)** The department of health and family services shall deny an  
17           application for the issuance or renewal of a registration, license, certification,  
18           approval, permit or certificate specified in sub. (1) or may, under a memorandum of  
19           understanding under s. 49.857 (2), suspend or restrict a registration, license,  
20           certification, approval, permit or certificate specified in sub. (1) if the department of  
21           ~~workforce development~~ children and families certifies under s. 49.857 that the  
22           applicant for or holder of the registration, license, certification, approval, permit or  
23           certificate is delinquent in the payment of court-ordered payments of child or family  
24           support, maintenance, birth expenses, medical expenses or other expenses related  
25           to the support of a child or former spouse or fails to comply, after appropriate notice,

1 with a subpoena or warrant issued by the department of ~~workforce development~~  
2 children and families or a county child support agency under s. 59.53 (5) and related  
3 to paternity or child support proceedings.

4 **SECTION 3035r.** 252.12 (2) (a) 8. of the statutes is renumbered 252.12 (2) (a) 8.  
5 (intro.) and amended to read:

6 252.12 (2) (a) 8. 'Mike Johnson life care and early intervention services grants.'  
7 (intro.) The department shall award not more than ~~\$2,569,900~~ \$2,969,900 in fiscal  
8 year ~~2005–06~~ 2007–08 and not more than \$3,569,900 in fiscal year 2008–09 and each  
9 fiscal year thereafter in grants to applying organizations for the provision of needs  
10 assessments; assistance in procuring financial, medical, legal, social and pastoral  
11 services; counseling and therapy; homecare services and supplies; advocacy; and  
12 case management services. These services shall include early intervention services.  
13 The department shall also award not more than \$74,000 in each year from the  
14 appropriation under s. 20.435 (7) (md) for the services under this subdivision. The  
15 state share of payment for case management services that are provided under s.  
16 49.45 (25) (be) to recipients of medical assistance shall be paid from the  
17 appropriation under s. 20.435 (5) (am). All of the following apply to grants awarded  
18 under this subdivision:

19 **SECTION 3035s.** 252.12 (2) (a) 8. a. to c. of the statutes are created to read:

20 252.12 (2) (a) 8. a. None of the funds awarded may be used to fund AIDS  
21 programs, or to develop materials, designed to promote or encourage, directly,  
22 intravenous drug use or sexual activity, whether homosexual or heterosexual.

23 b. None of the funds awarded may be used for political purposes.

24 c. Funds awarded shall be used to provide medical care and support services  
25 for individuals with HIV.

1           **SECTION 2504.** 252.12 (2) (c) 1. (intro.) of the statutes is amended to read:

2           252.12 **(2)** (c) 1. (intro.) From the appropriation under s. 20.435 ~~(3)~~ (5) (md), the  
3 department shall award to applying nonprofit corporations or public agencies up to  
4 \$75,000 in each fiscal year, on a competitive basis, as grants for services to prevent  
5 HIV. Criteria for award of the grants shall include all of the following:

6           **SECTION 3036m.** 252.14 (1) (d) of the statutes is amended to read:

7           252.14 **(1)** (d) “Inpatient health care facility” means a hospital, nursing home,  
8 community–based residential facility, county home, county mental health complex  
9 or other place licensed or approved by the department under s. 49.70, 49.71, 49.72,  
10 50.02, 50.03, 50.35, 51.08 or 51.09 or a facility under s. 45.50, 48.62, 51.05, 51.06,  
11 233.40, 233.41, ~~233.42~~ or 252.10.

12           **SECTION 2505.** 252.16 (1) (d) of the statutes is amended to read:

13           252.16 **(1)** (d) “Medicare” ~~has the meaning given in s. 49.498 (1) (f)~~ means  
14 coverage under part A, part B, or part D of Title XVIII of the federal Social Security  
15 Act, 42 USC 1395 to 1395hhh.

16           **SECTION 2506.** 252.16 (4) (a) of the statutes is amended to read:

17           252.16 **(4)** (a) Except as provided in pars. (b) and (d), if an individual satisfies  
18 sub. (3), the department shall pay the full amount of each premium payment for the  
19 individual’s health insurance coverage under the group health plan or individual  
20 health policy under sub. (3) (dm), on or after the date on which the individual  
21 becomes eligible for a subsidy under sub. (3). Except as provided in pars. (b) and (d),  
22 the department shall pay the full amount of each premium payment regardless of  
23 whether the individual’s health insurance coverage under sub. (3) (dm) includes  
24 coverage of the individual’s dependents. Except as provided in par. (b), the  
25 department shall terminate the payments under this section when the individual’s

1 health insurance coverage ceases or when the individual no longer satisfies sub. (3),  
2 whichever occurs first. The department may not make payments under this section  
3 for premiums for medicare, except for premiums for coverage for part D of Title XVIII  
4 of the federal Social Security Act, 42 USC 1395 to 1395hhh.

5 **SECTION 2507.** 252.241 (1m) of the statutes is amended to read:

6 252.241 **(1m)** If an individual who applies for or to renew a license under sub.  
7 (1) does not have a social security number, the individual, as a condition of obtaining  
8 the license, shall submit a statement made or subscribed under oath or affirmation  
9 to the department that the applicant does not have a social security number. The  
10 form of the statement shall be prescribed by the department of workforce  
11 ~~development~~ children and families. A license issued or renewed in reliance upon a  
12 false statement submitted under this subsection is invalid.

13 **SECTION 3039r.** 253.02 (4) of the statutes is created to read:

14 253.02 **(4)** The department shall collaborate with community-based  
15 organizations that serve children, adolescents, and their families to promote health  
16 and wellness, and to reduce childhood and adolescent obesity.

17 **SECTION 2508.** 253.06 (title) of the statutes is renumbered 49.17 (title).

18 **SECTION 2509.** 253.06 (1) of the statutes is renumbered 49.17 (1).

19 **SECTION 2510.** 253.06 (2) of the statutes is renumbered 49.17 (2) and amended  
20 to read:

21 49.17 **(2)** USE OF FUNDS. From the appropriation under s. ~~20.435 (5)~~ 20.437 (2)  
22 (em), the department shall supplement the provision of supplemental foods,  
23 nutrition education, and other services, including nutritional counseling, to  
24 low-income women, infants, and children who meet the eligibility criteria under the  
25 federal special supplemental food program for women, infants, and children



1 authorized under 42 USC 1786. To the extent that funds are available under this  
2 section and to the extent that funds are available under 42 USC 1786, the  
3 department shall provide the supplemental food, nutrition education, and other  
4 services authorized under this section and shall administer that provision in every  
5 county. The department may enter into contracts for this purpose.

6 **SECTION 2511.** 253.06 (3) of the statutes is renumbered 49.17 (3).

7 **SECTION 2512.** 253.06 (3m) of the statutes is renumbered 49.17 (3m).

8 **SECTION 2513.** 253.06 (4) of the statutes is renumbered 49.17 (4).

9 **SECTION 2514.** 253.06 (5) (title) of the statutes is renumbered 49.17 (5) (title).

10 **SECTION 2515.** 253.06 (5) (a) of the statutes is renumbered 49.17 (5) (a).

11 **SECTION 2516.** 253.06 (5) (b) of the statutes is renumbered 49.17 (5) (b).

12 **SECTION 2517.** 253.06 (5) (c) of the statutes is renumbered 49.17 (5) (c).

13 **SECTION 2518.** 253.06 (5) (d) of the statutes is renumbered 49.17 (5) (d).

14 **SECTION 2519.** 253.06 (5) (e) of the statutes is renumbered 49.17 (5) (e) and  
15 amended to read:

16 49.17 (5) (e) The suspension or termination of authorization of a vendor or  
17 eligibility of a participant shall be effective beginning on the 15th day after receipt  
18 of the notice of suspension or termination. All forfeitures, recoupments, and  
19 enforcement assessments shall be paid to the department within 15 days after  
20 receipt of notice of assessment or, if the forfeiture, recoupment, or enforcement  
21 assessment is contested under sub. (6), within 10 days after receipt of the final  
22 decision after exhaustion of administrative review, unless the final decision is  
23 adverse to the department or unless the final decision is appealed and the decision  
24 is stayed by court order under sub. (7). The department shall remit all forfeitures  
25 paid to the secretary of administration for deposit in the school fund. The

1 department shall deposit all enforcement assessments in the appropriation under s.  
2 ~~20.435 (1)~~ 20.437 (2) (gr).

3 **SECTION 2520.** 253.06 (5) (f) of the statutes is renumbered 49.17 (5) (f).

4 **SECTION 2521.** 253.06 (6) of the statutes is renumbered 49.17 (6).

5 **SECTION 2522.** 253.06 (7) of the statutes is renumbered 49.17 (7).

6 **SECTION 2523.** 253.06 (8) of the statutes is renumbered 49.17 (8).

7 **SECTION 2524.** 253.10 (3) (d) 1. of the statutes is amended to read:

8 253.10 **(3)** (d) 1. Geographically indexed materials that are designed to inform  
9 a woman about public and private agencies, including adoption agencies, and  
10 services that are available to provide information on family planning, as defined in  
11 s. 253.07 (1) (a), including natural family planning information, to provide  
12 ultrasound imaging services, to assist her if she has received a diagnosis that her  
13 unborn child has a disability or if her pregnancy is the result of sexual assault or  
14 incest and to assist her through pregnancy, upon childbirth and while the child is  
15 dependent. The materials shall include a comprehensive list of the agencies  
16 available, a description of the services that they offer and a description of the manner  
17 in which they may be contacted, including telephone numbers and addresses, or, at  
18 the option of the department, the materials shall include a toll-free, 24-hour  
19 telephone number that may be called to obtain an oral listing of available agencies  
20 and services in the locality of the caller and a description of the services that the  
21 agencies offer and the manner in which they may be contacted. The materials shall  
22 provide information on the availability of governmentally funded programs that  
23 serve pregnant women and children. Services identified for the woman shall include  
24 medical assistance for pregnant women and children under s. 49.47 (4) (am) and  
25 49.471, the availability of family or medical leave under s. 103.10, the Wisconsin

1 works program under ss. 49.141 to 49.161, child care services, child support laws and  
2 programs and the credit for expenses for household and dependent care and services  
3 necessary for gainful employment under section 21 of the internal revenue code. The  
4 materials shall state that it is unlawful to perform an abortion for which consent has  
5 been coerced, that any physician who performs or induces an abortion without  
6 obtaining the woman's voluntary and informed consent is liable to her for damages  
7 in a civil action and is subject to a civil penalty, that the father of a child is liable for  
8 assistance in the support of the child, even in instances in which the father has  
9 offered to pay for an abortion, and that adoptive parents may pay the costs of  
10 prenatal care, childbirth and neonatal care. The materials shall include  
11 information, for a woman whose pregnancy is the result of sexual assault or incest,  
12 on legal protections available to the woman and her child if she wishes to oppose  
13 establishment of paternity or to terminate the father's parental rights. The  
14 materials shall state that fetal ultrasound imaging and auscultation of fetal heart  
15 tone services are obtainable by pregnant women who wish to use them and shall  
16 describe the services.

17 **SECTION 2525.** 253.15 (2) of the statutes is amended to read:

18 253.15 (2) INFORMATIONAL MATERIALS. The board shall purchase or prepare or  
19 arrange with a nonprofit organization to prepare printed and audiovisual materials  
20 relating to shaken baby syndrome and impacted babies. The materials shall include  
21 information regarding the identification and prevention of shaken baby syndrome  
22 and impacted babies, the grave effects of shaking or throwing on an infant or young  
23 child, appropriate ways to manage crying, fussing, or other causes that can lead a  
24 person to shake or throw an infant or young child, and a discussion of ways to reduce  
25 the risks that can lead a person to shake or throw an infant or young child. The

1 materials shall be prepared in English, Spanish, and other languages spoken by a  
2 significant number of state residents, as determined by the board. The board shall  
3 make those written and audiovisual materials available to all hospitals, maternity  
4 homes, and nurse–midwives licensed under s. 441.15 that are required to provide or  
5 make available materials to parents under sub. (3) (a) 1., to the department and to  
6 all county departments and nonprofit organizations that are required to provide the  
7 materials to day care providers under sub. (4), and to all school boards and nonprofit  
8 organizations that are permitted to provide the materials to pupils in one of grades  
9 5 to 8 and in one of grades 10 to 12 under sub. (5). The board shall also make those  
10 written materials available to all county departments and Indian tribes that are  
11 providing home visitation services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and to all  
12 providers of prenatal, postpartum, and young child care coordination services under  
13 s. 49.45 (44). The board may make available the materials required under this  
14 subsection to be made available by making those materials available at no charge on  
15 the board’s Internet site.

16 **SECTION 2526.** 253.15 (6) of the statutes is amended to read:

17 253.15 (6) INFORMATION TO HOME VISITATION OR CARE COORDINATION SERVICES  
18 RECIPIENTS. A county department or Indian tribe that is providing home visitation  
19 services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and a provider of prenatal, postpartum,  
20 and young child care coordination services under s. 49.45 (44) shall provide to a  
21 recipient of those services, without cost, a copy of the written materials purchased  
22 or prepared under sub. (2) and an oral explanation of those materials.

23 **SECTION 2527.** 253.15 (7) (e) of the statutes is amended to read:

24 253.15 (7) (e) A county department or Indian tribe that is providing home  
25 visitation services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and a provider of prenatal,

1 postpartum, and young child care coordination services under s. 49.45 (44) is  
2 immune from liability for any damages resulting from any good faith act or omission  
3 in providing or failing to provide the written materials and oral explanation specified  
4 in sub. (6).

5 **SECTION 2528.** 253.15 (8) of the statutes is amended to read:

6 253.15 (8) IDENTIFICATION OF SHAKEN OR IMPACTED BABIES. The department of  
7 health and family services shall identify all infants and young children who have  
8 shaken baby syndrome or who are impacted babies and all infants and young  
9 children who have died as a result of being shaken or thrown by using the statewide  
10 automated child welfare information system established under s. ~~46.03 (7) (g)~~ s.  
11 ~~46.03 (7g)~~ 48.47 (7g) and child fatality information compiled by the department of  
12 justice. For each infant or young child so identified, the department of health and  
13 family services shall document the age, sex, and other characteristics of the infant  
14 or young child that are relevant to the prevention of shaken baby syndrome and  
15 impacted babies and, if known, the age, sex, employment status, and residence of the  
16 person who shook or threw the infant or young child, the relationship of that person  
17 to the infant or young child, and any other characteristics of that person that are  
18 relevant to the prevention of shaken baby syndrome and impacted babies.

19 **SECTION 2529.** 254.115 (1m) of the statutes is amended to read:

20 254.115 (1m) If an individual who applies for or to renew a certification,  
21 certification card or permit under sub. (1) does not have a social security number, the  
22 individual, as a condition of obtaining the certification, certification card or permit,  
23 shall submit a statement made or subscribed under oath or affirmation to the  
24 department that the applicant does not have a social security number. The form of  
25 the statement shall be prescribed by the department of ~~workforce development~~

1 children and families. A certification, certification card or permit issued or renewed  
2 in reliance upon a false statement submitted under this subsection is invalid.

3 **SECTION 3066m.** 255.06 (2) (intro.) of the statutes is amended to read:

4 255.06 (2) WELL-WOMAN PROGRAM. (intro.) From the appropriation under s.  
5 20.435 (5) (cb), the department shall administer a well-woman program to provide  
6 reimbursement for health care screenings, referrals, follow-ups, case management,  
7 and patient education provided to low-income, underinsured, and uninsured  
8 women. Reimbursement to service providers under this ~~section~~ subsection shall be  
9 at the rate of reimbursement for identical services provided under medicare, except  
10 that, if projected costs under this ~~section~~ subsection exceed the amounts  
11 appropriated under s. 20.435 (5) (cb), the department shall modify services or  
12 reimbursement accordingly. Within this limitation, the department shall implement  
13 the well-woman program to do all of the following:

14 **SECTION 3066r.** 255.06 (2m) of the statutes is created to read:

15 255.06 (2m) CERVICAL AND BREAST CANCER SCREENING. From the appropriation  
16 under s. 20.435 (4) (xf), the department shall provide \$62,500 annually for cervical  
17 cancer screenings for women who are underinsured or uninsured and whose income  
18 does not exceed 250 percent of the poverty line and for breast cancer screenings  
19 described under sub. (2) (a).

20 **SECTION 2530.** 255.06 (4) of the statutes is created to read:

21 255.06 (4) INFORMATION ABOUT WOMEN WHO RECEIVE SERVICES. The department  
22 shall obtain and share information about women who receive services that are  
23 reimbursed under this section as provided in s. 49.475.

24 **SECTION 2531.** 255.15 (3) (b) (intro.) of the statutes is amended to read:



1           (7) “Waterway improvement” means any of the following actions, taken under  
2 an administrative or judicial order or decree or an administratively or judicially  
3 approved agreement, related to discharges into the Fox River:

4           (a) Determining whether a discharge occurred, whether the discharge poses a  
5 significant threat to human health and the environment, or whether additional  
6 remedial actions may be required with respect to a discharge.

7           (b) Conducting a feasibility study.

8           (c) Planning for remedial action or removal.

9           (d) Conducting remedial action or removal.

10          (8) “Waterway improvement costs” means the costs of waterway improvements  
11 and any of the following:

12          (a) The reasonable costs of financing provided by the authority and associated  
13 administrative costs incurred by the authority.

14          (b) The fees and charges imposed by the authority or by others in connection  
15 with the financing.

16          (c) A reserve for payment of the principal and interest on bonds issued by the  
17 authority.

18          **279.02 Creation and organization. (1)** There is created a public body politic  
19 and corporate to be known as the “Lower Fox River Remediation Authority.” The  
20 board shall consist of 7 members nominated by the governor, and with the advice and  
21 consent of the senate appointed, for 7–year terms. Members of the board shall be  
22 residents of the state, and not more than 4 of the members may be members of the  
23 same political party. The terms of the members expire on June 30. Each member’s  
24 appointment remains in effect until a successor is appointed. Annually, the governor



1 shall appoint one member as chairperson and the board shall elect one member as  
2 vice chairperson.

3 **(2)** The board shall appoint an executive director and may appoint an associate  
4 executive director who may not be members of the board and who shall serve at the  
5 pleasure of the board. The board shall determine the compensation of the executive  
6 director and any associate executive director, except that the compensation of the  
7 executive director may not exceed the maximum of the salary range established  
8 under s. 20.923 (1) for positions assigned to executive salary group 4 and the  
9 compensation of each other employee of the authority may not exceed the maximum  
10 of the salary range established under s. 20.923 (1) for positions assigned to executive  
11 salary group 3. The executive director, associate executive director, or other person  
12 designated by resolution of the board shall keep a record of the proceedings of the  
13 authority and shall be custodian of all books, documents, and papers filed with the  
14 authority, the minute book or journal of the authority, and its official seal. The  
15 executive director, associate executive director, or other person may cause copies to  
16 be made of all minutes and other records and documents of the authority and may  
17 give certificates under the official seal of the authority to the effect that the copies  
18 are true copies, and all persons dealing with the authority may rely upon the  
19 certificates.

20 **(3)** Four members of the board constitute a quorum. The affirmative vote of  
21 a majority of all of the members of the board is necessary for any action taken by the  
22 authority. A vacancy in the membership of the board does not impair the right of a  
23 quorum to exercise all of the rights and perform all of the duties of the authority.  
24 Each meeting of the board shall be open to the public. Notice of meetings, or waivers  
25 thereof, shall be as provided in the bylaws of the authority. Resolutions of the

1 authority need not be published or posted. The board may delegate by resolution to  
2 one or more of its members or the executive director the powers and duties that it  
3 considers proper.

4 (4) The members of the board shall receive no compensation for the  
5 performance of their duties as members, but each member shall be reimbursed for  
6 the member's actual and necessary expenses while engaged in the performance of the  
7 member's duties.

8 (5) (a) It is not a conflict of interest or violation of this chapter for a trustee,  
9 director, officer, or employee of a consenting landowner to serve as a member of the  
10 board if the trustee, director, officer, or employee of the consenting landowner  
11 abstains from discussion, deliberation, action, and vote by the board in specific  
12 respect to any undertaking under this chapter in which the consenting landowner  
13 has an interest.

14 (b) It is not a conflict of interest or violation of this chapter for a person having  
15 the required favorable reputation for skill, knowledge, and experience in state and  
16 municipal finance to serve as a member of the board if the person having the required  
17 favorable reputation for skill, knowledge, and experience in state and municipal  
18 finance abstains from discussion, deliberation, action, and vote by the board in  
19 specific respect to any sale, purchase, or ownership of bonds of the authority in which  
20 any business of which the person is a participant, owner, officer, or employee has a  
21 past, current, or future interest.

22 (c) It is not a conflict of interest or violation of this chapter for a person having  
23 the required favorable reputation for skill, knowledge, and experience in the field of  
24 environmental remediation to serve as a member of the board if the person having  
25 the required favorable reputation for skill, knowledge, and experience in the field of

1 environmental remediation abstains from discussion, deliberation, action, and vote  
2 by the board in specific respect to a waterway improvement in which any business  
3 of which the person is a participant, owner, officer, or employee has a past, current,  
4 or future interest.

5 (6) Chapter 230 does not apply to the employees of the authority, except that  
6 s. 230.40 does apply to the employees of the authority.

7 **279.03 Powers of authority.** The authority has all of the powers necessary  
8 or convenient to carry out the purposes and provisions of this chapter. In addition,  
9 the authority may do any of the following:

10 (1) Adopt bylaws, policies, and procedures for the regulation of its affairs and  
11 the conduct of its business.

12 (2) Adopt an official seal and alter the seal at pleasure.

13 (3) Maintain an office.

14 (4) Sue and be sued in its own name, plead and be impleaded.

15 (5) Enter into any contracts that are necessary or useful for the conduct of its  
16 business.

17 (6) Employ or contract with attorneys, accountants, and financial experts and  
18 any other necessary employees or agents, and fix the compensation of employees,  
19 subject to 279.02 (2).

20 (7) Appoint any technical or professional advisory committee that the  
21 authority finds necessary, define the duties of any committee, and provide  
22 reimbursement for the expenses of any committee.

23 (8) Accept contributions or grants in money, property, labor, or other things of  
24 value and comply with any restrictions on the use of the contributions or grants.

1           **(9)** Obtain or aid in obtaining, from any department or agency of the United  
2 States or of this state or from any private company, any insurance or guaranty  
3 concerning the payment or repayment of all or part of the interest or principal, or  
4 both, on any bond issued under this chapter; and enter into any agreement, contract,  
5 or other instrument with respect to that insurance or guaranty, accept payment in  
6 the manner and form provided in such an agreement in case of default in payment  
7 of the bonds, and assign the insurance or guaranty as security for the authority's  
8 bonds.

9           **279.04 Expenses. (1)** All expenses of the authority are payable solely from  
10 funds obtained under the authority of this chapter, and no liability may be incurred  
11 by the authority beyond the extent to which moneys are obtained under this chapter.  
12 For the purposes of meeting the necessary expenses of initial organization and  
13 operation of the authority until the authority derives moneys from funds provided  
14 to it under the authority of this chapter, other than this section, the authority may  
15 use the funds appropriated under s. 20.375 (1) (a).

16           **(2)** The authority shall apportion among and assess to consenting landowners,  
17 in an equitable manner, an amount equal to the amount expended from the  
18 appropriation under s. 20.375 (1) (a) and pay that amount to the department of  
19 administration for deposit in the general fund.

20           **279.05 Application for bond issuance. (1)** One or more owners of affected  
21 property may submit an application requesting the authority to issue bonds to  
22 finance all or a portion of the waterway improvement costs associated with the  
23 affected property. An application under this subsection shall include all of the  
24 following:

1 (a) A copy of an administrative or judicial order or decree or an administratively  
2 or judicially approved agreement that imposes financial responsibility for a  
3 waterway improvement on the applicant or applicants.

4 (b) An acknowledgement by the applicant or applicants that the waterway  
5 improvement will confer a benefit on the affected property.

6 (c) The consent of the applicant or applicants to the levy of an assessment by  
7 the authority on the affected property at the times and in the amounts that the  
8 authority determines.

9 (d) A waiver by the applicant or applicants of any requirement for notice and  
10 hearing and of any right to oppose the levy of the assessment.

11 (2) A consenting land owner who submits an application under sub. (1) may  
12 recommend to the authority an underwriter for the bonds that the owner of affected  
13 property requests the authority to issue.

14 **279.06 Approval of application and issuance of bonds. (1)** The board  
15 may approve an application under s. 279.05 (1) if the application complies with s.  
16 279.05 (1) and if the authority makes a determination that the waterway  
17 improvement will last for many years and will result in long-term benefits to this  
18 state. The authority may issue bonds as provided in this section and s. 279.07 to  
19 finance all or a portion of the waterway improvement to which an approved  
20 application relates.

21 (2) The authority shall notify the department of natural resources of its action  
22 on an application under s. 279.05 (1) at the same time that it notifies the applicant  
23 or applicants.

24 (3) All of the authority's bonds are negotiable for all purposes, notwithstanding  
25 their payment from a limited source.

1           **(4)** The authority shall use the building commission as its financial consultant  
2 to assist in and coordinate the issuance of bonds under this chapter.

3           **(5)** The bonds of each issue shall be payable solely out of a special fund into  
4 which the authority deposits the assessments imposed by the authority against the  
5 affected property with respect to which the bonds are issued.

6           **(6)** The authority may not issue bonds unless the issuance is authorized by a  
7 bond resolution. The bonds shall bear the dates; mature at the times not exceeding  
8 30 years from their dates of issue; bear interest at the rates, fixed or variable; be  
9 payable at the times; be in the denominations; be in fully registered form; carry the  
10 registration and conversion privileges; be executed in the manner; be payable in  
11 money of the United States at the places; and be subject to the terms of redemption  
12 that the bond resolution provides. The bonds shall be executed by the manual or  
13 facsimile signatures of the officers of the authority designated by the board. The  
14 bonds may be sold at public or private sale at the price, in the manner, and at the time  
15 determined by the board. The bonds may be issued as serial bonds payable in annual  
16 installments, as term bonds, or as a combination of both types.

17           **(7)** Any bond resolution may contain provisions, that shall be a part of the  
18 contract with the holders of the bonds, regarding any of the following:

19           **(a)** Setting aside reserves or sinking funds, and the regulation, investment, and  
20 disposition of the reserves or sinking funds.

21           **(b)** Limitations on the purpose to which, or the investments in which, the  
22 proceeds of the sale of any issue of bonds may be applied.

23           **(c)** Refunding of outstanding bonds.

1 (d) Procedures by which the terms of any contract with bondholders may be  
2 amended or abrogated, the amount of bonds the holders of which must consent to the  
3 amendment or abrogation, and the manner in which this consent may be given.

4 (e) Defining the acts or omissions to act that constitute a default in the duties  
5 of the authority to the bondholders, and providing the rights and remedies of the  
6 bondholders in the event of a default.

7 (f) Any other matter relating to the bonds that the board considers desirable.

8 **(8)** Neither the members of the board nor any person executing the bonds of  
9 the authority is liable personally on the bonds or subject to any personal liability or  
10 accountability by reason of the issuance of the bonds.

11 **(9)** (a) The authority shall pay the net proceeds of bonds issued under this  
12 section to the entity to which moneys for waterway improvements are required to be  
13 paid by the administrative or judicial order or decree or administratively or judicially  
14 approved agreement described in s. 279.05 (1) (a).

15 (b) An entity that receives moneys under par. (a) may use those moneys only  
16 for the waterway improvement costs for which the bonds are issued. If the actual  
17 waterway improvement costs to be paid from the authority's bonds are less than the  
18 assessments levied by the authority, the entity shall return the excess to the  
19 authority.

20 **279.07 Assessments. (1)** Before it issues bonds, the authority shall follow the  
21 procedures in this section for levying an assessment on the affected property of any  
22 consenting landowner whose application for issuance of the bonds is approved under  
23 s. 279.06 (1). The consenting landowner shall pay the assessment to the authority.  
24 An assessment under this section is a lien against the affected property. The

1 authority shall provide notice of the lien of assessment to the register of deeds of the  
2 county in which the affected property is located for recording.

3 **(2)** The assessment levied with respect to a bond issue shall be sufficient to do  
4 all of the following:

5 (a) Pay the share of the administrative costs of the authority that is allocated  
6 to the bond issue.

7 (b) Pay the costs of any financial and legal services incurred by the authority  
8 and any other item of direct or indirect cost that may reasonably be attributed to  
9 processing the application under s. 279.05 (1), issuing the bonds, and imposing the  
10 assessment on the affected property.

11 (c) Pay the principal of and the premium, if any, and interest on the bonds as  
12 they become due and payable.

13 (d) Create and maintain any reserve that is required or provided for in the bond  
14 resolution.

15 **(3)** If the authority assesses more than one consenting landowner in connection  
16 with a bond issue, it shall determine the amount to be assessed on the affected  
17 property of each consenting landowner in a manner that is consistent with the  
18 administrative or judicial order or decree or administratively or judicially approved  
19 agreement described in s. 279.05 (1) (a) and that considers such factors as present  
20 and past capacity for discharges; estimates of actual discharges; the degree of  
21 toxicity and water quality characteristics of past and present discharges;  
22 involvement in the generation, treatment, transportation, storage, or disposal of  
23 discharged substances; the degree of care exercised in reducing discharges; and the  
24 amount of impervious surface on each affected property.



1           **(4)** Before finalizing its determination of the amount of the assessment to be  
2 levied on affected property under this section, the board shall pass a preliminary  
3 resolution declaring its intent with respect to the assessment. In the resolution, the  
4 board shall include all of the following:

5           (a) A general description of the contemplated purpose of the assessment.

6           (b) A description of the affected property proposed to be assessed.

7           (c) The number of installments in which the assessments may be paid or a  
8 statement that the number of payments will be determined at the hearing required  
9 under sub. (8).

10          (d) A direction to an officer or employee of the authority to make a report on the  
11 proposed assessment.

12          **(5)** The officer or employee directed to make a report under sub. (4) (d) shall  
13 include all of the following in the report:

14          (a) A reference to the administrative or judicial order or decree or  
15 administratively or judicially approved agreement described in s. 279.05 (1) (a).

16          (b) A schedule of the proposed assessments.

17          (c) An estimate, as to each affected property, of the assessment to be levied.

18          **(6)** The officer or employee making the report under sub. (5) shall file a copy  
19 of the report with the authority for public inspection.

20          **(7)** After the report has been filed under sub. (6), the authority shall publish  
21 a class 1 notice, under ch. 985, that describes all of the following:

22          (a) The affected property that is proposed to be assessed.

23          (b) The place and time at which the report may be inspected.

1 (c) The place and time at which all interested persons or their agents or  
2 attorneys may appear before the authority and be heard concerning the matters  
3 contained in the preliminary resolution and the report.

4 **(8)** The authority shall conduct a hearing concerning the levying of a proposed  
5 assessment not less than 10 days and not more than 40 days after publishing the  
6 notice under sub. (7).

7 **(9)** After the hearing under sub. (8), the board may approve, disapprove, or  
8 modify the report under sub. (6) or it may refer the report to the designated officer  
9 or employee of the authority with directions to change the proposal to accomplish a  
10 fair and equitable assessment.

11 **(10)** After approving a report under sub. (9), the authority shall adopt a  
12 resolution specifying the amount of the assessments, authorizing the issuance of  
13 bonds, and directing that the net proceeds of the bonds be paid as provided in s.  
14 279.06 (9) (a). The authority shall publish the resolution as a class 1 notice, under  
15 ch. 985. After publication of the resolution, the authority shall levy the assessments  
16 and issue the bonds.

17 **(11)** If the actual waterway improvement costs to be paid from a bond issue vary  
18 materially from the estimates, if any assessment is invalid, or if the board decides  
19 to reopen and reconsider any assessment, it may, after publishing a class 1 notice,  
20 under ch. 985, that describes its proposed action and after a public hearing, adopt a  
21 resolution amending, canceling, or confirming the prior assessment. If an  
22 assessment is amended to provide for the refunding of bonds, all of the direct and  
23 indirect costs reasonably attributable to the refunding of the bonds may be included  
24 in the amended assessment. If moneys are returned to the authority under s. 279.06  
25 (9) (b), the authority may pay a portion of the outstanding bonds and reduce each

1 assessment proportionately. The authority shall publish a class 1 notice, under ch.  
2 985, describing the resolution amending, canceling, or confirming the prior  
3 assessment.

4 **(12)** After the 90th day after the day on which a bond is issued under this  
5 chapter, the bond is conclusive evidence of the legality of all proceedings up to and  
6 including the issuance of the bond and is prima facie evidence of the proper  
7 application of the proceeds of the bond.

8 **279.08 Bond security. (1)** The authority may enter into a trust agreement  
9 or trust indenture between the authority and one or more corporate trustees for any  
10 bonds issued under this chapter. Any trust company or bank having the powers of  
11 a trust company may be a trustee.

12 **(2)** The bond resolution providing for the issuance of bonds shall pledge the  
13 assessments to be received by the authority with respect to the bonds referred to in  
14 the bond resolution. The pledge is valid and binding from the time that the resolution  
15 is adopted. The revenues pledged are immediately subject to the lien of the pledge  
16 without any physical delivery or any further act. The lien is valid and binding as  
17 against all persons having claims in tort, contract, or otherwise against the  
18 authority, irrespective of whether the persons have notice of the lien. Neither the  
19 bond resolution nor any financing statement, continuation statement, or other  
20 instrument by which a pledge is created or by which the authority's interest in  
21 revenues is assigned need be filed or recorded in any public records in order to perfect  
22 the lien of the pledge as against 3rd parties, except that the authority shall file a copy  
23 of the instrument in the records of the authority and with the department of financial  
24 institutions.

1           **(3)** A bond resolution may contain provisions for protecting and enforcing the  
2 rights and remedies of the bondholders that are reasonable and proper and not in  
3 violation of law. A bond resolution may restrict the individual right of action by  
4 bondholders. A bond resolution may contain any other provisions that are  
5 determined by the board to be reasonable and proper for the security of the  
6 bondholders.

7           **279.09 Refunding bonds. (1)** The authority may issue bonds to refund any  
8 outstanding bond, including the payment of any redemption premium on the  
9 outstanding bond and any interest accrued or to accrue to the earliest or any  
10 subsequent date of redemption, purchase, or maturity.

11           **(2)** The authority may apply the proceeds of any bond issued to refund any  
12 outstanding bond to the purchase, retirement at maturity, or redemption of the  
13 outstanding bond on the earliest or any subsequent redemption date, upon purchase,  
14 or at the maturity of the bond. The authority may, pending application of the  
15 proceeds, place the proceeds in escrow to be applied to the purchase, retirement at  
16 maturity, or redemption of any outstanding bond at any time.

17           **(3)** If the authority determines that it is necessary to amend the prior  
18 assessments in connection with the issuance of refunding bonds under this section,  
19 it may reconsider and reopen the assessments as provided in s. 279.07 (11). If the  
20 assessments are amended, the refunding bonds shall be secured by, and be payable  
21 from, the assessments as amended. If the assessments are amended, all direct and  
22 indirect costs reasonably attributable to the refunding of the bonds may be included  
23 in the cost of the waterway improvements being financed.

24           **(4)** All refunding bonds are subject to this chapter in the same manner and to  
25 the same extent as other bonds issued under this chapter.

1           **279.10 Bonds not public debt. (1)** The state is not liable on bonds of the  
2 authority and the bonds are not debt of the state. Each bond of the authority shall  
3 contain a statement to this effect on the face of the bond. The issuance of bonds under  
4 this chapter does not, directly, indirectly, or contingently, obligate the state or any  
5 political subdivision of the state to levy any tax or to make any appropriation for  
6 payment of the bonds. The authority may not pledge its full faith and credit to the  
7 payment of bonds issued under this chapter.

8           **(2)** Nothing in this chapter authorizes the authority to create a debt of the state,  
9 and all bonds issued by the authority under this chapter are payable, and shall state  
10 that they are payable, solely from the special fund containing the assessments and  
11 other moneys pledged for their payment in accordance with the bond resolution  
12 authorizing their issuance or in any trust agreement or trust indenture entered into  
13 to provide terms and conditions for the bonds. The state is not liable for the payment  
14 of the principal of or interest on any bonds of the authority or for the performance  
15 of any pledge, obligation, or agreement that is undertaken by the authority. The  
16 breach of any pledge, obligation, or agreement undertaken by the authority does not  
17 impose any pecuniary liability upon the state or any charge upon its general credit  
18 or against its taxing power.

19           **279.11 State pledge.** The state pledges to and agrees with the holders of bonds  
20 issued under this chapter, and with persons that enter into contracts with the  
21 authority under this chapter, that the state will not limit or alter the rights vested  
22 in the authority before the authority has fully met and discharged the bonds,  
23 including any interest due on the bonds, and has fully performed its contracts, unless  
24 adequate provision is made by law for the protection of the bondholders or persons  
25 entering into contracts with the authority.

1           **279.17 Trust funds.** All moneys received by the authority, whether as  
2 proceeds from the sale of bonds or as assessments or fees, shall be considered to be  
3 trust funds to be held and applied solely as provided in this chapter. Any officer with  
4 whom, or any bank or trust company with which, those moneys are deposited shall  
5 act as trustee of the moneys and shall hold and apply the moneys for the purposes  
6 of this chapter, subject to any regulations that this chapter and the bond resolution  
7 authorizing the bonds of any issue provide.

8           **279.18 Rights of bondholders.** Any holder of bonds issued under this  
9 chapter or trustee under a trust agreement, trust indenture, or deed of trust entered  
10 into under this chapter may, by any suitable form of legal proceedings, protect and  
11 enforce any rights under the laws of this state or granted by the bond resolution,  
12 except to the extent that the rights of the bondholder or trustee are restricted by the  
13 bond resolution. These rights include the right to compel the performance of all  
14 duties of the authority required by this chapter or the bond resolution; to enjoin  
15 unlawful activities; and in the event of default with respect to the payment of any  
16 principal of and the premium, if any, and interest on any bond or in the performance  
17 of any covenant or agreement on the part of the authority in the bond resolution, to  
18 apply to a court to appoint a receiver with full power to pay, and to provide for  
19 payment of, principal of and premium, if any, and interest on the bonds, and with the  
20 powers, subject to the direction of the court, as are permitted by law and are accorded  
21 receivers, excluding any power to pledge additional revenues of the authority to the  
22 payment of the principal, premium, and interest.

23           **279.19 Investment of funds. (1)** The authority may invest any funds in any  
24 of the following:

1 (a) Bonds, notes, certificates of indebtedness, treasury bills, or other securities  
2 constituting direct obligations of the United States or obligations the principal and  
3 interest of which are guaranteed by the United States.

4 (b) Certificates of deposit or time deposits constituting direct obligations of any  
5 bank that are insured by the federal deposit insurance corporation.

6 (c) Certificates of deposit constituting direct obligations of any credit union that  
7 are insured by the national board, as defined in s. 186.01 (3m).

8 (d) Certificates of deposit constituting direct obligations of any savings and  
9 loan association or savings bank that are insured by the federal deposit insurance  
10 corporation.

11 (e) Short-term discount obligations of the federal national mortgage  
12 association.

13 (f) Any of the investments provided under s. 66.0603 (1m) (a).

14 **(2)** Any securities described in sub. (1) may be purchased at the offering or  
15 market price of the securities at the time of purchase.

16 **279.20 Investment authorization.** The bonds of the authority are securities  
17 in which all public officers and bodies of this state; all political subdivisions and their  
18 public officers; all banks, trust companies, savings banks and institutions, savings  
19 and loan associations, and investment companies; and all personal representatives,  
20 guardians, trustees, and other fiduciaries may legally invest any sinking funds,  
21 moneys, or other funds belonging to them or within their control.

22 **279.21 Reports and records. (1)** The authority shall keep an accurate  
23 account of all of its activities and of all of its receipts and expenditures, and shall  
24 annually in January make a report of its activities, receipts, and expenditures to the  
25 governor and to the chief clerk of each house of the legislature, for distribution to the

1 legislature under s. 13.172 (2). The reports shall be in a form approved by the state  
2 auditor. The state auditor may investigate the affairs of the authority, may examine  
3 the property and records of the authority, and may prescribe methods of accounting  
4 and the rendering of periodical reports in relation to activities undertaken by the  
5 authority.

6 **(2)** The authority, annually on January 15, shall file with the department of  
7 administration and the joint legislative council a complete and current listing of all  
8 forms, reports, and papers required by the authority to be completed by any person,  
9 other than a governmental body, as a condition of obtaining the approval of the  
10 authority or for any other reason. The authority shall attach a blank copy of each  
11 such form, report, or paper to the listing.

12 **SECTION 2532.** 281.59 (3e) (b) 1. and 3. of the statutes are amended to read:

13 281.59 **(3e)** (b) 1. Equal to ~~\$109,600,000~~ \$114,700,000 during the ~~2005–07~~  
14 2007–09 biennium.

15 3. Equal to \$1,000 for any biennium after the ~~2005–07~~ 2007–09 biennium.

16 **SECTION 2533.** 281.59 (3m) (b) 1. and 2. of the statutes are amended to read:

17 281.59 **(3m)** (b) 1. Equal to \$2,700,000 during the ~~2005–07~~ 2007–09 biennium.

18 2. Equal to \$1,000 for any biennium after the ~~2005–07~~ 2007–09 biennium.

19 **SECTION 2534.** 281.59 (3s) (b) 1. and 2. of the statutes are amended to read:

20 281.59 **(3s)** (b) 1. Equal to ~~\$12,800,000~~ \$13,400,000 during the ~~2005–07~~  
21 2007–09 biennium.

22 2. Equal to \$1,000 for any biennium after the ~~2005–07~~ 2007–09 biennium.

23 **SECTION 2535.** 281.59 (4) (b) of the statutes is amended to read:

24 281.59 **(4)** (b) The department of administration may, under s. 18.561 or 18.562,  
25 deposit in a separate and distinct fund in the state treasury or in an account



1 maintained by a trustee outside the state treasury, any portion of the revenues  
2 derived under s. 25.43 (1). The revenues deposited with a trustee outside the state  
3 treasury are the trustee's revenues in accordance with the agreement between this  
4 state and the trustee or in accordance with the resolution pledging the revenues to  
5 the repayment of revenue obligations issued under this subsection and to make  
6 payments under an agreement or ancillary arrangement entered into under s. 18.55  
7 (6) with respect to revenue obligations issued under this subsection.

8 **SECTION 2536.** 281.59 (4) (f) of the statutes is amended to read:

9 281.59 (4) (f) Revenue obligations may be contracted by the building  
10 commission when it reasonably appears to the building commission that all  
11 obligations incurred under this subsection, and all payments under an agreement or  
12 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue  
13 obligations issued under this subsection, can be fully paid on a timely basis from  
14 moneys received or anticipated to be received. Revenue obligations issued under this  
15 subsection for the clean water fund program shall not exceed \$1,615,955,000  
16 \$1,984,100,000 in principal amount, excluding obligations issued to refund  
17 outstanding revenue obligation notes.

18 **SECTION 2537.** 281.65 (4e) of the statutes is created to read:

19 281.65 (4e) (a) A governmental unit may request funding under this subsection  
20 for a project to implement best management practices for animal waste management  
21 at an animal feeding operation for which the department has issued a notice of  
22 discharge under ch. 283.

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

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

1           **SECTION 2538.** 281.65 (8) (f) of the statutes is amended to read:

2           281.65 **(8)** (f) A cost-sharing grant shall equal the percentage of the cost of  
3 implementing the best management practice that is determined by the  
4 governmental unit submitting the application under sub. (4c) (a) or (4e) (a) and is  
5 approved by the board, except as provided under pars. (gm) and (jm) and except that  
6 a cost-sharing grant may not exceed 70% of the cost of implementing the best  
7 management practice.

8           **SECTION 2539.** 281.65 (8) (gm) of the statutes is amended to read:

9           281.65 **(8)** (gm) The governmental unit submitting the application under sub.  
10 (4c) (a) or (4e) (a) shall exceed the limit under par. (f) in cases of economic hardship,  
11 as defined by the department by rule.

12           **SECTION 3081pb.** 281.75 (title) of the statutes is amended to read:

13           **281.75 (title) Compensation for well contamination and abandonment.**

14           **SECTION 3081pc.** 281.75 (1) (h) of the statutes is amended to read:

15           281.75 **(1)** (h) “Well,” if not followed by the words, “subject to abandonment.”  
16 means an excavation or opening in the ground made by boring, drilling or driving for  
17 the purpose of obtaining a supply of groundwater. “Well” does not include dug wells.

18           **SECTION 3081pd.** 281.75 (1) (i) of the statutes is created to read:

19           281.75 **(1)** (i) “Well subject to abandonment” means a well that is required to  
20 be abandoned under s. NR 812.26 (2) (a), Wis. Adm. Code, or that the department  
21 may require to be abandoned under s. NR 812.26 (2) (b), Wis. Adm. Code.

22           **SECTION 3081pe.** 281.75 (2) (f) of the statutes is created to read:

23           281.75 **(2)** (f) Establish requirements for the filling and sealing of wells subject  
24 to abandonment.

1           **SECTION 3081pf.** 281.75 (3) (a) of the statutes is renumbered 281.75 (3) and  
2 amended to read:

3           **281.75 (3)** ~~WELLS FOR WHICH A CLAIM MAY BE SUBMITTED; SUNSET DATE.~~ A claim  
4 may be submitted for a private water supply which, at the time of submitting the  
5 claim, is contaminated or for a well subject to abandonment.

6           **SECTION 3081pg.** 281.75 (3) (b) of the statutes is repealed.

7           **SECTION 3081ph.** 281.75 (4) (a) of the statutes is amended to read:

8           **281.75 (4)** (a) Except as provided under par. (b), a landowner or lessee of  
9 property on which is located a contaminated private water supply or a well subject  
10 to abandonment, or the spouse, dependent, heir, assign or legal representative of the  
11 landowner or lessee, may submit a claim under this section.

12           **SECTION 3081pi.** 281.75 (4m) (a) of the statutes is amended to read:

13           **281.75 (4m)** (a) In order to be eligible for an award under this section, the  
14 annual family income of the landowner or lessee of property on which is located a  
15 contaminated water supply or a well subject to abandonment may not exceed  
16 \$65,000.

17           **SECTION 3081pj.** 281.75 (5) (b) 1. of the statutes is amended to read:

18           **281.75 (5)** (b) 1. Test results which show that the private water supply is  
19 contaminated, as defined under sub. (1) (b) 1. or 2., ~~or~~ information to show that the  
20 private water supply is contaminated as defined under sub. (1) (b) 3., or information  
21 to show that the well is a well subject to abandonment;

22           **SECTION 3081pk.** 281.75 (5) (b) 2. of the statutes is amended to read:

23           **281.75 (5)** (b) 2. ~~Any~~ If the claim is based on a contaminated private water  
24 supply, any information available to the claimant regarding possible sources of  
25 contamination of the private water supply; and

1           **SECTION 3081pL.** 281.75 (5) (d) 1. of the statutes is amended to read:

2           281.75 (5) (d) 1. Enter the property where the private water supply or well  
3 subject to abandonment is located during normal business hours and conduct any  
4 investigations or tests necessary to verify the claim; and

5           **SECTION 3081pm.** 281.75 (5) (d) 2. of the statutes is amended to read:

6           281.75 (5) (d) 2. Cooperate If the claim is based on a contaminated private  
7 water supply, cooperate with the state in any administrative, civil or criminal action  
8 involving a person or activity alleged to have caused the private water supply to  
9 become contaminated.

10          **SECTION 3081pn.** 281.75 (5) (e) of the statutes is amended to read:

11          281.75 (5) (e) The department shall consolidate claims if more than one  
12 claimant submits a claim for the same private water supply or for the same well  
13 subject to abandonment.

14          **SECTION 3081pq.** 281.75 (7) (a) of the statutes is amended to read:

15          281.75 (7) (a) If the department finds that the claimant meets all the  
16 requirements of this section and rules promulgated under this section and that the  
17 private water supply is contaminated or that the well is a well subject to  
18 abandonment, the department shall issue an award. The award may not pay more  
19 than 75% of the eligible costs. The award may not pay any portion of eligible costs  
20 in excess of \$12,000.

21          **SECTION 3081pr.** 281.75 (7) (c) 1. of the statutes is amended to read:

22          281.75 (7) (c) 1. The If the claim is based on a contaminated private water  
23 supply, the cost of obtaining an alternate water supply;

24          **SECTION 3081ps.** 281.75 (7) (c) 2. (intro.) of the statutes is amended to read:

1           281.75 (7) (c) 2. (intro.) ~~The~~ If the claim is based on a contaminated private  
2 water supply, the cost of any one of the following:

3           **SECTION 3081pt.** 281.75 (7) (c) 3. of the statutes is amended to read:

4           281.75 (7) (c) 3. The cost of abandoning a contaminated private water supply,  
5 if a new private water supply is constructed ~~or~~, if connection to a public or private  
6 water supply is provided, or if the claim is based on a well subject to abandonment;

7           **SECTION 3081pu.** 281.75 (7) (c) 4. of the statutes is amended to read:

8           281.75 (7) (c) 4. The cost of obtaining 2 tests to show that the private water  
9 supply was contaminated if the claim is based on a contaminated private water  
10 supply and the cost of those tests was originally paid by the claimant;

11           **SECTION 3081pv.** 281.75 (7) (c) 5. of the statutes is amended to read:

12           281.75 (7) (c) 5. ~~Purchasing~~ The cost of purchasing and installing a pump, if  
13 the claim is based on a contaminated private water supply and a new pump is  
14 necessary for the new or reconstructed private water supply; and

15           **SECTION 3081pw.** 281.75 (7) (c) 6. of the statutes is amended to read:

16           281.75 (7) (c) 6. ~~Relocating~~ If the claim is based on a contaminated private  
17 water supply, the cost of relocating pipes, as necessary, to connect the replacement  
18 water supply to the buildings served by it.

19           **SECTION 3081px.** 281.75 (7) (c) 7. of the statutes is amended to read:

20           281.75 (7) (c) 7. If the claim is based on a contaminated water supply that is  
21 eligible under sub. (11) (ae), the cost of properly abandoning any improperly  
22 abandoned private water supply located on the property owned or leased by the  
23 claimant.

24           **SECTION 3081py.** 281.75 (8) (intro.) of the statutes is renumbered 281.75 (8)

25 and amended to read:

1           281.75 (8) COPAYMENT. The department shall require a ~~payment by the~~  
2 claimant equal to the total of the following: copayment of \$250 unless the claim is  
3 solely for well abandonment.

4           **SECTION 3081pz.** 281.75 (8) (a) and (b) of the statutes are repealed.

5           **SECTION 3081qb.** 281.75 (11) (a) 4. of the statutes is amended to read:

6           281.75 (11) (a) 4. ~~One~~ If the claim is based on a contaminated private water  
7 supply, one or more of the contaminants upon which the claim is based was  
8 introduced into the well through the plumbing connected to the well.

9           **SECTION 3081qc.** 281.75 (11) (a) 5. of the statutes is amended to read:

10          281.75 (11) (a) 5. ~~One~~ If the claim is based on a contaminated private water  
11 supply, one or more of the contaminants upon which the claim is based was  
12 introduced into the well intentionally by a claimant or a person who would be directly  
13 benefited by payment of the claim.

14          **SECTION 3081qd.** 281.75 (11) (a) 6. of the statutes is amended to read:

15          281.75 (11) (a) 6. ~~All~~ If the claim is based on a contaminated private water  
16 supply, all of the contaminants upon which the claim is based are naturally occurring  
17 substances and the concentration of the contaminants in water produced by the well  
18 does not significantly exceed the background concentration of the contaminants in  
19 groundwater at that location.

20          **SECTION 3081qe.** 281.75 (11) (a) 7. of the statutes is amended to read:

21          281.75 (11) (a) 7. Except as provided in sub. (14), an award has been made  
22 under this section within the previous 10 years for the parcel of land where the  
23 private water supply is located and the claim is based on a contaminated private  
24 water supply.

25          **SECTION 3081qf.** 281.75 (11) (a) 8. of the statutes is amended to read:

1           281.75 (11) (a) 8. ~~A~~ If the claim is based on a contaminated private water  
2 supply, the contaminated private water supply is a residential water supply, is  
3 contaminated by bacteria or nitrates or both, and is not contaminated by any other  
4 substance, except as provided in par. (ae).

5           **SECTION 3081qg.** 281.75 (11) (a) 9. of the statutes is amended to read:

6           281.75 (11) (a) 9. ~~A~~ If the claim is based on a contaminated private water  
7 supply, the contaminated private water supply is a livestock water supply, is  
8 contaminated by bacteria, and is not contaminated by any other substance.

9           **SECTION 3081qh.** 281.75 (11) (b) (title) of the statutes is amended to read:

10          281.75 (11) (b) (title) *Limits on awards for contaminated wells; purposes.*

11          **SECTION 3081qi.** 281.75 (11) (d) (title) of the statutes is amended to read:

12          281.75 (11) (d) (title) *Limits on awards for contaminated wells; amount.*

13          **SECTION 3081qj.** 281.75 (17) (a) of the statutes is amended to read:

14          281.75 (17) (a) A claim based on a contaminated private water supply may be  
15 submitted irrespective of the time when the contamination is or could have been  
16 discovered in the private water supply. A claim may be submitted for contamination  
17 which commenced before May 11, 1984, and continues at the time a claim is  
18 submitted under this section.

19          **SECTION 2540.** 281.87 of the statutes is created to read:

20          **281.87 Great Lakes contaminated sediment removal.** The department  
21 may expend funds from the appropriation under s. 20.866 (2) (ti) to pay a portion of  
22 the costs of a project to remove contaminated sediment from Lake Michigan or Lake  
23 Superior or a tributary of Lake Michigan or Lake Superior if federal funds are  
24 provided for the project under 33 USC 1268 (c) (12).

25          **SECTION 3082e.** 285.14 (2) of the statutes is amended to read:

1           285.14 (2) REVIEW BY STANDING COMMITTEES. At least 60 days before the  
2 department is required to submit a state implementation plan to the federal  
3 environmental protection agency, the department shall prepare, and provide to the  
4 standing committees of the legislature with jurisdiction over environmental  
5 matters, under s. 13.172 (3) a report that describes the proposed plan and contains  
6 all of the supporting documents that the department intends to submit with the plan.  
7 The department shall also submit to the ~~revisor of statutes~~ legislative reference  
8 bureau for publication in the administrative register a notice of availability of the  
9 report. If, within 30 days after the department provides the report, the chairperson  
10 of a standing committee to which the report was provided submits written comments  
11 on the report to the department, the secretary shall respond to the chairperson in  
12 writing within 15 days of receipt of the comments. This subsection does not apply  
13 to a modification to a state implementation plan relating to an individual source.

14           **SECTION 3082r.** 285.23 (6) of the statutes is amended to read:

15           285.23 (6) REPORT TO STANDING COMMITTEES. Before the department issues  
16 documents under sub. (2) and at least 60 days before the governor is required to make  
17 a submission on a nonattainment designation under 42 USC 7407 (d) (1) (A), the  
18 department shall prepare, and provide to the standing committees of the legislature  
19 with jurisdiction over environmental matters under s. 13.172 (3), a report that  
20 contains a description of any area proposed to be identified as a nonattainment area  
21 and supporting documentation. The department shall also submit to the ~~revisor of~~  
22 ~~statutes~~ legislative reference bureau for publication in the administrative register  
23 a notice of availability of the report. If, within 30 days after the department submits  
24 the report, the chairperson of a standing committee to which the report was provided



1 submits written comments on the report to the department, the secretary shall  
2 respond to the chairperson in writing within 15 days of receipt of the comments.

3 **SECTION 2541.** 285.30 (5) (a) of the statutes is amended to read:

4 285.30 (5) (a) A motor vehicle of a model year of ~~1967~~ 1995 or earlier.

5 **SECTION 2542.** 285.30 (5) (b) of the statutes is amended to read:

6 285.30 (5) (b) A motor vehicle ~~with~~ of a model year of 2006 or earlier that has  
7 a gross vehicle weight rating exceeding ~~10,000~~ 8,500 pounds, as determined by the  
8 manufacturer of the vehicle, and a motor vehicle of a model year of 2007 or later that  
9 has a gross vehicle weight rating exceeding 14,000 pounds, as determined by the  
10 manufacturer of the vehicle.

11 **SECTION 2543.** 285.30 (5) (d) of the statutes is amended to read:

12 285.30 (5) (d) A motor vehicle of a model year of 2006 or earlier that is powered  
13 by diesel fuel.

14 **SECTION 3086k.** 287.26 of the statutes is amended to read:

15 **287.26 Business waste reduction and recycling assistance.** The  
16 department may contract with a nonprofit organization for services to assist  
17 businesses to reduce the amount of solid waste generated or to reuse or recycle solid  
18 waste. In any contract under this section, the department shall include goals and  
19 objectives, methods to measure progress toward the goals and objectives, and a  
20 schedule for reporting to the department on the use of funds and progress toward the  
21 goals and objectives. The department may not provide more than \$250,000 annually  
22 under this section to any nonprofit organization.

23 **SECTION 2544.** 289.43 (7) (e) 3. of the statutes is amended to read:

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

1           **SECTION 2545.** 289.645 (3) of the statutes is amended to read:

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

4           **SECTION 2546.** 289.67 (1) (cp) of the statutes is amended to read:

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

11          **SECTION 2547.** 289.67 (1) (h) of the statutes is amended to read:

12          289.67 **(1)** (h) *Use of environmental repair fee.* The fees collected under par. (b)  
13          shall be credited to the environmental fund ~~for environmental management.~~

14          **SECTION 2548.** 291.15 (2) (d) of the statutes is amended to read:

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

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

14 **SECTION 2549.** 291.97 (3) of the statutes is created to read:

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

23 **SECTION 2550.** 292.11 (7) (d) 1m. b. of the statutes is amended to read:

24 292.11 **(7)** (d) 1m. b. An area designated by the local governmental unit if the  
25 area consists of 2 or more properties affected by a contiguous region of groundwater

1 contamination or contains 2 or more properties that are brownfields, as defined in  
2 s. ~~560.60 (1v)~~ 560.13 (1) (a).

3 **SECTION 2551.** 292.255 of the statutes is amended to read:

4 **292.255 Report on brownfield efforts.** The department of natural  
5 resources, the department of administration, and the department of commerce shall  
6 submit a report evaluating the effectiveness of this state's efforts to remedy the  
7 contamination of, and to redevelop, brownfields, as defined in s. ~~560.60 (1v)~~ 560.13  
8 (1) (a).

9 **SECTION 2552.** 299.07 (1) (am) 1. of the statutes is amended to read:

10 299.07 (1) (am) 1. If an individual who applies for the issuance or renewal of  
11 a license, registration or certification specified in par. (a) does not have a social  
12 security number, the department shall require the applicant, as a condition of  
13 issuing or renewing the license, registration or certification, to submit a statement  
14 made or subscribed under oath or affirmation that the applicant does not have a  
15 social security number. The statement shall be in the form prescribed by the  
16 department of ~~workforce development~~ children and families.

17 **SECTION 2553.** 299.07 (1) (b) 2. of the statutes is amended to read:

18 299.07 (1) (b) 2. If the department is required to obtain the information under  
19 s. 299.08 (1) (a), to the department of ~~workforce development~~ children and families  
20 in accordance with a memorandum of understanding under s. 49.857.

21 **SECTION 2554.** 299.08 (1) (am) 1. of the statutes is amended to read:

22 299.08 (1) (am) 1. If an individual who applies for the issuance or renewal of  
23 a license, registration or certification specified in par. (a) does not have a social  
24 security number, the department shall require the applicant, as a condition of  
25 issuing or renewing the license, registration or certification, to submit a statement

1 made or subscribed under oath or affirmation that the applicant does not have a  
2 social security number. The statement shall be in the form prescribed by the  
3 department of ~~workforce development~~ children and families.

4 **SECTION 2555.** 299.08 (1) (b) 1. of the statutes is amended to read:

5 299.08 **(1)** (b) 1. To the department of ~~workforce development~~ children and  
6 families in accordance with a memorandum of understanding under s. 49.857.

7 **SECTION 2556.** 299.08 (2) of the statutes is amended to read:

8 299.08 **(2)** The department shall deny an application for the issuance or  
9 renewal of a license, registration or certification specified in sub. (1) (a), or shall  
10 suspend a license, registration or certification specified in sub. (1) (a) for failure to  
11 make court-ordered payments of child or family support, maintenance, birth  
12 expenses, medical expenses or other expenses related to the support of a child or  
13 former spouse or failure to comply, after appropriate notice, with a subpoena or  
14 warrant issued by the department of ~~workforce development~~ children and families  
15 or a county child support agency under s. 59.53 (5) and relating to paternity or child  
16 support proceedings, as required in a memorandum of understanding under s.  
17 49.857.

18 **SECTION 3100g.** 301.03 (6t) of the statutes is created to read:

19 301.03 **(6t)** On or before January 1 of each odd-numbered year, submit a report  
20 to the joint committee on finance and to the chief clerk of each house of the legislature  
21 on the use of overtime in the state correctional institutions, identifying the state  
22 correctional institution, the amount and costs of overtime at each correctional  
23 institution, and the reason for the overtime at each correctional institution.

24 **SECTION 2557.** 301.12 (14) (b) of the statutes is amended to read:

1           301.12 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability  
2 of a parent specified in sub. (2) or s. 301.03 (18) for the care and maintenance of the  
3 parent's minor child who has been placed by a court order under s. 938.183, 938.355,  
4 or 938.357 in a residential, nonmedical facility such as a group home, foster home,  
5 treatment foster home, residential care center for children and youth, or juvenile  
6 correctional institution shall be determined by the court by using the percentage  
7 standard established by the department of ~~workforce development~~ children and  
8 families under s. 49.22 (9) and by applying the percentage standard in the manner  
9 established by the department under par. (g).

10           **SECTION 2558.** 301.12 (14) (g) of the statutes is amended to read:

11           301.12 (14) (g) For purposes of determining child support under par. (b), the  
12 department shall promulgate rules related to the application of the standard  
13 established by the department of ~~workforce development~~ children and families  
14 under s. 49.22 (9) to a child support obligation for the care and maintenance of a child  
15 who is placed by a court order under s. 938.183, 938.355 or 938.357 in a residential,  
16 nonmedical facility. The rules shall take into account the needs of any person,  
17 including dependent children other than the child, whom either parent is legally  
18 obligated to support.

19           **SECTION 2559.** 301.25 of the statutes is amended to read:

20           **301.25 Sewer system at Taycheedah Correctional Institution.** The  
21 department, with the approval of the governor, may enter into an agreement  
22 containing terms, conditions and covenants approved by the building commission,  
23 to participate in the construction of a sanitary sewer system in the area adjacent to  
24 the Taycheedah Correctional Institution in the town of Taycheedah, Fond du Lac  
25 County; to connect the sewer system of the Taycheedah Correctional Institution

1       thereto; to pay sewage disposal charges; and to grant easements or, ~~subject to s.~~  
2       ~~16.848~~, convey land to meet construction requirements.

3               **SECTION 2560.** 301.26 (3) (c) of the statutes is amended to read:

4               301.26 **(3)** (c) Within the limits of the appropriations under s. 20.410 (3) (cd)  
5       ~~and~~, (ko), and (r), the department shall allocate funds to each county for services  
6       under this section.

7               **SECTION 2561.** 301.26 (3) (em) of the statutes is amended to read:

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

15              **SECTION 2562.** 301.26 (4) (a) of the statutes is amended to read:

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

1 may withhold aid payments in the amount due from the appropriation under s.  
2 20.410 (3) (cd).

3 **SECTION 2563.** 301.26 (4) (c) of the statutes is amended to read:

4 301.26 (4) (c) Notwithstanding pars. (a), (b), and (bm), the department of  
5 corrections shall pay, from the appropriation under s. 20.410 (3) (hm), (ho), or (hr),  
6 the costs of care, services, and supplies provided for each person receiving services  
7 under s. 46.057, 48.366, 51.35 (3), 938.183, or 938.34 who was under the  
8 guardianship of the department of ~~health and family services~~ children and families  
9 pursuant to an order under ch. 48 at the time that the person was adjudicated  
10 delinquent.

11 **SECTION 2564.** 301.26 (4) (d) 2. of the statutes is amended to read:

12 301.26 (4) (d) 2. Beginning on July 1, ~~2005~~ 2007, and ending on June 30, ~~2006~~  
13 2008, the per person daily cost assessment to counties shall be ~~\$203~~ \$259 for care in  
14 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$203~~ \$259 for care  
15 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
16 ~~\$234~~ \$277 for care in a residential care center for children and youth, ~~\$157~~ \$165 for  
17 care in a group home for children, ~~\$47~~ \$67 for care in a foster home, ~~\$83~~ \$132 for care  
18 in a treatment foster home, ~~\$81~~ \$99 for departmental corrective sanctions services,  
19 and ~~\$32~~ \$35 for departmental aftercare services.

20 **SECTION 2565.** 301.26 (4) (d) 3. of the statutes is amended to read:

21 301.26 (4) (d) 3. Beginning on July 1, ~~2006~~ 2008, and ending on June 30, ~~2007~~  
22 2009, the per person daily cost assessment to counties shall be ~~\$209~~ \$268 for care in  
23 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$209~~ \$268 for care  
24 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
25 ~~\$244~~ \$296 for care in a residential care center for children and youth, ~~\$163~~ \$172 for



1 care in a group home for children, ~~\$50~~ \$74 for care in a foster home, ~~\$87~~ \$145 for care  
2 in a treatment foster home, ~~\$82~~ \$101 for departmental corrective sanctions services,  
3 and ~~\$33~~ \$37 for departmental aftercare services.

4 **SECTION 3114m.** 301.26 (5) of the statutes is created to read:

5 301.26 (5) REVENUE SUFFICIENCY. (a) Before the close of each odd–numbered  
6 fiscal year, the department of corrections shall project the balance that will remain  
7 in the appropriation account under s. 20.410 (3) (hm) on June 30 of that fiscal year  
8 and provide that information to the department of administration.

9 (b) 1. If the department of corrections projects under par. (a) that there will be  
10 a deficit in the appropriation account under s. 20.410 (3) (hm) on June 30 of an  
11 odd–numbered year, the department of administration shall include the amount of  
12 that projected deficit in the cost basis used to calculate the per person daily cost  
13 assessments under sub. (4) (d) 2. and 3. for care in a Type 1 juvenile correctional  
14 facility, as defined in s. 938.02 (19), for the next fiscal biennium by adding 50 percent  
15 of that projected deficit to the cost basis used to determine the per person daily cost  
16 assessment under sub. (4) (d) 2. for care in a Type 1 juvenile correctional facility for  
17 the first year of the next fiscal biennium and by adding 50 percent of that projected  
18 deficit to the cost basis used to determine the per person daily cost assessment under  
19 sub. (4) (d) 3. for care in a Type 1 juvenile correctional facility for the 2nd year of the  
20 next fiscal biennium.

21 2. The secretary of administration shall use to recoup the projected deficit  
22 specified in subd. 1. all moneys generated by the increases in the per person daily cost  
23 assessments specified in subd. 1. that result from adding that projected deficit to the  
24 cost basis specified in subd. 1.

1 (c) If on June 30 of the odd-numbered year of the next fiscal biennium the  
2 moneys described in par. (b) 2. exceed the amount of the actual deficit on June 30 of  
3 the odd-numbered year of the fiscal biennium in which that deficit was incurred, all  
4 moneys in excess of that actual deficit shall be remitted to the counties or transferred  
5 to the appropriation account under s. 20.410 (3) (kx) by September 30 of that  
6 odd-numbered year. Each county and the department shall receive a proportionate  
7 share of the remittance and transfer depending on the total number of days of  
8 placement at Type 1 juvenile correctional facilities, as defined in s. 938.02 (19), for  
9 each county and the state during that next fiscal biennium. Counties shall use any  
10 amounts remitted under this paragraph for the purposes specified in this section.  
11 The department shall deposit in the general fund the amounts transferred under this  
12 paragraph to the appropriation account under s. 20.410 (3) (kx).

13 **SECTION 2566.** 301.26 (6) (a) of the statutes is amended to read:

14 301.26 (6) (a) The intent of this subsection is to develop criteria to assist the  
15 legislature in allocating funding, excluding funding for base allocations, from the  
16 appropriations under s. 20.410 (3) (cd) ~~and (ko), and (r)~~ for purposes described in this  
17 section.

18 **SECTION 2567.** 301.26 (7) (intro.) of the statutes is amended to read:

19 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability  
20 of federal funds and of the appropriations under s. 20.410 (3) (cd) ~~and (ko), and (r)~~,  
21 the department shall allocate funds for community youth and family aids for the  
22 period beginning on July 1, ~~2005~~ 2007, and ending on June 30, ~~2007~~ 2009, as  
23 provided in this subsection to county departments under ss. 46.215, 46.22, and 46.23  
24 as follows:

25 **SECTION 2568.** 301.26 (7) (a) of the statutes is amended to read:

1           301.26 (7) (a) For community youth and family aids under this section,  
2 amounts not to exceed ~~\$44,145,100~~ \$50,345,100 for the last 6 months of ~~2005,~~  
3 ~~\$88,290,200 for 2006, and \$44,145,100~~ 2007, \$101,690,200 for 2008, and \$51,345,100  
4 for the first 6 months of ~~2007~~ 2009.

5           **SECTION 2569.** 301.26 (7) (b) (intro.) of the statutes is amended to read:

6           301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall  
7 allocate \$2,000,000 for the last 6 months of ~~2005~~ 2007, \$4,000,000 for ~~2006~~ 2008, and  
8 \$2,000,000 for the first 6 months of ~~2007~~ 2009 to counties based on each of the  
9 following factors weighted equally:

10           **SECTION 2570.** 301.26 (7) (bm) of the statutes is created to read:

11           301.26 (7) (bm) Of the amounts specified in par. (a), the department shall  
12 allocate \$2,500,000 for the last 6 months of 2007, \$5,000,000 for 2008, and \$2,500,000  
13 for the first 6 months of 2009 to counties based on each county's proportion of the  
14 number of juveniles statewide who are placed in a juvenile correctional facility  
15 during the most recent 3-year period for which that information is available.

16           **SECTION 2571.** 301.26 (7) (c) of the statutes is amended to read:

17           301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate  
18 \$1,053,200 for the last 6 months of ~~2005~~ 2007, \$2,106,500 for ~~2006~~ 2008, and  
19 \$1,053,300 for the first 6 months of ~~2007~~ 2009 to counties based on each of the factors  
20 specified in par. (b) 1. to 3. weighted equally, except that no county may receive an  
21 allocation under this paragraph that is less than 93% nor more than 115% of the  
22 amount that the county would have received under this paragraph if the allocation  
23 had been distributed only on the basis of the factor specified in par. (b) 3.

24           **SECTION 2572.** 301.26 (7) (cm) of the statutes is created to read:

1           301.26 (7) (cm) The department shall allocate the amounts specified in par. (a)  
2 that are derived from the appropriation under s. 20.410 (3) (r) to counties based on  
3 each county's proportion of the number of juveniles statewide who are placed in a  
4 juvenile correctional facility during the most recent 3-year period for which that  
5 information is available.

6           **SECTION 2573.** 301.26 (7) (e) of the statutes is amended to read:

7           301.26 (7) (e) For emergencies related to community youth and family aids  
8 under this section, amounts not to exceed \$125,000 for the last 6 months of 2005  
9 2007, \$250,000 for ~~2006~~ 2008, and \$125,000 for the first 6 months of ~~2007~~ 2009. A  
10 county is eligible for payments under this paragraph only if it has a population of not  
11 more than 45,000.

12           **SECTION 2574.** 301.26 (7) (h) of the statutes is amended to read:

13           301.26 (7) (h) For counties that are participating in the corrective sanctions  
14 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2005~~ 2007,  
15 \$2,124,800 in ~~2006~~ 2008, and \$1,062,400 in the first 6 months of ~~2007~~ 2009 for the  
16 provision of corrective sanctions services for juveniles from that county. In  
17 distributing funds to counties under this paragraph, the department shall determine  
18 a county's distribution by dividing the amount allocated under this paragraph by the  
19 number of slots authorized for the program under s. 938.533 (2) and multiplying the  
20 quotient by the number of slots allocated to that county by agreement between the  
21 department and the county. The department may transfer funds among counties as  
22 necessary to distribute funds based on the number of slots allocated to each county.

23           **SECTION 2575.** 301.26 (8) of the statutes is amended to read:

24           301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
25 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last

1 6 months of ~~2005~~ 2007, \$1,333,400 in ~~2006~~ 2008, and \$666,700 in the first 6 months  
2 of ~~2007~~ 2009 for alcohol and other drug abuse treatment programs.

3 **SECTION 2576.** 301.265 (title) of the statutes is repealed.

4 **SECTION 2577.** 301.265 (1) of the statutes is renumbered 16.964 (8) (a) and  
5 amended to read:

6 16.964 (8) (a) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and  
7 (kj), the department office shall allocate \$500,000 in each fiscal year to enter into a  
8 contract with an organization to provide services in a county having a population of  
9 500,000 or more for the diversion of youths from gang activities into productive  
10 activities, including placement in appropriate educational, recreational, and  
11 employment programs. Notwithstanding s. 16.75, the department office may enter  
12 into a contract under this subsection paragraph without soliciting bids or proposals  
13 and without accepting the lowest responsible bid or offer.

14 **SECTION 2578.** 301.265 (2) of the statutes is renumbered 16.964 (8) (b) and  
15 amended to read:

16 16.964 (8) (b) From the appropriation under s. ~~20.410 (3) (ky)~~ 20.505 (6) (km),  
17 the department office may not distribute more than \$300,000 in each fiscal year to  
18 the organization that it has contracted with under sub-~~(1)~~ par. (a) for alcohol and  
19 other drug abuse education and treatment services for participants in that  
20 organization's youth diversion program.

21 **SECTION 2579.** 301.265 (3) of the statutes is renumbered 16.964 (8) (c) and  
22 amended to read:

23 16.964 (8) (c) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and (kj),  
24 the department office shall allocate \$150,000 in each fiscal year to enter into a  
25 contract with an organization to provide services in Racine County, \$150,000 in each

1 fiscal year to enter into a contract with an organization to provide services in  
2 Kenosha County, \$150,000 in each fiscal year to enter into a contract with an  
3 organization that is located in ward ~~1~~ 2 in the city of Racine to provide services in  
4 Racine County, and \$150,000 in each fiscal year to enter into a contract with an  
5 organization to provide services in Brown County, and from the appropriation under  
6 s. ~~20.410 (3)~~ 20.505 (6) (kj), the department shall allocate \$100,000 in each fiscal year  
7 to enter into a contract with an organization, for the diversion of youths from gang  
8 activities into productive activities, including placement in appropriate educational,  
9 recreational, and employment programs, and for alcohol or other drug abuse  
10 education and treatment services for participants in that organization's youth  
11 diversion program. The organization that is located in ward ~~1~~ 2 in the city of Racine  
12 shall have a recreational facility, shall offer programs to divert youths from gang  
13 activities, may not be affiliated with any national or state association, and may not  
14 have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s.  
15 16.75, the department office may enter into a contract under this subsection  
16 paragraph without soliciting bids or proposals and without accepting the lowest  
17 responsible bid or offer.

18 **SECTION 3128m.** 301.286 of the statutes is created to read:

19 **301.286 State identification upon release from prison.** Before an  
20 individual is released from prison upon completion of his or her sentence or to parole  
21 or extended supervision, the department shall determine if the individual has an  
22 operator's license or a state identification card under ch. 343. If the individual has  
23 neither, the department shall assist the individual in applying for a state  
24 identification card under s. 343.50. The department shall determine if the individual  
25 is able to pay all or a portion of the fee under s. 343.50 (5) from the individual's

1 general fund account. The department shall pay any portion of the fee the individual  
2 is unable to pay from the individual's general fund account.

3 **SECTION 2580.** 301.37 (1) of the statutes is amended to read:

4 301.37 (1) The department shall fix reasonable standards and regulations for  
5 the design, construction, repair, and maintenance of all houses of correction,  
6 reforestation camps maintained under s. 303.07, jails, as defined in s. 302.30,  
7 extensions of jails under s. 59.54 (14) (g), rehabilitation facilities under s. 59.53 (8),  
8 lockup facilities, as defined in s. 302.30, work camps under s. 303.10, Huber facilities  
9 under s. 303.09, and, after consulting with the department of ~~health and family~~  
10 ~~services~~ children and families, all juvenile detention facilities, with respect to their  
11 adequacy and fitness for the needs which they are to serve.

12 **SECTION 2581.** 301.45 (7) (a) of the statutes is amended to read:

13 301.45 (7) (a) The department shall maintain information provided under sub.  
14 (2). The department shall keep the information confidential except as provided in  
15 ss. 301.03 (14) and 301.46, except as needed for law enforcement purposes and except  
16 to provide, in response to a request for information under s. 49.22 (2m) made by the  
17 department of ~~workforce development~~ children and families or a county child  
18 support agency under s. 59.53 (5), the name and address of an individual registered  
19 under this section, the name and address of the individual's employer and financial  
20 information related to the individual.

21 **SECTION 2582.** 301.45 (9) of the statutes is amended to read:

22 301.45 (9) COOPERATION. The department of health and family services, the  
23 department of ~~workforce development~~ children and families, the department of  
24 transportation and all circuit courts shall cooperate with the department of  
25 corrections in obtaining information under this section.

1           **SECTION 2583.** 301.45 (10) of the statutes is amended to read:

2           301.45 **(10)** The department may require a person who must register as a sex  
3 offender ~~and who is in its custody or on probation, parole, or extended supervision~~  
4 to pay an annual fee to partially offset its costs in monitoring persons ~~on probation,~~  
5 ~~parole, or extended supervision~~ who must register as sex offenders. The department  
6 shall establish any such fee by rule, but the fee may not exceed \$50.

7           **SECTION 3132r.** 301.46 (2m) (am) of the statutes is amended to read:

8           301.46 **(2m)** (am) If an agency with jurisdiction confines a person under s.  
9 301.046, provides a person entering the intensive sanctions program under s.  
10 301.048 with a sanction other than a placement in a Type 1 prison or a jail, or releases  
11 a person from confinement in a state correctional institution or institutional care,  
12 and the person has been found to be a sexually violent person under ch. 980 or has,  
13 on 2 or more separate occasions, been convicted or found not guilty or not responsible  
14 by reason of mental disease or defect for a sex offense or for a violation of a law of this  
15 state that is comparable to a sex offense, the agency with jurisdiction shall notify the  
16 police chief of any community and the sheriff of any county in which the person will  
17 be residing, employed or attending school and through or to which the person will be  
18 regularly traveling. Notification under this paragraph shall be in addition to  
19 providing access to information under sub. (2) and to any other notification that an  
20 agency with jurisdiction is authorized to provide.

21           **SECTION 2584.** 301.46 (4) (a) 10m. of the statutes is created to read:

22           301.46 **(4)** (a) 10m. The department children and families.

23           **SECTION 3134m.** 301.48 (1) (cm) and (cn) of the statutes are created to read:

24           301.48 **(1)** (cm) “Level 1 child sex offense” means a violation of s. 948.02 or  
25 948.025 in which any of the following occurs:



1           1. The actor has sexual contact or sexual intercourse with an individual who  
2 is not a relative of the actor and who has not attained the age of 13 years and causes  
3 great bodily harm, as defined in s. 939.22 (14), to the individual.

4           2. The actor has sexual intercourse with an individual who is not a relative of  
5 the actor and who has not attained the age of 12 years.

6           (cn) “Level 2 child sex offense” means a violation of s. 948.02 or 948.025 in which  
7 any of the following occurs:

8           1. The actor has sexual intercourse, by use or threat of force or violence, with  
9 an individual who is not a relative of the actor and who has not attained the age of  
10 16 years.

11           2. The actor has sexual contact, by use or threat of force or violence, with an  
12 individual who has not attained the age of 16 years and who is not a relative of the  
13 actor, and the actor is at least 18 years of age when the sexual contact occurs.

14           **SECTION 3135a.** 301.48 (1) (d) of the statutes, as created by 2005 Wisconsin Act  
15 431, is amended to read:

16           301.48 (1) (d) “Lifetime tracking” means global positioning system tracking  
17 that is required for a person for the remainder of the person’s life or until terminated  
18 under sub. (2m), sub. (6), if applicable, or sub. (7) or ~~(8)~~ (7m). “Lifetime tracking” does  
19 not include global positioning system tracking under sub. (2) ~~(c)~~ ~~or~~ (d), regardless of  
20 how long it is required.

21           **SECTION 3136g.** 301.48 (1) (dr) of the statutes is created to read:

22           301.48 (1) (dr) “Relative” means a son, daughter, brother, sister, first cousin,  
23 2nd cousin, nephew, niece, grandchild, or great grandchild, or any other person  
24 related by blood, marriage, or adoption.

1           **SECTION 3136m.** 301.48 (1) (e) of the statutes, as created by 2005 Wisconsin Act  
2 431, is repealed and recreated to read:

3           301.48 (1) (e) “Serious child sex offense” means a level 1 child sex offense or a  
4 level 2 child sex offense.

5           **SECTION 3136r.** 301.48 (1) (fm) of the statutes is created to read:

6           301.48 (1) (fm) “Sexual contact” has the meaning given in s. 948.01 (5).

7           **SECTION 3137a.** 301.48 (2) (a) (intro.) of the statutes, as created by 2005  
8 Wisconsin Act 431, is amended to read:

9           301.48 (2) (a) (intro.) Except as provided in sub. (2m), the department shall  
10 maintain lifetime tracking of a person if any of the following occurs with respect to  
11 the person on or after ~~July 1, 2007~~ January 1, 2008:

12           **SECTION 3138g.** 301.48 (2) (a) 1. of the statutes, as created by 2005 Wisconsin  
13 Act 431, is amended to read:

14           301.48 (2) (a) 1. A court places the person on probation for committing a ~~serious~~  
15 level 1 child sex offense.

16           **SECTION 3138r.** 301.48 (2) (a) 1m. of the statutes is created to read:

17           301.48 (2) (a) 1m. The person is convicted for committing a level 2 child sex  
18 offense and the court places the person on probation for committing the level 2 child  
19 sex offense.

20           **SECTION 3139a.** 301.48 (2) (a) 2. of the statutes, as created by 2005 Wisconsin  
21 Act 431, is amended to read:

22           301.48 (2) (a) 2. The department releases the person to extended supervision  
23 or parole while the person is serving a sentence for committing a ~~serious~~ level 1 child  
24 sex offense.

25           **SECTION 3139r.** 301.48 (2) (a) 2m. of the statutes is created to read:

1           301.48 (2) (a) 2m. The person is convicted for committing a level 2 child sex  
2 offense and the department releases the person to extended supervision or parole  
3 while the person is serving the sentence for committing the level 2 child sex offense.

4           **SECTION 3140g.** 301.48 (2) (a) 3. of the statutes, as created by 2005 Wisconsin  
5 Act 431, is amended to read:

6           301.48 (2) (a) 3. The department releases the person from prison upon the  
7 completion of a sentence imposed for a serious level 1 child sex offense.

8           **SECTION 3140r.** 301.48 (2) (a) 3m. of the statutes is created to read:

9           301.48 (2) (a) 3m. The person is convicted for committing a level 2 child sex  
10 offense and the department releases the person from prison upon the completion of  
11 the sentence imposed for the level 2 child sex offense.

12           **SECTION 3141g.** 301.48 (2) (a) 6., 7. and 8. of the statutes are created to read:

13           301.48 (2) (a) 6. The court places a person on lifetime supervision under s.  
14 939.615 for committing a serious child sex offense and the person is released from  
15 prison.

16           7. A police chief or a sheriff has received a notification under s. 301.46 (2m) (am)  
17 regarding the person.

18           8. The department makes a determination under sub. (2g) that global  
19 positioning system tracking is appropriate for the person.

20           **SECTION 3143m.** 301.48 (2) (b) (intro.) of the statutes, as created by 2005  
21 Wisconsin Act 431, is amended to read:

22           301.48 (2) (b) (intro.) The department shall maintain lifetime tracking of a  
23 person if any of the following occurs with respect to the person on or after ~~July 1, 2007~~  
24 January 1, 2008:

1           **SECTION 3144m.** 301.48 (2) (b) 2. of the statutes, as created by 2005 Wisconsin  
2 Act 431, is amended to read:

3           301.48 (2) (b) 2. A court discharges the person under s. 980.09 ~~or 980.10~~ (4).  
4 This subdivision does not apply if the person was on supervised release immediately  
5 before being discharged.

6           **SECTION 3145m.** 301.48 (2) (c) of the statutes, as created by 2005 Wisconsin Act  
7 431, is repealed.

8           **SECTION 3148g.** 301.48 (2) (d) of the statutes, as created by 2005 Wisconsin Act  
9 431, is amended to read:

10           301.48 (2) (d) If, on or after ~~July 1, 2007~~ January 1, 2008, a person is being  
11 placed on probation, extended supervision, ~~or parole, or lifetime supervision~~ for  
12 committing a sex offense and par. (a), or (b), ~~or~~ (c) does not apply, the department may  
13 have the person tracked using a global positioning system tracking device as a  
14 condition of the person's probation, extended supervision, ~~or parole, or lifetime~~  
15 supervision.

16           **SECTION 3148r.** 301.48 (2g) of the statutes is created to read:

17           301.48 (2g) DEPARTMENT DETERMINATION. If a person who committed a serious  
18 child sex offense, or a person under supervision under the interstate corrections  
19 compact for a serious child sex offense, is not subject to lifetime tracking under sub.  
20 (2), the department shall assess the person's risk using a standard risk assessment  
21 instrument to determine if global positioning system tracking is appropriate for the  
22 person.

23           **SECTION 3149m.** 301.48 (2m) of the statutes, as created by 2005 Wisconsin Act  
24 431, is amended to read:

1           **301.48 (2m)** PASSIVE POSITIONING SYSTEM TRACKING. If a person who is subject  
2 to lifetime tracking under sub. (2) (a) 1., 1m., 2., ~~or, 2m.~~, 3., or 3m. completes his or  
3 her sentence, including any probation, parole, or extended supervision, the  
4 department may ~~decide to~~ use passive positioning system tracking instead of  
5 maintaining lifetime tracking.

6           **SECTION 3151m.** 301.48 (3) (a) 1. of the statutes, as created by 2005 Wisconsin  
7 Act 431, is amended to read:

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

14           **SECTION 3153m.** 301.48 (3) (b) of the statutes, as created by 2005 Wisconsin  
15 Act 431, is amended to read:

16           **301.48 (3)** (b) The department shall contract with a vendor using a competitive  
17 process under s. 16.75 to provide staff in this state to install, remove, and maintain  
18 equipment related to global positioning system tracking services and passive  
19 positioning system tracking services for purposes of this section. The term of the  
20 contract may not exceed 3 years.

21           **SECTION 3154m.** 301.48 (3) (c) of the statutes, as created by 2005 Wisconsin Act  
22 431, is amended to read:

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

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

6 **SECTION 3156m.** 301.48 (4) (b) of the statutes, as created by 2005 Wisconsin  
7 Act 431, is amended to read:

8 301.48 (4) (b) If required by the department, a person who is subject to global  
9 positioning system tracking or passive positioning system tracking shall pay for the  
10 cost of tracking up to the amount calculated for the person under par. (a) 2. The  
11 department shall collect moneys paid by the person under this paragraph and credit  
12 those moneys to the appropriation under s. 20.410 (1) (gk).

13 **SECTION 3164m.** 301.48 (7m) of the statutes is created to read:

14 301.48 (7m) TERMINATION IF PERSON MOVES OUT OF STATE. Notwithstanding sub.  
15 (2), if a person who is subject to being tracked under this section moves out of state,  
16 the department shall terminate the person's tracking. If the person returns to the  
17 state, the department shall reinstate the person's tracking except as provided under  
18 sub. (6) or (7).

19 **SECTION 3165m.** 301.48 (8) of the statutes, as created by 2005 Wisconsin Act  
20 431, is repealed.

21 **SECTION 2585.** 302.05 (1) (c) of the statutes is amended to read:

22 302.05 (1) (c) ~~The Robert E. Ellsworth Correctional Center~~ The department of  
23 corrections and the department of health and family services shall, at any  
24 correctional facility the departments determine is appropriate, provide a substance

1 abuse treatment program for inmates for the purposes of the earned release program  
2 described in sub. (3).

3 **SECTION 2586.** 302.372 (2) (b) of the statutes is amended to read:

4 302.372 (2) (b) Before seeking any reimbursement under this section, the  
5 county shall provide a form to be used for determining the financial status of  
6 prisoners. The form shall provide for obtaining the social security number of the  
7 prisoner, the age and marital status of a prisoner, the number and ages of children  
8 of a prisoner, the number and ages of other dependents of a prisoner, the income of  
9 a prisoner, type and value of real estate owned by a prisoner, type and value of  
10 personal property owned by a prisoner, the prisoner's cash and financial institution  
11 accounts, type and value of the prisoner's investments, pensions and annuities and  
12 any other personalty of significant cash value owned by a prisoner. The county shall  
13 use the form whenever investigating the financial status of prisoners. The  
14 information on a completed form is confidential and not open to public inspection or  
15 copying under s. 19.35 (1), except that the county shall provide the name and address  
16 of an individual, the name and address of the individual's employer and financial  
17 information related to the individual from a form completed under this paragraph  
18 in response to a request for information under s. 49.22 (2m) made by the department  
19 of ~~workforce development~~ children and families or a county child support agency  
20 under s. 59.53 (5).

21 **SECTION 2587.** 302.38 (3) of the statutes is amended to read:

22 302.38 (3) The maximum amount that a governmental unit may pay for the  
23 costs of medical or hospital care under this section is limited for that care to the  
24 amount payable by medical assistance under subch. IV of ch. 49, ~~except s. excluding~~  
25 ss. 49.468 and 49.471 (11), for care for which a medical assistance rate exists. No

1 provider of medical or hospital care may bill a prisoner under sub. (1) for the cost of  
2 care exceeding the amount paid under this subsection by the governmental unit. If  
3 no medical assistance rate exists for the care provided, there is no limitation under  
4 this subsection.

5 **SECTION 2588.** 302.386 (1) of the statutes is amended to read:

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

16 **SECTION 3204d.** 341.09 (1) (a) of the statutes is amended to read:

17 341.09 (1) (a) The department shall issue a temporary operation plates plate  
18 as provided under subs. (2), (2m) and (9) and may issue a temporary operation permit  
19 or plate for an unregistered vehicle as otherwise provided under this section. Except  
20 as provided in par. (b), the permits or ~~plates~~ plate shall contain the date of expiration  
21 and sufficient information to identify the vehicle for which and the person to whom  
22 it is issued. The department may place the information identifying the vehicle and  
23 the person to whom the permit or plate is issued on a separate form. Except as  
24 provided in subs. (3) to (5), a temporary operation plate issued under this section is



1 valid for a period of 90 days or until the applicant receives the regular registration  
2 ~~plates~~ plate, whichever occurs first.

3 **SECTION 3204e.** 341.09 (1) (b) of the statutes is amended to read:

4 341.09 (1) (b) The department shall specify by rule the size, color, design, form  
5 and specifications of temporary operation plates issued under sub. (2m) or (9) for ~~an~~  
6 ~~automobile or motor truck~~ automobiles or motor trucks having a registered weight  
7 of 8,000 pounds or less, and the system to be used to identify the date of issuance of  
8 such plates. All temporary operation plates issued under sub. (2m) or (9) for ~~an~~  
9 ~~automobile or motor truck~~ automobiles or motor trucks having a registered weight  
10 of 8,000 pounds or less shall contain ~~a~~ registration ~~number~~ numbers composed of  
11 letters or numbers.

12 **SECTION 3204g.** 341.09 (2) (a) of the statutes is amended to read:

13 341.09 (2) (a) Upon request therefor by a person who has made a verifiable  
14 application for registration and paid the registration fee, the department shall issue  
15 a temporary operation permit or plate if it appears that the person would otherwise  
16 be unable to lawfully operate the vehicle pending receipt of the registration ~~plates~~  
17 plate.

18 **SECTION 3204i.** 341.09 (2) (d) of the statutes is amended to read:

19 341.09 (2) (d) The department may issue ~~a~~ temporary operation ~~plates~~ plate  
20 for use on any vehicle except buses, for-hire vehicles and vehicles which are subject  
21 to registration under the international registration plan if the state is a party to such  
22 plan or vehicles which are subject to registration under s. 341.41 (9). The department  
23 shall determine the size, color, design, form and specifications of the plate. The  
24 department shall charge a fee of \$3 for each temporary operation plate issued under  
25 this subsection.

1           **SECTION 3204k.** 341.09 (9) of the statutes, as affected by 2005 Wisconsin Act  
2 25, is amended to read:

3           341.09 (9) Notwithstanding any other provision of this section, the department  
4 shall issue a temporary operation plate or a temporary permit without charge for an  
5 automobile or motor truck having a registered weight of 8,000 pounds or less upon  
6 receipt of a complete application accompanied by the required fee for registration of  
7 the vehicle, including evidence of any inspection under s. 110.20 when required, if  
8 the department does not immediately issue the regular registration ~~plates~~ plate for  
9 the vehicle and the department determines that the applicant has not otherwise  
10 been issued a temporary operation plate or a temporary permit under this section.

11           **SECTION 3204m.** 341.11 (4) of the statutes is amended to read:

12           341.11 (4) In the case of a vehicle registered on the basis of gross weight for  
13 which ~~a special registration plates have~~ plate has been issued under s. 341.14 (2), (6),  
14 (6m) or (6r) or for which ~~a personalized registration plates have~~ plate has been issued  
15 under s. 341.145, or any motor bus, motor home, dual purpose motor home, motor  
16 truck, truck tractor or road tractor, the certificate of registration shall be displayed  
17 in a prominent place in the driver's compartment of the vehicle to which the  
18 certificate refers. Any person who operates and any person in whose name the  
19 vehicle is registered who consents to the operation of any such vehicle without the  
20 certificate of registration being so displayed may be required to forfeit not more than  
21 \$200.

22           **SECTION 3204o.** 341.12 (1) of the statutes, as affected by 2007 Wisconsin Act  
23 11, is amended to read:

24           341.12 (1) The department upon registering a vehicle pursuant to s. 341.25 or  
25 341.30 shall issue and deliver prepaid to the applicant ~~2 registration plates for an~~

1 ~~automobile, motor truck, motor bus, school bus, motor home, or dual purpose motor~~  
2 ~~home and one plate for other vehicles. The department upon registering a vehicle~~  
3 ~~pursuant to any other section shall issue one plate unless the department~~  
4 ~~determines that 2 plates will better serve the interests of law enforcement one~~  
5 ~~registration plate.~~

6 **SECTION 3204q.** 341.12 (2) of the statutes is amended to read:

7 341.12 (2) The department shall purchase plates from the Waupun  
8 Correctional Institution unless otherwise approved by the governor. Subject to any  
9 specific requirements which may be imposed by statute, the department shall  
10 determine the size, color and design of any registration plates plate with a view  
11 toward making ~~them~~ the plate visible evidence of the period for which the vehicle is  
12 registered and the fee class into which the vehicle falls as well as making ~~them~~ the  
13 plate a ready means of identifying the specific vehicle or owner for which the ~~plates~~  
14 ~~were~~ plate was issued.

15 **SECTION 3204s.** 341.13 (2) of the statutes is amended to read:

16 341.13 (2) In addition to the matter specified in s. 341.12 (3), the registration  
17 ~~plates~~ plate for a vehicle registered on the basis of gross weight except a dual purpose  
18 motor home or a motor home, motor truck, farm truck, or dual purpose farm truck  
19 registered under s. 341.14 (1), (1a), (1m), (1q), (1r) (a), (2), (6m), or (6r) or 341.145 (1)  
20 (a), (b), (c), (d), or (e) or a motor truck or dual purpose farm truck registered under  
21 s. 341.14 (6) shall indicate the weight class into which the vehicle falls in a manner  
22 prescribed by the department. The gross weight which determines the registration  
23 fee for a dual purpose motor home or a motor home, motor truck, farm truck, or dual  
24 purpose farm truck registered under s. 341.14 (1), (1a), (1m), (1q), (1r) (a), (2), (6m),

1 or (6r) or 341.145 (1) (a), (b), (c), (d), or (e) or a motor truck or dual purpose farm truck  
2 registered under s. 341.14 (6) shall be shown on its certificate of registration.

3 **SECTION 3204u.** 341.13 (2r) of the statutes is amended to read:

4 341.13 (2r) In addition to the matter specified in s. 341.12 (3), the registration  
5 ~~plates~~ plate for a vehicle registered under s. 341.14 (6r) (f) 32. shall display the words  
6 “combat–wounded veteran.” The department shall specify one combination of colors  
7 and design for a plate issued under s. 341.14 (6r) (f) 32., except that the department  
8 may not specify the colors or design unless the colors and design are approved in  
9 writing by the department of veterans affairs.

10 **SECTION 3205bc.** 341.135 (2) (a) 1. of the statutes is amended to read:

11 341.135 (2) (a) 1. Beginning with registrations initially effective on  
12 July 1, 2000, upon receipt of a completed application to initially register a vehicle  
13 under s. 341.14 (1), (1a), (1m), (1q), (2), (2m), (6m), or (6r), except s. 341.14 (6r) (f) 53.,  
14 54., or 55., or s. 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c) or 341.26 (2) or (3) (a)  
15 1. or (am), the department shall issue and deliver prepaid to the applicant 2 one new  
16 registration ~~plates~~ plate of the design established under sub. (1).

17 **SECTION 3205bg.** 341.135 (2) (a) 2. of the statutes is amended to read:

18 341.135 (2) (a) 2. Notwithstanding s. 341.13 (3), beginning with registrations  
19 initially effective on July 1, 2010, upon receipt of a completed application to initially  
20 register a vehicle under s. 341.14 (1), (1a), (1m), (1q), (2), (2m), (6m), or (6r), or s.  
21 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c) or 341.26 (2) or (3) (a) 1. or (am), or to  
22 renew the registration of a vehicle under those sections for which a registration plate  
23 has not been issued during the previous 10 years, the department shall issue and  
24 deliver prepaid to the applicant 2 one new registration ~~plates~~ plate of the design  
25 established for that 10–year period under sub. (1).

1           **SECTION 3205bn.** 341.135 (2) (am) of the statutes is amended to read:

2           341.135 (2) (am) Notwithstanding s. 341.13 (3) and (3m), beginning with  
3           registrations initially effective on July 1, 2000, upon receipt of a completed  
4           application to renew the registration of a vehicle registered under s. 341.14 (1), (1a),  
5           (1m), (1q), (2), (2m), (6m), or (6r), except s. 341.14 (6r) (f) 53., 54., or 55., or s. 341.25  
6           (1) (a), (c), (h), or (j) or (2) (a), (b), or (c) for which a registration plate of the design  
7           established under sub. (1) has not been issued, the department may issue and deliver  
8           prepaid to the applicant ~~2~~ one new registration ~~plates~~ plate of the design established  
9           under sub. (1). This paragraph does not apply to any registration ~~plates~~ plate issued  
10          under s. 341.14 (6r) (f) 52., 1997 stats. This paragraph does not apply after June 30,  
11          2010.

12          **SECTION 3205br.** 341.135 (2) (e) of the statutes is amended to read:

13          341.135 (2) (e) The department shall issue a new registration ~~plates~~ plate of  
14          the design established under sub. (1) for every vehicle registered under s. 341.14 (1),  
15          (1a), (1m), (1q), (2), (2m), (6m), or (6r), 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c),  
16          or 341.26 (2) or (3) (a) 1. or (am) after July 1, 2010.

17          **SECTION 3205da.** 341.14 (1) of the statutes is amended to read:

18          341.14 (1) If any resident of this state who is registering or has registered an  
19          automobile, or a motor truck, dual purpose motor home or dual purpose farm truck  
20          which has a gross weight of not more than 8,000 pounds, a farm truck which has a  
21          gross weight of not more than 12,000 pounds or a motor home submits a statement  
22          once every 4 years, as determined by the department, from the U.S. department of  
23          veterans affairs certifying to the department that the resident is, by reason of  
24          injuries sustained while in the active U.S. military service, a person with a disability  
25          that limits or impairs the ability to walk, the department shall procure, issue and

1 deliver to the veteran, ~~plates~~ a plate of a special design in lieu of the ~~plates~~ plate  
2 which ordinarily would be issued for the vehicle, and shall renew the ~~plates~~ plate.  
3 The ~~plates~~ plate shall be colored red, white, and blue and the department shall  
4 consult the department of veterans affairs before specifying the design of the ~~plates~~  
5 plate. The ~~plates~~ plate shall be so designed as to readily apprise law enforcement  
6 officers of the fact that the vehicle is owned by a disabled veteran and is entitled to  
7 the parking privileges specified in s. 346.50 (2). No charge in addition to the  
8 registration fee shall be made for the issuance or renewal of ~~such plates~~ the plate.

9 **SECTION 3205dc.** 341.14 (1a) of the statutes is amended to read:

10 341.14 (1a) If any resident of this state, who is registering or has registered an  
11 automobile, or a motor truck, dual purpose motor home or dual purpose farm truck  
12 which has a gross weight of not more than 8,000 pounds, a farm truck which has a  
13 gross weight of not more than 12,000 pounds or a motor home, submits a statement  
14 once every 4 years, as determined by the department, from a physician licensed to  
15 practice medicine in any state, from an advanced practice nurse licensed to practice  
16 nursing in any state, from a physician assistant licensed or certified to practice in any  
17 state, from a chiropractor licensed to practice chiropractic in any state or from a  
18 Christian Science practitioner residing in this state and listed in the Christian  
19 Science journal certifying to the department that the resident is a person with a  
20 disability that limits or impairs the ability to walk, the department shall procure,  
21 issue and deliver to the disabled person ~~plates~~ a plate of a special design in lieu of  
22 ~~plates~~ the plate which ordinarily would be issued for the vehicle, and shall renew the  
23 ~~plates~~ plate. The ~~plates~~ plate shall be so designed as to readily apprise law  
24 enforcement officers of the fact that the vehicle is owned by a nonveteran disabled  
25 person and is entitled to the parking privileges specified in s. 346.50 (2a). No charge

1 in addition to the registration fee shall be made for the issuance or renewal of such  
2 plates the plate.

3 **SECTION 3205de.** 341.14 (1m) of the statutes is amended to read:

4 341.14 (1m) If any licensed driver submits to the department a statement once  
5 every 4 years, as determined by the department, from a physician licensed to practice  
6 medicine in any state, from an advanced practice nurse licensed to practice nursing  
7 in any state, from a physician assistant licensed or certified to practice in any state,  
8 from a chiropractor licensed to practice chiropractic in any state or from a Christian  
9 Science practitioner residing in this state and listed in the Christian Science journal  
10 certifying that another person who is regularly dependent on the licensed driver for  
11 transportation is a person with a disability that limits or impairs the ability to walk,  
12 the department shall issue and deliver to the licensed driver plates a plate of a special  
13 design in lieu of the plates plate which ordinarily would be issued for the automobile  
14 or motor truck, dual purpose motor home or dual purpose farm truck having a gross  
15 weight of not more than 8,000 pounds, farm truck having a gross weight of not more  
16 than 12,000 pounds or motor home, and shall renew the plates plate. The plates plate  
17 shall be so designed as to readily apprise law enforcement officers of the fact that the  
18 vehicle is operated by a licensed driver on whom a disabled person is regularly  
19 dependent and is entitled to the parking privileges specified in s. 346.50 (2a). No  
20 charge in addition to the registration fee may be made for the issuance or renewal  
21 of the plates plate. The plates plate shall conform to the plates plate required in sub.  
22 (1a).

23 **SECTION 3205dg.** 341.14 (1q) of the statutes is amended to read:

24 341.14 (1q) If any employer who provides an automobile, or a motor truck, dual  
25 purpose motor home or dual purpose farm truck which has a gross weight of not more

1 than 8,000 pounds, a farm truck which has a gross weight of not more than 12,000  
2 pounds or a motor home, for an employee's use submits to the department a  
3 statement once every 4 years, as determined by the department, from a physician  
4 licensed to practice medicine in any state, from an advanced practice nurse licensed  
5 to practice nursing in any state, from a physician assistant licensed or certified to  
6 practice in any state, from a chiropractor licensed to practice chiropractic in any state  
7 or from a Christian Science practitioner residing in this state and listed in the  
8 Christian Science journal certifying that the employee is a person with a disability  
9 that limits or impairs the ability to walk, the department shall issue and deliver to  
10 such employer ~~plates~~ a plate of a special design in lieu of the ~~plates~~ plate which  
11 ordinarily would be issued for the vehicle, and shall renew the ~~plates~~ plate. The  
12 ~~plates~~ plate shall be so designed as to readily apprise law enforcement officers of the  
13 fact that the vehicle is operated by a disabled person and is entitled to the parking  
14 privileges specified in s. 346.50 (2a). No charge in addition to the registration fee may  
15 be made for the issuance or renewal of the ~~plates~~ plate. The ~~plates~~ plate shall  
16 conform to the ~~plates~~ plate required in sub. (1a).

17 **SECTION 3205di.** 341.14 (2) of the statutes is amended to read:

18 341.14 (2) Upon compliance with the laws relating to registration of  
19 automobiles and motor homes; motor trucks, dual purpose motor homes, and dual  
20 purpose farm trucks which have a gross weight of not more than 8,000 pounds; and  
21 farm trucks which have a gross weight of not more than 12,000 pounds, including  
22 payment of the prescribed registration fees therefor plus an additional fee of \$15  
23 when a registration ~~plates are~~ plate is issued accompanied by an application showing  
24 satisfactory proof that the applicant is the holder of an unexpired amateur radio  
25 station license issued by the federal communications commission, the department



1 shall issue ~~a registration plates~~ plate on which, in lieu of the usual registration  
2 number, shall be inscribed in large legible form the call letters of such applicant as  
3 assigned by the federal communications commission. The fee for reissuance of a  
4 plate under this subsection shall be \$15.

5 **SECTION 3205dk.** 341.14 (2m) of the statutes is amended to read:

6 341.14 **(2m)** Upon compliance with laws relating to registration of motor  
7 vehicles, including payment of the prescribed fee, and an additional fee of \$15 when  
8 the original or new registration ~~plates are~~ plate is issued and accompanied by an  
9 application showing satisfactory proof that the applicant has a collector's  
10 identification number as provided in s. 341.266 (2) (d), the department shall issue a  
11 registration ~~plates~~ plate on which, in lieu of the usual registration number, shall be  
12 inscribed the collector's identification number issued under s. 341.266 (2) (d). The  
13 words "VEHICLE COLLECTOR" shall be inscribed across the lower or upper portion  
14 of the plate at the discretion of the department. Additional registrations under this  
15 subsection by the same collector shall bear the same collector's identification number  
16 followed by a suffix letter for vehicle identification. Registration plates issued under  
17 this subsection shall expire annually.

18 **SECTION 3205dm.** 341.14 (5) of the statutes is amended to read:

19 341.14 **(5)** Upon application by any person awarded the congressional medal  
20 of honor and submission of proper proof thereof, the department shall issue a special  
21 ~~plates~~ plate so designed as to indicate such award. No charge whatever shall be made  
22 for the issuance of such ~~plates~~ plate.

23 **SECTION 3205do.** 341.14 (6) (c) of the statutes is amended to read:

1           341.14 (6) (c) A person who maintains no more than one registration under this  
2 subsection at one time shall not be charged a fee for registration of the vehicle or  
3 issuance of the ~~plates~~ plate.

4           **SECTION 3205dq.** 341.14 (6) (d) of the statutes is amended to read:

5           341.14 (6) (d) For each additional vehicle, a person who maintains more than  
6 one registration under this subsection at one time shall be charged a fee of \$15 for  
7 issuance or reissuance of the ~~plates~~ plate in addition to the annual registration fee  
8 for the vehicle. Except as provided in par. (c), a motor truck or dual purpose farm  
9 truck registered under this subsection shall be registered under this paragraph.

10          **SECTION 3205ds.** 341.14 (6m) (a) of the statutes is amended to read:

11          341.14 (6m) (a) Upon application to register an automobile or a motor home,  
12 or a motor truck, dual purpose motor home, or dual purpose farm truck which has  
13 a gross weight of not more than 8,000 pounds, or a farm truck which has a gross  
14 weight of not more than 12,000 pounds, by any person who is a resident of this state  
15 and a member or retired member of the national guard, the department shall issue  
16 to the person a special ~~plates~~ plate whose colors and design shall be determined by  
17 the department and which ~~have~~ has the words “Wisconsin guard member” placed on  
18 the ~~plates~~ plate in the manner designated by the department. The department shall  
19 consult with or obtain the approval of the adjutant general with respect to any word  
20 or symbol used to identify the national guard. An additional fee of \$15 shall be  
21 charged for the issuance or reissuance of the ~~plates~~ plate. Registration plates issued  
22 under this subsection shall expire annually.

23          **SECTION 3205du.** 341.14 (6m) (b) of the statutes is amended to read:

24          341.14 (6m) (b) Except as provided in par. (c), if an individual in possession of  
25 a special ~~plates~~ plate under this subsection or of a personalized ~~plates~~ plate under

1 s. 341.145 (1) (b) does not maintain membership in the national guard during a year  
2 which is not a plate issuance year, the individual shall dispose of the special plates  
3 plate in a manner prescribed by the department.

4 **SECTION 3205dw.** 341.14 (6r) (b) 1. of the statutes is amended to read:

5 341.14 (6r) (b) 1. Upon application to register an automobile or motor home,  
6 or a motor truck, dual purpose motor home or dual purpose farm truck which has a  
7 gross weight of not more than 8,000 pounds, or a farm truck which has a gross weight  
8 of not more than 12,000 pounds, by any person who is a resident of this state and a  
9 member of an authorized special group, the department shall issue to the person a  
10 special plates plate whose colors and design shall indicate that the vehicle is owned  
11 by a person who is a member of the applicable special group. The department may  
12 not issue any special group plates under par. (f) 55. until 6 months after the  
13 department has received information sufficient for the department to determine that  
14 any approvals required for use of any logo, trademark, trade name or other  
15 commercial symbol designating the professional football team have been obtained.

16 **SECTION 3205dy.** 341.14 (6r) (b) 2. of the statutes is amended to read:

17 341.14 (6r) (b) 2. An additional fee of \$15 shall be charged for the issuance or  
18 reissuance of the plates plate for special groups specified under par. (f), except that  
19 no additional fee may be charged under this subdivision for the issuance or  
20 reissuance of the plates plate for special groups specified under par. (f) 1. to 32., 49.  
21 to 49s., 51., or 56.

22 **SECTION 3205eb.** 341.14 (6r) (g) of the statutes is amended to read:

23 341.14 (6r) (g) If an individual in possession of a special plates plate under par.  
24 (f) 33., 34. or 48. or of a personalized plates plate under s. 341.145 (1) (c) of the same  
25 color and design as a special plates plate under par. (f) 33., 34. or 48. does not

1 maintain membership in the applicable authorized special group during a year that  
2 is not a plate issuance year, the individual shall dispose of the special plates plate  
3 in a manner prescribed by the department.

4 **SECTION 3205ed.** 341.14 (7) of the statutes is amended to read:

5 341.14 (7) The department shall disseminate information to all applicants for  
6 a registration plates plate under sub. (1), (1a), (1e), (1m) or (1q) relating to the  
7 parking privileges granted under s. 346.50 (2), (2a) or (3) and their right to request  
8 enforcement of s. 346.505.

9 **SECTION 3205em.** 341.145 (1g) (a) of the statutes is amended to read:

10 341.145 (1g) (a) The department may issue a personalized registration plates  
11 plate under sub. (1) (b) to a person who qualifies for a special plates plate under s.  
12 341.14 (6m).

13 **SECTION 3205eo.** 341.145 (1g) (b) of the statutes is amended to read:

14 341.145 (1g) (b) The department may issue a personalized registration plates  
15 plate under sub. (1) (c) to a person who qualifies for a special plates plate under s.  
16 341.14 (6r).

17 **SECTION 3205eq.** 341.145 (1g) (c) of the statutes is amended to read:

18 341.145 (1g) (c) The department may issue a personalized registration plates  
19 plate under sub. (1) (d) to a person who qualifies for a special plates plate under s.  
20 341.14 (1).

21 **SECTION 3205es.** 341.145 (1g) (d) of the statutes is amended to read:

22 341.145 (1g) (d) The department may issue a personalized registration plates  
23 plate under sub. (1) (e) to a person who qualifies for a special plates plate under s.  
24 341.14 (1a), (1m) or (1q).

25 **SECTION 3205eu.** 341.145 (1g) (e) of the statutes is amended to read:

1           341.145 (1g) (e) The department may issue a personalized registration plates  
2 plate under sub. (1) (f) to a person who qualifies for a special plates plate under s.  
3 341.14 (6w).

4           **SECTION 3205ew.** 341.145 (1r) of the statutes is amended to read:

5           341.145 (1r) In lieu of the procedure under s. 341.13 (2), the department may  
6 issue a distinguishing tags or decals for tag or decal for a personalized registration  
7 plates plate for a vehicle registered on the basis of gross weight.

8           **SECTION 3205ey.** 341.145 (2) (intro.) of the statutes is amended to read:

9           341.145 (2) (intro.) The department shall issue a personalized registration  
10 plates plate only upon request and if:

11           **SECTION 3205fb.** 341.145 (3) of the statutes is amended to read:

12           341.145 (3) In addition to the regular application fee provided under s. 341.25  
13 (1) (a), (c) or (j) or (2) or 341.26 (3) (a) 2. or (am), the applicant for a personalized  
14 registration plate issued on an annual basis shall pay a fee of \$15 for the issuance  
15 of the plate and \$15 in each succeeding year to maintain the plate. In addition to the  
16 regular application fee provided under s. 341.25 (1) (b) or 341.26 (3) (a) 1., the  
17 applicant for a personalized registration plate issued on a biennial basis shall pay  
18 a fee of \$30 for issuance of the plate if the plate is issued during the first year of the  
19 biennial registration period or \$15 for issuance of the plate if the plate is issued  
20 during the 2nd year of the biennial registration period. The fee to maintain a  
21 personalized plate issued on a biennial basis is \$30. The fee for reissuance of a  
22 personalized plate shall be \$15 for an annual registration and \$30 for a biennial  
23 registration. An applicant for a personalized plates plate issued under sub. (1) (b)  
24 or (c) shall not be required to pay the fee for initial issuance of the plates plate.

25           **SECTION 3205fd.** 341.145 (7) of the statutes is amended to read:

1           341.145 (7) The department may refuse to issue any combination of letters or  
2 numbers, or both, which may carry connotations offensive to good taste or decency,  
3 or which would be misleading, or in conflict with the issuance of any other  
4 registration ~~plates~~ plate. All decisions of the department with respect to  
5 personalized registration plate applications shall be final and not subject to judicial  
6 review under ch. 227.

7           **SECTION 3205ff.** 341.145 (8) of the statutes is amended to read:

8           341.145 (8) The department may cancel and order the return of any  
9 personalized registration ~~plates~~ plate issued which ~~contain~~ contains any  
10 combination of letters or numbers, or both, which the department determines may  
11 carry connotations offensive to good taste and decency or which may be misleading.  
12 Any person ordered to return such ~~plates~~ a plate under this subsection shall either  
13 be reimbursed for any additional fees they paid for the ~~plates~~ plate for the  
14 registration year in which they are recalled, or be given at no additional cost a  
15 replacement personalized registration ~~plates~~ plate, the issuance of which is in  
16 compliance with the statutes. A person who fails to return a personalized  
17 registration ~~plates~~ plate upon request of the department may be required to forfeit  
18 not more than \$200.

19           **SECTION 3205gb.** 341.15 (1) (intro.) of the statutes is amended to read:

20           341.15 (1) (intro.) ~~Whenever 2 registration plates are issued for a vehicle, one~~  
21 ~~plate shall be attached to the front and one to the rear of the vehicle. Whenever only~~  
22 one registration plate is issued for a vehicle, the plate shall be attached as follows:

23           **SECTION 3205gd.** 341.15 (1) (b) of the statutes is amended to read:

24           341.15 (1) (b) For any other vehicle ~~for which only one plate is issued~~, to the  
25 rear, except that a plate issued to or for a municipality under s. 341.26 (2m) may be

1 attached to the front of the vehicle if the design or use of the vehicle is such as to make  
2 a plate attached to the rear difficult to see and read.

3 **SECTION 3205gf.** 341.15 (1g) of the statutes is created to read:

4 341.15 (1g) The owner of any vehicle for which 2 registration plates were issued  
5 before the effective date of this subsection .... [revisor inserts date], may remove and  
6 destroy one registration plate from the vehicle but is not required to do so until such  
7 time as the department issues a new plate upon the renewal of registration of the  
8 vehicle. If a person removes and destroys one plate, the remaining plate must comply  
9 with the requirements of sub. (1).

10 **SECTION 3205gh.** 341.15 (2) of the statutes is amended to read:

11 341.15 (2) ~~Registration plates~~ A registration plate shall be attached firmly and  
12 rigidly in a horizontal position and conspicuous place. The ~~plates~~ plate shall at all  
13 times be maintained in a legible condition and shall be so displayed that ~~they~~ it can  
14 be readily and distinctly seen and read. Any peace officer may require the operator  
15 of any vehicle on which ~~plates are~~ a plate is not properly displayed to display such  
16 ~~plates~~ the plate as required by this section.

17 **SECTION 3205hb.** 341.16 (1) (a) of the statutes is amended to read:

18 341.16 (1) (a) Whenever a current registration plate is lost or destroyed, the  
19 owner of the vehicle to which the plate was attached shall immediately apply to the  
20 department for replacement. Except as provided in par. (b) and sub. (2m), upon  
21 satisfactory proof of the loss or destruction of the plate and upon payment of a fee of  
22 \$2 for each ~~the~~ the plate, the department shall issue a replacement.

23 **SECTION 3205hd.** 341.16 (1) (b) of the statutes is amended to read:

24 341.16 (1) (b) Upon satisfactory proof of the loss or destruction of a special plate  
25 issued under s. 341.14 (6m) (a), (6r) (b), or (6w) or a special personalized plate issued

1 under s. 341.145 (1) (b), (c), or (f) and upon payment of a fee of \$5 for each the plate  
2 or, if the plate is for a special group specified under s. 341.14 (6r) (f) 35. to 47. or 53.,  
3 \$6 for each the plate, the department shall issue a replacement.

4 **SECTION 3205hf.** 341.16 (2) of the statutes is amended to read:

5 341.16 (2) Whenever a current registration plate becomes illegible, the owner  
6 of the vehicle to which the plate is attached shall apply to the department for a  
7 replacement. Except as provided in sub. (2m), upon receipt of satisfactory proof of  
8 illegibility, and upon payment of a fee of \$2 for each the plate, the department shall  
9 issue a replacement. Upon receipt of a replacement plate, the applicant shall destroy  
10 the illegible plate.

11 **SECTION 3205hi.** 341.16 (2m) of the statutes is amended to read:

12 341.16 (2m) Upon request therefor and payment of a fee of \$10, the department  
13 may issue an applicant for a replacement ~~plates~~ plate for an automobile registered  
14 pursuant to the registration system under s. 341.27 a registration ~~plates~~ plate of the  
15 design specified in s. 341.13 for the plate issuance cycle next succeeding the cycle  
16 under which the original ~~plates were~~ plate was issued. The department may limit  
17 the receipt of requests under this subsection to applicants for a renewal registration  
18 of a motor vehicle.

19 **SECTION 3205hk.** 341.16 (3) of the statutes is amended to read:

20 341.16 (3) When issuing a replacement plate, the department may assign a  
21 new number and issue a new plate rather than a duplicate of the original if in its  
22 judgment that is in the best interests of economy or prevention of fraud. Upon receipt  
23 of a replacement plate, the applicant shall destroy ~~all plates~~ the plate replaced.

24 **SECTION 3205hm.** 341.16 (4) of the statutes is amended to read:



1           341.16 (4) Any person issued a replacement plates plate who fails to destroy  
 2 the original plates plate as required by sub. (2) or (3) may be required to forfeit not  
 3 more than \$200.

4           **SECTION 2589.** 341.25 (1) (a) of the statutes is amended to read:

5           341.25 (1) (a) For each automobile, a fee of ~~\$55~~ \$75, except that an automobile  
 6 registered in this state prior to September 1, 1947, at a fee of less than \$18 shall be  
 7 registered at such lesser fee plus an additional fee of \$2.

8           **SECTION 2590.** 341.25 (2) (a) of the statutes is amended to read:

9           341.25 (2) (a) Not more than 4,500 . . . . . \$ ~~48.50~~ 75.00

10          **SECTION 2591.** 341.25 (2) (b) of the statutes is amended to read:

11          341.25 (2) (b) Not more than 6,000 . . . . . ~~61.50~~ 84.00

12          **SECTION 2592.** 341.25 (2) (c) of the statutes is amended to read:

13          341.25 (2) (c) Not more than 8,000 . . . . . ~~77.50~~ 106.00

14          **SECTION 3209cb.** 341.265 (1) of the statutes is amended to read:

15          341.265 (1) Any person who is a resident of this state and the owner or  
 16 subsequent transferee of a motor vehicle which has a model year of 1945 or earlier  
 17 and which has not been altered or modified from the original manufacturer's  
 18 specifications may upon application register the same as an antique vehicle upon  
 19 payment of a fee of \$5, and be furnished a registration plates plate of a distinctive  
 20 design, in lieu of the usual registration plates plate, which shall show in addition to  
 21 the registration number that the vehicle is an antique. The registration shall be  
 22 valid while the vehicle is owned by the applicant without the payment of any  
 23 additional fee. The vehicle shall only be used for special occasions such as display  
 24 and parade purposes or for necessary testing, maintenance and storage purposes.

1 A motorcycle may be registered as an antique vehicle if all of the requirements for  
2 registration specified in this subsection are satisfied.

3 **SECTION 3209cd.** 341.265 (1m) of the statutes is amended to read:

4 341.265 (1m) A person who registers an antique motor vehicle under sub. (1)  
5 may furnish and display on the vehicle a historical plate from or representing the  
6 model year of the vehicle if the registration and ~~plates~~ plate issued by the department  
7 are simultaneously carried in or, with respect to an antique motorcycle, with the  
8 vehicle and are available for inspection.

9 **SECTION 3209db.** 341.266 (2) (a) of the statutes is amended to read:

10 341.266 (2) (a) Any person who is the owner of a special interest vehicle that  
11 is 20 or more years old at the time of making application for registration or transfer  
12 of title of the vehicle and who, unless the owner is an historical society that is exempt  
13 from federal income taxes, owns, has registered in this state, and uses for regular  
14 transportation at least one vehicle that has a regular registration ~~plates~~ plate may  
15 upon application register the vehicle as a special interest vehicle upon payment of  
16 a fee under par. (b).

17 **SECTION 3209dd.** 341.266 (2) (c) of the statutes is amended to read:

18 341.266 (2) (c) The department shall furnish the owner of the vehicle with a  
19 registration ~~plates~~ plate of a distinctive design in lieu of the usual registration ~~plates~~  
20 plate, and ~~those plates~~ that plate shall show that the vehicle is a special interest  
21 vehicle owned by a Wisconsin collector. Upon application, the owner may reregister  
22 the vehicle without the payment of any additional fee.

23 **SECTION 3209df.** 341.266 (2) (d) of the statutes is amended to read:

24 341.266 (2) (d) Each collector applying for a special interest vehicle registration  
25 ~~plates~~ plate will be issued a collector's identification number which will appear on

1 each the plate. Second and all subsequent registrations under this section by the  
2 same collector will bear the same collector's identification number followed by a  
3 suffix letter for vehicle identification.

4 **SECTION 3209dh.** 341.266 (2) (e) 3. of the statutes is amended to read:

5 341.266 (2) (e) 3. Except as provided in s. 341.09 (7), no special interest vehicle  
6 may be operated upon any highway of this state during the month of January unless  
7 the owner of the vehicle reregisters the vehicle under s. 341.25 and replaces the  
8 distinctive registration ~~plates~~ plate issued under par. (c) with a regular registration  
9 ~~plates~~ plate or transfers a regular registration ~~plates~~ plate to the vehicle.

10 **SECTION 3209dj.** 341.266 (3) of the statutes is amended to read:

11 341.266 (3) In addition to the fee in sub. (2) (b), there shall be an original (first  
12 time only) processing fee of \$50 to defray the cost of issuing the original collector's  
13 special interest vehicle registration ~~plates~~ plate and to ensure that each collector will  
14 be issued only one collector's identification number.

15 **SECTION 3209eb.** 341.268 (2) (a) (intro.) of the statutes is amended to read:

16 341.268 (2) (a) (intro.) Any person who is the owner of a reconstructed, replica,  
17 street modified or homemade vehicle and who owns, has registered in this state and  
18 uses for regular transportation at least one vehicle that has a regular registration  
19 ~~plates~~ plate may upon application register the vehicle as a reconstructed, replica,  
20 street modified or homemade vehicle upon payment of a fee under par. (b), provided  
21 that the vehicle is one of the following:

22 **SECTION 3209ed.** 341.268 (2) (c) of the statutes is amended to read:

23 341.268 (2) (c) The department shall furnish the owner of the vehicle with a  
24 registration ~~plates~~ plate of a distinctive design in lieu of the usual registration ~~plates~~  
25 plate, and ~~those plates~~ that plate shall show that the vehicle is a reconstructed,

1 replica, street modified or homemade vehicle owned by a Wisconsin hobbyist. Upon  
2 application, the owner may reregister the vehicle without the payment of any  
3 additional fee.

4 **SECTION 3209ef.** 341.268 (2) (d) of the statutes is amended to read:

5 341.268 (2) (d) Each hobbyist applying for a reconstructed, replica, street  
6 modified or homemade vehicle registration ~~plates~~ plate will be issued a hobbyist's  
7 identification number which will appear on each the plate. Second and all  
8 subsequent registrations under this section by the same hobbyist will bear the same  
9 hobbyist's identification number followed by a suffix letter for vehicle identification.

10 **SECTION 3209eh.** 341.268 (2) (e) 3. of the statutes is amended to read:

11 341.268 (2) (e) 3. Except as provided in s. 341.09 (7), no reconstructed, replica,  
12 street modified or homemade vehicle may be operated upon any highway of this state  
13 during the month of January unless the owner of the vehicle reregisters the vehicle  
14 under s. 341.25 and replaces the distinctive registration ~~plates~~ plate issued under  
15 par. (c) with a regular registration ~~plates~~ plate or transfers a regular registration  
16 ~~plates~~ plate to the vehicle.

17 **SECTION 3209ej.** 341.268 (3) of the statutes is amended to read:

18 341.268 (3) In addition to the fee in sub. (2) (b), there shall be an original (first  
19 time only) processing fee of \$50 to defray the cost of issuing the original hobbyist's  
20 reconstructed, replica, street modified or homemade vehicle registration ~~plates~~ plate  
21 and to ensure that each hobbyist will be issued only one hobbyist's identification  
22 number.

23 **SECTION 3209fb.** 341.27 (3) (a) of the statutes is amended to read:

24 341.27 (3) (a) If the applicant holds a current registration ~~plates that were~~ plate  
25 that was removed from an automobile that the applicant no longer owns or that has

1       been junked, is no longer used on the highways or has been registered as a special  
2       interest vehicle under s. 341.266 (2) (a) or a reconstructed, replica, street modified  
3       or homemade vehicle under s. 341.268 (2) (a), and the ~~plates were~~ plate was issued  
4       under the system of registration prescribed by this section, the department shall  
5       register the automobile which is the subject of the application for the remainder of  
6       the unexpired registration period.

7               **SECTION 3209fd.** 341.27 (3) (b) of the statutes is amended to read:

8               341.27 **(3)** (b) If the applicant does not hold a current registration ~~plates~~ plate  
9       under the circumstances described in par. (a) and the application is an original  
10       rather than renewal application, the department may register the automobile which  
11       is the subject of the application for such period or part thereof as the secretary  
12       determines will help to equalize the registration and renewal workload of the  
13       department.

14              **SECTION 3209gb.** 341.28 (2) (intro.) of the statutes is amended to read:

15              341.28 **(2)** (intro.) If the applicant for registration holds a current registration  
16       ~~plates which were~~ plate that was removed from an automobile which the applicant  
17       no longer owns or which has been junked, is no longer being used on the highways  
18       or has been registered as a special interest vehicle under s. 341.266 (2) (a) or a  
19       reconstructed, replica, street modified or homemade vehicle under s. 341.268 (2) (a),  
20       and the ~~plates were~~ plate was issued under the system of registration prescribed by  
21       s. 341.27, the applicant is exempt from the payment of a registration fee, except in  
22       the following cases:

23              **SECTION 3209gd.** 341.28 (2) (a) of the statutes is amended to read:

24              341.28 **(2)** (a) If the annual fee prescribed for the automobile being registered  
25       is higher than the annual fee prescribed for the automobile from which the ~~plates~~

1 were plate was removed, the applicant shall pay a fee computed on the basis of  
2 one-twelfth of the difference between the 2 annual fees multiplied by the number of  
3 months for which the automobile which is the subject of the application is being  
4 registered. The start of the new registration, for the purpose of computing the fee,  
5 shall be determined in accordance with sub. (7).

6 **SECTION 3209gf.** 341.28 (2) (b) of the statutes is amended to read:

7 341.28 (2) (b) If the automobile which is the subject of the application was  
8 owned by the applicant at any time during the month in which the transfer,  
9 termination of the consumer lease, discontinuance of use on the highways, junking  
10 or registration under s. 341.266 (2) (a) or 341.268 (2) (a) of the other automobile  
11 occurred and was not currently registered at the time of such transfer, termination  
12 of the consumer lease, discontinuance of use on the highways, junking or registration  
13 under s. 341.266 (2) (a) or 341.268 (2) (a), the applicant shall pay a fee to be computed  
14 as provided in subs. (3) to (5) but shall receive a credit for the unused portion of the  
15 current registration. The credit shall be computed on the basis of one-twelfth of the  
16 annual fee paid for the vehicle from which the ~~plates were~~ plate was removed  
17 multiplied by the number of months remaining in the registration period  
18 represented by the removed ~~plates~~ plate, including the month during which the  
19 applicant transferred, discontinued to use on the highways, junked or registered  
20 under s. 341.266 (2) (a) or 341.268 (2) (a) or terminated the consumer lease of the  
21 automobile from which the ~~plates were~~ plate was removed.

22 **SECTION 3209gh.** 341.28 (3) of the statutes is amended to read:

23 341.28 (3) If the applicant does not hold a current registration ~~plates~~ plate  
24 under the circumstances described in sub. (2) and the automobile which is the subject  
25 of the application has not previously been registered in this state by the applicant,

1 the fee payable by the applicant shall be computed on the basis of one-twelfth of the  
2 annual fee multiplied by the number of months for which the automobile is being  
3 registered, the start of such registration period to be determined in accordance with  
4 sub. (7).

5 **SECTION 3209gj.** 341.28 (4) (intro.) of the statutes is amended to read:

6 341.28 (4) (intro.) If the applicant does not hold a current registration ~~plates~~  
7 plate under the circumstances described in sub. (2) but the automobile which is the  
8 subject of the application has previously been registered in this state by the  
9 applicant, the applicant shall pay a fee covering all the time since the end of the  
10 period for which the automobile previously was registered unless:

11 **SECTION 3209hb.** 341.29 (2) of the statutes is amended to read:

12 341.29 (2) If an application for registration of a vehicle subject to registration  
13 on an annual or biennial basis is received less than 2 months prior to the beginning  
14 of any registration period and the vehicle is not registered in this state at the time  
15 of application and the applicant desires to register for the succeeding registration  
16 period as well as for the remainder of the current period, the department upon  
17 registering the vehicle shall issue a registration ~~plates~~ plate designed for the  
18 succeeding registration period rather than for the current period. ~~Such plates also~~  
19 ~~serve~~ The plate also serves during the remainder of the current registration period  
20 as lawful evidence of the registration of the vehicle. This subsection does not affect  
21 computation of fee payable by the applicant.

22 **SECTION 3209ib.** 341.295 (3) (a) of the statutes is amended to read:

23 341.295 (3) (a) If the applicant holds a registration ~~plates which were~~ plate that  
24 was removed from a vehicle under s. 341.31 (4) (c), 342.15 (4) (a) or 342.34 (1) (c) or  
25 (2) (c), and the ~~plates were~~ plate was issued under the monthly series system, the

1 department shall register a replacement vehicle of the same type and gross weight  
2 which is the subject of the application for the remainder of the unexpired registration  
3 period.

4 **SECTION 3209id.** 341.295 (3) (b) of the statutes is amended to read:

5 341.295 (3) (b) If the applicant does not hold a current registration plates plate  
6 under the circumstances described in par. (a) and the application is an original  
7 rather than renewal application, the department may register the vehicle which is  
8 the subject of the application for such period or part of a period as the secretary  
9 determines will help to equalize the registration and renewal workload of the  
10 department.

11 **SECTION 3209jb.** 341.31 (1) (b) 5. of the statutes is amended to read:

12 341.31 (1) (b) 5. The vehicle is a motorcycle which has been transferred or  
13 leased to the applicant and for which a current registration plates plate had been  
14 issued to the previous owner; or

15 **SECTION 3209jd.** 341.31 (4) (b) of the statutes is amended to read:

16 341.31 (4) (b) A person retaining a ~~set of plates~~ plate removed from a vehicle  
17 under s. 342.15 (4) (a) or 342.34 (1) (c) or (2) (c) and which was junked or transferred,  
18 is no longer leased to the person or used on the highways or has been registered as  
19 a special interest vehicle under s. 341.266 (2) (a) or a reconstructed, replica, street  
20 modified or homemade vehicle under s. 341.268 (2) (a) may receive credit for the  
21 unused portion of the registration fee paid when registering a replacement vehicle  
22 of the same type and gross weight.

23 **SECTION 3209jf.** 341.31 (4) (c) of the statutes is amended to read:



1           341.31 **(4)** (c) A person retaining a set of ~~plates~~ plate removed from a motorcycle  
2 may receive credit for the unused portion of the registration fee paid when  
3 registering a replacement motorcycle.

4           **SECTION 3209kb.** 341.32 (1) of the statutes is amended to read:

5           341.32 **(1)** Whenever the construction or the use of a registered vehicle is  
6 changed in a manner making the vehicle subject to a different registration fee than  
7 the fee for which the vehicle currently is registered, the owner shall immediately  
8 make application for reregistration. The fee payable upon such reregistration shall  
9 be computed as for a vehicle not previously registered in this state but a credit shall  
10 be allowed for the unused portion of the fee paid for the previous registration if the  
11 registration ~~plates~~ plate issued upon the previous registration are is returned to the  
12 department. The credit shall be computed on the basis of one–twelfth of the annual  
13 registration fee or one twenty–fourth of the biennial registration fee prescribed for  
14 the vehicle as previously registered multiplied by the number of months of  
15 registration which have not fully expired on the date the vehicle became subject to  
16 the different fee. The credit may be applied toward the reregistration of the vehicle  
17 only up to the date when the previous registration would have expired.

18           **SECTION 3209Lb.** 341.33 (2) of the statutes is amended to read:

19           341.33 **(2)** The department shall refund the unused portion of a registration fee  
20 paid for the registration of a vehicle owned by a person who is entering active service  
21 in the naval or military forces of the United States if the person makes application  
22 for such refund upon a form prescribed by the department, furnishes such proof as  
23 the department may require that the vehicle will not be operated in this or another  
24 state during the remainder of the period for which the vehicle is registered, and  
25 returns to the department the certificate of registration and registration ~~plates~~ plate.

1 The refund shall be computed on the basis of one-twelfth of the annual registration  
2 fee or one twenty-fourth of the biennial registration fee paid for the vehicle,  
3 multiplied by the number of full months remaining in the period for which the vehicle  
4 is registered when the vehicle ceases to be operated.

5 **SECTION 3209Ld.** 341.33 (3) of the statutes is amended to read:

6 341.33 (3) Upon request, the department shall refund 50% 50 percent of a  
7 registration fee paid for a vehicle registered on a biennial basis if the person who  
8 registered the vehicle furnishes such proof as the department requires that the  
9 person has transferred his or her interest in the vehicle or terminated leasing the  
10 vehicle before the beginning of the 2nd year of the period for which the vehicle is  
11 registered or that the vehicle will not be operated in this state after the beginning  
12 of the 2nd year of the period for which the vehicle is registered. The department may  
13 require the person to return the certificate of registration and registration plates  
14 plate for the vehicle to the department. Except as provided in sub. (1), the  
15 department may not refund more than 50% 50 percent of the fee paid for the  
16 registration of a vehicle registered on a biennial basis.

17 **SECTION 3209mb.** 341.335 (1) of the statutes is amended to read:

18 341.335 (1) Whenever any person, after applying for and receiving a  
19 registration plates plate, moves from the address named in the application for the  
20 registration plates plate or when the name of the licensee is changed by marriage or  
21 otherwise, the person shall within 10 days notify the department in writing of the  
22 old and new address or of such former and new names and of all registration plate  
23 numbers held.

24 **SECTION 3209nb.** 341.41 (8) (a) of the statutes is amended to read:

1           341.41 **(8)** (a) Residents of the state operating a fleet of 3 or more units  
2 consisting of trucks, truck tractors or road tractors with a gross weight of not less  
3 than 12,000 pounds shall display a Wisconsin registration plates plate for which  
4 100% 100 percent of the fee has been paid on vehicles not exempt from Wisconsin  
5 registration and operated in intrastate commerce. Vehicles engaged in interstate  
6 commerce may display a Wisconsin prorated registration plates plate for which a  
7 proportional registration fee has been paid in addition to a full fee registration plate  
8 from another jurisdiction. Such proportional registration shall be accomplished  
9 either by payment to the department of registration fees in an amount equal to that  
10 obtained by applying the proportion of in-state fleet miles divided by the total fleet  
11 miles to the total fees which would otherwise be required for the registration of all  
12 such vehicles in this state, or by registration of a portion of such vehicles as  
13 determined under this subsection. The department may refuse to permit any or all  
14 of such vehicles to be registered under apportionment if the department is not  
15 satisfied that this state will obtain a fair and equitable share of license registrations  
16 of the vehicles comprising such fleet.

17           **SECTION 3209ob.** 341.47 (1) (intro.) of the statutes is amended to read:

18           341.47 **(1)** (intro.) Except as provided in sub. (2), any motor vehicle,  
19 recreational vehicle, trailer or semitrailer that is owned or repossessed by, or  
20 consigned for sale to, a dealer, distributor or manufacturer may be operated on the  
21 highways of this state for either private or business purposes without being  
22 registered if the vehicle has displayed upon it a valid registration plates plate issued  
23 under s. 341.51 to the dealer, distributor or manufacturer and the vehicle:

24           **SECTION 3209od.** 341.47 (3) of the statutes is amended to read:

1           341.47 **(3)** A vehicle which is being transported in tow on its own wheels or  
2 under its own power from the manufacturer to the distributor, dealer or branch of the  
3 manufacturer, or from the distributor or dealer to another distributor or dealer or to  
4 the manufacturer or branch of the manufacturer, or from the branch of the  
5 manufacturer to the distributor, dealer or manufacturer by a transporter of vehicles  
6 need not be registered if such vehicle has displayed upon it a valid registration plates  
7 plate issued to the transporter pursuant to s. 341.51. The requirement under this  
8 subsection that the vehicle be transported in tow on its own wheels or under its own  
9 power does not apply to trailers, semitrailers or truck tractors.

10           **SECTION 2593.** 341.51 (4) (an) of the statutes is amended to read:

11           341.51 **(4)** (an) If the applicant is an individual who does not have a social  
12 security number, a statement made or subscribed under oath or affirmation that the  
13 applicant does not have a social security number. The form of the statement shall  
14 be prescribed by the department of ~~workforce development~~ children and families. A  
15 registration that is issued under this section in reliance on a statement submitted  
16 under this paragraph is invalid if the statement is false.

17           **SECTION 2594.** 341.51 (4g) (b) of the statutes is amended to read:

18           341.51 **(4g)** (b) The department of transportation may not disclose any  
19 information obtained under sub. (4) (am) or (ar) to any person except to the  
20 department of ~~workforce development~~ children and families for the sole purpose of  
21 administering s. 49.22 or the department of revenue for the sole purpose of  
22 requesting certifications under s. 73.0301.

23           **SECTION 2595.** 341.51 (4m) (a) of the statutes is amended to read:

24           341.51 **(4m)** (a) A registration shall be denied, restricted, limited or suspended  
25 if the applicant or licensee is an individual who is delinquent in making

1 court-ordered payments of child or family support, maintenance, birth expenses,  
2 medical expenses or other expenses related to the support of a child or former spouse,  
3 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
4 by the department of ~~workforce development~~ children and families or a county child  
5 support agency under s. 59.53 (5) and related to paternity or child support  
6 proceedings, as provided in a memorandum of understanding entered into under s.  
7 49.857.

8 **SECTION 3212d.** 341.53 of the statutes is amended to read:

9 **341.53 Expiration of registration; transferability of plates plate.**

10 Certificates of registration and registration plates issued to dealers, distributors,  
11 manufacturers or transporters shall be issued for the calendar year and are valid  
12 only during the calendar year for which issued. ~~Registration plates are~~ A  
13 registration plate is transferable from one motor vehicle, trailer or semitrailer to  
14 another motor vehicle, trailer or semitrailer and from one recreational vehicle to  
15 another.

16 **SECTION 3212h.** 341.625 (1) of the statutes is amended to read:

17 341.625 (1) Any person who fraudulently procures or uses a special  
18 registration plates plate issued under s. 341.14 (1), (1a), (1e), (1m), (1q) or (1r) (a)  
19 shall forfeit not less than \$200 nor more than \$500.

20 **SECTION 3212p.** 341.63 (3) of the statutes is amended to read:

21 341.63 (3) Whenever the registration of a vehicle is suspended under this  
22 section or ch. 344, the department may order the owner or person in possession of the  
23 registration plates plate to return ~~them~~ it to the department. Any person who fails  
24 to return the plates plate when ordered to do so by the department may be required  
25 to forfeit not more than \$200.

1           **SECTION 3212t.** 342.05 (5) of the statutes is amended to read:

2           342.05 (5) Unless otherwise authorized by rule of the department, a  
3 nonresident owner of a vehicle that is not subject to registration in this state may not  
4 apply for a certificate of title under this chapter unless the vehicle is subject to a  
5 security interest or except as provided in s. 342.16 (1) (a). Notwithstanding any other  
6 provision of this section, a nonresident may purchase a temporary operation plates  
7 plate under s. 341.09 (4). Any temporary operation permit or plate issued under s.  
8 341.09 shall not be considered registration of the vehicle for purposes of this  
9 subsection.

10           **SECTION 2596.** 342.06 (1) (eg) of the statutes is amended to read:

11           342.06 (1) (eg) Except as provided in par. (eh), if the applicant is an individual,  
12 the social security number of the applicant. The department of transportation may  
13 not disclose a social security number obtained under this paragraph to any person  
14 except to the department of ~~workforce development~~ children and families for the sole  
15 purpose of administering s. 49.22 and to the department of revenue for the purposes  
16 of administering state taxes and collecting debt.

17           **SECTION 2597.** 342.06 (1) (eh) of the statutes is amended to read:

18           342.06 (1) (eh) If the applicant does not have a social security number, a  
19 statement made or subscribed under oath or affirmation that the applicant does not  
20 have a social security number. The form of the statement shall be prescribed by the  
21 department of ~~workforce development~~ children and families. A certificate of title  
22 that is issued in reliance on a statement submitted under this paragraph is invalid  
23 if the statement is false.

24           **SECTION 2598.** 342.14 (1r) of the statutes is amended to read:

1           342.14 **(1r)** Upon filing an application under sub. (1) or (3), an environmental  
2 impact fee of \$9, by the person filing the application. All moneys collected under this  
3 subsection shall be credited to the environmental fund for environmental  
4 management. This subsection does not apply after December 31, ~~2007~~ 2009.

5           **SECTION 2599.** 342.14 (3m) of the statutes is amended to read:

6           342.14 **(3m)** Upon filing an application under sub. (1) or (3), a supplemental  
7 title fee of ~~\$7.50~~ \$9.50 by the owner of the vehicle, except that this fee shall be waived  
8 with respect to an application under sub. (3) for transfer of a decedent's interest in  
9 a vehicle to his or her surviving spouse. The fee specified under this subsection is  
10 in addition to any other fee specified in this section.

11           **SECTION 3217c.** 342.15 (4) (a) of the statutes is amended to read:

12           342.15 **(4)** (a) If the vehicle being transferred is a motorcycle or an automobile  
13 registered under s. 341.27 or a motor home or a motor truck, dual purpose motor  
14 home or dual purpose farm truck which has a gross weight of not more than 8,000  
15 pounds or a farm truck which has a gross weight of not more than 12,000 pounds, the  
16 owner shall remove the registration ~~plates~~ plate and retain and preserve ~~them~~ the  
17 plate for use on any other vehicle of the same type and gross weight which may  
18 subsequently be registered in his or her name.

19           **SECTION 3217g.** 342.15 (4) (b) of the statutes is amended to read:

20           342.15 **(4)** (b) If the vehicle being transferred is a vehicle registered under s.  
21 341.26 at a special fee and the new owner will not be entitled to register the vehicle  
22 at such fee, the transferor shall remove and destroy the ~~plates~~ plate.

23           **SECTION 3217n.** 342.15 (4) (c) of the statutes is amended to read:

1           342.15 (4) (c) In all other cases the transferor shall permit the ~~plates~~ plate to  
2 remain attached to the vehicle being transferred, except that if the vehicle has been  
3 junked the transferor shall remove and destroy the ~~plates~~ plate.

4           **SECTION 3217r.** 342.34 (1) (c) of the statutes is amended to read:

5           342.34 (1) (c) If the vehicle is a motorcycle or an automobile registered under  
6 s. 341.27 or a motor home or a motor truck, dual purpose motor home or dual purpose  
7 farm truck which has a gross weight of not more than 8,000 pounds or a farm truck  
8 which has a gross weight of not more than 12,000 pounds, the owner shall remove  
9 the registration ~~plates~~ plate and retain and preserve ~~them~~ the plate for use on any  
10 other vehicle of the same type which may subsequently be registered in his or her  
11 name. If the vehicle is not a motorcycle or an automobile registered under s. 341.27,  
12 or a motor home or a motor truck, dual purpose motor home or dual purpose farm  
13 truck which has a gross weight of not more than 8,000 pounds or a farm truck which  
14 has a gross weight of not more than 12,000 pounds, he or she shall remove and  
15 destroy the ~~plates~~ plate.

16           **SECTION 3217w.** 342.34 (2) (c) of the statutes is amended to read:

17           342.34 (2) (c) Remove and either retain or destroy the registration ~~plates~~ plate  
18 for the vehicle as provided in sub. (1) (c).

19           **SECTION 2600.** 343.01 (2) (d) of the statutes is amended to read:

20           343.01 (2) (d) “Photograph” means an unretouched image recorded by a camera  
21 and reproduced on a photosensitive surface, or a digitized digital image.

22           **SECTION 2601.** 343.027 of the statutes, as affected by 2005 Wisconsin Acts 25  
23 and 59, is repealed and recreated to read:

24           **343.027 Confidentiality of signatures.** Any signature collected under this  
25 chapter may be maintained by the department and shall be kept confidential, except



1 that the department shall release a signature or a facsimile of a signature to the  
2 department of revenue for the purposes of administering state taxes and collecting  
3 debt, to the person to whom the signature relates, to a court, district attorney, county  
4 corporation counsel, city, village, or town attorney, law enforcement agency, or to the  
5 driver licensing agency of another jurisdiction.

6 **SECTION 2602.** 343.03 (3) (intro.) of the statutes is amended to read:

7 343.03 **(3)** LICENSE VARIANTS. (intro.) Except for restricted licenses under s.  
8 343.08 or temporary licenses under s. 343.10, 343.11 (1) or (3), 343.16 (6) (b), or  
9 343.305 (8) (a), each operator's license issued by the department shall be in one of the  
10 following categories with a descriptive legend displayed on the top front side of the  
11 license document:

12 **SECTION 2603.** 343.03 (3m) of the statutes is created to read:

13 343.03 **(3m)** NONCITIZEN TEMPORARY LICENSE. If the issuance of any license  
14 described under sub. (3) requires the license applicant to present any documentary  
15 proof specified in s. 343.14 (2) (es) 4. to 7., the license shall display on the front side  
16 of the license, in addition to any legend or label described in sub. (3), a legend  
17 identifying the license as temporary. This noncitizen temporary license may not be  
18 renewed except as provided in s. 343.165 (4) (c).

19 **SECTION 2604.** 343.03 (6) (a) of the statutes is amended to read:

20 343.03 **(6)** (a) The Notwithstanding ss. 343.027, 343.14 (2j), and 343.237 (2),  
21 the department shall, upon request, provide to the commercial driver license  
22 information system and the driver licensing agencies of other states jurisdictions any  
23 applicant or driver record information maintained by the department of  
24 transportation, including providing electronic access to any record or file under s.  
25 343.23 (1) or (2).

1           **SECTION 2605.** 343.06 (1) (j) of the statutes is repealed.

2           **SECTION 2606.** 343.06 (1) (L) of the statutes, as created by 2005 Wisconsin Act  
3 126, is amended to read:

4           343.06 (1) (L) To any person who does not provide the documentary proof  
5 described in s. 343.14 (2) (er) satisfy the requirements under s. 343.165.

6           **SECTION 2607.** 343.10 (2) (a) (intro.) of the statutes is amended to read:

7           343.10 (2) (a) (intro.) Except as provided in pars. (b) to (e), and subject to s.  
8 343.165 (5), a person is eligible for an occupational license if the following conditions  
9 are satisfied:

10          **SECTION 2608.** 343.10 (6) of the statutes is amended to read:

11          343.10 (6) FEE. No person may file an application for an occupational license  
12 under sub. (1) unless he or she first pays ~~a fee of \$40~~ to the department the fees  
13 specified in s. 343.21 (1) (k) and (n).

14          **SECTION 2609.** 343.10 (7) (b) of the statutes is amended to read:

15          343.10 (7) (b) The Subject to s. 343.165 (5), the department shall issue an  
16 occupational license as soon as practicable upon receipt of an application to the  
17 department under sub. (1) or an order from a court under sub. (4) or s. 351.07 for such  
18 a license, if the department determines that the applicant is eligible under sub. (2).

19          **SECTION 2610.** 343.10 (7) (d) of the statutes is amended to read:

20          343.10 (7) (d) An occupational license issued by the department under this  
21 subsection shall be in the form of a photo license that includes a photograph  
22 described in s. 343.14 (3) and any special restrictions cards under s. 343.17 (4). The  
23 license shall clearly indicate that restrictions on a special restrictions card apply and  
24 that the special restrictions card is part of the person's license.

25          **SECTION 2611.** 343.10 (7) (f) of the statutes is amended to read:

1           343.10 (7) (f) The expiration date of the occupational license is the 2nd working  
2           day after the date of termination of the period of revocation or suspension as provided  
3           by law, or the expiration date determined under s. 343.20 (1m), whichever is earlier.  
4           The occupational license may be revoked, suspended or canceled before termination  
5           of that period. An occupational license is not renewable when it expires. If an  
6           occupational license expires and is not revoked, suspended or canceled, the licensee  
7           may obtain a new license upon that expiration but only if he or she complies with the  
8           conditions specified in s. 343.38. Revocation, suspension or cancellation of an  
9           occupational license has the same effect as revocation, suspension or cancellation of  
10          any other license.

11          **SECTION 2612.** 343.135 (1) (a) 3. of the statutes is amended to read:

12          343.135 (1) (a) 3. Pays the all required fee fees.

13          **SECTION 2613.** 343.135 (7) of the statutes is amended to read:

14          343.135 (7) EXPIRATION; RENEWAL. A special restricted operator's license issued  
15          under this section shall expire 2 years after the date of issuance. Within 90 days prior  
16          to the expiration of a license, the holder of the restricted license may renew the  
17          license by paying the all required fee fees and passing the examination under sub.  
18          (1) (a) 4.

19          **SECTION 2614.** 343.14 (1) of the statutes, as affected by 2005 Wisconsin Acts  
20          25 and 59, is repealed and recreated to read:

21          343.14 (1) Every application to the department for a license or identification  
22          card or for renewal thereof shall be made upon the appropriate form furnished by the  
23          department and shall be accompanied by all required fees. Names, addresses,  
24          license numbers, and social security numbers obtained by the department under this

1 subsection shall be provided to the department of revenue for the purpose of  
2 administering ss. 71.93 and 71.935 and state taxes.

3 **SECTION 2615.** 343.14 (2) (a) and (br) of the statutes are amended to read:

4 343.14 (2) (a) The full legal name and principal residence address of the  
5 applicant;

6 (br) If the applicant does not have a social security number, a statement made  
7 or subscribed under oath or affirmation that the applicant does not have a social  
8 security number and is not eligible for a social security number. The statement shall  
9 provide the basis or reason that the applicant is not eligible for a social security  
10 number, as well as any information requested by the department that may be needed  
11 by the department for purposes of verification under s. 343.165 (1) (c). The form of  
12 the statement shall be prescribed by the department, with the assistance of the  
13 department of workforce development. A license that is issued or renewed under s.  
14 343.17 in reliance on a statement submitted under this paragraph is invalid if the  
15 statement is false.

16 **SECTION 2616.** 343.14 (2) (br) of the statutes, as affected by 2007 Wisconsin Act  
17 .... (this act), is amended to read:

18 343.14 (2) (br) If the applicant does not have a social security number, a  
19 statement made or subscribed under oath or affirmation that the applicant does not  
20 have a social security number and is not eligible for a social security number. The  
21 statement shall provide the basis or reason that the applicant is not eligible for a  
22 social security number, as well as any information requested by the department that  
23 may be needed by the department for purposes of verification under s. 343.165 (1)  
24 (c). The form of the statement shall be prescribed by the department, with the  
25 assistance of the department of ~~workforce development~~ children and families. A

1 license that is issued or renewed under s. 343.17 in reliance on a statement  
2 submitted under this paragraph is invalid if the statement is false.

3 **SECTION 2617.** 343.14 (2) (er) 1. and 2. of the statutes, as created by 2005  
4 Wisconsin Act 126, are consolidated, renumbered 343.14 (2) (es) (intro.) and  
5 amended to read:

6 343.14 (2) (es) (intro.) Documentary Subject to sub. (2g) (a) 2. d. and s. 343.125  
7 (2) (a) and (b), valid documentary proof that the individual is a citizen or national of  
8 the United States or documentary proof that the individual is legally present an alien  
9 lawfully admitted for permanent or temporary residence in the United States. ~~2. If~~  
10 ~~the individual is not a citizen of the United States, he or she shall provide~~  
11 ~~documentary proof of his or her status as a legal permanent resident or conditional~~  
12 ~~resident, a~~ or has any of the following:

13 2. A valid, unexpired nonimmigrant visa or nonimmigrant visa status for entry  
14 into the United States, ~~a pending or.~~

15 3. An approved application for asylum in the United States, valid entry or has  
16 entered into the United States in refugee status, ~~a.~~

17 5. A pending or approved application for temporary protected status in the  
18 United States, ~~approved.~~

19 6. Approved deferred action status, ~~or a.~~

20 7. A pending application for adjustment of status to legal that of an alien  
21 lawfully admitted for permanent resident status residence in the United States or  
22 conditional permanent resident status in the United States.

23 **SECTION 2618.** 343.14 (2) (es) 1. and 4. of the statutes are created to read:

24 343.14 (2) (es) 1. Conditional permanent resident status in the United States.

25 4. A pending application for asylum in the United States.

1           **SECTION 2619.** 343.14 (2) (f) of the statutes is amended to read:

2           343.14 (2) (f) ~~Such~~ Subject to s. 343.165 (1), such further information as the  
3 department considers appropriate to identify the applicant, including biometric  
4 data, and such information as the department may reasonably require to enable it  
5 to determine whether the applicant is by law entitled to the license applied for;

6           **SECTION 2620.** 343.14 (2j) of the statutes, as affected by 2005 Wisconsin Acts  
7 25 and 59, is repealed and recreated to read:

8           343.14 (2j) Except as provided in sub. (2g) (b) and as otherwise required to  
9 administer and enforce this chapter, the department of transportation may not  
10 disclose a social security number obtained from an applicant for a license under sub.  
11 (2) (bm) to any person except to the department of children and families for the sole  
12 purpose of administering s. 49.22, to the department of revenue for the purposes of  
13 administering state taxes and collecting debt, or to the driver licensing agency of  
14 another jurisdiction.

15           **SECTION 2621.** 343.14 (2r) of the statutes is created to read:

16           343.14 (2r) Notwithstanding sub. (2j), the department may, upon request,  
17 provide to the department of health and family services any applicant information  
18 maintained by the department of transportation and identified in sub. (2), including  
19 providing electronic access to the information, for the sole purpose of verification by  
20 the department of health and family services of birth certificate information.

21           **SECTION 2622.** 343.14 (3) of the statutes is amended to read:

22           343.14 (3) The department shall, as part of the application process, take a  
23 digital photograph including facial image capture of the applicant to comply with s.  
24 343.17 (3) (a) 2. ~~Except where specifically exempted by statute or by rule of the~~  
25 ~~department, no~~ No application may be processed without the photograph being

1 taken. ~~In Except as provided in s. 343.165 (4) (d), in the case of renewal licenses, the~~  
2 ~~photograph shall be taken once every 8 years, and shall coincide with the appearance~~  
3 ~~for examination which is required under s. 343.16 (3). The department may make~~  
4 ~~provision for issuance of a license without a photograph if the applicant is stationed~~  
5 ~~outside the state in military service and in specific situations where the department~~  
6 ~~deems such action appropriate.~~

7 **SECTION 2623.** 343.14 (4m) of the statutes is amended to read:

8 343.14 (4m) ~~The Subject to s. 343.17 (2), the department shall develop designs~~  
9 ~~for licenses and identification cards which are resistant to tampering and forgery no~~  
10 ~~later than January 1, 1989. Licenses and licenses and identification cards issued on~~  
11 ~~or after January 1, 1989, shall incorporate the designs required under this~~  
12 ~~subsection.~~

13 **SECTION 2624.** 343.16 (3) (a) of the statutes is amended to read:

14 343.16 (3) (a) ~~The Except as provided in s. 343.165 (4) (d), the department shall~~  
15 ~~examine every applicant for the renewal of an operator's license once every 8 years.~~  
16 ~~The department may institute a method of selecting the date of renewal so that such~~  
17 ~~examination shall be required for each applicant for renewal of a license to gain a~~  
18 ~~uniform rate of examinations. The examination shall consist of a test of eyesight.~~  
19 ~~The department shall make provisions for giving such examinations at examining~~  
20 ~~stations in each county to all applicants for an operator's license. The person to be~~  
21 ~~examined shall appear at the examining station nearest the person's place of~~  
22 ~~residence or at such time and place as the department designates in answer to an~~  
23 ~~applicant's request. In lieu of examination, the applicant may present or mail to the~~  
24 ~~department a report of examination of the applicant's eyesight by an~~  
25 ~~ophthalmologist, optometrist or physician licensed to practice medicine. The report~~

1 shall be based on an examination made not more than 3 months prior to the date it  
2 is submitted. The report shall be on a form furnished and in the form required by  
3 the department. The department shall decide whether, in each case, the eyesight  
4 reported is sufficient to meet the current eyesight standards.

5 **SECTION 2625.** 343.165 of the statutes is created to read:

6 **343.165 Processing license and identification card applications. (1)**

7 The department may not complete the processing of an application for initial  
8 issuance or renewal of an operator's license or identification card received by the  
9 department after May 10, 2008, and no such license or identification card may be  
10 issued or renewed, unless the applicant presents or provides, and the department  
11 verifies under sub. (3), all of the following information:

12 (a) An identification document that includes either the applicant's photograph  
13 or both the applicant's full legal name and date of birth.

14 (b) Documentation showing the applicant's date of birth, which may be the  
15 identification document under par. (a).

16 (c) Proof of the applicant's social security number or, except as provided in s.  
17 343.14 (2g) (a) 4., verification that the applicant is not eligible for a social security  
18 number.

19 (d) Documentation showing the applicant's name and address of principal  
20 residence.

21 (e) Subject to ss. 343.125 (2) (a) and (b) and 343.14 (2g) (a) 2. d., the  
22 documentary proof described in s. 343.14 (2) (es).

23 **(2)** (a) The department shall, in processing any application for an operator's  
24 license or identification card under sub. (1), capture a digital image of each document  
25 presented or provided to the department by an applicant. Images captured under



1 this paragraph shall be maintained, in electronic storage and in a transferable  
2 format, in the applicant's file or record as provided under ss. 343.23 (2) (a) and 343.50  
3 (8) (a).

4 (b) The department shall record in the applicant's file under s. 343.23 (2) (a) or  
5 record under s. 343.50 (8) (a) the date on which verification under subs. (1) and (3)  
6 is completed.

7 (3) (a) Except as provided in pars. (b) and (c), the department shall verify, in  
8 the manner and to the extent required under federal law, each document presented  
9 or provided to the department that is required to be presented or provided to the  
10 department by an applicant under sub. (1).

11 (b) The department may not accept any foreign document, other than an official  
12 passport, to satisfy a requirement under sub. (1).

13 (c) For purposes of par. (a) and sub. (1) (c), if an applicant presents a social  
14 security number that is already registered to or associated with another person, the  
15 department shall direct the applicant to investigate and take appropriate action to  
16 resolve the discrepancy and shall not issue any operator's license or identification  
17 card until the discrepancy is resolved. The department shall adopt procedures for  
18 purposes of verifying that an applicant is not eligible for a social security number.

19 (4) (a) Subsection (1) does not apply to an application for renewal of an  
20 operator's license or identification card received by the department after May 10,  
21 2008, if in connection with a prior application after May 10, 2008, the applicant  
22 previously presented or provided, and the department verified, the information  
23 specified in sub. (1) and the department recorded the date on which the verification  
24 procedures were completed as described in sub. (2) (b).

1           (b) The department shall establish an effective procedure to confirm or verify  
2           an applicant's information for purposes of any application described in par. (a). The  
3           procedure shall include verification of the applicant's social security number or  
4           ineligibility for a social security number.

5           (c) Notwithstanding pars. (a) and (b), no operator's license displaying the  
6           legend required under s. 343.03 (3m) or identification card displaying the legend  
7           required under s. 343.50 (3) may be renewed unless the applicant presents or  
8           provides valid documentary proof under sub. (1) (e) and this proof shows that the  
9           status by which the applicant qualified for the license or identification card has been  
10          extended by the secretary of the federal department of homeland security.

11          (d) With any license or identification card renewal following a license or  
12          identification card expiration established under s. 343.20 (1m) or 343.50 (5) (c) at  
13          other than an 8-year interval, the department may determine whether the  
14          applicant's photograph is to be taken, or if the renewal is for a license the applicant  
15          is to be examined, or both, at the time of such renewal, so long as the applicant's  
16          photograph is taken, and if the renewal is for a license the applicant is examined,  
17          with a license or card renewal at least once every 8 years and the applicant's license  
18          or identification card at all times includes a photograph.

19          (5) The department may, by rule, require that applications for reinstatement  
20          of operator's licenses or identification cards, issuance of occupational licenses,  
21          reissuance of operator's licenses, or issuance of duplicate licenses, received by the  
22          department after May 10, 2008, be processed in a manner consistent with the  
23          requirements established under this section for applications for initial issuance or  
24          renewal of operator's licenses and identification cards.

1           **(6)** During the period in which the department processes an application under  
2 this section, the department may issue a receipt under s. 343.11 (3) or 343.50 (1) (c).

3           **SECTION 2626.** 343.17 (1) of the statutes is amended to read:

4           343.17 **(1)** LICENSE ISSUANCE. ~~The~~ Subject to s. 343.165, the department shall  
5 issue an operator's license and endorsements, as applied for, to every qualifying  
6 applicant who has paid the required fees.

7           **SECTION 2627.** 343.17 (2) of the statutes is amended to read:

8           343.17 **(2)** LICENSE DOCUMENT. The license shall be a single document, in  
9 ~~one-part~~ one part, consisting of 2 sides, except as otherwise provided in sub. (4) and  
10 s. 343.10 (7) (d). The document shall be, to the maximum extent practicable, tamper  
11 proof and shall contain physical security features consistent with any requirement  
12 under federal law.

13           **SECTION 2628.** 343.17 (3) (a) 1. and 5. of the statutes are amended to read:

14           343.17 **(3)** (a) 1. The full legal name, date of birth, and principal residence  
15 address of the person.

16           5. ~~A facsimile of the~~ The person's signature, ~~or a space upon which the licensee~~  
17 ~~shall immediately write his or her usual signature with a pen and ink on receipt of~~  
18 ~~the license, without which the license is not valid.~~

19           **SECTION 2629.** 343.17 (3) (a) 14. of the statutes, as created by 2005 Wisconsin  
20 Act 126, is repealed.

21           **SECTION 2630.** 343.17 (5) of the statutes is amended to read:

22           343.17 **(5)** NO PHOTOS ON CERTAIN TEMPORARY LICENSES. The temporary licenses  
23 issued under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b) and 343.305 (8) (a) shall be  
24 on forms provided by the department and shall contain the information required by  
25 sub. (3), except the license is not required to include a photograph of the licensee.

1 This subsection does not apply to a noncitizen temporary license, as described in s.  
2 343.03 (3m).

3 **SECTION 2631.** 343.19 (1) of the statutes is amended to read:

4 343.19 (1) If a license issued under this chapter or an identification card issued  
5 under s. 343.50 is lost or destroyed or the name or address named in the license or  
6 identification card is changed or the condition specified in s. 343.17 (3) (a) 12. or 13.  
7 no longer applies, the person to whom the license or identification card was issued  
8 may obtain a duplicate thereof or substitute therefor upon furnishing proof  
9 satisfactory to the department of full legal name and date of birth and that the license  
10 or identification card has been lost or destroyed or that application for a duplicate  
11 license or identification card is being made for a change of address or name or  
12 because the condition specified in s. 343.17 (3) (a) 12. or 13. no longer applies. If the  
13 applicant is a male who is at least 18 years of age but less than 26 years of age, the  
14 application shall include the information required under s. 343.14 (2) (em). If the  
15 original license or identification card is found it shall immediately be transmitted to  
16 the department. ~~Duplicates of nonphoto licenses shall be issued as nonphoto~~  
17 ~~licenses.~~

18 **SECTION 2632.** 343.20 (1) (a) of the statutes is amended to read:

19 343.20 (1) (a) Except as otherwise expressly provided in this chapter,  
20 reinstated licenses, probationary licenses issued under s. 343.085 and original  
21 licenses other than instruction permits shall expire 2 years from the date of the  
22 applicant's next birthday. Subject to s. 343.125 (3), all other licenses and license  
23 endorsements shall expire 8 years after the date of issuance. The department may  
24 institute any system of initial license issuance which it deems advisable for the  
25 purpose of gaining a uniform rate of renewals. In order to put such a system into

1 operation, the department may issue licenses which are valid for any period less than  
2 the ordinary effective period of such license. If the department issues a license that  
3 is valid for less than the ordinary effective period as authorized by this paragraph,  
4 the fees due under s. 343.21 (1) ~~(a)~~, (b) and (d) shall be prorated accordingly.

5 **SECTION 2633.** 343.20 (1) (f) of the statutes, as created by 2005 Wisconsin Act  
6 126, is amended to read:

7 343.20 (1) (f) The department shall cancel an operator's license, regardless of  
8 the license expiration date, if the department ~~is notified by~~ receives information from  
9 a local, state, or federal government agency that the operator ~~is no longer a citizen~~  
10 ~~of the United States, a legal permanent resident of the United States, or a conditional~~  
11 ~~resident of the United States, or otherwise not legally present in the United States~~  
12 licensee no longer satisfies the requirements for issuance of a license under ss. 343.14  
13 (2) (es) and 343.165 (1) (e).

14 **SECTION 2634.** 343.20 (1m) of the statutes, as created by 2005 Wisconsin Act  
15 126, is amended to read:

16 343.20 (1m) ~~A~~ Notwithstanding sub. (1) (a) and (e), and except as otherwise  
17 provided in this subsection, a license that is issued to a person who is not a United  
18 States citizen or permanent resident and who provides documentary proof of legal  
19 status as provided under s. 343.14 (2) (er) 2. shall expire on the date that the person's  
20 legal presence in the United States is no longer authorized or on the expiration date  
21 determined under sub. (1), whichever date is earlier. If the documentary proof as  
22 provided under s. 343.14 (2) (er) 2. does not state the date that the person's legal  
23 presence in the United States is no longer authorized, sub. (1) shall apply.

24 **SECTION 2635.** 343.20 (1m) of the statutes, as affected by 2007 Wisconsin Act  
25 .... (this act), is amended to read:

1           343.20 **(1m)** Notwithstanding sub. (1) (a) and (e), and except as provided in s.  
2 343.165 (4) (c) and as otherwise provided in this subsection, a license that is issued  
3 to a person who is not a United States citizen or permanent resident and who  
4 provides documentary proof of legal status as provided under s. 343.14 (2) ~~(e)~~ 2. (es)  
5 2., 4., 5., 6., or 7. shall expire on the date that the person's legal presence in the United  
6 States is no longer authorized or on the expiration date determined under sub. (1),  
7 whichever date is earlier. If the documentary proof as provided under s. 343.14 (2)  
8 ~~(e)~~ 2. (es) does not state the date that the person's legal presence in the United States  
9 is no longer authorized, sub. (1) shall apply except that, if the license was issued or  
10 renewed based upon the person's presenting of any documentary proof specified in  
11 s. 343.14 (2) (es) 4. to 7., the license shall, subject to s. 343.165 (4) (c), expire one year  
12 after the date of issuance or renewal.

13           **SECTION 2636.** 343.20 (2) (a) of the statutes is amended to read:

14           343.20 **(2)** (a) The department shall mail to the last-known address of a  
15 licensee at least 30 days prior to the expiration of the license a notice of the date upon  
16 which the license must be renewed. If the license was issued or last renewed based  
17 upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es)  
18 4. to 7., the notice shall inform the licensee of the requirement under s. 343.165 (4)  
19 (c).

20           **SECTION 2637.** 343.21 (1) (n) of the statutes is created to read:

21           343.21 **(1)** (n) In addition to any other fee under this subsection, for the  
22 issuance, renewal, upgrading, or reinstatement of any license, endorsement, or  
23 instruction permit, a federal security verification mandate fee of \$10.

24           **SECTION 2638.** 343.22 (1) of the statutes is repealed.

25           **SECTION 2639.** 343.22 (2) (intro.) and (a) of the statutes are amended to read:

1           343.22 (2) (intro.) Whenever any person, after applying for or receiving a  
2 license ~~containing a photograph~~ under this chapter, or an identification card under  
3 s. 343.50, moves from the address named in the application or in the license or  
4 identification card issued to him or her or is notified by the local authorities or by the  
5 postal authorities that the address so named has been changed, the person shall,  
6 within ~~10~~ 30 days thereafter, do one of the following:

7           (a) Apply for a duplicate license or identification card showing on the  
8 application the correct full legal name and address. The licensee or identification  
9 card holder shall return the current license or identification card to the department  
10 along with the application for duplicate.

11           **SECTION 2640.** 343.22 (2m) of the statutes is amended to read:

12           343.22 (2m) Whenever any person, after applying for or receiving a license  
13 containing a photograph under this chapter, or an identification card under s. 343.50,  
14 is notified by the local authorities or by the postal authorities that the address named  
15 in the application or in the license or identification card issued to him or her has been  
16 changed and the person applies for a duplicate license or identification card under  
17 sub. (2), no fee fees shall be charged under s. 343.21 (1) (L) and (n) or 343.50 (5m) and  
18 (7) for the duplicate license or identification card.

19           **SECTION 2641.** 343.22 (2m) of the statutes, as affected by 2007 Wisconsin Act  
20 .... (this act), is amended to read:

21           343.22 (2m) Whenever any person, after applying for or receiving a license  
22 ~~containing a photograph~~ under this chapter, or an identification card under s. 343.50,  
23 is notified by the local authorities or by the postal authorities that the address named  
24 in the application or in the license or identification card issued to him or her has been  
25 changed and the person applies for a duplicate license or identification card under

1 sub. (2), no fees shall be charged under s. 343.21 (1) (L) and (n) or 343.50 (5m) and  
2 (7) for the duplicate license or identification card.

3 **SECTION 2642.** 343.22 (3) of the statutes is amended to read:

4 343.22 (3) When the name of a licensee or identification card holder is changed,  
5 such person shall, within 10 days thereafter, apply for a duplicate license or  
6 identification card showing the correct name and address. The licensee or  
7 identification card holder shall return the current license or identification card to the  
8 department along with the application for a duplicate. If the licensee holds more  
9 than one type of license under this chapter, the licensee shall return all such licenses  
10 to the department along with one application and fee fees for a duplicate license for  
11 which the licensee may be issued a duplicate of each such license.

12 **SECTION 2643.** 343.22 (3) of the statutes, as affected by 2007 Wisconsin Act ...  
13 (this act), is amended to read:

14 343.22 (3) When the name of a licensee or identification card holder is changed,  
15 such person shall, within ~~10~~ 30 days thereafter, apply for a duplicate license or  
16 identification card showing the correct full legal name and address. The licensee or  
17 identification card holder shall return the current license or identification card to the  
18 department along with the application for a duplicate. If the licensee holds more  
19 than one type of license under this chapter, the licensee shall return all such licenses  
20 to the department along with one application and fees for a duplicate license for  
21 which the licensee may be issued a duplicate of each such license.

22 **SECTION 2644.** 343.23 (2) (a) (intro.) of the statutes is amended to read:

23 343.23 (2) (a) (intro.) The department shall maintain a file for each licensee or  
24 other person containing the application for license, permit or endorsement, a record  
25 of reports or abstract of convictions, any demerit points assessed under authority of



1 s. 343.32 (2), the information in all data fields printed on any license issued to the  
2 person, any notice received from the federal transportation security administration  
3 concerning the person’s eligibility for an “H” endorsement specified in s. 343.17 (3)  
4 (d) 1m., the status of the person’s authorization to operate different vehicle groups,  
5 a record of any out-of-service orders issued under s. 343.305 (7) (b) or (9) (am), a  
6 record of the date on which any background investigation specified in s. 343.12 (6)  
7 (a) or (d) was completed, a record of the date on which any verification specified in  
8 s. 343.165 (1) and (3) was completed, all documents required to be maintained under  
9 s. 343.165 (2) (a), and a record of any reportable accident in which the person has  
10 been involved, including specification of any type of license and endorsements issued  
11 under this chapter under which the person was operating at the time of the accident  
12 and an indication whether or not the accident occurred in the course of any of the  
13 following:

14 **SECTION 2645.** 343.23 (2) (b) of the statutes is amended to read:

15 343.23 (2) (b) The information specified in pars. (a) and (am) must be filed by  
16 the department so that the complete operator’s record is available for the use of the  
17 secretary in determining whether operating privileges of such person shall be  
18 suspended, revoked, canceled, or withheld, or the person disqualified, in the interest  
19 of public safety. The record of suspensions, revocations, and convictions that would  
20 be counted under s. 343.307 (2) shall be maintained permanently, except that the  
21 department shall purge the record of a first violation of s. 23.33 (4c) (a) 2., 30.681 (1)  
22 (b) 1., 346.63 (1) (b), or 350.101 (1) (b) after 10 years, if the person who committed the  
23 violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at the  
24 time of the violation, if the person does not have a commercial driver license, if the  
25 violation was not committed by a person operating a commercial motor vehicle, and

1 if the person has no other suspension, revocation, or conviction that would be counted  
2 under s. 343.307 during that 10–year period. The record of convictions for  
3 disqualifying offenses under s. 343.315 (2) (h) shall be maintained for at least 10  
4 years. The record of convictions for disqualifying offenses under s. 343.315 (2) (f) and  
5 (j), and all records specified in par. (am), shall be maintained for at least 3 years. The  
6 record of convictions for disqualifying offenses under s. 343.315 (2) (a) to (e) shall be  
7 maintained permanently, except that 5 years after a licensee transfers residency to  
8 another state such record may be transferred to another state of licensure of the  
9 licensee if that state accepts responsibility for maintaining a permanent record of  
10 convictions for disqualifying offenses. Such reports and records may be cumulative  
11 beyond the period for which a license is granted, but the secretary, in exercising the  
12 power of suspension granted under s. 343.32 (2) may consider only those reports and  
13 records entered during the 4–year period immediately preceding the exercise of such  
14 power of suspension. The department shall maintain the digital images of  
15 documents specified in s. 343.165 (2) (a) for at least 10 years.

16 **SECTION 2646.** 343.23 (5) of the statutes is amended to read:

17 343.23 (5) The department shall maintain the files specified in this section in  
18 a form that is appropriate to the form of the records constituting those files. Records  
19 under sub. (1) and files under sub. (2) shall be maintained in an electronic and  
20 transferable format accessible for the purpose specified in s. 343.03 (6) (a).

21 **SECTION 2647.** 343.235 (3) (a) of the statutes is amended to read:

22 343.235 (3) (a) A law enforcement agency, a state authority, a district attorney,  
23 a driver licensing agency of another jurisdiction, or a federal governmental agency,  
24 to perform a legally authorized function.

25 **SECTION 2648.** 343.237 (2) of the statutes is amended to read:

1           343.237 (2) Any photograph taken of an applicant under s. 343.14 (3) or 343.50  
2           (4), and any fingerprint taken of an applicant under s. 343.12 (6) (b), may be  
3           maintained by the department and, except as provided in this section, shall be kept  
4           confidential. Except as provided in this section, the department may release a  
5           photograph or fingerprint only to the person whose photograph or fingerprint was  
6           taken or to the driver licensing agency of another jurisdiction.

7           **SECTION 2649.** 343.237 (3) (intro.) of the statutes is amended to read:

8           343.237 (3) (intro.) The department shall provide a Wisconsin law enforcement  
9           agency or a federal law enforcement agency with a print or electronic copy of a  
10          photograph taken on or after September 1, 1997, of an applicant under s. 343.14 (3)  
11          or 343.50 (4), or a printed or electronic copy of a fingerprint taken of an applicant  
12          under s. 343.12 (6) (b), if the department receives a written request on the law  
13          enforcement agency's letterhead that contains all of the following:

14          **SECTION 2650.** 343.24 (3) of the statutes is amended to read:

15          343.24 (3) The department shall not disclose information concerning or related  
16          to a violation as defined by s. 343.30 (6) to any person other than a court, district  
17          attorney, county corporation counsel, city, village, or town attorney, law enforcement  
18          agency, driver licensing agency of another jurisdiction, or the minor who committed  
19          the violation or his or her parent or guardian.

20          **SECTION 2651.** 343.24 (4) (c) 1. of the statutes is amended to read:

21          343.24 (4) (c) 1. A law enforcement agency, a state authority, a district attorney,  
22          a driver licensing agency of another jurisdiction, or a federal governmental agency,  
23          to perform a legally authorized function.

24          **SECTION 2652.** 343.26 of the statutes is amended to read:

1           **343.26 License after cancellation.** Any person whose license has been  
2 canceled, whether the license has been canceled by the secretary or stands canceled  
3 as a matter of law, may apply for a new license at any time. Upon receipt of the  
4 application and the all required fee fees, the department shall issue or refuse  
5 issuance of the license as upon an original application. The department may, but  
6 need not, require the applicant to submit to an examination as provided in s. 343.16.

7           **SECTION 2653.** 343.26 of the statutes, as affected by 2007 Wisconsin Act .... (this  
8 act), is amended to read:

9           **343.26 License after cancellation.** Any person whose license has been  
10 canceled, whether the license has been canceled by the secretary or stands canceled  
11 as a matter of law, may apply for a new license at any time. Upon receipt of the  
12 application and all required fees, and after processing the application as provided in  
13 s. 343.165, the department shall issue or refuse issuance of the license as upon an  
14 original application. The department may, but need not, require the applicant to  
15 submit to an examination as provided in s. 343.16.

16           **SECTION 2654.** 343.265 (2) of the statutes is amended to read:

17           343.265 (2) A person whose voluntary surrender of license under sub. (1) or  
18 (1m) has been accepted by the department may apply for a duplicate license under  
19 s. 343.19, or, if the person's license has expired during the period of surrender, a  
20 renewal license, at any time. Upon receipt of the person's application and the  
21 applicable fee fees under s. 343.21, the department shall issue or deny the license as  
22 provided in this subchapter. The department may require the person to submit to  
23 an examination under s. 343.16 (5).

24           **SECTION 2655.** 343.30 (5) of the statutes is amended to read:

1           343.30 (5) No court may suspend or revoke an operating privilege except as  
2 authorized by this chapter or ch. 345, 351, or 938 or s. 767.73, 800.09 (1) (c), 800.095  
3 (4) (b) 4., 943.21 (3m), or 961.50. When a court revokes, suspends, or restricts a  
4 juvenile’s operating privilege under ch. 938, the department of transportation shall  
5 not disclose information concerning or relating to the revocation, suspension, or  
6 restriction to any person other than a court, district attorney, county corporation  
7 counsel, city, village, or town attorney, law enforcement agency, driver licensing  
8 agency of another jurisdiction, or the minor whose operating privilege is revoked,  
9 suspended, or restricted, or his or her parent or guardian. Persons entitled to receive  
10 this information shall not disclose the information to other persons or agencies.

11           **SECTION 2656.** 343.305 (6) (e) 2. am. of the statutes is amended to read:

12           343.305 (6) (e) 2. am. In the case of an individual who does not have a social  
13 security number, a statement made or subscribed under oath or affirmation that the  
14 applicant does not have a social security number. The form of the statement shall  
15 be prescribed by the department of ~~workforce development~~ children and families. A  
16 permit or approval that is issued or renewed under this section in reliance on a  
17 statement submitted under this subd. 2. am. is invalid if the statement is false.

18           **SECTION 2657.** 343.305 (6) (e) 3. b. of the statutes is amended to read:

19           343.305 (6) (e) 3. b. The licensor may not disclose any information received  
20 under subd. 2. a. or b. except to the department of ~~workforce development~~ children  
21 and families for purposes of administering s. 49.22 or the department of revenue for  
22 the sole purpose of requesting certifications under s. 73.0301.

23           **SECTION 2658.** 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

24           343.305 (8) (b) 5. (intro.) If the hearing examiner finds that any of the following  
25 applies, the examiner shall order that the administrative suspension of the person’s

1 operating privilege be rescinded without payment of the any fee under s. 343.21 (1)  
2 (j) or (n):

3 **SECTION 2659.** 343.305 (8) (c) 5. of the statutes is amended to read:

4 343.305 (8) (c) 5. If any court orders under this subsection that the  
5 administrative suspension of the person's operating privilege be rescinded, the  
6 person need not pay the any fee under s. 343.21 (1) (j) or (n).

7 **SECTION 2660.** 343.305 (11) of the statutes is amended to read:

8 343.305 (11) RULES. The department shall promulgate rules under ch. 227  
9 necessary to administer this section. The rules shall include provisions relating to  
10 the expeditious exchange of information under this section between the department  
11 and law enforcement agencies, circuit courts, municipal courts, attorneys who  
12 represent municipalities, and district attorneys, and driver licensing agencies of  
13 other jurisdictions. The rules may not affect any provisions relating to court  
14 procedure.

15 **SECTION 2661.** 343.315 (3) (b) of the statutes is amended to read:

16 343.315 (3) (b) If a person's license or operating privilege is not otherwise  
17 revoked or suspended as the result of an offense committed after March 31, 1992,  
18 which results in disqualification under sub. (2) (a) to (f), (h), (i), or (j), the department  
19 shall immediately disqualify the person from operating a commercial motor vehicle  
20 for the period required under sub. (2) (a) to (f), (h), (i), or (j). Upon proper application  
21 by the person and payment of ~~a duplicate license fee~~ the fees specified in s. 343.21  
22 (1) (L) and (n), the department may issue a separate license authorizing only the  
23 operation of vehicles other than commercial motor vehicles. Upon expiration of the  
24 period of disqualification, the person may apply for authorization to operate  
25 commercial motor vehicles under s. 343.26.

1           **SECTION 2662.** 343.345 of the statutes is amended to read:

2           **343.345 Restriction, limitation or suspension of operating privilege.**

3           The department shall restrict, limit or suspend a person’s operating privilege if the  
4           person is delinquent in making court–ordered payments of child or family support,  
5           maintenance, birth expenses, medical expenses or other expenses related to the  
6           support of a child or former spouse, or who fails to comply, after appropriate notice,  
7           with a subpoena or warrant issued by the department of ~~workforce development~~  
8           children and families or a county child support agency under s. 59.53 (5) and related  
9           to paternity or child support proceedings, as provided in a memorandum of  
10          understanding entered into under s. 49.857.

11          **SECTION 3352r.** 343.35 (1) of the statutes is renumbered 343.35 (1) (a) and  
12          amended to read:

13          343.35 (1) (a) ~~The~~ Except as provided in par. (b), the department may order any  
14          person whose operating privilege has been canceled, revoked or suspended to  
15          surrender his or her license or licenses to the department. The department may  
16          order any person who is in possession of a canceled, revoked or suspended license of  
17          another to surrender the license to the department.

18          **SECTION 3352t.** 343.35 (1) (b) of the statutes is created to read:

19          343.35 (1) (b) 1. Subject to subd. 2., if the department cancels an operator’s  
20          license prior to the license expiration date because the department has determined  
21          that the license holder does not meet the department’s standard required for  
22          eyesight, the license holder may, without paying any additional fee, retain the  
23          operator’s license and continue to use the license, until the license expiration date,  
24          for the same purpose as an identification card issued under s. 343.50.

1           2. Before a cancelled operator’s license may be used for the same purpose as an  
2 identification card under subd. 1., the license holder shall temporarily surrender the  
3 license to the department. Upon surrender, the department shall make a distinctive  
4 mark on the license, and update the license holder’s record under s. 343.23 (1), to  
5 indicate that the license is not valid as an operator’s license but is valid for purposes  
6 of identification. After making the distinctive mark, the department shall  
7 immediately return the license to the license holder.

8           **SECTION 2663.** 343.38 (1) (a) of the statutes is amended to read:

9           343.38 (1) (a) Files with the department an application for license together  
10 with the all required fee fees; and

11           **SECTION 2664.** 343.38 (2) of the statutes is amended to read:

12           343.38 (2) REINSTATEMENT OF NONRESIDENT’S OPERATING PRIVILEGE AFTER  
13 REVOCATION BY WISCONSIN. A nonresident’s operating privilege revoked under the  
14 laws of this state is reinstated as a matter of law when the period of revocation has  
15 expired and such nonresident obtains a valid operator’s license issued by the  
16 jurisdiction of the nonresident’s residence and pays the fee fees specified in s. 343.21  
17 (1) (j) and (n).

18           **SECTION 2665.** 343.39 (1) (a) of the statutes is amended to read:

19           343.39 (1) (a) When, in the case of a suspended operating privilege, the period  
20 of suspension has terminated, the ~~reinstatement fee~~ fees specified in s. 343.21 (1) (j)  
21 ~~has~~ and (n) have been paid to the department and, for reinstatement of an operating  
22 privilege suspended under ch. 344, the person files with the department proof of  
23 financial responsibility, if required, in the amount, form and manner specified under  
24 ch. 344.

25           **SECTION 3365m.** 343.43 (1) (a) of the statutes is amended to read:



1           343.43 (1) (a) ~~Represent~~ Except as provided in s. 343.35 (1) (b), represent as  
2 valid any canceled, revoked, suspended, fictitious or fraudulently altered license; or

3           **SECTION 2666.** 343.43 (1) (g) of the statutes is amended to read:

4           343.43 (1) (g) Deface or alter a license except to endorse a change of address  
5 authorized by s. 343.22 (1) ~~or~~ (2).

6           **SECTION 2667.** 343.50 (1) of the statutes is amended to read:

7           343.50 (1) ISSUANCE. The department shall issue to every qualified applicant,  
8 who has paid the all required fee fees, an identification card as provided in this  
9 section.

10           **SECTION 2668.** 343.50 (1) of the statutes, as affected by 2007 Wisconsin Act ...  
11 (this act), is renumbered 343.50 (1) (a) and amended to read:

12           343.50 (1) (a) ~~The~~ Subject to par. (b) and s. 343.165, the department shall issue  
13 to every qualified applicant, who has paid all required fees, an identification card as  
14 provided in this section.

15           **SECTION 2669.** 343.50 (1) (b) and (c) of the statutes are created to read:

16           343.50 (1) (b) The department may not issue an identification card to a person  
17 previously issued an operator's license in another jurisdiction unless the person  
18 surrenders to the department any valid operator's license possessed by the person  
19 issued by another jurisdiction, which surrender operates as a cancellation of the  
20 license insofar as the person's privilege to operate a motor vehicle in this state is  
21 concerned. Within 30 days following issuance of the identification card under this  
22 section, the department shall destroy any operator's license surrendered under this  
23 paragraph and report to the jurisdiction that issued the surrendered operator's  
24 license that the license has been destroyed and the person has been issued an  
25 identification card in this state.

1 (c) The department may issue a receipt to any applicant for an identification  
2 card, which receipt shall constitute a temporary identification card while the  
3 application is being processed and shall be valid for a period not to exceed 30 days.

4 **SECTION 2670.** 343.50 (2) of the statutes is amended to read:

5 343.50 (2) WHO MAY APPLY. Any resident of this state who does not possess a  
6 valid operator's license ~~which contains the resident's photograph~~ issued under this  
7 chapter may apply to the department for an identification card pursuant to this  
8 section. The card is not a license for purposes of this chapter and is to be used for  
9 identification purposes only.

10 **SECTION 2671.** 343.50 (3) of the statutes is amended to read:

11 343.50 (3) DESIGN AND CONTENTS OF CARD. The card shall be the same size as  
12 an operator's license but shall be of a design which is readily distinguishable from  
13 the design of an operator's license and bear upon it the words "IDENTIFICATION  
14 CARD ONLY".," The information on the card shall be the same as specified under  
15 s. 343.17 (3). If the issuance of the card requires the applicant to present any  
16 documentary proof specified in s. 343.14 (2) (es) 4. to 7., the card shall display, on the  
17 front side of the card, a legend identifying the card as temporary. The card shall  
18 contain physical security features consistent with any requirement under federal  
19 law. The card may serve as a document of gift under s. 157.06 (2) (b) and (c) and the  
20 holder may affix a sticker thereto as provided in s. 343.175 (3). The card may also  
21 serve as a document of refusal to make an anatomical gift under s. 157.06 (2) (i). The  
22 card shall contain the holder's photograph and, if applicable, shall be of the design  
23 specified under s. 343.17 (3) (a) 12.

24 **SECTION 2672.** 343.50 (4) of the statutes, as affected by 2005 Wisconsin Act 126,  
25 is amended to read:

1           **343.50 (4) APPLICATION.** The application for an identification card shall include  
2 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),  
3 and ~~(er)~~ (es), and such further information as the department may reasonably  
4 require to enable it to determine whether the applicant is entitled by law to an  
5 identification card. The Except with respect to renewals described in s. 343.165 (4)  
6 (d), the department shall, as part of the application process, take a digital  
7 photograph including facial image capture of the applicant to comply with sub. (3).  
8 ~~No Except with respect to renewals described in s. 343.165 (4) (d), no~~ application may  
9 be processed without the photograph being taken. Misrepresentations in violation  
10 of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

11           **SECTION 2673.** 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126,  
12 is amended to read:

13           **343.50 (5) VALID PERIOD; FEES.** The fee for an original card and for the  
14 reinstatement of an identification card after cancellation under sub. (10) shall be \$9  
15 \$18. The card shall be valid for the succeeding period of ~~4~~ 8 years from the  
16 applicant's next birthday after the date of issuance, except that a card that is issued  
17 to a person who is not a United States citizen and who provides documentary proof  
18 of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the  
19 person's legal presence in the United States is no longer authorized. If the  
20 documentary proof as provided under s. 343.14 (2) (er) does not state the date that  
21 the person's legal presence in the United States is no longer authorized, then the card  
22 shall be valid for the succeeding period of ~~4~~ 8 years from the applicant's next  
23 birthday after the date of issuance.

1           **SECTION 2674.** 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126  
2 and 2007 Wisconsin Act .... (this act), is renumbered 343.50 (5) (a) and amended to  
3 read:

4           343.50 (5) (a) The fee for an original card, for renewal of a card, and for the  
5 reinstatement of an identification card after cancellation under sub. (10) shall be  
6 \$18. The

7           (b) Except as provided in par. (c) and s. 343.165 (4) (c), an original or reinstated  
8 card shall be valid for the succeeding period of 8 years from the applicant's next  
9 birthday after the date of issuance, ~~except that a, and a renewed card shall be valid~~  
10 for the succeeding period of 8 years from the card's last expiration date.

11           (c) Except as provided in s. 343.165 (4) (c) and as otherwise provided in this  
12 paragraph, an identification card that is issued to a person who is not a United States  
13 citizen and who provides documentary proof of legal status as provided under s.  
14 343.14 (2) ~~(er)~~ (es) shall expire on the date that the person's legal presence in the  
15 United States is no longer authorized or on the expiration date determined under  
16 par. (b), whichever date is earlier. If the documentary proof as provided under s.  
17 343.14 (2) ~~(er)~~ (es) does not state the date that the person's legal presence in the  
18 United States is no longer authorized, then the card shall be valid for the succeeding  
19 period of 8 years ~~from the applicant's next birthday after the date of issuance~~  
20 specified in par. (b) except that, if the card was issued or renewed based upon the  
21 person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7.,  
22 the card shall, subject to s. 343.165 (4) (c), expire one year after the date of issuance  
23 or renewal.

24           **SECTION 2675.** 343.50 (5m) of the statutes is created to read:

1           **343.50 (5m) FEDERAL SECURITY VERIFICATION MANDATE FEE.** In addition to any  
2 other fee under this section, for the issuance of an original identification card or  
3 duplicate identification card or for the renewal or reinstatement of an identification  
4 card after cancellation under sub. (10), a federal security verification mandate fee of  
5 \$10 shall be paid to the department.

6           **SECTION 2676.** 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act ...  
7 (this act), is amended to read:

8           **343.50 (6) RENEWAL NOTICE.** At least 30 days prior to the expiration of the an  
9 identification card, the department shall mail a renewal application to the  
10 last-known address of each identification the card holder. If the card was issued or  
11 last renewed based upon the person's presenting of any documentary proof specified  
12 in s. 343.14 (2) (es) 4. to 7., the notice shall inform the card holder of the requirement  
13 under s. 343.165 (4) (c). The department shall include with the application  
14 information, as developed by all organ procurement organizations in cooperation  
15 with the department, that promotes anatomical donations and which relates to the  
16 anatomical donation opportunity available under s. 343.175. ~~The fee for a renewal~~  
17 ~~identification card shall be \$18, which card shall be valid for 8 years, except that a~~  
18 ~~card that is issued to a person who is not a United States citizen and who provides~~  
19 ~~documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on~~  
20 ~~the date that the person's legal presence in the United States is no longer authorized.~~  
21 ~~If the documentary proof as provided under s. 343.14 (2) (er) does not state the date~~  
22 ~~that the person's legal presence in the United States is no longer authorized, then~~  
23 ~~the card shall be valid for 8 years.~~

24           **SECTION 2677.** 343.50 (6) of the statutes, as affected by 2005 Wisconsin Act 126,  
25 is amended to read:

1           343.50 (6) RENEWAL. At least 30 days prior to the expiration of the card, the  
2 department shall mail a renewal application to the last-known address of each  
3 identification card holder. The department shall include with the application  
4 information, as developed by all organ procurement organizations in cooperation  
5 with the department, that promotes anatomical donations and which relates to the  
6 anatomical donation opportunity available under s. 343.175. The fee for a renewal  
7 identification card shall be ~~\$9~~ \$18, which card shall be valid for ~~4~~ 8 years, except  
8 that a card that is issued to a person who is not a United States citizen and who  
9 provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall  
10 expire on the date that the person's legal presence in the United States is no longer  
11 authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not  
12 state the date that the person's legal presence in the United States is no longer  
13 authorized, then the card shall be valid for ~~4~~ 8 years.

14           **SECTION 2678.** 343.50 (8) (a) of the statutes is amended to read:

15           343.50 (8)(a) The department shall maintain current records of all  
16 identification card holders under this section in the same manner as required under  
17 s. 343.23 for operator's licenses. For each identification card applicant, the record  
18 shall include any application for an identification card received by the department,  
19 any reinstatement or cancellation of an identification card by the department, the  
20 information in all data fields printed on any identification card issued to the  
21 applicant, a record of the date on which any verification specified in s. 343.165 (1) and  
22 (3) was completed, and all documents required to be maintained under s. 343.165 (2)  
23 (a). The department shall maintain the digital images of documents specified in s.  
24 343.165 (2) (a) for at least 10 years. Records under this paragraph shall be

1 maintained in an electronic and transferable format accessible for the purpose  
2 specified in par. (c) 1.

3 **SECTION 3387m.** 343.50 (8) (b) of the statutes is amended to read:

4 343.50 (8) (b) The department may not disclose any record or other information  
5 concerning or relating to an applicant or identification card holder to any person  
6 other than a court, district attorney, county corporation counsel, city, village, or town  
7 attorney, law enforcement agency, driver licensing agency of another jurisdiction, the  
8 applicant or identification card holder or, if the applicant or identification card holder  
9 is under 18 years of age, his or her parent or guardian. Except for photographs  
10 ~~disclosed to a law enforcement agency~~ for which disclosure is authorized under s.  
11 343.237, persons entitled to receive any record or other information under this  
12 paragraph shall not disclose the record or other information to other persons or  
13 agencies. This paragraph does not prohibit the disclosure of a person's name or  
14 address, of the name or address of a person's employer or of financial information  
15 that relates to a person when requested under s. 49.22 (2m) by the department of  
16 ~~workforce development~~ children and families or a county child support agency under  
17 s. 59.53 (5).

18 **SECTION 2679.** 343.50 (8) (c) of the statutes is created to read:

19 343.50 (8) (c) 1. Notwithstanding par. (b) and ss. 343.027, 343.14 (2j), and  
20 343.237 (2), the department shall, upon request, provide to the driver licensing  
21 agencies of other jurisdictions any record maintained by the department of  
22 transportation under this subsection, including providing electronic access to any  
23 such record.

24 2. Notwithstanding par. (b) and s. 343.14 (2j), the department may, upon  
25 request, provide to the department of health and family services any applicant

1 information maintained by the department of transportation and identified in s.  
2 343.14 (2), including providing electronic access to the information, for the sole  
3 purpose of verification by the department of health and family services of birth  
4 certificate information.

5 3. Nothing in par. (b) prohibits disclosure under this paragraph.

6 **SECTION 2680.** 343.50 (10) (intro.) and (a) of the statutes are amended to read:

7 343.50 (10) CANCELLATION. (intro.) The department shall cancel an  
8 identification card under any of the following circumstances:

9 (a) Whenever the department determines that the card was issued upon an  
10 application which contains a false statement as to any material matter; ~~or,~~

11 **SECTION 2681.** 343.50 (10) (c) of the statutes is created to read:

12 343.50 (10) (c) Whenever the department receives information from a local,  
13 state, or federal government agency that the card holder no longer satisfies the  
14 requirements for issuance of a card under ss. 343.14 (2) (es) and 343.165 (1) (e). A  
15 card cancelled under this paragraph may not be reinstated under sub. (5) until these  
16 requirements are again satisfied.

17 **SECTION 3390m.** 343.51 (1) of the statutes is amended to read:

18 343.51 (1) Any person who qualifies for a registration plates plate of a special  
19 design under s. 341.14 (1), (1a), (1m) or (1q) or any other person with a disability that  
20 limits or impairs the ability to walk may request from the department a special  
21 identification card that will entitle any motor vehicle, other than a motorcycle,  
22 parked by, or under the direction of, the person, or a motor vehicle, other than a  
23 motorcycle, operated by or on behalf of the organization when used to transport such  
24 a person, to parking privileges under s. 346.50 (2), (2a) and (3). The department shall  
25 issue the card at a fee to be determined by the department, upon submission by the



1 applicant, if the applicant is an individual rather than an organization, of a  
2 statement from a physician licensed to practice medicine in any state, from an  
3 advanced practice nurse licensed to practice nursing in any state, from a physician  
4 assistant licensed or certified to practice in any state, from a chiropractor licensed  
5 to practice chiropractic in any state or from a Christian Science practitioner residing  
6 in this state and listed in the Christian Science journal that the person is a person  
7 with a disability that limits or impairs the ability to walk. The statement shall state  
8 whether the disability is permanent or temporary and, if temporary, the opinion of  
9 the physician, advanced practice nurse, physician assistant, chiropractor or  
10 practitioner as to the duration of the disability. The department shall issue the card  
11 upon application by an organization on a form prescribed by the department if the  
12 department believes that the organization meets the requirements under this  
13 subsection.

14 **SECTION 2682.** 343.61 (2) (a) 1m. of the statutes is amended to read:

15 343.61 (2) (a) 1m. In the case of an individual who does not have a social  
16 security number, a statement made or subscribed under oath or affirmation that the  
17 individual does not have a social security number. The form of the statement shall  
18 be prescribed by the department of ~~workforce development~~ children and families. A  
19 license that is issued by the department in reliance on a statement submitted under  
20 this subdivision is invalid if the statement is false.

21 **SECTION 2683.** 343.61 (2) (b) of the statutes is amended to read:

22 343.61 (2) (b) The department of transportation may not disclose any  
23 information received under par. (a) 1. or 2. to any person except to the department  
24 of ~~workforce development~~ children and families for purposes of administering s.

1 49.22 or the department of revenue for the sole purpose of requesting certifications  
2 under s. 73.0301.

3 **SECTION 2684.** 343.62 (2) (am) of the statutes is amended to read:

4 343.62 (2) (am) If the applicant does not have a social security number, a  
5 statement made or subscribed under oath or affirmation that the applicant does not  
6 have a social security number. The form of the statement shall be prescribed by the  
7 department of ~~workforce development~~ children and families. A license that is issued  
8 by the department in reliance on a statement submitted under this paragraph is  
9 invalid if the statement is false.

10 **SECTION 2685.** 343.62 (2) (b) of the statutes is amended to read:

11 343.62 (2) (b) The department of transportation may not disclose a social  
12 security number obtained under par. (a) to any person except to the department of  
13 ~~workforce development~~ children and families for the sole purpose of administering  
14 s. 49.22 or the department of revenue for the sole purpose of requesting certifications  
15 under s. 73.0301.

16 **SECTION 2686.** 343.66 (2) of the statutes is amended to read:

17 343.66 (2) The secretary shall deny, restrict, limit or suspend any driver school  
18 license issued under s. 343.61 or instructor's license issued under s. 343.62 or refuse  
19 to renew a driver school license or instructor's license if the applicant or licensee is  
20 an individual who is delinquent in making court-ordered payments of child or family  
21 support, maintenance, birth expenses, medical expenses or other expenses related  
22 to the support of a child or former spouse, or who fails to comply, after appropriate  
23 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
24 ~~development~~ children and families or a county child support agency under s. 59.53

1 (5) and related to paternity or child support proceedings, as provided in a  
2 memorandum of understanding entered into under s. 49.857.

3 **SECTION 2687.** 344.18 (1) (intro.) of the statutes is amended to read:

4 344.18 (1) (intro.) Any registration suspended or revoked under s. 344.14 shall  
5 remain suspended or revoked and shall not be renewed or reinstated until the person  
6 pays the fee required under s. 341.36 (1m), meets one of the requirements under pars.  
7 (a) to (d) and satisfies the requirements of sub. (1m). Any operating privilege  
8 suspended or revoked under s. 344.14 shall remain suspended or revoked and shall  
9 not be reinstated until the person pays the fee fees required under s. 343.21 (1) (j)  
10 and (n), complies with the applicable provisions of s. 343.38 and meets any of the  
11 following requirements:

12 **SECTION 2688.** 344.18 (3) (intro.) of the statutes is amended to read:

13 344.18 (3) (intro.) If a person defaults in the payment of any installment under  
14 a duly acknowledged written agreement, the secretary, upon notice of such default  
15 given in no event later than 30 days after the time for final installment, shall  
16 immediately suspend the registrations and operating privilege of the defaulting  
17 person. A suspension or revocation of registration under this subsection shall  
18 remain in effect until the person pays the fee required under s. 341.36 (1m), meets  
19 the requirement under par. (a) or (b) and satisfies the requirements of sub. (3m). A  
20 suspension or revocation of an operating privilege under this subsection shall remain  
21 in effect until the person pays the fee fees required in s. 343.21 (1) (j) and (n), complies  
22 with the applicable provisions of s. 343.38 and meets any of the following  
23 requirements:

24 **SECTION 2689.** 344.19 (3) of the statutes is amended to read:

1           344.19 (3) Upon receipt of such certification from another state to the effect  
2 that the operating privilege or registration of a resident of this state has been  
3 suspended or revoked in such other state under a law providing for its suspension  
4 or revocation for failure to deposit security for payment of judgments arising out of  
5 a motor vehicle accident, under circumstances which would require the secretary to  
6 suspend a nonresident's operating privilege or registration had the accident occurred  
7 in this state, the secretary shall suspend the operating privilege of such resident if  
8 he or she was the operator and all of his or her registrations if he or she was the owner  
9 of a motor vehicle involved in such accident. The department may accept a  
10 certification which is in the form of a combined notice of required security and  
11 suspension order, but shall not suspend a resident's operating privilege or  
12 registration on the basis of such order until at least 30 days have elapsed since the  
13 time for depositing security in the other state expired. A suspension or revocation  
14 of operating privilege under this section shall continue until such resident furnishes  
15 evidence of his or her compliance with the law of the other state relating to the  
16 deposit of security, pays the fee fees required under s. 343.21 (1) (j) and (n) and  
17 complies with the applicable provisions of s. 343.38. A suspension or revocation of  
18 registration under this section shall continue until such resident furnishes evidence  
19 of his or her compliance with the law of the other state relating to the deposit of  
20 security, pays the fee required under s. 341.36 (1m) and satisfies the requirements  
21 of sub. (3m).

22           **SECTION 3419g.** 344.45 (1) of the statutes is amended to read:

23           344.45 (1) Whenever a person's operating privilege or registration is suspended  
24 under this chapter, the department may order the person to surrender to the  
25 department his or her operator's license and the registration plates plate of the any

1 vehicle ~~or vehicles~~ for which registration was suspended. If the person fails  
2 immediately to return the operator's license or registration ~~plates~~ plate to the  
3 department, the department may direct a traffic officer to take possession thereof  
4 and return them to the department.

5 **SECTION 3419r.** 344.55 (2) of the statutes is amended to read:

6 344.55 (2) The department may not issue a registration ~~plates~~ plate for such  
7 a vehicle unless there is on file with the department a certificate of insurance  
8 showing that the vehicle is insured in compliance with sub. (1). No such policy may  
9 be terminated prior to its expiration or canceled for any reason unless a notice thereof  
10 is filed with the department at least 30 days prior to the date of termination or  
11 cancellation. The department shall suspend the registration of a vehicle on which  
12 the insurance policy has been terminated or canceled, effective on the date of  
13 termination or cancellation.

14 **SECTION 2690.** 345.47 (1) (c) of the statutes is amended to read:

15 345.47 (1) (c) If a court or judge suspends an operating privilege under this  
16 section, the court or judge shall immediately take possession of the suspended license  
17 and shall forward it to the department together with the notice of suspension, which  
18 shall clearly state that the suspension was for failure to pay a forfeiture, plus costs,  
19 fees, and surcharges imposed under ch. 814. The notice of suspension and the  
20 suspended license, if it is available, shall be forwarded to the department within 48  
21 hours after the order of suspension. If the forfeiture, plus costs, fees, and surcharges  
22 imposed under ch. 814, are paid during a period of suspension, the court or judge  
23 shall immediately notify the department. Upon receipt of the notice and payment  
24 of the ~~reinstatement fee~~ fees under s. 343.21 (1) (j) and (n), the department shall  
25 return the surrendered license.

1           **SECTION 3429b.** 346.50 (2) of the statutes is amended to read:

2           346.50 **(2)** Except as provided in sub. (3m), a motor vehicle bearing a special  
3 registration plate issued under s. 341.14 (1) or (1r) (a) to a disabled veteran or on his  
4 or her behalf is exempt from any ordinance imposing time limitations on parking in  
5 any street or highway zone and parking lot, whether municipally owned or leased,  
6 or both municipally owned and leased or a parking place owned or leased, or both  
7 owned and leased by a municipal parking utility, with one-half hour or more  
8 limitation but otherwise is subject to the laws relating to parking. Where the time  
9 limitation on a metered stall is one-half hour or more, no meter payment is required.  
10 Parking privileges granted by this subsection are limited to the disabled veteran to  
11 whom or on whose behalf the special ~~plates were~~ plate was issued and to qualified  
12 operators acting under the disabled veteran's express direction with the disabled  
13 veteran present.

14           **SECTION 3429d.** 346.50 (2a) (intro.) of the statutes is amended to read:

15           346.50 **(2a)** (intro.) Except as provided in sub. (3m), a motor vehicle bearing a  
16 special registration ~~plates~~ plate issued under s. 341.14 (1a), (1e), (1m), (1q) or (1r) (a)  
17 or a motor vehicle, other than a motorcycle, upon which a special identification card  
18 issued under s. 343.51 is displayed or a motor vehicle registered in another  
19 jurisdiction upon which is displayed a registration plate, a card or an emblem issued  
20 by the other jurisdiction designating the vehicle as a vehicle used by a physically  
21 disabled person is exempt from any ordinance imposing time limitations on parking  
22 in any street or highway zone and parking lot, whether municipally owned or leased,  
23 or both municipally owned and leased or a parking place owned or leased, or both  
24 owned and leased by a municipal parking utility, with one-half hour or more  
25 limitation but otherwise is subject to the laws relating to parking. Where the time

1 limitation on a metered stall is one-half hour or more, no meter payment is required.

2 Parking privileges granted by this subsection are limited to the following:

3 **SECTION 3429f.** 346.50 (2a) (a) of the statutes is amended to read:

4 346.50 (2a) (a) A person to whom ~~plates were~~ a plate was issued under s. 341.14  
5 (1a).

6 **SECTION 3429h.** 346.50 (2a) (b) of the statutes is amended to read:

7 346.50 (2a) (b) A qualified operator acting under the express direction of a  
8 person to whom ~~plates were~~ a plate was issued under s. 341.14 (1a) when such person  
9 is present.

10 **SECTION 3429j.** 346.50 (2a) (c) of the statutes is amended to read:

11 346.50 (2a) (c) A person to whom ~~plates were~~ a plate was issued under s. 341.14  
12 (1m) when the disabled person for whom the ~~plates were~~ plate was issued is present.

13 **SECTION 3429L.** 346.50 (2a) (d) of the statutes is amended to read:

14 346.50 (2a) (d) A person for whom ~~plates were~~ a plate was issued under s.  
15 341.14 (1q).

16 **SECTION 3429n.** 346.50 (2a) (e) of the statutes is amended to read:

17 346.50 (2a) (e) A qualified operator acting under the express direction of a  
18 person for whom ~~plates were~~ a plate was issued under s. 341.14 (1q) when such  
19 person is present.

20 **SECTION 3429p.** 346.50 (2a) (f) of the statutes is amended to read:

21 346.50 (2a) (f) A person for whom ~~plates were~~ a plate was issued under s. 341.14  
22 (1r) (a).

23 **SECTION 3429r.** 346.50 (2a) (g) of the statutes is amended to read:

1           346.50 (2a) (g) A qualified operator acting under the express direction of a  
2 person for whom ~~plates were~~ a plate was issued under s. 341.14 (1r) (a) when the  
3 person is present.

4           **SECTION 3429t.** 346.50 (3) of the statutes is amended to read:

5           346.50 (3) Except as provided in sub. (3m), a vehicle bearing a special  
6 registration ~~plates~~ plate issued under s. 341.14 (1), (1a), (1e), (1m), (1q) or (1r) (a) or  
7 a motor vehicle, other than a motorcycle, upon which a special identification card  
8 issued under s. 343.51 is displayed or a motor vehicle registered in another  
9 jurisdiction upon which is displayed a registration plate, a card or an emblem issued  
10 by the other jurisdiction designating the vehicle as a vehicle used by a person with  
11 a physical disability is exempt from s. 346.505 (2) (a) or any ordinance in conformity  
12 therewith prohibiting parking, stopping or standing upon any portion of a street,  
13 highway or parking facility reserved for persons with physical disabilities by official  
14 traffic signs indicating the restriction. Stopping, standing and parking privileges  
15 granted by this subsection are limited to the persons listed under subs. (2) and (2a)  
16 (a) to (m).

17           **SECTION 3430d.** 346.503 (1) of the statutes is amended to read:

18           346.503 (1) In this section, “motor vehicle used by a physically disabled person”  
19 means a motor vehicle bearing a special registration ~~plates~~ plate issued under s.  
20 341.14 (1), (1a), (1e), (1m), (1q) or (1r) (a) or a motor vehicle, other than a motorcycle,  
21 upon which a special identification card issued under s. 343.51 is displayed or a  
22 motor vehicle registered in another jurisdiction and displaying a registration plate,  
23 card or emblem issued by the other jurisdiction which designates the vehicle as a  
24 vehicle used by a physically disabled person.

25           **SECTION 3430h.** 346.505 (2) (a) of the statutes is amended to read:



1           346.505 (2) (a) Except for a motor vehicle used by a physically disabled person  
2 as defined under s. 346.503 (1), no person may park, stop or leave standing any  
3 vehicle, whether attended or unattended and whether temporarily or otherwise,  
4 upon any portion of a street, highway or parking facility reserved, by official traffic  
5 signs indicating the restriction, for vehicles displaying a special registration plates  
6 plate issued under s. 341.14 (1), (1a), (1e), (1m), (1q) or (1r) (a) or a special  
7 identification card issued under s. 343.51 or vehicles registered in another  
8 jurisdiction and displaying a registration plate, card or emblem issued by the other  
9 jurisdiction which designates the vehicle as a vehicle used by a physically disabled  
10 person.

11           **SECTION 3430p.** 346.505 (2) (b) of the statutes is amended to read:

12           346.505 (2) (b) No person may park, stop or leave standing any vehicle, whether  
13 attended or unattended and whether temporarily or otherwise, upon any portion of  
14 a street, highway or parking facility so as to obstruct, block or otherwise limit the use  
15 of any portion of a street, highway or parking facility reserved, by official traffic signs  
16 indicating the restriction, for vehicles displaying a special registration plates plate  
17 issued under s. 341.14 (1), (1a), (1e), (1m), (1q) or (1r) (a) or a special identification  
18 card issued under s. 343.51 or vehicles registered in another jurisdiction and  
19 displaying a registration plate, card or emblem issued by the other jurisdiction which  
20 designates the vehicle as a vehicle used by a physically disabled person.

21           **SECTION 3430t.** 346.505 (2) (c) of the statutes is amended to read:

22           346.505 (2) (c) Notwithstanding par. (b), no person may park, stop or leave  
23 standing any vehicle, whether attended or unattended and whether temporarily or  
24 otherwise, upon any portion of a street, highway or parking facility that is clearly  
25 marked as and intended to be an access aisle to provide entry to and exit from

1 vehicles by persons with physical disabilities and which is immediately adjacent to  
2 any portion of a street, highway or parking facility reserved, by official traffic signs  
3 indicating the restriction, for vehicles displaying a special registration plates plate  
4 issued under s. 341.14 (1), (1a), (1e), (1m), (1q) or (1r) (a) or a special identification  
5 card issued under s. 343.51 or vehicles registered in another jurisdiction and  
6 displaying a registration plate, card or emblem issued by the other jurisdiction which  
7 designates the vehicle as a vehicle used by a person with a physical disability.

8 **SECTION 3435g.** 348.01 (2) (ax) of the statutes is created to read:

9 348.01 (2) (ax) “Forestry biomass” means byproducts and waste generated by  
10 the practice of forestry.

11 **SECTION 3435j.** 348.15 (3) (f) of the statutes is created to read:

12 348.15 (3) (f) 1. In this paragraph:

13 a. “Heavy-duty vehicle” has the meaning given in 42 USC 16104 (a) (4).

14 b. “Idle reduction technology” has the meaning given in 42 USC 16104 (a) (5).

15 2. Notwithstanding pars. (a) to (c), sub. (4), and ss. 348.17 and 349.16, and  
16 subject to subd. 3., in the case of a heavy-duty vehicle equipped with idle reduction  
17 technology, the gross weight of the vehicle, and the gross weight imposed on the  
18 highway by the wheels of any one axle or axle group of the vehicle, may exceed the  
19 applicable weight limitation specified in pars. (a) to (c) or posted as provided in s.  
20 348.17 (1) by not more than 400 pounds or the weight of the idle reduction technology,  
21 whichever is less.

22 3. This paragraph applies only if the heavy-duty vehicle operator, upon  
23 request, proves, by written certification, the weight of the idle reduction technology  
24 and, by demonstration or certification, that the idle reduction technology is fully  
25 functional at all times.

1           **SECTION 3435m.** 348.21 (3g) (intro.) of the statutes is amended to read:

2           348.21 **(3g)** (intro.) Any person who, while operating a vehicle combination that  
3 ~~has 6 or more axles and that~~ is transporting raw forest products, violates s. 348.15  
4 or 348.16 or any weight limitation posted as provided in s. 348.17 (1) or in a  
5 declaration issued under s. 348.175 or authorized ~~under s. 348.17 (4) or~~ in an  
6 overweight permit issued under s. 348.26 or 348.27 may be penalized as follows:

7           **SECTION 3435n.** 348.21 (3g) (intro.) of the statutes, as affected by 2005  
8 Wisconsin Act 167 and 2007 Wisconsin Act .... (this act), is repealed and recreated  
9 to read:

10           348.21 **(3g)** (intro.) Any person who, while operating a vehicle combination that  
11 is transporting raw forest products, violates s. 348.15 or 348.16 or any weight  
12 limitation posted as provided in s. 348.17 (1) or authorized in an overweight permit  
13 issued under s. 348.26 or 348.27 may be penalized as follows:

14           **SECTION 3435r.** 348.27 (9) (a) of the statutes is amended to read:

15           348.27 **(9)** (a) The department may issue annual or consecutive month permits  
16 for the transportation on a vehicle or combination of vehicles of loads exceeding  
17 statutory length or weight limitations over any class of highway for a distance not  
18 to exceed 11 miles from the Michigan–Wisconsin state line, except that a vehicle or  
19 combination of vehicles transporting exclusively peeled or unpeeled forest products  
20 cut crosswise, wood chips, or forestry biomass may operate under such a permit  
21 anywhere upon USH 2 in Iron County or Ashland County or upon USH 2 in Bayfield  
22 County from the Ashland County line through Hart Lake Road, in the town of Iron  
23 River, if the vehicle or combination of vehicles is traveling between this state and  
24 Michigan and does not violate length or weight limitations established, as of April  
25 28, 2004, under Michigan law. If the roads desired to be used by the applicants

1 involve streets or highways other than those within the state trunk highway system,  
2 the application shall be accompanied by a written statement of route approval by the  
3 officer in charge of maintenance of the other highway.

4 **SECTION 3435v.** 349.13 (1m) of the statutes is amended to read:

5 349.13 (1m) In addition to the requirements under s. 346.503 (1m), the  
6 department, with respect to state trunk highways outside of corporate limits and  
7 parking facilities under its jurisdiction, and local authorities, with respect to  
8 highways under their jurisdiction including state trunk highways or connecting  
9 highways within corporate limits and parking facilities within corporate limits, may,  
10 by official traffic signs indicating the restriction, prohibit parking, stopping or  
11 standing upon any portion of a street, highway or parking facility reserved for any  
12 vehicle bearing a special registration plates plate issued under s. 341.14 (1), (1a),  
13 (1e), (1m), (1q) or (1r) (a) or a motor vehicle, other than a motorcycle, upon which a  
14 special identification card issued under s. 343.51 is displayed or any vehicle  
15 registered in another jurisdiction and displaying a registration plate, card or emblem  
16 issued by the other jurisdiction which designates the vehicle as a vehicle used by a  
17 physically disabled person.

18 **SECTION 2691.** 349.19 of the statutes is amended to read:

19 **349.19 Authority to require accident reports.** Any city, village, town or  
20 county may by ordinance require the operator of a vehicle involved in an accident to  
21 file with a designated municipal department or officer a report of such accident or  
22 a copy of any report required to be filed with the department. All such reports are  
23 for the confidential use of such department or officer and are otherwise subject to s.  
24 346.73, except that this section does not prohibit the disclosure of a person's name  
25 or address, of the name or address of a person's employer or of financial information

1 that relates to a person when requested under s. 49.22 (2m) to the department of  
2 workforce development children and families or a county child support agency under  
3 under s. 59.53 (5).

4 **SECTION 2692.** 350.055 of the statutes is renumbered 350.055 (1) and amended  
5 to read:

6 350.055 (1) The department shall establish a program of instruction on  
7 snowmobile laws, including the intoxicated snowmobiling law, regulations, safety  
8 and related subjects. The program shall be conducted by instructors certified by the  
9 department. The department may procure liability insurance coverage for certified  
10 instructors for work within the scope of their duties under this section. For each  
11 person who is under the age of 16 years, the program shall include 6 hours of  
12 classroom instruction, and the instructor may provide to the person up to 2  
13 additional hours of instruction on a snowmobile as to how it is actually operated.  
14 Each person satisfactorily completing this program shall receive a snowmobile  
15 safety certificate from the department. The department shall establish by rule an  
16 instruction fee for this program. An instructor conducting a program of instruction  
17 under this section shall collect the instruction fee from each person who receives  
18 instruction. The department may determine the portion of this fee, which may not  
19 exceed 50%, that the instructor may retain to defray expenses incurred by the  
20 instructor in conducting the program. The instructor shall remit the remainder of  
21 the fee or, if nothing is retained, the entire fee to the department. The department  
22 shall issue a duplicate certificate of accomplishment to a person who is entitled to a  
23 duplicate certificate of accomplishment and who pays a fee of \$2.75.

24 **(2)** A person who is required to hold a valid snowmobile safety certificate may  
25 operate a snowmobile in this state if the person holds a valid snowmobile safety

1 certificate issued by another state or province of the Dominion of Canada and if the  
2 course content of the program in such other state or province substantially meets  
3 that established by the department under this section.

4 **SECTION 3453m.** 440.03 (9) (b) of the statutes is amended to read:

5 440.03 (9) (b) A recommended change to each fee specified under s. 440.05 (1)  
6 for an initial credential for which an examination is not required, under s. 440.05 (2)  
7 for a reciprocal credential and under s. 440.08 (2) (a) for a credential renewal if the  
8 change is necessary to reflect the approximate administrative and enforcement costs  
9 of the department that are attributable to the regulation of the particular occupation  
10 or business during the period in which the initial or reciprocal credential or  
11 credential renewal is in effect and, for purposes of the recommended change to each  
12 fee specified under s. 440.08 (2) (a) for a credential renewal, to reflect an estimate of  
13 any additional moneys available for the department's general program operations,  
14 during the budget period to which the biennial budget request applies, as a result of  
15 appropriation transfers that have been or are estimated to be made under s. 20.165  
16 (1) (i) prior to and during that budget period. In preparing its recommendations  
17 under this paragraph, the department shall utilize timekeeping data tracking the  
18 allocation of staff hours to administrative and enforcement activities relating to each  
19 regulated profession from the 4 most recent years in which the department collected  
20 the timekeeping data for the entire year. The department may not recommend an  
21 initial credential fee that exceeds the amount of the fee that the department  
22 recommends for a renewal of the same credential, if no examination is required for  
23 the initial credential.

24 **SECTION 2693.** 440.03 (11m) (am) of the statutes is amended to read:

1           440.03 **(11m)** (am) If an applicant specified in par. (a) 1. or 2. is an individual  
2 who does not have a social security number, the applicant shall submit a statement  
3 made or subscribed under oath that the applicant does not have a social security  
4 number. The form of the statement shall be prescribed by the department of  
5 ~~workforce development~~ children and families. A credential or license issued in  
6 reliance upon a false statement submitted under this paragraph is invalid.

7           **SECTION 2694.** 440.03 (11m) (c) of the statutes is amended to read:

8           440.03 **(11m)** (c) The department of regulation and licensing may not disclose  
9 a social security number obtained under par. (a) to any person except the coordinated  
10 licensure information system under s. 441.50 (7); the department of ~~workforce~~  
11 ~~development~~ children and families for purposes of administering s. 49.22; and, for  
12 a social security number obtained under par. (a) 1., the department of revenue for the  
13 purpose of requesting certifications under s. 73.0301 and administering state taxes.

14           **SECTION 2695.** 440.03 (12m) of the statutes is amended to read:

15           440.03 **(12m)** The department of regulation and licensing shall cooperate with  
16 the departments of justice, children and families, and health and family services in  
17 developing and maintaining a computer linkup to provide access to information  
18 regarding the current status of a credential issued to any person by the department  
19 of regulation and licensing, including whether that credential has been restricted in  
20 any way.

21           **SECTION 3462q.** 440.05 (intro.) of the statutes is amended to read:

22           **440.05 Standard fees.** (intro.) The following standard fees apply to all initial  
23 credentials, except as provided in ss. 440.42, 440.43, 440.44, 440.51, 444.03, 444.11,  
24 446.02 (2) (c), 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), and 450.071 (3):

25           **SECTION 3465p.** 440.08 (2) (a) 28. of the statutes is repealed.

1           **SECTION 3465q.** 440.08 (2) (a) 72. of the statutes is created to read:

2           440.08 (2) (a) 72. Wholesale distributor of prescription drugs: June 1 of each  
3 even-numbered year; \$300, except that before June 1, 2010, the amount of the  
4 renewal fee is \$350.

5           **SECTION 2696.** 440.13 (1) (b) of the statutes is amended to read:

6           440.13 (1) (b) “Memorandum of understanding” means a memorandum of  
7 understanding entered into by the department of regulation and licensing and the  
8 department of ~~workforce development~~ children and families under s. 49.857.

9           **SECTION 2697.** 440.13 (2) (a) of the statutes is amended to read:

10           440.13 (2) (a) With respect to a credential granted by the department, the  
11 department shall restrict, limit or suspend a credential or deny an application for an  
12 initial credential or for reinstatement of an inactive license under s. 452.12 (6) (e) if  
13 the credential holder or applicant is delinquent in paying support or fails to comply,  
14 after appropriate notice, with a subpoena or warrant issued by the department of  
15 ~~workforce development~~ children and families or a county child support agency under  
16 s. 59.53 (5) and related to support or paternity proceedings.

17           **SECTION 2698.** 440.13 (2) (b) of the statutes is amended to read:

18           440.13 (2) (b) With respect to credential renewal, the department shall deny  
19 an application for renewal if the applicant is delinquent in paying support or fails to  
20 comply, after appropriate notice, with a subpoena or warrant issued by the  
21 department of ~~workforce development~~ children and families or a county child  
22 support agency under s. 59.53 (5) and related to support or paternity proceedings.

23           **SECTION 2699.** 440.43 (5) of the statutes is amended to read:

24           440.43 (5) DEPARTMENT DISCLOSURE. The department shall not disclose  
25 information under sub. (4) (c) 1. except to the extent necessary for investigative or



1 law enforcement purposes and except that the department may, if requested under  
2 s. 49.22 (2m), disclose information regarding the name, address or employer of or  
3 financial information related to an individual to the department of ~~workforce~~  
4 development children and families or a county child support agency under s. 59.53  
5 (5).

6 **SECTION 2700.** 440.44 (10) of the statutes is amended to read:

7 440.44 **(10)** NONDISCLOSURE. The department may not disclose information  
8 under sub. (9) (a) 1. to any person except to the extent necessary for investigative or  
9 law enforcement purposes and except that the department may, if requested under  
10 s. 49.22 (2m), disclose information regarding the name, address or employer of or  
11 financial information related to an individual to the department of ~~workforce~~  
12 development children and families or a county child support agency under s. 59.53  
13 (5).

14 **SECTION 2701.** 440.92 (6) (d) of the statutes is amended to read:

15 440.92 **(6)** (d) All records described under pars. (b) 2. and (c) and maintained  
16 by the board are confidential and are not available for inspection or copying under  
17 s. 19.35 (1). This paragraph does not apply to any information regarding the name,  
18 address or employer of or financial information related to an individual that is  
19 requested under s. 49.22 (2m) by the department of ~~workforce development~~ children  
20 and families or a county child support agency under s. 59.53 (5).

21 **SECTION 2702.** 441.15 (3) (b) of the statutes is amended to read:

22 441.15 **(3)** (b) On or before the applicable renewal date specified under s. 440.08  
23 (2) (a), a person issued a license under par. (a) and practicing nurse–midwifery shall  
24 submit to the board on furnished forms a statement giving his or her name,  
25 residence, and other information that the board requires by rule, with the applicable

1 renewal fee specified under s. 440.08 (2) (a). If applicable, the person shall also  
2 submit evidence satisfactory to the board that he or she has in effect the malpractice  
3 liability insurance required under the rules promulgated under sub. (5) (bm). The  
4 board shall grant to a person who pays the fee specified under s. 440.08 (2) (a) for  
5 renewal of a license to practice nurse–midwifery and who satisfies the requirements  
6 of this paragraph the renewal of his or her license to practice nurse–midwifery and  
7 the renewal of his or her license to practice as a registered nurse.

8 **SECTION 2703.** 449.17 (8) of the statutes is amended to read:

9 449.17 (8) REIMBURSEMENT PROHIBITED. No optometrist may be reimbursed  
10 under s. 49.46 (2) (a) 3. or 49.471 (11) for any increase in charges or separate charge  
11 which is attributable to the use of topical ocular diagnostic pharmaceutical agents.

12 **SECTION 3526a.** 450.01 (1p) of the statutes is created to read:

13 450.01 (1p) “Affiliated group” has the meaning given in section 1504 of the  
14 Internal Revenue Code.

15 **SECTION 3526b.** 450.01 (1t) of the statutes is created to read:

16 450.01 (1t) “Authenticate” means to affirmatively verify, before wholesale  
17 distribution of a prescription drug occurs, that each transaction listed on a pedigree  
18 has occurred.

19 **SECTION 3626c.** 450.01 (1x) of the statutes is created to read:

20 450.01 (1x) “Authorized distributor of record” means a wholesale distributor  
21 with whom a manufacturer has established an ongoing relationship to distribute the  
22 manufacturer’s prescription drug. For purposes of this subsection, an ongoing  
23 relationship exists between a wholesale distributor and a manufacturer if all of the  
24 following apply:

1 (a) The wholesale distributor, including any affiliated group of the wholesale  
2 distributor, has in effect a written agreement with the manufacturer evidencing the  
3 ongoing relationship.

4 (b) The wholesale distributor, including any affiliated group of the wholesale  
5 distributor, is included in the manufacturer’s current list of authorized distributors  
6 of record.

7 **SECTION 3626d.** 450.01 (2m) of the statutes is created to read:

8 450.01 (2m) “Colicensed” means, with respect to a partner or product, that 2  
9 or more parties have the right to engage in marketing or manufacturing of a product  
10 consistent with the federal food and drug administration’s implementation of the  
11 federal prescription drug marketing act.

12 **SECTION 3526e.** 450.01 (9m) of the statutes is created to read:

13 450.01 (9m) “Drop shipment” means a sale of a prescription drug to a wholesale  
14 distributor by the manufacturer of the drug, by the manufacturer’s colicensed  
15 product partner, by the manufacturer’s 3rd-party logistics provider, or by the  
16 manufacturer’s exclusive distributor, to which all of the following apply:

17 (a) The wholesale distributor or chain pharmacy warehouse takes title to, but  
18 not physical possession of, the drug.

19 (b) The wholesale distributor invoices a pharmacy, a chain pharmacy  
20 warehouse, or a person authorized to dispense or administer the drug to a patient.

21 (c) The pharmacy, chain pharmacy warehouse, or person authorized to  
22 dispense or administer the drug receives delivery of the drug directly from the  
23 manufacturer, the manufacturer’s 3rd-party logistics provider, or the  
24 manufacturer’s exclusive distributor.

25 **SECTION 3526f.** 450.01 (11m) of the statutes is created to read:

1           450.01 (11m) “Facility” means a location where a wholesale distributor stores,  
2 handles, repackages, or offers for sale prescription drugs.

3           **SECTION 3526g.** 450.01 (11r) of the statutes is created to read:

4           450.01 (11r) “Intracompany sales” means any transaction or transfer between  
5 any division, subsidiary, parent, or affiliated or related company under common  
6 ownership and control of a corporate entity or any transaction or transfer between  
7 colicensees of a colicensed product.

8           **SECTION 3526h.** 450.01 (12) of the statutes is amended to read:

9           450.01 (12) “Manufacturer” means a person licensed ~~by the board under s.~~  
10 450.07 (1) or approved by the federal food and drug administration to engage in the  
11 manufacture of drugs or devices, consistent with the definition of “manufacturer”  
12 under the federal food and drug administration’s regulations and interpreted  
13 guidances implementing the federal prescription drug marketing act.

14           **SECTION 3526i.** 450.01 (12m) of the statutes is created to read:

15           450.01 (12m) “Manufacturer’s exclusive distributor” means a person that  
16 contracts with a manufacturer to provide or coordinate warehousing, distribution,  
17 or other services on behalf of the manufacturer and who takes title to the  
18 manufacturer’s prescription drug but who does not have general responsibility to  
19 direct the sale or disposition of the drug.

20           **SECTION 3526j.** 450.01 (13r) of the statutes is created to read:

21           450.01 (13r) (a) “Normal distribution channel” means a chain of custody for a  
22 prescription drug that runs, directly or by drop shipment, from the manufacturer of  
23 a drug, from the manufacturer to the manufacturer’s colicensed partner, from the  
24 manufacturer to the manufacturer’s 3rd-party logistics provider, or from the

1 manufacturer to the manufacturer’s exclusive distributor, and continues as  
2 described in any of the following:

3 1. To a pharmacy or to a person authorized to dispense or administer a drug to  
4 a patient.

5 2. To an authorized distributor of record, and then to a pharmacy or to a person  
6 authorized to dispense or administer a drug to a patient.

7 3. To an authorized distributor of record, then to one other authorized  
8 distributor of record, then to an office–based practitioner.

9 (b) For purposes of this subsection, a distribution of a prescription drug to a  
10 warehouse or to another entity that redistributes the drug by intracompany sale to  
11 a pharmacy or to another person authorized to dispense or administer the drug  
12 constitutes a distribution to the pharmacy or to the person authorized to dispense or  
13 administer the drug.

14 **SECTION 3526k.** 450.01 (14m) of the statutes is created to read:

15 450.01 (14m) “Pedigree” means a document or electronic file containing  
16 information that records each distribution of a prescription drug.

17 **SECTION 3526L.** 450.01 (21e) of the statutes is created to read:

18 450.01 (21e) “Repackage” means to repack or otherwise change the container,  
19 wrapper, or label of a prescription drug, except that “repackage” does not include any  
20 of the following:

21 (a) An action by a pharmacist with respect to a prescription drug that the  
22 pharmacist is dispensing.

23 (b) An action by a pharmacist who receives a prescription drug or device that  
24 the pharmacist dispensed to a patient, if, after altering the packaging or labeling of

1 the prescription drug or device, the pharmacist returns the prescription drug or  
2 device to the patient.

3 **SECTION 3526m.** 450.01 (21m) of the statutes is created to read:

4 450.01 **(21m)** “Repackager” means a person that repackages.

5 **SECTION 3526n.** 450.01 (21s) of the statutes is created to read:

6 450.01 **(21s)** “Third-party logistics provider” means a person that contracts  
7 with a prescription drug manufacturer to provide or coordinate warehousing,  
8 distribution, or other services on behalf of the manufacturer but that does not take  
9 title to the manufacturer’s prescription drug or have general responsibility to direct  
10 the prescription drug’s sale or disposition.

11 **SECTION 3526o.** 450.01 (23) of the statutes is created to read:

12 450.01 **(23)** “Wholesale distribution” means distribution of a prescription drug  
13 to a person other than a consumer or patient, but does not include any of the  
14 following:

15 (a) Intracompany sales of prescription drugs.

16 (b) The sale, purchase, distribution, trade, or transfer of a prescription drug or  
17 offer to sell, purchase, distribute, trade, or transfer a prescription drug for emergency  
18 medical reasons.

19 (c) The distribution of prescription drug samples, if the distribution is  
20 permitted under 21 CFR 353 (d).

21 (d) Drug returns, when conducted by a hospital, health care entity, or  
22 charitable institution as provided in 21 CFR 203.23.

23 (e) The sale of minimal quantities, as defined by the board in an administrative  
24 rule, of prescription drugs by retail pharmacies to licensed practitioners for office  
25 use.

1 (f) The sale, purchase, or trade of a drug, an offer to sell, purchase, or trade a  
2 drug, or the dispensing of a drug pursuant to a prescription.

3 (g) The sale, transfer, merger, or consolidation of all or part of the business of  
4 a pharmacy from or with another pharmacy, whether accomplished as a purchase  
5 and sale of stock or business assets.

6 (h) The sale, purchase, distribution, trade, or transfer of a prescription drug  
7 from one authorized distributor of record to one additional authorized distributor of  
8 record, if the manufacturer states in writing to the receiving authorized distributor  
9 of record that the manufacturer is unable to supply the drug and the supplying  
10 authorized distributor of record states in writing that the drug has previously been  
11 exclusively in the normal distribution channel.

12 (i) The delivery of, or offer to deliver, a prescription drug by a common carrier  
13 solely in the common carrier's usual course of business of transporting prescription  
14 drugs, if the common carrier does not store, warehouse, or take legal ownership of  
15 the drug.

16 (j) A transaction excluded from the definition of "wholesale distribution" under  
17 21 CFR 203.3 (cc).

18 (k) The donation or distribution of a prescription drug under s. 255.056.

19 **SECTION 3526p.** 450.01 (24) of the statutes is created to read:

20 450.01 (24) "Wholesale distributor" means a person engaged in the wholesale  
21 distribution of prescription drugs, including manufacturers, repackagers, own-label  
22 distributors, private label distributors, jobbers, brokers, warehouses, including  
23 manufacturers' and distributors' warehouses, manufacturers' exclusive  
24 distributors, manufacturers' authorized distributors of record, prescription drug  
25 wholesalers and distributors, independent wholesale prescription drug traders,

1 3rd-party logistics providers, retail pharmacies that conduct wholesale distribution,  
2 and chain pharmacy warehouses that conduct wholesale distribution.

3 **SECTION 3530a.** 450.07 (title) of the statutes is amended to read:

4 **450.07 (title) Manufacturers and distributors; licensure.**

5 **SECTION 3530b.** 450.07 (2) of the statutes is repealed.

6 **SECTION 3530c.** 450.07 (3) of the statutes is repealed.

7 **SECTION 3530d.** 450.07 (4) (c) of the statutes is created to read:

8 450.07 **(4)** (c) The rules adopted by the board under par. (b) shall require a  
9 manufacturer to maintain and to update at least once per month a list of the  
10 manufacturer's authorized distributors of record.

11 **SECTION 3530e.** 450.071 of the statutes is created to read:

12 **450.071 Wholesale distributors; licensure. (1)** No person may engage in  
13 the wholesale distribution of a prescription drug in this state without obtaining a  
14 license from the board for each facility from which the person distributes  
15 prescription drugs. The board shall exempt a manufacturer that distributes  
16 prescription drugs or devices manufactured by the manufacturer from licensing and  
17 other requirements under this section to the extent the license or requirement is not  
18 required under federal law or regulation, unless the board determines that it is  
19 necessary to apply a requirement to a manufacturer.

20 **(2)** An applicant shall submit a form provided by the board showing all of the  
21 following and swear or affirm the truthfulness of each item in the application:

22 (a) The name, business address, and telephone number of the applicant.

23 (b) All trade or business names used by the applicant.



1 (c) Names, addresses, and telephone numbers of contact persons for all  
2 facilities used by the applicant for the storage, handling, and distribution of  
3 prescription drugs.

4 (d) The type of ownership or operation for the applicant's business.

5 (e) If the applicant's wholesale distribution business is a partnership, the name  
6 of each partner and the name of the partnership.

7 (f) If the applicant's wholesale distribution business is a corporation, the name  
8 of each corporate officer and director, the name of the corporation, and the state of  
9 incorporation.

10 (g) If the applicant's wholesale distribution business is a sole proprietorship,  
11 the name of the sole proprietor and the name of the business entity.

12 (h) A list of all licenses and permits issued to the applicant by any other state  
13 that authorizes the applicant to purchase or possess prescription drugs.

14 (i) The name, address, and telephone number of a designated representative.

15 (j) For the person listed in par. (i), a personal information statement that  
16 contains all of the following:

17 1. The person's date and place of birth.

18 2. The person's places of residence for the 7-year period immediately preceding  
19 the date of the application.

20 3. The person's occupations, positions of employment, and offices held during  
21 the 7-year period immediately preceding the date of the application.

22 4. The name and addresses for each business, corporation, or other entity listed  
23 in subd. 3.

24 5. A statement indicating whether the person has been, during the 7-year  
25 period immediately preceding the date of the application, the subject of any

1 proceeding for the revocation of any business or professional license and the  
2 disposition of the proceeding.

3 6. A statement indicating whether the person has been, during the 7–year  
4 period immediately preceding the date of the application, enjoined by a court, either  
5 temporarily or permanently, from possessing, controlling, or distributing any  
6 prescription drug, and a description of the circumstances surrounding the  
7 injunction.

8 7. A description of any involvement by the person during the past 7 years with  
9 any business, including investments other than the ownership of stock in a publicly  
10 traded company or mutual fund, that manufactured, administered, prescribed,  
11 distributed, or stored pharmaceutical products or drugs, and a list of any lawsuits  
12 in which such a business was named as a party.

13 8. A description of any misdemeanor or felony criminal offense of which the  
14 person was, as an adult, found guilty, whether adjudication of guilt was withheld or  
15 the person pleaded guilty or no contest. If the person is appealing a criminal  
16 conviction, the application shall include a copy of the notice of appeal, and the  
17 applicant shall submit a copy of the final disposition of the appeal not more than 15  
18 days after a final disposition is reached.

19 9. A photograph of the person taken within the 12–month period immediately  
20 preceding the date of the application.

21 (k) A statement that each facility used by the applicant for the wholesale  
22 distribution of prescription drugs has been inspected in the 3–year period  
23 immediately preceding the date of the application by the board, a pharmacy  
24 examining board of another state, the National Association of Boards of Pharmacy,

1 or another accrediting body recognized by the board, with the date of each such  
2 inspection.

3 **(3)** The board shall grant a license to the applicant to engage in the wholesale  
4 distribution of prescription drugs if all of the following apply:

5 (a) The applicant pays the fee under s. 440.05 (1) (a), except that before June  
6 1, 2010, the amount of the initial fee is \$350.

7 (b) The inspections conducted pursuant to sub. (2) (k) satisfy requirements  
8 adopted by the board for wholesale distribution facilities.

9 (c) All of the following apply to each person identified by the applicant as a  
10 designated representative:

11 1. The person is at least 21 years old.

12 2. The person has been employed full time for at least 3 years in a pharmacy  
13 or with a wholesale prescription drug distributor in a capacity related to the  
14 dispensing and distribution of, and record keeping related to, prescription drugs.

15 3. The person is employed by the applicant full time in a managerial level  
16 position.

17 4. The person is physically present at the wholesale prescription drug  
18 distributor's facility during regular business hours and is involved in and aware of  
19 the daily operation of the wholesale prescription drug distributor. This subdivision  
20 does not preclude the designated representative from taking authorized sick leave  
21 and vacation time or from being absent from the facility for other authorized  
22 business or personal purposes.

23 5. The person is actively involved in and aware of the daily operations of the  
24 wholesale distributor.

1           6. The person is a designated representative for only one applicant at any given  
2 time. This subdivision does not apply if more than one wholesale distributor is  
3 located at the facility and the wholesale distributors located at the facility are  
4 members of an affiliated group.

5           7. The person has not been convicted of violating any federal, state, or local law  
6 relating to wholesale or retail prescription drug distribution or distribution of a  
7 controlled substance.

8           8. The person has not been convicted of a felony.

9           9. The person submits to the department 2 fingerprint cards, each bearing a  
10 complete set of the applicant's fingerprints. The department of justice shall provide  
11 for the submission of the fingerprint cards to the federal bureau of investigation for  
12 the purposes of verifying the identity of the applicant and obtaining the applicant's  
13 criminal arrest and conviction record. This subdivision does not apply to a person  
14 accredited by the national association of boards of pharmacy's verified-accredited  
15 wholesale distributor program.

16           **(3m)** Notwithstanding subs. (2) and (3), the board may grant a license to  
17 engage in the wholesale distribution of prescription drugs to a person who is  
18 domiciled in another state and is licensed to engage in the wholesale distribution of  
19 prescription drugs in another state, if the board determines that the standards for  
20 licensure in the state in which the person is licensed are at least as stringent as the  
21 standards for licensure under this section.

22           **(4)** The board may set, by rule, continuing education requirements for  
23 designated representatives under this section.

24           **(5)** (a) The board shall require every wholesale distributor to submit a surety  
25 bond acceptable to the board in an amount not to exceed \$100,000 or other equivalent

1 means of security acceptable to the board, except that the board shall not require  
2 submission of a bond or other security under this subsection by a chain pharmacy  
3 warehouse that is engaged only in intracompany transfers. A wholesale distributor  
4 that operates more than one facility is not required to submit a bond or other security  
5 under this paragraph for each facility.

6 (b) The bond or other security under this subsection shall be used to secure  
7 payment of fees or costs that relate to the issuance of a license under this section and  
8 that have not been paid within 30 days after the fees or costs have become final. No  
9 claim may be made against a wholesale distributor's bond or other security under  
10 this subsection more than one year after the date on which the wholesale  
11 distributor's license expires.

12 (6) Applications for licensure under this section are not subject to inspection  
13 or copying under s. 19.35, and may not be disclosed to any person except as necessary  
14 for compliance with and enforcement of the provisions of this chapter.

15 **SECTION 3530g.** 450.072 of the statutes is created to read:

16 **450.072 Wholesale distributors; restrictions on transactions.** (1) A  
17 wholesale distributor shall receive prescription drug returns or exchanges from a  
18 pharmacy, a person authorized to administer or dispense drugs, or a pharmacy's  
19 intracompany warehouse pursuant to the terms and conditions of the agreement  
20 between the wholesale distributor and the pharmacy or chain pharmacy warehouse.  
21 A wholesale distributor that receives returns of expired, damaged, recalled, or  
22 otherwise nonsaleable prescription drugs may distribute the prescription drugs only  
23 to the original manufacturer of the products or to a 3rd party returns processor.  
24 Notwithstanding s. 450.073, returns or exchanges of saleable or nonsaleable  
25 prescription drugs, including any redistribution by a receiving wholesaler, are not

1 subject to pedigree requirements under s. 450.073 if the returns or exchanges are  
2 exempt from the pedigree requirement under the federal food and drug  
3 administration's current guidance on the federal prescription drug marketing act.  
4 A person licensed under s. 450.071 or a pharmacy or other person authorized to  
5 administer or dispense drugs shall ensure that the person or pharmacy's return  
6 process is secure and does not permit the entry of adulterated and counterfeit  
7 products.

8 (2) (a) A manufacturer or wholesale distributor may not deliver prescription  
9 drugs to a person unless the person is licensed under s. 450.071, s. 450.06, or by the  
10 appropriate licensing authority of another state. A manufacturer or wholesale  
11 distributor may not deliver prescription drugs to a person that is not known to the  
12 manufacturer or wholesale distributor unless the manufacturer or wholesale  
13 distributor has verified with the board or with the licensing authority of the state in  
14 which the person is located that the person is licensed to receive prescription drugs.

15 (b) A manufacturer or wholesale distributor may distribute a prescription drug  
16 only to the premises listed on the person's license or authorization, except that a  
17 manufacturer or wholesale distributor may distribute the prescription drugs to an  
18 authorized agent of the person at the premises of the manufacturer or wholesale  
19 distributor if all of the following are true:

20 1. The manufacturer or wholesale distributor documents the authorized  
21 agent's name and address.

22 2. Distribution to an authorized agent is necessary to promote or protect the  
23 immediate health or safety of the authorized agent's patient.

24 (c) A manufacturer or wholesale distributor may distribute a prescription drug  
25 to a hospital pharmacy receiving area if a licensed pharmacist or another authorized

1 recipient signs, at the time of the distribution, a receipt that shows the type and  
2 quantity of prescription drugs distributed. If there is a discrepancy between the type  
3 and quantity of prescription drugs indicated on the receipt and the type and quantity  
4 of prescription drugs received at the hospital pharmacy receiving area, the  
5 discrepancy shall be reported to the manufacturer or wholesale distributor that  
6 distributed the prescription drugs no later than the day immediately following the  
7 date on which the prescription drugs were distributed to the hospital pharmacy  
8 receiving area.

9 (d) No manufacturer or wholesale distributor may accept payment for, or allow  
10 the use of, a person's credit to establish an account for the purchase of a prescription  
11 drug from any person other than the owner of record, the chief executive officer, or  
12 the chief financial officer identified on the license or authorization of a person who  
13 may receive prescription drugs. Any account established for the purchase of  
14 prescription drugs shall bear the name of the licensed or authorized person.

15 **SECTION 3530h.** 450.073 of the statutes is created to read:

16 **450.073 Wholesale distributors; pedigree. (1)** A wholesale distributor  
17 shall establish and maintain a pedigree for each prescription drug that leaves, or has  
18 ever left, the normal distribution channel. Before a wholesale distribution of a  
19 prescription drug leaves the normal distribution channel, a wholesale distributor  
20 shall provide a copy of the pedigree to the person receiving the drug. This section  
21 does not apply to a retail pharmacy or pharmacy intracompany warehouse unless the  
22 pharmacy or pharmacy intracompany warehouse engages in the wholesale  
23 distribution of prescription drugs.

24 **(2)** A pedigree shall contain all necessary identifying information concerning  
25 each sale in the chain of the distribution of the prescription drug from the

1 manufacturer of the prescription drug or the manufacturers 3rd-party logistics  
2 provider, colicensed product partner, or exclusive distributor until final sale or  
3 distribution to a pharmacy or a person dispensing or distributing the prescription  
4 drug. The pedigree shall include all of the following:

5 (a) The name, address, telephone number, and, if available, electronic mail  
6 address of each recipient or distributor of the prescription drug in the chain of  
7 distribution, until the final sale or distribution described in sub. (2) (intro.).

8 (b) The name and address of each facility from which the prescription drug was  
9 distributed, if different from the address provided in par. (a).

10 (c) The date of each distribution.

11 (d) A certification that every recipient has authenticated the pedigree before  
12 distribution of the prescription drug to the next point in the chain of distribution.

13 (e) The name, dosage strength, size and number of containers, lot number, and  
14 name of the manufacturer for each prescription drug.

15 **(3)** The board shall promulgate rules implementing an electronic track and  
16 trace pedigree system. Not later than July 1, 2009, the board shall determine the  
17 date on which the system will be implemented. The system may not be implemented  
18 before July 1, 2010, and the board may delay the implementation date by one or more  
19 periods of one year if the board determines that the technology to implement the  
20 system is not yet universally available across the prescription drug supply chain.

21 **(4)** A person who is engaged in the wholesale distribution of a prescription  
22 drug, including a repackager but not including the original manufacturer of the  
23 prescription drug, who possesses a pedigree for the prescription drug, and who  
24 intends to further distribute the prescription drug, shall verify that each transaction



1 recorded on the pedigree has occurred before the person may distribute the  
2 prescription drug.

3 (5) (a) A pedigree shall be maintained by a person who purchases prescription  
4 drugs identified in the pedigree and by a wholesale distributor who distributes  
5 prescription drugs identified in the pedigree for not less than 3 years from the date  
6 of sale or distribution.

7 (b) A person maintaining a pedigree under par. (a) shall make the pedigree  
8 available for inspection or use by a law enforcement officer within 7 days after the  
9 law enforcement officer's request.

10 **SECTION 3530i.** 450.074 of the statutes is created to read:

11 **450.074 Wholesale distributors; prohibited actions, enforcement,**  
12 **penalties.** (1) If the board finds that there is a reasonable probability that a  
13 wholesale distributor, other than a manufacturer, has done any of the following, that  
14 continued distribution of a prescription drug involved in the occurrence could cause  
15 death or serious adverse health consequences, and that additional procedures would  
16 result in an unreasonable delay, the board shall issue an order requiring that  
17 distribution of a prescription drug in this state cease immediately:

18 (a) Violated a provision of ss. 450.071 to 450.073.

19 (b) Falsified a pedigree or sold, distributed, transferred, manufactured,  
20 repackaged, handled, or held a counterfeit prescription drug intended for human  
21 use.

22 (2) If the board issues an order under sub. (1), the board shall provide the  
23 person who is the subject of the order an opportunity for an informal hearing not  
24 more than 10 days after the date on which the order is issued. If, after a hearing, the

1 board determines that the order was issued without sufficient grounds, the board  
2 shall vacate the order.

3 (3) Any person who knowingly does any of the following is guilty of a Class H  
4 felony:

5 (a) Fails to obtain a license required under s. 450.071.

6 (b) Purchases or otherwise receives a prescription drug from a pharmacy in  
7 violation of s. 450.072 (1).

8 (c) Violates s. 450.072 (2) (a), if the person is required to obtain a license under  
9 s. 450.071.

10 (d) Violates s. 450.072 (2) (b).

11 (e) Violates s. 450.072 (2) (d).

12 (f) Violates s. 450.073.

13 (g) Provides false or fraudulent records to, or makes a false or fraudulent  
14 statement to, the board, a representative of the board, or a federal official.

15 (h) Obtains or attempts to obtain a prescription drug by fraud, deceit, or  
16 misrepresentation, or engages in misrepresentation or fraud in the distribution of  
17 a prescription drug.

18 (i) Manufactures, repackages, sells, transfers, delivers, holds, or offers for sale  
19 a prescription drug that is adulterated, misbranded, counterfeit, suspected of being  
20 counterfeit, or otherwise unfit for distribution, except for wholesale distribution by  
21 a manufacturer of a prescription drug that has been delivered into commerce  
22 pursuant to an application approved by the federal food and drug administration.

23 (j) Adulterates, misbrands, or counterfeits a prescription drug, except for  
24 wholesale distribution by a manufacturer of a prescription drug that has been

1 delivered into commerce pursuant to an application approved by the federal food and  
2 drug administration.

3 (k) Receives a prescription drug that has been adulterated, misbranded, stolen,  
4 obtained by fraud or deceit, counterfeited, or suspected of being counterfeited, and  
5 delivers or proffers such a drug.

6 (L) Alters, mutilates, destroys, obliterates, or removes any part of the labeling  
7 of a prescription drug or commits another act that results in the misbranding of a  
8 prescription drug.

9 (4) Subsection (3) does not apply to a prescription drug manufacturer or an  
10 agent of a prescription drug manufacturer, if the manufacturer or agent is obtaining  
11 or attempting to obtain a prescription drug for the sole purpose of testing the  
12 authenticity of the prescription drug.

13 **SECTION 2704.** 551.32 (1) (bm) 2. b. of the statutes is amended to read:

14 551.32 (1) (bm) 2. b. The division may disclose information under subd. 1. a.  
15 to the department of ~~workforce development~~ children and families in accordance  
16 with a memorandum of understanding under s. 49.857.

17 **SECTION 2705.** 551.32 (1) (bs) 1. of the statutes is amended to read:

18 551.32 (1) (bs) 1. If an applicant for the issuance or renewal of a license under  
19 this section is an individual who does not have a social security number, the  
20 applicant, as a condition of applying for or applying to renew the license, shall submit  
21 a statement made or subscribed under oath or affirmation to the division that the  
22 applicant does not have a social security number. The form of the statement shall  
23 be prescribed by the department of ~~workforce development~~ children and families.

24 **SECTION 2706.** 551.34 (1m) (a) 3. of the statutes is amended to read:

1           551.34 **(1m)** (a) 3. The applicant is an individual who fails to comply, after  
2 appropriate notice, with a subpoena or warrant issued by the department of  
3 ~~workforce development~~ children and families or a county child support agency under  
4 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
5 in making court–ordered payments of child or family support, maintenance, birth  
6 expenses, medical expenses or other expenses related to the support of a child or  
7 former spouse, as provided in a memorandum of understanding entered into under  
8 s. 49.857. An applicant whose application is denied under this subdivision for  
9 delinquent payments is entitled to a notice and hearing under s. 49.857 but is not  
10 entitled to any other notice or hearing under this section.

11           **SECTION 2707.** 551.34 (1m) (b) of the statutes is amended to read:

12           551.34 **(1m)** (b) Unless s. 551.32 (1) (bs) 1. applies to the licensee, the division  
13 shall restrict or suspend a license under this subchapter if the licensee is an  
14 individual who fails to provide his or her social security number. The division shall  
15 restrict or suspend a license under this subchapter if the licensee is an individual  
16 who fails to comply, after appropriate notice, with a subpoena or warrant issued by  
17 the department of ~~workforce development~~ children and families or a county child  
18 support agency under s. 59.53 (5) and related to paternity or child support  
19 proceedings or who is delinquent in making court–ordered payments of child or  
20 family support, maintenance, birth expenses, medical expenses or other expenses  
21 related to the support of a child or former spouse, as provided in a memorandum of  
22 understanding entered into under s. 49.857. A licensee whose license is restricted  
23 or suspended under this paragraph is entitled to a notice and hearing under s. 49.857  
24 but is not entitled to any other notice or hearing under this section.

25           **SECTION 2708.** 551.52 (2) of the statutes is amended to read:

1           551.52 (2) Every applicant for an initial or renewal license under s. 551.32 shall  
2 pay a filing fee of \$200 in the case of a broker–dealer or investment adviser and \$30  
3 \$60 in the case of an agent representing a broker–dealer or issuer or an investment  
4 adviser representative. Every federal covered adviser in this state that is required  
5 to make a notice filing under s. 551.32 (1m) shall pay an initial or renewal notice  
6 filing fee of \$200. A broker–dealer, investment adviser, or federal covered adviser  
7 maintaining a branch office within this state shall pay an additional filing fee of \$30  
8 for each branch office. When an application is denied, or an application or a notice  
9 filing is withdrawn, the filing fee shall be retained.

10           **SECTION 3563s.** 560.031 of the statutes is amended to read:

11           **560.031 Grants for ethanol production facilities.** Notwithstanding ss.  
12 ~~560.135 (2)~~, 560.138 (2) (a), and 560.17 (3), the department may not make a grant for  
13 an ethanol production facility on which construction begins after July 27, 2005,  
14 unless a competitive bidding process is used for the construction of the ethanol  
15 production facility.

16           **SECTION 2709.** 560.045 (1) of the statutes is amended to read:

17           560.045 (1) To the extent allowed under federal law or regulation, the  
18 department shall give priority in the awarding of grants under housing programs to  
19 grants for projects related to the redevelopment of brownfields, as defined in s.  
20 ~~560.60 (1v)~~ 560.13 (1) (a).

21           **SECTION 3564m.** 560.12 of the statutes is repealed.

22           **SECTION 3564p.** 560.125 (3) (c) of the statutes is amended to read:

23           560.125 (3) (c) The applicant pays ~~30~~ 50 percent of the eligible costs for each  
24 idling reduction unit covered by a grant under this section without the use of grants,

1 loans, or other financial assistance from this state or from a local governmental unit  
2 in this state.

3 **SECTION 3564q.** 560.125 (4) (c) (intro.) of the statutes is amended to read:

4 560.125 (4) (c) (intro.) Subject to par. (d), the department may make ~~a grant~~  
5 grants under this section from July 1, 2007, to June 30, 2011, of ~~70~~ 50 percent of the  
6 eligible costs for a total of not more than the following number of idling reduction  
7 units per applicant:

8 **SECTION 3564r.** 560.125 (4) (c) 6. a. of the statutes is repealed and recreated  
9 to read:

10 560.125 (4) (c) 6. a. Thirty.

11 **SECTION 3564s.** 560.125 (4) (c) 7. of the statutes is renumbered 560.125 (4) (c)  
12 7. (intro.) and amended to read:

13 560.125 (4) (c) 7. (intro.) If the applicant owns and operates more than 2,500  
14 truck tractors with post–1998 diesel truck engines, ~~3~~ the greater of the following:

15 b. Three percent of the number of truck tractors with post–1998 diesel truck  
16 engines that the applicant owns and operates.

17 **SECTION 3564t.** 560.125 (4) (c) 7. a. of the statutes is created to read:

18 560.125 (4) (c) 7. a. One–hundred twenty–five.

19 **SECTION 3565g.** 560.13 (2) (a) (intro.) of the statutes is amended to read:

20 560.13 (2) (a) (intro.) Subject to subs. (4) and (5), from the ~~appropriations~~  
21 appropriation under s. 20.143 (1) ~~(br)~~ and (qm) the department may make a grant  
22 to a person if all of the following apply:

23 **SECTION 3566m.** 560.135 of the statutes is repealed.

24 **SECTION 2710.** 560.14 (1) (ar) of the statutes is amended to read:

1           560.14 (1) (ar) “Brownfields” has the meaning given in s. ~~560.60 (1v)~~ 560.13 (1)  
2           (a).

3           **SECTION 2711.** 560.145 of the statutes is repealed.

4           **SECTION 2712.** 560.147 of the statutes is repealed.

5           **SECTION 2713.** 560.15 (2) (d) of the statutes is repealed.

6           **SECTION 2714.** 560.16 of the statutes is repealed.

7           **SECTION 2715.** 560.17 (1) (am) of the statutes is amended to read:

8           560.17 (1) (am) “Brownfields” has the meaning given in s. ~~560.60 (1v)~~ 560.13  
9           (1) (a).

10          **SECTION 2716.** 560.17 (1) (bm) of the statutes is amended to read:

11          560.17 (1) (bm) “Job” ~~has the meaning given in s. 560.60 (10)~~ means a position  
12          providing full-time equivalent employment. “Job” does not include initial training  
13          before an employment position begins.

14          **SECTION 2717.** 560.175 of the statutes is repealed.

15          **SECTION 2718.** 560.204 of the statutes is created to read:

16          **560.204 Hardware and software used to maintain medical records. (1)**

17          The department shall implement a program to certify health care providers as  
18          eligible for the electronic medical records credit under ss. 71.07 (5i), 71.28 (5i), and  
19          71.47 (5i).

20          **(2)** If the department certifies a health care provider under sub. (1), the  
21          department shall determine the amount of credits to allocate to the health care  
22          provider. The total amount of electronic medical records credits allocated to health  
23          care providers in any year may not exceed \$10,000,000.

1           **(3)** The department shall inform the department of revenue of every health  
2 care provider certified under sub. (1) and the amount of credits allocated to the health  
3 care provider.

4           **(4)** The department, in consultation with the department of revenue, shall  
5 promulgate rules to administer this section.

6           **SECTION 2719.** 560.205 (3) (d) of the statutes is amended to read:

7           560.205 **(3)** (d) *Rules.* The department of commerce, in consultation with the  
8 department of revenue, shall promulgate rules to administer this section. The rules  
9 shall further define “bona fide angel investment” for purposes of s. 71.07 (5d) (a) 1.  
10 The rules shall limit the aggregate amount of tax credits under s. 71.07 (5d) that may  
11 be claimed for investments in businesses certified under sub. (1) at \$3,000,000 per  
12 calendar year for calendar years beginning after December 31, 2004.—The, and  
13 \$5,500,000 per calendar year for calendar years beginning after December 31, 2007.  
14 The rules shall also limit the aggregate amount of the tax credits under ss. 71.07 (5b),  
15 71.28 (5b), and 71.47 (5b) that may be claimed for investments paid to fund managers  
16 certified under sub. (2) at \$3,500,000 per calendar year for calendar years beginning  
17 after December 31, 2004, and \$6,000,000 per calendar year for calendar years  
18 beginning after December 31, 2007. The rules shall also provide that, for calendar  
19 years beginning after December 31, 2007, no person may receive a credit under ss.  
20 71.07 (5b) and (5d), 71.28 (5b), or 71.47 (5b) unless the person’s investment is kept  
21 in a certified business, or with a certified fund manager, for no less than 3 years.

22           **SECTION 2720.** 560.26 of the statutes is repealed.

23           **SECTION 2721.** 560.275 (4) (e) of the statutes is amended to read:



1           560.275 (4) (e) *Entrepreneurial and technology transfer grants*. The total  
2 amount of grants under sub. (2) (e) may not exceed \$500,000 \$600,000 in any fiscal  
3 year.

4           **SECTION 3581a.** Subchapter II (title) of chapter 560 [precedes 560.30] of the  
5 statutes is renumbered 560.29 (title).

6           **SECTION 3581b.** 560.30 (intro.) of the statutes is renumbered 560.29 (1) (intro.)  
7 and amended to read:

8           **560.29 Certified capital companies. (1) DEFINITIONS.** (intro.) In this  
9 subchapter section:

10          **SECTION 3581c.** 560.30 (1) of the statutes is repealed.

11          **SECTION 3581d.** 560.30 (2) of the statutes is renumbered 560.29 (1) (a) and  
12 amended to read:

13          560.29 (1) (a) “Certified capital company” means a person that has been  
14 certified by the department under s. 560.31, 2005 stats., and that has not been  
15 decertified under s. 560.37 (3) or (3m), 2005 stats.

16          **SECTION 3581e.** 560.30 (3) of the statutes is repealed.

17          **SECTION 3581f.** 560.30 (4) of the statutes is renumbered 560.29 (1) (b) and  
18 amended to read:

19          560.29 (1) (b) “Certified capital investment” means an investment in a certified  
20 capital company that is certified under s. 560.32 (2), 2005 stats., and that fully funds  
21 either the investor’s equity interest in a certified capital company, a qualified debt  
22 instrument that a certified capital company issues, or both.

23          **SECTION 3581g.** 560.30 (5) of the statutes is renumbered 560.29 (1) (c).

24          **SECTION 3581h.** 560.30 (6) of the statutes is renumbered 560.29 (1) (d).

25          **SECTION 3581i.** 560.30 (7) of the statutes is renumbered 560.29 (1) (e).

1           **SECTION 3581j.** 560.30 (8) of the statutes is renumbered 560.29 (1) (f) and  
2 amended to read:

3           560.29 (1) (f) “Qualified business” means a business which is a qualified  
4 business under s. 560.33, 2005 stats.

5           **SECTION 3581k.** 560.30 (9) of the statutes is repealed.

6           **SECTION 3581L.** 560.30 (10) of the statutes is repealed.

7           **SECTION 3581m.** 560.30 (11) of the statutes is renumbered 560.29 (1) (g) and  
8 amended to read:

9           560.29 (1) (g) “Qualified investment” means an investment in a qualified  
10 business by a certified capital company that meets the requirements under s. 560.34  
11 (1), 2005 stats.

12           **SECTION 3581n.** 560.31 of the statutes is repealed.

13           **SECTION 3581o.** 560.32 of the statutes is repealed.

14           **SECTION 3581p.** 560.33 of the statutes is repealed.

15           **SECTION 3581q.** 560.34 of the statutes is repealed.

16           **SECTION 3581r.** 560.35 (title) of the statutes is renumbered 560.29 (2) (title).

17           **SECTION 3581s.** 560.35 (1) (intro.) of the statutes is renumbered 560.29 (2) (a)  
18 (intro.).

19           **SECTION 3581t.** 560.35 (1m) of the statutes is renumbered 560.29 (2) (b) and  
20 amended to read:

21           560.29 (2) (b) *Violation of agreements by qualified businesses.* As soon as  
22 practicable after the receipt of information by the certified capital company that a  
23 qualified business has violated an agreement made under s. 560.34 (1) (b) to (e), 2005  
24 stats., the certified capital company shall notify the department of the violation and  
25 the facts giving rise to the violation.

1           **SECTION 3581u.** 560.35 (2) of the statutes is renumbered 560.29 (2) (c).

2           **SECTION 3581v.** 560.35 (3) of the statutes is renumbered 560.29 (2) (d) and  
3 amended to read:

4           560.29 (2) (d) *Financial statements.* Within 90 days of the end of the certified  
5 capital company's fiscal year, the certified capital company shall provide to the  
6 department a copy of its annual audited financial statements, including the opinion  
7 of an independent certified public accountant. The audit shall address the methods  
8 of operation and conduct of the business of the certified capital company to determine  
9 whether the certified capital company is complying with this subchapter section and  
10 the rules promulgated under this subchapter subchapter II of ch. 560, 2005 stats.,  
11 including whether certified capital has been invested in the manner required under  
12 s. 560.34, 2005 stats. The financial statements provided under this subsection shall  
13 be segregated by investment pool and shall be separately audited on that basis to  
14 allow the department to determine whether the certified capital company is in  
15 compliance with s. 560.34 (1m), 2005 stats.

16           **SECTION 3581w.** 560.35 (4) of the statutes is renumbered 560.29 (2) (e) and  
17 amended to read:

18           560.29 (2) (e) *Fees.* On or before January 31 annually, a certified capital  
19 company shall pay a nonrefundable certification fee of \$5,000 to the department,  
20 unless January 31 falls within 6 months of the date on which the certified capital  
21 company was certified under s. 560.31, 2005 stats.

22           **SECTION 3581x.** 560.35 (5) of the statutes is renumbered 560.29 (2) (f).

23           **SECTION 3581y.** 560.36 of the statutes is repealed.

24           **SECTION 3581z.** 560.37 of the statutes is repealed.

25           **SECTION 3581za.** 560.38 of the statutes is repealed.

1           **SECTION 2722.** 560.60 (1m) of the statutes is repealed.

2           **SECTION 2723.** 560.60 (1v) of the statutes is repealed.

3           **SECTION 2724.** 560.60 (3) of the statutes is repealed.

4           **SECTION 2725.** 560.60 (3m) of the statutes is created to read:

5           560.60 **(3m)** “Eligible activities” means any of the following:

6           (a) Capital financing.

7           (b) Worker training.

8           (c) Entrepreneurial development.

9           (d) Providing assistance to technology–based businesses or to businesses at a  
10 foreign trade show or event.

11           (e) Promoting urban or regional economic development.

12           (f) Establishing revolving loan funds.

13           (g) Providing working capital.

14           (h) Promoting employee ownership through all of the following:

15           1. Conducting feasibility studies to investigate the reorganization or new  
16 incorporation of existing businesses as employee–owned businesses.

17           2. Implementing feasibility studies under subd. 1.

18           **SECTION 2726.** 560.60 (4) of the statutes is amended to read:

19           560.60 **(4)** “Eligible recipient” means a governing body or a person who is  
20 eligible to receive a grant or loan under s. ~~560.62, a grant or loan under s. 560.63 or~~  
21 ~~a grant or loan under s. 560.65~~ 560.61.

22           **SECTION 2727.** 560.60 (8) of the statutes is repealed.

23           **SECTION 2728.** 560.60 (10) of the statutes is repealed.

24           **SECTION 2729.** 560.60 (11) of the statutes is repealed.

25           **SECTION 2730.** 560.60 (13) of the statutes is repealed.

1           **SECTION 2731.** 560.60 (15) of the statutes is amended to read:

2           560.60 (15) “Small business” means a business operating for profit, with 250  
3 or fewer than 100 employees, including employees of any subsidiary or affiliated  
4 organization.

5           **SECTION 2732.** 560.60 (17) of the statutes is repealed.

6           **SECTION 2733.** 560.60 (18m) of the statutes is repealed.

7           **SECTION 2734.** 560.605 (1) (intro.) of the statutes is amended to read:

8           560.605 (1) (intro.) The Upon receipt of an application by an eligible recipient,  
9 the board may consider any of the following in determining whether to award a grant  
10 or loan under s. 560.61 upon the receipt and consideration of an application by an  
11 eligible recipient for a project under ss. 560.62 to 560.66, if the board determines all  
12 of the following:

13           **SECTION 2735.** 560.605 (1) (a) of the statutes is amended to read:

14           560.605 (1) (a) The Whether the project serves a public purpose.

15           **SECTION 2736.** 560.605 (1) (b) of the statutes is amended to read:

16           560.605 (1) (b) The Whether the project will retain or increase employment in  
17 this state.

18           **SECTION 2737.** 560.605 (1) (c) of the statutes is amended to read:

19           560.605 (1) (c) The Whether the project is ~~not likely to~~ might not occur without  
20 the grant or loan.

21           **SECTION 2738.** 560.605 (1) (d) of the statutes is amended to read:

22           560.605 (1) (d) ~~Financing~~ Whether financing is ~~unavailable~~ available from any  
23 ~~other~~ another source on reasonably equivalent terms.

24           **SECTION 2739.** 560.605 (1) (e) of the statutes is amended to read:

1           560.605 (1) (e) ~~Except as provided in s. 560.68 (6), the eligible recipient~~  
2           receiving the grant or loan will contribute, from The extent to which the project will  
3           be financed with funds not provided by this state, ~~not less than 25% of the cost of the~~  
4           project.

5           **SECTION 2740.** 560.605 (1) (f) of the statutes is repealed.

6           **SECTION 2741.** 560.605 (1) (g) of the statutes is amended to read:

7           560.605 (1) (g) Funds Whether funds from the grant or loan under s. 560.62,  
8           560.63, 560.65 or 560.66 will not be used to pay overhead costs, ~~except as provided~~  
9           in s. 560.65 (1m) (b), or to replace funds from any other another source.

10          **SECTION 2742.** 560.605 (1) (h) of the statutes is amended to read:

11          560.605 (1) (h) The Whether the project will not displace any workers in this  
12          state.

13          **SECTION 2743.** 560.605 (1) (i) of the statutes is repealed.

14          **SECTION 2744.** 560.605 (1) (p) of the statutes is amended to read:

15          560.605 (1) (p) For an ethanol production facility on which construction begins  
16          after July 27, 2005, whether a competitive bidding process is used for the  
17          construction of the ethanol production facility.

18          **SECTION 2745.** 560.605 (2) (intro.) of the statutes is repealed.

19          **SECTION 2746.** 560.605 (2) (a) of the statutes is renumbered 560.605 (1) (j).

20          **SECTION 2747.** 560.605 (2) (b) of the statutes is renumbered 560.605 (1) (k).

21          **SECTION 2748.** 560.605 (2) (c) of the statutes is renumbered 560.605 (1) (L).

22          **SECTION 2749.** 560.605 (2) (d) of the statutes is renumbered 560.605 (1) (m) and  
23          amended to read:

24          560.605 (1) (m) The financial soundness of the business eligible recipient.

25          **SECTION 2750.** 560.605 (2) (e) of the statutes is renumbered 560.605 (1) (n).

1           **SECTION 2751.** 560.605 (2) (f) of the statutes is renumbered 560.605 (1) (o).

2           **SECTION 2752.** 560.605 (2m) (intro.) of the statutes is amended to read:

3           560.605 **(2m)** (intro.) When considering whether a project ~~under s. 560.62,~~  
4           ~~560.63 or 560.66~~ will be located in a targeted area, the board shall may consider all  
5           any of the following:

6           **SECTION 2753.** 560.605 (2m) (c) of the statutes is repealed.

7           **SECTION 2754.** 560.605 (2m) (d) of the statutes is repealed.

8           **SECTION 2755.** 560.605 (2m) (e) of the statutes is repealed.

9           **SECTION 2756.** 560.605 (4) of the statutes is repealed.

10          **SECTION 2757.** 560.605 (5) of the statutes is repealed.

11          **SECTION 2758.** 560.605 (5m) of the statutes is repealed.

12          **SECTION 2759.** 560.605 (6) of the statutes is repealed.

13          **SECTION 2760.** 560.607 (1) of the statutes is amended to read:

14          560.607 **(1)** Evaluations of proposed technical research projects ~~under s.~~  
15          ~~560.62.~~

16          **SECTION 2761.** 560.61 (intro.) and (1) of the statutes are consolidated,  
17          renumbered 560.61 and amended to read:

18          **560.61 Wisconsin development fund.** At the request of the board, the  
19          department shall ~~do all of the following:~~ ~~(1) Make~~ may make a grant or loan to an  
20          eligible recipient for a project that meets the criteria for funding under s. 560.605 (1)  
21          and ~~(2) and~~ under s. 560.62, 560.63, 560.65 or 560.66, whichever is appropriate, from  
22          the appropriations under s. 20.143 (1) (c) and (ie).

23          **SECTION 2762.** 560.61 (3) of the statutes is repealed.

24          **SECTION 2763.** 560.62 of the statutes is repealed.

25          **SECTION 2764.** 560.63 of the statutes is repealed.

1           **SECTION 2765.** 560.65 of the statutes is repealed.

2           **SECTION 2766.** 560.66 of the statutes is repealed.

3           **SECTION 2767.** 560.68 (1m) of the statutes is created to read:

4           **560.68 (1m)** The department shall establish criteria for the award of grants  
5 and loans under s. 560.61, including the types of projects that are eligible for funding  
6 and the types of eligible projects that will receive priority.

7           **SECTION 2768.** 560.68 (2m) of the statutes is created to read:

8           **560.68 (2m)** The department shall determine conditions applicable to a grant  
9 or loan under s. 560.61.

10          **SECTION 2769.** 560.68 (3) of the statutes is amended to read:

11          **560.68 (3)** The department may charge a grant or loan recipient an origination  
12 fee of ~~up to~~ not more than 2% of the grant or loan amount if the grant or loan equals  
13 or exceeds \$200,000 ~~and is awarded under s. 560.63 or 560.66~~. The department shall  
14 deposit all origination fees collected under this subsection in the appropriation  
15 account under s. 20.143 (1) (gm).

16          **SECTION 2770.** 560.68 (5) of the statutes is renumbered 560.68 (5) (intro.) and  
17 amended to read:

18          **560.68 (5) (intro.)** The department, with the approval of the board, shall  
19 develop procedures ~~to evaluate~~ related to grants and loans under s. 560.61 for all of  
20 the following:

21           (b) Evaluating applications, monitor,

22           (c) Monitoring project performance and audit,

23           (d) Auditing the grants and loans awarded under this subchapter.

24          **SECTION 2771.** 560.68 (5) (a) of the statutes is created to read:

25          **560.68 (5) (a)** Submitting applications for grants and loans.



1           **SECTION 2772.** 560.68 (6) of the statutes is amended to read:

2           560.68 **(6)** ~~If appropriate, the The board may shall require that more, as a~~  
3           ~~condition of a grant or loan, that a recipient contribute to a project an amount that~~  
4           ~~is not less than 25% of the cost of any project or category of projects be paid from funds~~  
5           ~~not provided by this state amount of the grant or loan.~~

6           **SECTION 2773.** 560.68 (7) (a) of the statutes is amended to read:

7           560.68 **(7)** (a) Publish and disseminate information about the projects under  
8           ~~ss. 560.62 to 560.66~~ that may be funded by a grant or loan under s. 560.61 and the  
9           ~~about~~ procedures for applying for grants and loans under s. 560.61.

10          **SECTION 2774.** 560.795 (2) (a) of the statutes is amended to read:

11          560.795 **(2)** (a) Except as provided in par. (d), the designation of each area under  
12          sub. (1) (a), (b), and (c) as a development opportunity zone shall be effective for 36  
13          months, with the designation of the areas under sub. (1) (a) and (b) beginning on  
14          April 23, 1994, and the designation of the area under sub. (1) (c) beginning on  
15          April 28, 1995. Except as provided in par. (d), the designation of each area under sub.  
16          (1) (d), ~~and (e), and (f)~~ and (e) as a development opportunity zone shall be effective for 84  
17          months, with the designation of the area under sub. (1) (d) beginning on  
18          January 1, 2000, and the designations ~~designation~~ designation of the areas ~~area~~ area under sub. (1)  
19          (e) ~~and (f)~~ beginning on September 1, 2001. Except as provided in par. (d), the  
20          ~~designation of the area under sub. (1) (f) as a development opportunity zone shall be~~  
21          ~~effective for 108 months, with the designation of the area under sub. (1) (f) beginning~~  
22          ~~on September 1, 2001.~~

23          **SECTION 2775.** 560.795 (2) (b) 6. of the statutes is amended to read:

24          560.795 **(2)** (b) 6. The limit for tax benefits for the development opportunity  
25          zone under sub. (1) (f) is ~~\$4,700,000~~ \$6,700,000.

1           **SECTION 2776.** 560.799 (6) (e) of the statutes is created to read:

2           560.799 **(6)** (e) The department shall determine the maximum amount of the  
3 tax credits under ss. 71.07 (3w), 71.28 (3w), and 71.47 (3w) that a certified business  
4 may claim and shall notify the department of revenue of this amount.

5           **SECTION 2777.** 560.799 (6) (f) of the statutes is created to read:

6           560.799 **(6)** (f) The department shall annually verify the information submitted  
7 to the department under ss. 71.07 (3w), 71.28 (3w), or 71.47 (3w).

8           **SECTION 2778.** 560.9806 (1) (a) 3. of the statutes is amended to read:

9           560.9806 **(1)** (a) 3. A community action agency under s. ~~46.30~~ 49.265.

10          **SECTION 2779.** 562.05 (1e) of the statutes is amended to read:

11          562.05 **(1e)** If an applicant for a license under this section is an individual who  
12 does not have a social security number, the applicant shall submit to the department  
13 with his or her application a statement made or subscribed under oath or affirmation  
14 that the applicant does not have a social security number. The form of the statement  
15 shall be prescribed by the department of workforce–development children and  
16 families. A license issued in reliance upon a false statement submitted under this  
17 subsection is invalid.

18          **SECTION 2780.** 562.05 (5) (a) 9. of the statutes is amended to read:

19          562.05 **(5)** (a) 9. The person is delinquent in making court–ordered payments  
20 of child or family support, maintenance, birth expenses, medical expenses or other  
21 expenses related to the support of a child or former spouse, or fails to comply, after  
22 appropriate notice, with a subpoena or warrant issued by the department of  
23 ~~workforce–development~~ children and families or a county child support agency under  
24 s. 59.53 (5) and relating to paternity or child support proceedings, as provided in a  
25 memorandum of understanding entered into under s. 49.857.

1           **SECTION 2781.** 562.05 (8) (d) of the statutes is amended to read:

2           562.05 **(8)** (d) If required in a memorandum of understanding entered into  
3 under s. 49.857, the department shall suspend or restrict or not renew the license of  
4 any person who is delinquent in making court–ordered payments of child or family  
5 support, maintenance, birth expenses, medical expenses or other expenses related  
6 to the support of a child or former spouse or who has failed to comply, after  
7 appropriate notice, with a subpoena or warrant issued by the department of  
8 ~~workforce development~~ children and families or a county child support agency under  
9 s. 59.53 (5) and relating to paternity or child support proceedings.

10           **SECTION 2782.** 562.05 (8m) (a) of the statutes is amended to read:

11           562.05 **(8m)** (a) If the applicant for any license is an individual, the department  
12 shall disclose his or her social security number to the department of ~~workforce~~  
13 ~~development~~ children and families for the purpose of administering s. 49.22 and to  
14 the department of revenue for the purpose of requesting certifications under s.  
15 73.0301.

16           **SECTION 2783.** 562.06 (3) of the statutes is amended to read:

17           562.06 **(3)** DAY CARE. Nothing in this section prohibits a licensee from operating  
18 a day care area at a track if the day care area is licensed by the department of ~~health~~  
19 ~~and family services~~ children and families under s. 48.65.

20           **SECTION 2784.** 563.28 (1) of the statutes is amended to read:

21           563.28 **(1)** If required in a memorandum of understanding entered into under  
22 s. 49.857, the department shall suspend or restrict the supplier’s license of any  
23 person who is delinquent in making court–ordered payments of child or family  
24 support, maintenance, birth expenses, medical expenses or other expenses related  
25 to the support of a child or former spouse or who has failed to comply, after

1 appropriate notice, with a subpoena or warrant issued by the department of  
2 ~~workforce development~~ children and families or a county child support agency under  
3 s. 59.53 (5) and relating to paternity or child support proceedings.

4 **SECTION 2785.** 563.28 (2) of the statutes is amended to read:

5 563.28 (2) The department shall disclose the social security number of any  
6 applicant for a supplier's license to the department of ~~workforce development~~  
7 children and families for the purpose of administering s. 49.22.

8 **SECTION 2786.** 565.30 (5) of the statutes is amended to read:

9 565.30 (5) WITHHOLDING OF DELINQUENT STATE TAXES, CHILD SUPPORT OR DEBTS  
10 OWED THE STATE. The administrator shall report the name, address and social security  
11 number or federal income tax number of each winner of a lottery prize equal to or  
12 greater than \$1,000 and the name, address and social security number or federal  
13 income tax number of each person to whom a lottery prize equal to or greater than  
14 \$1,000 has been assigned to the department of revenue to determine whether the  
15 payee or assignee of the prize is delinquent in the payment of state taxes under ch.  
16 71, 72, 76, 77, 78 or 139 or, if applicable, in the court-ordered payment of child  
17 support or has a debt owing to the state. Upon receipt of a report under this  
18 subsection, the department of revenue shall first ascertain based on certifications by  
19 the department of workforce development or its designee under s. 49.855 (1) whether  
20 any person named in the report is currently delinquent in court-ordered payment  
21 of child support and shall next certify to the administrator whether any person  
22 named in the report is delinquent in court-ordered payment of child support or  
23 payment of state taxes under ch. 71, 72, 76, 77, 78 or 139. Upon this certification by  
24 the department of revenue or upon court order the administrator shall withhold the  
25 certified amount and send it to the department of revenue for remittance to the

1 appropriate agency or person. ~~At the time of remittance, the~~ The department of  
2 revenue shall charge ~~its~~ the winner or assignee of the lottery prize for the department  
3 of revenue's administrative expenses associated with withholding and remitting to  
4 the debt owed to a state agency that has received the remittance and may withhold  
5 the amount of the administrative expenses from the prize payment. The  
6 administrative expenses received or withheld by the department of revenue shall be  
7 credited to the appropriation under s. 20.566 (1) (h). In instances in which the payee  
8 or assignee of the prize is delinquent both in payments for state taxes and in  
9 court-ordered payments of child support, or is delinquent in one or both of these  
10 payments and has a debt owing to the state, the amount remitted to the appropriate  
11 agency or person shall be in proportion to the prize amount as is the delinquency or  
12 debt owed by the payee or assignee.

13 **SECTION 2787.** 565.30 (5) of the statutes, as affected by 2007 Wisconsin Act ...  
14 (this act), is amended to read:

15 565.30 (5) WITHHOLDING OF DELINQUENT STATE TAXES, CHILD SUPPORT OR DEBTS  
16 OWED THE STATE. The administrator shall report the name, address and social security  
17 number or federal income tax number of each winner of a lottery prize equal to or  
18 greater than \$1,000 and the name, address and social security number or federal  
19 income tax number of each person to whom a lottery prize equal to or greater than  
20 \$1,000 has been assigned to the department of revenue to determine whether the  
21 payee or assignee of the prize is delinquent in the payment of state taxes under ch.  
22 71, 72, 76, 77, 78 or 139 or, if applicable, in the court-ordered payment of child  
23 support or has a debt owing to the state. Upon receipt of a report under this  
24 subsection, the department of revenue shall first ascertain based on certifications by  
25 the department of ~~workforce development~~ children and families or its designee under

1 s. 49.855 (1) whether any person named in the report is currently delinquent in  
2 court-ordered payment of child support and shall next certify to the administrator  
3 whether any person named in the report is delinquent in court-ordered payment of  
4 child support or payment of state taxes under ch. 71, 72, 76, 77, 78 or 139. Upon this  
5 certification by the department of revenue or upon court order the administrator  
6 shall withhold the certified amount and send it to the department of revenue for  
7 remittance to the appropriate agency or person. The department of revenue shall  
8 charge the winner or assignee of the lottery prize for the department of revenue's  
9 administrative expenses associated with withholding and remitting debt owed to a  
10 state agency and may withhold the amount of the administrative expenses from the  
11 prize payment. The administrative expenses received or withheld by the department  
12 of revenue shall be credited to the appropriation under s. 20.566 (1) (h). In instances  
13 in which the payee or assignee of the prize is delinquent both in payments for state  
14 taxes and in court-ordered payments of child support, or is delinquent in one or both  
15 of these payments and has a debt owing to the state, the amount remitted to the  
16 appropriate agency or person shall be in proportion to the prize amount as is the  
17 delinquency or debt owed by the payee or assignee.

18 **SECTION 2788.** 565.30 (5m) (a) of the statutes is amended to read:

19 565.30 **(5m)** (a) The administrator shall report to the department of workforce  
20 development children and families the name, address and social security number of  
21 each winner of a lottery prize that is payable in installments and the name, address  
22 and social security number or federal income tax number of the person who has been  
23 assigned a lottery prize that is payable in installments. Upon receipt of the report,  
24 the department of workforce development children and families shall certify to the  
25 administrator whether any payee or assignee named in the report is obligated to

1 provide child support, spousal support, maintenance or family support under s.  
2 767.001 (1) (f) or (g), 767.225, 767.34, 767.511, 767.531, 767.56, 767.805 (4), 767.85,  
3 767.863 (3), 767.89 (3), 767.893 (2m) or 948.22 (7) or ch. 769 and the amount required  
4 to be withheld from the lottery prize under s. 767.75. Subject to par. (b), the  
5 administrator shall withhold the certified amount from each payment made to the  
6 winner or assignee and remit the certified amount to the department of ~~workforce~~  
7 development children and families.

8 **SECTION 2789.** 601.32 (1) of the statutes is amended to read:

9 601.32 (1) If the moneys credited to s. 20.145 (1) (g) 1. under other sections of  
10 the statutes prove inadequate for the office's supervision of insurance industry  
11 program, the commissioner may increase any or all of the fees imposed by s. 601.31,  
12 or may in any year levy a special assessment on all domestic insurers, or both, for the  
13 general operation of that program.

14 **SECTION 3652m.** 601.415 (8) of the statutes is created to read:

15 601.415 (8) LONG-TERM CARE PARTNERSHIP PROGRAM. The commissioner shall  
16 provide the certifications required under s. 49.45 (31) (b) 5. and shall cooperate with  
17 the department of health and family services in developing the training program  
18 under s. 49.45 (31) (c) for agents who sell long-term care insurance policies.

19 **SECTION 2790.** 601.45 (3) of the statutes is amended to read:

20 601.45 (3) DEPOSIT. The commissioner may require any examinee, before or  
21 from time to time during an examination, to deposit with the secretary of  
22 administration such deposits as the commissioner deems necessary to pay the costs  
23 of the examination. Any deposit and any payment made under subs. (1) and (2) shall  
24 be credited to the appropriation account under s. 20.145 (1) (g) 1. in the percentage  
25 specified in that ~~paragraph~~ subdivision.

1           **SECTION 2791.** 601.45 (4) of the statutes is amended to read:

2           **601.45 (4) EXEMPTIONS.** On the examinee's request or on the commissioner's  
3 own motion, the commissioner may pay all or part of the costs of an examination from  
4 the appropriation under s. 20.145 (1) (g) 1, whenever the commissioner finds that  
5 because of the frequency of examinations or other factors, imposition of the costs  
6 would place an unreasonable burden on the examinee. The commissioner shall  
7 include in his or her annual report information about any instance in which the  
8 commissioner applied this subsection.

9           **SECTION 2792.** 601.47 (1) of the statutes is amended to read:

10           **601.47 (1) GENERAL.** The commissioner may prepare books, pamphlets, and  
11 other publications relating to insurance and sell them in the manner and at the  
12 prices the commissioner determines. The cost of publication and distribution may  
13 be paid from the appropriation under s. 20.145 (1) (g) 1.

14           **SECTION 2793.** 601.47 (3) of the statutes is amended to read:

15           **601.47 (3) FREE DISTRIBUTION.** The commissioner may furnish free copies of the  
16 publications prepared under subs. (1) and (2) to public officers and libraries in this  
17 state and elsewhere. The cost of free distribution shall be charged to the  
18 appropriation under s. 20.145 (1) (g) 1.

19           **SECTION 2794.** 601.48 (1) of the statutes is amended to read:

20           **601.48 (1) NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS.** The  
21 commissioner and the office of the commissioner shall maintain close relations with  
22 the commissioners of other states and shall participate in the activities and affairs  
23 of the National Association of Insurance Commissioners and other organizations so  
24 far as it will, in the judgment of the commissioner, enhance the purposes of chs. 600



1 to 655. The actual and necessary expenses incurred thereby shall be reimbursed out  
2 of the appropriation under s. 20.145 (1) (g) 1.

3 **SECTION 2795.** 601.62 (4) of the statutes is amended to read:

4 601.62 (4) FEES IN INVESTIGATIONS AND HEARINGS. The fees for stenographic  
5 services in investigations, examinations, and hearings may not exceed the sum  
6 provided for like services in the circuit court. The fees of officers, witnesses,  
7 interpreters, and stenographers on behalf of the commissioner or the state shall be  
8 paid by the secretary of administration, authorized by the certificate of the  
9 commissioner, and shall be charged to the appropriation under s. 20.145 (1) (g) 1.

10 **SECTION 2796.** 604.04 (3) of the statutes is amended to read:

11 604.04 (3) EXPENSES. No full-time state officer or employee may receive  
12 additional compensation for services under chs. 604 to 607. Appropriate portions of  
13 the salaries of such persons who do work for the funds or supervise them, and other  
14 expenses including reasonable charges for state-owned or state-rented office space  
15 and the use of state-owned or state-rented office equipment shall be charged against  
16 each fund. Each fund shall pay to the commissioner amounts charged for  
17 organizational support services, which shall be credited to the appropriation account  
18 under s. 20.145 (1) (g) 2. Each fund shall also be charged a sum equivalent to the state  
19 premium tax that would be paid by a domestic mutual insurer organized or operating  
20 under ch. 611 and doing the same kind of insurance business, except that no such  
21 charge shall be made for the insurance of governmental units.

22 **SECTION 2797.** 628.095 (4) (a) of the statutes is amended to read:

23 628.095 (4) (a) The commissioner shall disclose a social security number  
24 obtained under sub. (1) or (3) to the department of ~~workforce development~~ children

1 and families in the administration of s. 49.22, as provided in a memorandum of  
2 understanding entered into under s. 49.857.

3 **SECTION 2798.** 628.095 (5) of the statutes is amended to read:

4 **628.095 (5)** IF APPLICANT OR INTERMEDIARY HAS NO SOCIAL SECURITY NUMBER. If an  
5 applicant who is a natural person does not have a social security number, the  
6 applicant shall provide to the commissioner, along with the application for a license  
7 and on a form prescribed by the department of ~~workforce development~~ children and  
8 families, a statement made or subscribed under oath or affirmation that the  
9 applicant does not have a social security number. If an intermediary who is a natural  
10 person does not have a social security number, the intermediary shall provide to the  
11 commissioner, each time that the annual fee is paid under s. 601.31 (1) (m) and on  
12 a form prescribed by the department of ~~workforce development~~ children and  
13 families, a statement made or subscribed under oath or affirmation that the  
14 applicant does not have a social security number.

15 **SECTION 2799.** 628.097 (1m) of the statutes is amended to read:

16 **628.097 (1m)** FOR FAILURE TO PAY SUPPORT OR TO COMPLY WITH SUBPOENA OR  
17 WARRANT. The commissioner shall refuse to issue to a natural person a license,  
18 including a temporary license, under this subchapter if the natural person is  
19 delinquent in court-ordered payments of child or family support, maintenance, birth  
20 expenses, medical expenses or other expenses related to the support of a child or  
21 former spouse, or if the natural person fails to comply, after appropriate notice, with  
22 a subpoena or warrant issued by the department of ~~workforce development~~ children  
23 and families or a county child support agency under s. 59.53 (5) and related to  
24 paternity or child support proceedings, as provided in a memorandum of  
25 understanding entered into under s. 49.857.

1           **SECTION 2800.** 628.10 (2) (c) of the statutes is amended to read:

2           628.10 **(2)** (c) *For failure to pay support or to comply with subpoena or warrant.*

3           The commissioner shall suspend or limit the license of an intermediary who is a  
4           natural person, or a temporary license of a natural person under s. 628.09, if the  
5           natural person is delinquent in court–ordered payments of child or family support,  
6           maintenance, birth expenses, medical expenses or other expenses related to the  
7           support of a child or former spouse, or if the natural person fails to comply, after  
8           appropriate notice, with a subpoena or warrant issued by the department of  
9           ~~workforce development~~ children and families or a county child support agency under  
10          s. 59.53 (5) and related to paternity or child support proceedings, as provided in a  
11          memorandum of understanding entered into under s. 49.857.

12          **SECTION 3664c.** 628.348 of the statutes is created to read:

13          **628.348 Sale of long–term care insurance. (1) TRAINING REQUIREMENT.** No  
14          person may solicit, negotiate, or sell long–term care insurance unless the person is  
15          a licensed intermediary and he or she completes the initial training portion of the  
16          training program under s. 49.45 (31) (c) by January 1, 2009, and completes the  
17          ongoing training under s. 49.45 (31) (c) every 24 months after completing the initial  
18          training.

19          **(2) INSURER VERIFICATION.** Insurers providing long–term care insurance shall  
20          do all of the following:

21                 (a) Obtain from intermediaries selling long–term care insurance on behalf of  
22                 the insurer verification that the intermediary is in compliance with the training  
23                 requirements under sub. (1).

24                 (b) Maintain records related to the verifications obtained under par. (a).

25                 (c) Make the records under par. (b) available to the commissioner upon request.

1           **SECTION 2801.** 632.48 (3) of the statutes is created to read:

2           632.48 (3) NOTICE OF CHANGES. An insurer that receives a request from the  
3 department of health and family services under s. 49.47 (4) (cr) 2. for notification  
4 shall comply with the request and notify the department of any changes to or  
5 payments made under the annuity contract to which the request for notification  
6 relates.

7           **SECTION 2802.** 632.68 (2) (b) 3m. of the statutes is amended to read:

8           632.68 (2) (b) 3m. If a natural person who does not have a social security  
9 number, provides on a form prescribed by the department of ~~workforce development~~  
10 children and families a statement made or subscribed under oath or affirmation that  
11 the applicant does not have a social security number.

12           **SECTION 2803.** 632.68 (2) (bc) 1. of the statutes is amended to read:

13           632.68 (2) (bc) 1. The commissioner shall disclose a social security number  
14 obtained under par. (b) to the department of ~~workforce development~~ children and  
15 families in the administration of s. 49.22, as provided in a memorandum of  
16 understanding entered into under s. 49.857.

17           **SECTION 2804.** 632.68 (2) (bm) 1. of the statutes is amended to read:

18           632.68 (2) (bm) 1. Notwithstanding par. (b), the commissioner may not issue  
19 a license under this subsection to a natural person who is delinquent in  
20 court-ordered payments of child or family support, maintenance, birth expenses,  
21 medical expenses or other expenses related to the support of a child or former spouse,  
22 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
23 by the department of ~~workforce development~~ children and families or a county child  
24 support agency under s. 59.53 (5) and related to paternity or child support

1 proceedings, as provided in a memorandum of understanding entered into under s.  
2 49.857.

3 **SECTION 2805.** 632.68 (2) (e) of the statutes is amended to read:

4 632.68 (2) (e) Except as provided in sub. (3), a license issued under this  
5 subsection shall be renewed annually on July 1 upon payment of the fee specified in  
6 s. 601.31 (1) (mp) and upon providing the licensee's social security number, unless  
7 the licensee does not have a social security number, or federal employer  
8 identification number, as applicable, if not previously provided on the application for  
9 the license or at a previous renewal of the license. If the licensee is a natural person  
10 who does not have a social security number, the license shall be renewed annually  
11 on July 1 upon payment of the fee specified in s. 601.31 (1) (mp) and upon providing  
12 to the commissioner a statement made or subscribed under oath or affirmation, on  
13 a form prescribed by the department of ~~workforce development~~ children and  
14 families, that the licensee does not have a social security number.

15 **SECTION 2806.** 632.68 (3) (b) 1. of the statutes is amended to read:

16 632.68 (3) (b) 1. The commissioner shall suspend, limit or refuse to renew a  
17 viatical settlement provider license issued to a natural person if the natural person  
18 is delinquent in court-ordered payments of child or family support, maintenance,  
19 birth expenses, medical expenses or other expenses related to the support of a child  
20 or former spouse, or if the natural person fails to comply, after appropriate notice,  
21 with a subpoena or warrant issued by the department of ~~workforce development~~  
22 children and families or a county child support agency under s. 59.53 (5) and related  
23 to paternity or child support proceedings, as provided in a memorandum of  
24 understanding entered into under s. 49.857.

25 **SECTION 2807.** 632.68 (4) (b) of the statutes is amended to read:

1           632.68 (4) (b) A person may apply to the commissioner for a viatical settlement  
2 broker license on a form prescribed by the commissioner for that purpose. The  
3 application form shall require the applicant to provide the applicant's social security  
4 number, if the applicant is a natural person unless the applicant does not have a  
5 social security number, or the applicant's federal employer identification number, if  
6 the applicant is not a natural person. The fee specified in s. 601.31 (1) (mr) shall  
7 accompany the application. The commissioner may not issue a license under this  
8 subsection unless the applicant provides his or her social security number, unless the  
9 applicant does not have a social security number, or its federal employer  
10 identification number, whichever is applicable. If the applicant is a natural person  
11 who does not have a social security number, the commissioner may not issue a license  
12 under this subsection unless the applicant provides, on a form prescribed by the  
13 department of ~~workforce development~~ children and families, a statement made or  
14 subscribed under oath or affirmation that the applicant does not have a social  
15 security number.

16           **SECTION 2808.** 632.68 (4) (bc) 1. of the statutes is amended to read:

17           632.68 (4) (bc) 1. The commissioner shall disclose a social security number  
18 obtained under par. (b) to the department of ~~workforce development~~ children and  
19 families in the administration of s. 49.22, as provided in a memorandum of  
20 understanding entered into under s. 49.857.

21           **SECTION 2809.** 632.68 (4) (bm) 1. of the statutes is amended to read:

22           632.68 (4) (bm) 1. The commissioner may not issue a license under this  
23 subsection to a natural person who is delinquent in court-ordered payments of child  
24 or family support, maintenance, birth expenses, medical expenses or other expenses  
25 related to the support of a child or former spouse, or who fails to comply, after

1 appropriate notice, with a subpoena or warrant issued by the department of  
2 ~~workforce development~~ children and families or a county child support agency under  
3 s. 59.53 (5) and related to paternity or child support proceedings, as provided in a  
4 memorandum of understanding entered into under s. 49.857.

5 **SECTION 2810.** 632.68 (4) (c) of the statutes is amended to read:

6 632.68 (4) (c) Except as provided in sub. (5), a license issued under this  
7 subsection shall be renewed annually on July 1 upon payment of the fee specified in  
8 s. 601.31 (1) (ms) and upon providing the licensee's social security number, unless the  
9 licensee does not have a social security number, or federal employer identification  
10 number, as applicable, if not previously provided on the application for the license  
11 or at a previous renewal of the license. If the licensee is a natural person who does  
12 not have a social security number, the license shall be renewed annually, except as  
13 provided in sub. (5), on July 1 upon payment of the fee specified in s. 601.31 (1) (ms)  
14 and upon providing to the commissioner a statement made or subscribed under oath  
15 or affirmation, on a form prescribed by the department of ~~workforce development~~  
16 children and families, that the licensee does not have a social security number.

17 **SECTION 2811.** 632.68 (5) (b) 1. of the statutes is amended to read:

18 632.68 (5) (b) 1. The commissioner shall suspend, limit or refuse to renew a  
19 viatical settlement broker license issued to a natural person if the natural person is  
20 delinquent in court-ordered payments of child or family support, maintenance, birth  
21 expenses, medical expenses or other expenses related to the support of a child or  
22 former spouse, or if the natural person fails to comply, after appropriate notice, with  
23 a subpoena or warrant issued by the department of ~~workforce development~~ children  
24 and families or a county child support agency under s. 59.53 (5) and related to

1 paternity or child support proceedings, as provided in a memorandum of  
2 understanding entered into under s. 49.857.

3 **SECTION 2812.** 632.745 (6) (a) 2m. of the statutes is amended to read:

4 632.745 **(6)** (a) 2m. A family long-term care district under s. 46.2895.

5 **SECTION 2813.** 632.746 (7m) (b) 1. of the statutes is amended to read:

6 632.746 **(7m)** (b) 1. The employee or dependent is eligible for benefits under the  
7 Medical Assistance program under s. 49.471 or 49.472 or for coverage under the  
8 Badger Care health care program under s. 49.665.

9 **SECTION 2814.** 632.897 (10) (am) 2. of the statutes is amended to read:

10 632.897 **(10)** (am) 2. Provide family coverage under the group policy or  
11 individual policy for the individual's child, if eligible for coverage, upon application  
12 by the individual, the child's other parent, the department of ~~workforce development~~  
13 children and families or the county child support agency under s. 59.53 (5).

14 **SECTION 2815.** 633.14 (1) (e) of the statutes is amended to read:

15 633.14 **(1)** (e) If an individual who does not have a social security number,  
16 provides on a form prescribed by the department of ~~workforce development~~ children  
17 and families a statement made or subscribed under oath or affirmation that he or she  
18 does not have a social security number.

19 **SECTION 2816.** 633.14 (2c) (a) of the statutes is amended to read:

20 633.14 **(2c)** (a) The commissioner shall disclose a social security number  
21 obtained under sub. (1) (d) to the department of ~~workforce development~~ children and  
22 families in the administration of s. 49.22, as provided in a memorandum of  
23 understanding entered into under s. 49.857.

24 **SECTION 2817.** 633.14 (2m) (a) of the statutes is amended to read:



1           633.14 **(2m)** (a) Notwithstanding sub. (1), the commissioner may not issue a  
2 license under this section if the individual applying for the license is delinquent in  
3 court-ordered payments of child or family support, maintenance, birth expenses,  
4 medical expenses or other expenses related to the support of a child or former spouse,  
5 or if the individual fails to comply, after appropriate notice, with a subpoena or  
6 warrant issued by the department of ~~workforce development~~ children and families  
7 or a county child support agency under s. 59.53 (5) and related to paternity or child  
8 support proceedings, as provided in a memorandum of understanding entered into  
9 under s. 49.857.

10           **SECTION 2818.** 633.15 (1m) of the statutes is amended to read:

11           633.15 **(1m)** SOCIAL SECURITY NUMBER, FEDERAL EMPLOYER IDENTIFICATION  
12 NUMBER OR STATEMENT. At an annual renewal, an administrator shall provide his or  
13 her social security number, if the administrator is an individual unless he or she does  
14 not have a social security number, or its federal employer identification number, if  
15 the administrator is a corporation, limited liability company or partnership, if the  
16 social security number or federal employer identification number was not previously  
17 provided on the application for the license or at a previous renewal of the license. If  
18 an administrator who is an individual does not have a social security number, the  
19 individual shall provide to the commissioner, at each annual renewal and on a form  
20 prescribed by the department of ~~workforce development~~ children and families, a  
21 statement made or subscribed under oath or affirmation that the administrator does  
22 not have a social security number.

23           **SECTION 2819.** 633.15 (2) (c) of the statutes is amended to read:

24           633.15 **(2)** (c) *Failure to pay support or to comply with subpoena or warrant.*

25           The commissioner shall suspend, limit or refuse to renew a license issued under this

1 section to an individual if the individual is delinquent in court-ordered payments of  
2 child or family support, maintenance, birth expenses, medical expenses or other  
3 expenses related to the support of a child or former spouse, or if the individual fails  
4 to comply, after appropriate notice, with a subpoena or warrant issued by the  
5 department of ~~workforce development~~ children and families or a county child  
6 support agency under s. 59.53 (5) and related to paternity or child support  
7 proceedings, as provided in a memorandum of understanding entered into under s.  
8 49.857.

9 **SECTION 2820.** 645.09 (2) (a) of the statutes is amended to read:

10 645.09 (2) (a) *Causes of delinquency.* The commissioner may include in his or  
11 her annual report, not later than the 2nd annual report following the initiation of any  
12 formal proceedings under this chapter, a detailed analysis of the basic causes and the  
13 contributing factors making the initiation of formal proceedings necessary, and may  
14 make recommendations for remedial legislation. For this purpose the commissioner  
15 may appoint a special assistant qualified in insurance, finance, and accounting to  
16 conduct the study and prepare the analysis, and may determine the special  
17 assistant's compensation, which shall be paid from the appropriation under s. 20.145  
18 (1) (g) 1.

19 **SECTION 2821.** 645.09 (2) (b) of the statutes is amended to read:

20 645.09 (2) (b) *Final study.* The commissioner may include in his or her annual  
21 report, not later than the 2nd annual report following discharge of the receiver, a  
22 detailed study of the delinquency proceeding for each insurer subjected to a formal  
23 proceeding, with an analysis of the problems faced and their solutions. The  
24 commissioner may also suggest alternative solutions, as well as other material of  
25 interest, for the purpose of assisting and guiding liquidators or rehabilitators in the

1 future. For this purpose the commissioner may appoint a special assistant qualified  
2 to conduct the study and prepare the analysis, and may determine his or her  
3 compensation, which shall be paid from the appropriation under s. 20.145 (1) (g) 1.

4 **SECTION 2822.** 645.46 (4) of the statutes is amended to read:

5 645.46 (4) Defray all expenses of taking possession of, conserving, conducting,  
6 liquidating, disposing of, or otherwise dealing with the business and property of the  
7 insurer. If the property of the insurer does not contain sufficient cash or liquid assets  
8 to defray the costs incurred, the liquidator may advance the costs so incurred out of  
9 the appropriation under s. 20.145 (1) (g) 1. Any amounts so paid shall be deemed  
10 expense of administration and shall be repaid for the credit of the office of the  
11 commissioner of insurance out of the first available moneys of the insurer.

12 **SECTION 2823.** 647.02 (2) (g) of the statutes is amended to read:

13 647.02 (2) (g) The figure to be used by the provider as the actual or projected  
14 length of a resident's stay in the facility in the formula in the contract provision  
15 required under s. 647.05 (9) (1m) (i) and supporting information showing how the  
16 figure was determined.

17 **SECTION 2824.** 647.04 (5) of the statutes is amended to read:

18 647.04 (5) Inform the commissioner of any change in the figure used by the  
19 provider as the actual or projected length of a resident's stay in the facility in the  
20 formula in the contract provision required under s. 647.05 (9) (1m) (i) within 30 days  
21 after the change is made and submit supporting information showing how the  
22 change was determined.

23 **SECTION 2825.** 647.05 of the statutes is renumbered 647.05 (1m), and 647.05

24 (1m) (g), as renumbered, is amended to read:

1           647.05 **(1m)** (g) Provides that if a resident dies or the continuing care contract  
2 is terminated after the first 30 days of occupancy, but within the first 90 days of  
3 occupancy, the provider will refund at least 90% of the amount computed under sub-  
4 ~~(6)~~ par. (f).

5           **SECTION 2826.** 647.05 (2m) of the statutes is created to read:

6           647.05 **(2m)** Subject to s. 49.455, a continuing care contract may require that,  
7 before a resident applies for medical assistance, the resident must spend on his or  
8 her care the resources declared for purposes of admission to the facility.

9           **SECTION 2827.** 655.27 (2) of the statutes is amended to read:

10          655.27 **(2)** FUND ADMINISTRATION AND OPERATION. Management of the fund shall  
11 be vested with the board of governors. The commissioner shall either provide staff  
12 services necessary for the operation of the fund or, with the approval of the board of  
13 governors, contract for all or part of these services. Such a contract is subject to ss.  
14 16.753 and 16.765, but is otherwise exempt from subch. IV of ch. 16. The  
15 commissioner shall adopt rules governing the procedures for creating and  
16 implementing these contracts before entering into the contracts. At least annually,  
17 the contractor shall report to the commissioner and to the board of governors  
18 regarding all expenses incurred and subcontracting arrangements. If the board of  
19 governors approves, the contractor may hire legal counsel as needed to provide staff  
20 services. The cost of contracting for staff services shall be funded from the  
21 appropriation under s. 20.145 (2) (u). The fund shall pay to the commissioner  
22 amounts charged for organizational support services, which shall be credited to the  
23 appropriation account under s. 20.145 (1) (g) 2.

24          **SECTION 2828.** 701.06 (5) (intro.) of the statutes is amended to read:

1           701.06 (5) CLAIMS FOR PUBLIC SUPPORT. (intro.) Notwithstanding any provision  
2 in the creating instrument or subs. (1) and (2), if the settlor is legally obligated to pay  
3 for the public support of a beneficiary under s. 46.10, 49.345, or 301.12 or the  
4 beneficiary is legally obligated to pay for the beneficiary's public support or that  
5 furnished the beneficiary's spouse or minor child under s. 46.10, 49.345, or 301.12,  
6 upon application by the appropriate state department or county official, the court  
7 may:

8           **SECTION 3703g.** 703.02 (10) of the statutes is amended to read:

9           703.02 (10) "~~Limited common elements~~" ~~mean those~~ element ~~means a common~~  
10 ~~elements~~ element identified in a declaration or on a condominium plat as reserved  
11 for the exclusive use of one or more but less than all of the unit owners.

12           **SECTION 3703r.** 703.38 (1) of the statutes is amended to read:

13           703.38 (1) Except as otherwise provided in this section and s. 30.1335, this  
14 chapter is applicable to all condominiums, whether established before or after  
15 August 1, 1978. However, with respect to condominiums existing on August 1, 1978,  
16 the declaration, bylaws or condominium plat need not be amended to comply with  
17 the requirements of this chapter.

18           **SECTION 2829.** 751.15 (1) of the statutes is amended to read:

19           751.15 (1) The supreme court is requested to enter into a memorandum of  
20 understanding with the department of ~~workforce development~~ children and families  
21 under s. 49.857.

22           **SECTION 2830.** 751.15 (2) of the statutes is amended to read:

23           751.15 (2) The supreme court is requested to promulgate rules that require  
24 each person who has a social security number, as a condition of membership in the  
25 state bar, to provide the board of bar examiners with his or her social security

1 number, that require each person who does not have a social security number, as a  
2 condition of membership in the state bar, to provide the board of bar examiners with  
3 a statement made or subscribed under oath or affirmation on a form prescribed by  
4 the department of ~~workforce development~~ children and families that the person does  
5 not have a social security number, and that prohibit the disclosure of that number  
6 to any person except the department of ~~workforce development~~ children and families  
7 for the purpose of administering s. 49.22.

8 **SECTION 2831.** 751.15 (3) of the statutes is amended to read:

9 751.15 (3) The supreme court is requested to promulgate rules that deny,  
10 suspend, restrict or refuse to renew a license to practice law if the applicant or  
11 licensee fails to provide the information required under rules promulgated under  
12 sub. (2) or fails to comply, after appropriate notice, with a subpoena or warrant issued  
13 by the department of ~~workforce development~~ children and families or a county child  
14 support agency under s. 59.53 (5) and related to paternity or child support  
15 proceedings or if the department of ~~workforce development~~ children and families  
16 certifies that the applicant or licensee has failed to pay court-ordered payments of  
17 child or family support, maintenance, birth expenses, medical expenses or other  
18 expenses related to the support of a child or former spouse. The supreme court is also  
19 requested to promulgate rules that invalidate a license to practice law if issued in  
20 reliance upon a statement made or subscribed under oath or affirmation under rules  
21 promulgated under sub. (2) that is false.

22 **SECTION 3707e.** 757.83 (4) of the statutes is amended to read:

23 757.83 (4) STAFF. The judicial commission shall hire an executive director, and  
24 may hire one staff member, in the unclassified service. The executive director shall

1 be a member of the State Bar of Wisconsin and shall provide staff services to the  
2 judicial commission and the judicial council.

3 **SECTION 3707p.** 758.13 (1) (a) 7. of the statutes is amended to read:

4 758.13 (1) (a) 7. ~~The revisor of statutes or an assistant designated by the revisor~~  
5 chief of the legislative reference bureau or his or her designee.

6 **SECTION 3707r.** 758.13 (1) (b) of the statutes is amended to read:

7 758.13 (1) (b) The names of the judicial council members shall be certified to  
8 the secretary of state by the ~~executive secretary of the judicial commission~~ judicial  
9 council attorney. Members shall hold office until their successors have been selected.  
10 Members shall receive no compensation, but shall be reimbursed from the  
11 appropriation made by s. ~~20.665 (1)~~ 20.670 (1) for expenses necessarily incurred by  
12 members in attending council meetings.

13 **SECTION 3707s.** 758.13 (3) (g) of the statutes is created to read:

14 758.13 (3) (g) 1. In this paragraph:

- 15 a. “Candidate” has the meaning given in s. 11.01 (1).  
16 b. “Contribution” has the meaning given in s. 11.01 (6).  
17 c. “Local office” has the meaning given in s. 5.02 (9).  
18 d. “State office” has the meaning give in s. 5.02 (23).

19 2. The judicial council may appoint outside of the classified service an attorney,  
20 who is a member in good standing of the State Bar of Wisconsin, who shall be strictly  
21 nonpartisan, and who shall not make a contribution to a candidate for state office or  
22 local office while employed by the judicial council, to provide staff services to the  
23 council.

24 **SECTION 2832.** 758.19 (4m) of the statutes is created to read:

1           758.19 (4m) The director of state courts may establish and charge fees for  
2 electronic filing of court documents under the circuit court automated information  
3 systems created under this section. The secretary of administration shall credit all  
4 moneys collected under this subsection to the appropriation account under s. 20.680  
5 (2) (j).

6           **SECTION 3709g.** 758.19 (5) (a) (intro.) of the statutes is amended to read:

7           758.19 (5) (a) (intro.) In this subsection, “:

8           1d. “Circuit court costs” means one or more of the following costs:

9           **SECTION 3709m.** 758.19 (5) (a) 1. and 2. of the statutes are renumbered 758.19  
10 (5) (a) 1d. a. and b.

11           **SECTION 3709p.** 758.19 (5) (a) 1g., 1m. and 1r. of the statutes are created to  
12 read:

13           758.19 (5) (a) 1g. “Judicial officer need” means the total need for judicial officers  
14 as calculated by the director of state courts using the weighted caseload formula  
15 based on case filings in the previous calendar year.

16           1m. “Judicial officers” means circuit court commissioners and circuit court  
17 judges.

18           1r. “Weighted caseload formula” means the formula utilized by the director of  
19 state courts to determine the number of cases filed in a calendar year and the judicial  
20 officer time needed to process those cases.

21           **SECTION 3710m.** 758.19 (5) (a) 3. of the statutes is renumbered 758.19 (5) (a)  
22 1d. c. and amended to read:

23           758.19 (5) (a) 1d. c. Witness fees set under s. 814.67 (1) (b) 1. and (c) for  
24 witnesses called by the circuit court on its own motion or called by, or subpoenaed at  
25 the request of, a district attorney, the state public defender or a private attorney



1 appointed under s. 977.08. Nothing in this subdivision affects the determination of  
2 who is obligated to pay for fees set under s. 814.67 (1) (b) 1. and (c) for witnesses called  
3 by, or subpoenaed at the request of the state public defender or a private attorney  
4 appointed under s. 977.08.

5 **SECTION 3711m.** 758.19 (5) (a) 4m. of the statutes is renumbered 758.19 (5) (a)  
6 1d. d. and amended to read:

7 758.19 (5) (a) 1d. d. Fees for expert witnesses appointed under s. 907.06 by the  
8 circuit court on its own motion or by the circuit court at the request of the district  
9 attorney, the state public defender or a private attorney appointed under s. 977.08  
10 or by the circuit court upon agreement of the district attorney, the state public  
11 defender or a private attorney appointed under s. 977.08. Nothing in this subdivision  
12 affects the determination of who is obligated to pay fees for an expert witness  
13 appointed under s. 907.06.

14 **SECTION 3712m.** 758.19 (5) (a) 5. of the statutes is renumbered 758.19 (5) (a)  
15 1d. e. and amended to read:

16 758.19 (5) (a) 1d. e. Fees for witnesses or expert witnesses subpoenaed by the  
17 circuit court at the request of the district attorney, coroner or medical examiner  
18 under s. 979.06 (1) and (2).

19 **SECTION 3712p.** 758.19 (5) (a) 6. of the statutes is renumbered 758.19 (5) (a)  
20 1d. f.

21 **SECTION 3713m.** 758.19 (5) (a) 8. of the statutes is renumbered 758.19 (5) (a)  
22 1d. g. and amended to read:

23 758.19 (5) (a) 1d. g. Any other circuit court costs, except costs related to  
24 courtroom security, including security personnel, and costs related to rent, utilities,  
25 maintenance, rehabilitation and construction of circuit court facilities.

1           **SECTION 2833.** 758.19 (5) (am) of the statutes is created to read:

2           758.19 (5) (am) The director of state courts may create a uniform chart of  
3 accounts that each county shall be required to use for the recording of all financial  
4 transactions relating to the operation of circuit courts and may audit the information  
5 submitted under par. (e). If the director of state courts decides to create a uniform  
6 chart of accounts, he or she shall consult with the department of revenue regarding  
7 the creation of that chart.

8           **SECTION 2834.** 758.19 (5) (b) (intro.) of the statutes is amended to read:

9           758.19 (5) (b) (intro.) From the ~~appropriation~~ appropriations under s. 20.625  
10 (1) (d) and (q), the director of state courts shall make payments to counties totaling  
11 ~~\$9,369,800 within 30 days after October 29, 1999, and on every July 1 and January~~  
12 ~~1 thereafter~~, which the director of state courts shall distribute as follows:

13           **SECTION 3715m.** 758.19 (5) (b) 1., 2. and 3. of the statutes are repealed and  
14 recreated to read:

15           758.19 (5) (b) 1. A payment determined by dividing the number of circuit court  
16 branches in the county by the total number of circuit court branches in the state and  
17 multiplying that result by an amount equal to one-third of the total amount  
18 appropriated under s. 20.625 (1) (d) and (q).

19           2. A payment determined by dividing the judicial officer need for the county by  
20 the total judicial need for all counties and multiplying the result by an amount equal  
21 to one-third of the total amount appropriated under s. 20.625 (1) (d) and (q).

22           3. A payment determined by dividing the total amount of circuit court fees,  
23 fines, forfeitures, and surcharges collected by the county in the previous calendar  
24 year by the total amount of circuit court fees, fines, forfeitures, and surcharges  
25 collected by all counties in the previous calendar year and multiplying that result by

1 an amount equal to one-third of the total amount appropriated under s. 20.625 (1)  
2 (d) and (q).

3 **SECTION 2835.** 758.19 (5) (d) of the statutes is repealed.

4 **SECTION 2836.** 758.19 (5) (e) of the statutes is amended to read:

5 758.19 (5) (e) ~~No later than July 1, 1994, and no later than July 1~~ May 15, 2009,  
6 and no later than May 15 of each year thereafter, each county shall submit to the  
7 director of state courts, in a format that is established by the director of state courts,  
8 and in a manner that comports with the uniform chart of accounts under par. (am),  
9 information regarding the amount of actual circuit court costs that the county  
10 incurred in the previous calendar year ~~for each of the court costs listed in par. (a) 1-~~  
11 ~~to 8~~ and revenues collected or received by the circuit court in the previous calendar  
12 year.

13 **SECTION 2837.** 758.19 (5) (f) of the statutes is amended to read:

14 758.19 (5) (f) A county that fails to meet the requirements under par. (e) is not  
15 eligible for a payment under par. (b) for one fiscal year, as defined in s. 237.01 (3),  
16 after the ~~July 1~~ May 15 that the information was not provided, or until the  
17 information is provided, whichever is earlier. Except as provided in this paragraph  
18 and par. (g), the information regarding the amount of actual costs reported under par.  
19 (e) does not affect the amount paid to a county under par. (b).

20 **SECTION 2838.** 758.19 (5) (g) of the statutes is amended to read:

21 758.19 (5) (g) Beginning with the submittal of information under par. (e) on  
22 July 1, 1995, if the director of state courts determines, based on the information  
23 submitted under par. (e), that the payment made to a county under par. (b) for any  
24 calendar year exceeds the circuit court costs incurred by the county for that calendar  
25 year, the director of state courts shall deduct the difference from the next payment

1 under par. (b) made to that county after the director’s determination. The difference  
2 shall be apportioned as provided in par. (c) among the other counties for payment  
3 under par. (b) to the other counties on that payment date. For purposes of this  
4 paragraph, the director of state courts shall treat the period beginning on August 13,  
5 1993, and ending on December 31, 1994, as a calendar year and determine from the  
6 information submitted under par. (e) on July 1, 1994, and July 1, 1995, whether the  
7 payment to a county under par. (b) on January 1, 1994, exceeds the circuit court costs  
8 incurred by the county for the period beginning on August 13, 1993, and ending on  
9 December 31, 1994.

10 **SECTION 2839.** 767.001 (1d) of the statutes is amended to read:

11 767.001 **(1d)** “Department” means the department of ~~workforce development~~  
12 children and families.

13 **SECTION 2840.** 767.001 (2) (b) of the statutes is amended to read:

14 767.001 **(2)** (b) With respect to the department of ~~health and family services~~  
15 or a county agency specified in s. 48.56 (1) or a licensed child welfare agency granted  
16 legal custody of a child, the rights and responsibilities specified under s. 48.02 (12).

17 **SECTION 2841.** 767.205 (2) (a) 3. of the statutes is amended to read:

18 767.205 **(2)** (a) 3. Whenever aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,  
19 49.19, or 49.45 is provided on behalf of a dependent child or benefits are provided to  
20 the child’s custodial parent under ss. 49.141 to 49.161.

21 **SECTION 2842.** 767.205 (2) (a) 4. of the statutes is amended to read:

22 767.205 **(2)** (a) 4. Whenever aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,  
23 49.19, or 49.45 has, in the past, been provided on behalf of a dependent child, or  
24 benefits have, in the past, been provided to the child’s custodial parent under ss.

1 49.141 to 49.161, and the child's family is eligible for continuing child support  
2 services under 45 CFR 302.33.

3 **SECTION 2843.** 767.217 (1) of the statutes is amended to read:

4 767.217 (1) NOTICE OF PLEADING OR MOTION. In an action affecting the family in  
5 which either party is a recipient of benefits under ss. 49.141 to 49.161 or aid under  
6 s. ~~46.261~~, 48.645, 49.19, or 49.45, each party shall, either within 20 days after serving  
7 the opposite party with a motion or pleading requesting the court to order or to  
8 modify a previous order relating to child support, maintenance, or family support,  
9 or before filing the motion or pleading in court, serve a copy of the motion or pleading  
10 on the county child support agency under s. 59.53 (5) of the county in which the action  
11 is begun.

12 **SECTION 2844.** 767.407 (1) (c) 1. of the statutes is amended to read:

13 767.407 (1) (c) 1. Aid is provided under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,  
14 49.19, or 49.45 on behalf of the child, or benefits are provided to the child's custodial  
15 parent under ss. 49.141 to 49.161, but the state and its delegate under s. 49.22 (7)  
16 are barred by a statute of limitations from commencing an action under s. 767.80 on  
17 behalf of the child.

18 **SECTION 2845.** 767.41 (3) (a) of the statutes is amended to read:

19 767.41 (3) (a) If the interest of any child demands it, and if the court finds that  
20 neither parent is able to care for the child adequately or that neither parent is fit and  
21 proper to have the care and custody of the child, the court may declare the child to  
22 be in need of protection or services and transfer legal custody of the child to a relative  
23 of the child, as defined in s. 48.02 (15), to a county department, as defined under s.  
24 48.02 (2g), ~~or to a licensed child welfare agency, or, in a county having a population~~  
25 of 500,000 or more, the department of health and family services. If the court

1 transfers legal custody of a child under this subsection, in its order the court shall  
2 notify the parents of any applicable grounds for termination of parental rights under  
3 s. 48.415. If the court transfers legal custody under this section to an agency, the  
4 court shall also refer the matter to the court intake worker, as defined in s. 48.02 (3),  
5 who shall conduct an inquiry under s. 48.24 to determine whether a petition should  
6 be filed under s. 48.13.

7 **SECTION 2846.** 767.41 (3) (a) of the statutes, as affected by 2007 Wisconsin Act  
8 .... (this act), is amended to read:

9 767.41 (3) (a) If the interest of any child demands it, and if the court finds that  
10 neither parent is able to care for the child adequately or that neither parent is fit and  
11 proper to have the care and custody of the child, the court may declare the child to  
12 be in need of protection or services and transfer legal custody of the child to a relative  
13 of the child, as defined in s. 48.02 (15), to a county department, as defined under s.  
14 48.02 (2g), to a licensed child welfare agency, or, in a county having a population of  
15 500,000 or more, the department of health and family services children and families.  
16 If the court transfers legal custody of a child under this subsection, in its order the  
17 court shall notify the parents of any applicable grounds for termination of parental  
18 rights under s. 48.415. If the court transfers legal custody under this section to an  
19 agency, the court shall also refer the matter to the court intake worker, as defined in  
20 s. 48.02 (3), who shall conduct an inquiry under s. 48.24 to determine whether a  
21 petition should be filed under s. 48.13.

22 **SECTION 2847.** 767.41 (3) (am) of the statutes is created to read:

23 767.41 (3) (am) If the court transfers legal custody of a child under this  
24 subsection, the order transferring custody shall include a finding that placement of  
25 the child in his or her home would be contrary to the welfare of the child and a finding

1 that reasonable efforts have been made to prevent the removal of the child from the  
2 home, while assuring that the health and safety of the child are the paramount  
3 concerns, unless any of the circumstances specified in s. 48.355 (2d) (b) 1. to 5.  
4 applies. If the legal custodian appointed under par. (a) is a county department, the  
5 court shall order the child into the placement and care responsibility of the county  
6 department as required under 42 USC 672 (a) (2) and shall assign the county  
7 department primary responsibility for providing services to the child. The court  
8 shall make the findings specified in this paragraph on a case-by-case basis based  
9 on circumstances specific to the child and shall document or reference the specific  
10 information on which those findings are based in the court order. A court order that  
11 merely references this paragraph without documenting or referencing that specific  
12 information in the court order or an amended court order that retroactively corrects  
13 an earlier court order that does not comply with this paragraph is not sufficient to  
14 comply with this paragraph.

15 **SECTION 2848.** 767.451 (7) of the statutes is amended to read:

16 767.451 (7) TRANSFER TO DEPARTMENT. The court may order custody transferred  
17 to the department of health and family services only if that department agrees to  
18 accept custody. If the court orders custody transferred to the department of health  
19 and family services, the order transferring custody shall include the findings and  
20 order specified in s. 767.41 (3) (am).

21 **SECTION 2849.** 767.451 (7) of the statutes, as affected by 2007 Wisconsin Act  
22 .... (this act), is amended to read:

23 767.451 (7) TRANSFER TO DEPARTMENT. The court may order custody transferred  
24 to the department of health and family services only if that the department agrees  
25 to accept custody. If the court orders custody transferred to the department of health

1 and family services, the order transferring custody shall include the findings and  
2 order specified in s. 767.41 (3) (am).

3 **SECTION 2850.** 767.521 (intro.) of the statutes is amended to read:

4 **767.521 Action by state for child support.** (intro.) The state or its delegate  
5 under s. 49.22 (7) shall bring an action for support of a minor child under s. 767.001  
6 (1) (f) or for paternity determination and child support under s. 767.80 if the child's  
7 right to support is assigned to the state under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b)  
8 2., 48.645 (3), 49.145 (2) (s), 49.19 (4) (h) 1. b., or 49.775 (2) (bm) and all of the  
9 following apply:

10 **SECTION 2851.** 767.55 (3) (a) 2. of the statutes is amended to read:

11 767.55 (3) (a) 2. The child's right to support is assigned to the state under s.  
12 ~~46.261 (3)~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), or 49.19 (4) (h) 1. b.

13 **SECTION 2852.** 767.57 (1e) (title) of the statutes is amended to read:

14 767.57 (1e) (title) RECEIVING AND DISBURSING FEE FEES.

15 **SECTION 2853.** 767.57 (1e) (a) of the statutes is amended to read:

16 767.57 (1e) (a) For receiving and disbursing maintenance, child support, or  
17 family support payments, including payments in arrears, and for maintaining the  
18 records required under ~~par. (c)~~ sub. (1) (c), the department or its designee shall collect  
19 an annual fee of \$35 \$65 from a party ordered to make payments. The court shall  
20 order each party ordered to make payments to pay the fee in each year for which  
21 payments are ordered or in which an arrearage in any of those payments is owed.  
22 In directing the manner of payment, the court shall order that the fee be withheld  
23 from income and sent to the department or its designee, as provided under s. 767.75.  
24 Fees under this paragraph shall be deposited in the appropriation account under s.  
25 20.445 (3) (ja). At the time of ordering payment of the fee, the court shall notify each



1 party ordered to make payments of the requirement to pay, and the amount of, the  
2 fee. If the fee under this paragraph is not paid when due, the department or its  
3 designee may not deduct the fee from any maintenance, child or family support, or  
4 arrearage payment, but may move the court for a remedial sanction under ch. 785.

5 **SECTION 2854.** 767.57 (1e) (a) of the statutes, as affected by 2007 Wisconsin Act  
6 .... (this act), is amended to read:

7 767.57 (1e) (a) For receiving and disbursing maintenance, child support, or  
8 family support payments, including payments in arrears, and for maintaining the  
9 records required under sub. (1) (c), the department or its designee shall collect an  
10 annual fee of \$65 from a party ordered to make payments. The court shall order each  
11 party ordered to make payments to pay the fee in each year for which payments are  
12 ordered or in which an arrearage in any of those payments is owed. In directing the  
13 manner of payment, the court shall order that the fee be withheld from income and  
14 sent to the department or its designee, as provided under s. 767.75. Fees under this  
15 paragraph shall be deposited in the appropriation account under s. ~~20.445 (3)~~ 20.437  
16 (2) (ja). At the time of ordering payment of the fee, the court shall notify each party  
17 ordered to make payments of the requirement to pay, and the amount of, the fee. If  
18 the fee under this paragraph is not paid when due, the department or its designee  
19 may not deduct the fee from any maintenance, child or family support, or arrearage  
20 payment, but may move the court for a remedial sanction under ch. 785.

21 **SECTION 2855.** 767.57 (1e) (b) 1m. of the statutes is amended to read:

22 767.57 (1e) (b) 1m. The department or its designee may collect any unpaid fees  
23 under s. 814.61 (12) (b), 1997 stats., that are shown on the department's automated  
24 payment and collection system on December 31, 1998, and shall deposit all fees  
25 collected under this subdivision in the appropriation account under s. ~~20.445 (3)~~

1 20.437 (2) (ja). The department or its designee may collect unpaid fees under this  
2 subdivision through income withholding under s. 767.75 (2m). If the department or  
3 its designee determines that income withholding is inapplicable, ineffective, or  
4 insufficient for the collection of any unpaid fees under this subdivision, the  
5 department or its designee may move the court for a remedial sanction under ch. 785.  
6 The department or its designee may contract with or employ a collection agency or  
7 other person for the collection of any unpaid fees under this subdivision and,  
8 notwithstanding s. 20.930, may contract with or employ an attorney to appear in any  
9 action in state or federal court to enforce the payment obligation. The department  
10 or its designee may not deduct the amount of unpaid fees from any maintenance,  
11 child or family support, or arrearage payment.

12 **SECTION 2856.** 767.57 (1e) (c) of the statutes is created to read:

13 767.57 (1e) (c) The department or its designee shall collect an annual fee of \$25  
14 from every individual receiving child support or family support payments. In  
15 applicable cases, the fee shall comply with all requirements under 42 USC 654 (6)  
16 (B). The department or its designee may deduct the fee from maintenance, child or  
17 family support, or arrearage payments. Fees collected under this paragraph shall  
18 be deposited in the appropriation account under s. 20.445 (3) (ja).

19 **SECTION 3737d.** 767.57 (1e) (c) of the statutes, as created by 2007 Wisconsin  
20 Act .... (this act), is amended to read:

21 767.57 (1e) (c) The department or its designee shall collect an annual fee of \$25  
22 from every individual receiving child support or family support payments. In  
23 applicable cases, the fee shall comply with all requirements under 42 USC 654 (6)  
24 (B). The department or its designee may deduct the fee from maintenance, child or

1 family support, or arrearage payments. Fees collected under this paragraph shall  
2 be deposited in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (ja).

3 **SECTION 2857.** 767.57 (1m) (c) of the statutes is amended to read:

4 767.57 **(1m)** (c) The party entitled to the support or maintenance money or a  
5 minor child of the party has applied for or is receiving aid under s. ~~46.261~~ 48.645 or  
6 public assistance under ch. 49 and there is an assignment to the state under s. ~~46.261~~  
7 48.645 (3) or 49.19 (4) (h) 1. b. of the party's right to the support or maintenance  
8 money.

9 **SECTION 2858.** 767.57 (2) of the statutes is amended to read:

10 767.57 **(2)** PROCEDURE IF RECIPIENT ON PUBLIC ASSISTANCE. If a party entitled to  
11 maintenance or support, or both, is receiving public assistance under ch. 49, the  
12 party may assign the party's right to support or maintenance to the county  
13 department under s. 46.215, 46.22, or 46.23 granting the assistance. The assignment  
14 shall be approved by order of the court granting the maintenance or support. The  
15 assignment may not be terminated if there is a delinquency in the amount to be paid  
16 to the assignee of maintenance and support previously ordered without the written  
17 consent of the assignee or upon notice to the assignee and a hearing. When an  
18 assignment of maintenance or support, or both, has been approved by the order, the  
19 assignee shall be deemed a real party in interest within s. 803.01 solely for the  
20 purpose of securing payment of unpaid maintenance or support ordered to be paid,  
21 by participating in proceedings to secure the payment of unpaid amounts.  
22 Notwithstanding assignment under this subsection, and without further order of the  
23 court, the department or its designee, upon receiving notice that a party or a minor  
24 child of the parties is receiving aid under s. ~~46.261~~ 48.645 or public assistance under  
25 ch. 49 or that a kinship care relative or long-term kinship care relative of the minor

1 child is receiving kinship care payments or long-term kinship care payments for the  
2 minor child, shall forward all support assigned under s. ~~46.261 (3)~~, 48.57 (3m) (b) 2.  
3 or (3n) (b) 2., 48.645 (3), 49.19 (4) (h) 1., or 49.45 (19) to the assignee under s. ~~46.261~~  
4 ~~(3)~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.19 (4) (h) 1., or 49.45 (19).

5 **SECTION 2859.** 767.57 (4) of the statutes is amended to read:

6 767.57 (4) PROCEDURE FOR CERTAIN CHILD RECIPIENTS. If an order or judgment  
7 providing for the support of one or more children not receiving aid under s. ~~46.261~~,  
8 48.57 (3m) or (3n), 48.645, or 49.19 includes support for a minor who is the  
9 beneficiary of aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645, or 49.19, any support  
10 payment made under the order or judgment is assigned to the state under s. ~~46.261~~  
11 ~~(3)~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), or 49.19 (4) (h) 1. b. in the amount that  
12 is the proportionate share of the minor receiving aid under s. ~~46.261~~, 48.57 (3m) or  
13 (3n), 48.645, or 49.19, except as otherwise ordered by the court on the motion of a  
14 party.

15 **SECTION 2860.** 767.59 (1c) (a) (intro.) of the statutes is amended to read:

16 767.59 (1c) (a) (intro.) On the petition, motion, or order to show cause of either  
17 of the parties, the department, a county department under s. 46.215, 46.22, or 46.23,  
18 or a county child support agency under s. 59.53 (5) if an assignment has been made  
19 under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.19 (4) (h), or 49.45 (19)  
20 or if either party or their minor children receive aid under s. 48.57 (3m) or (3n) or  
21 48.645 or ch. 49, a court may, except as provided in par. (b), do any of the following:

22 **SECTION 2861.** 767.59 (1f) (b) 4. of the statutes is amended to read:

23 767.59 (1f) (b) 4. A difference between the amount of child support ordered by  
24 the court to be paid by the payer and the amount that the payer would have been  
25 required to pay based on the percentage standard established by the department

1 under s. 49.22 (9) if the court did not use the percentage standard in determining the  
2 child support payments and did not provide the information required under s. 46.10  
3 (14) (d), 49.345 (14) (d), 301.12 (14) (d), or 767.511 (1n), whichever is appropriate.

4 **SECTION 2862.** 767.59 (2) (c) of the statutes is amended to read:

5 767.59 (2) (c) If the court revises a judgment or order providing for child support  
6 that was entered under s. 48.355 (2) (b) 4., 48.357 (5m) (a), 48.363 (2), 938.183 (4),  
7 938.355 (2) (b) 4., 938.357 (5m) (a) or 938.363 (2), the court shall determine child  
8 support in the manner provided in s. 46.10 49.345 (14) or 301.12 (14), whichever is  
9 applicable.

10 **SECTION 2863.** 767.59 (2s) of the statutes is amended to read:

11 767.59 (2s) STIPULATION FOR REVISION OF SUPPORT. In an action under sub. (1c),  
12 the court may not approve a stipulation for the revision of a judgment or order with  
13 respect to an amount of child support or family support unless the stipulation  
14 provides for payment of an amount of child support or family support that is  
15 determined in the manner required under s. 46.10 (14), 49.345 (14), 301.12 (14),  
16 767.511, 767.805 (4), or 767.89, whichever is appropriate.

17 **SECTION 2864.** 767.87 (2m) of the statutes is amended to read:

18 767.87 (2m) ADMISSIBILITY OF CERTAIN MEDICAL AND GENETIC INFORMATION.  
19 Medical and genetic information filed with the department of ~~health and family~~  
20 ~~services~~ or the court under s. 48.425 (1) (am) or (2) is not admissible to prove the  
21 paternity of the child.

22 **SECTION 2865.** 767.87 (6) (a) of the statutes is amended to read:

23 767.87 (6) (a) Whenever the state brings the action to determine paternity  
24 pursuant to an assignment under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3),  
25 49.19 (4) (h) 1., or 49.45 (19), or receipt of benefits under s. 49.148, 49.155, 49.157,

1 or 49.159, the natural mother of the child may not be compelled to testify about the  
2 paternity of the child if it has been determined that the mother has good cause for  
3 refusing to cooperate in establishing paternity as provided in 42 USC 602 (a) (26) (B)  
4 and the federal regulations promulgated pursuant to this statute, as of July 1, 1981,  
5 and pursuant to any rules promulgated by the department which define good cause  
6 in accordance with the federal regulations, as authorized by 42 USC 602 (a) (26) (B)  
7 in effect on July 1, 1981.

8 **SECTION 3746h.** 767.89 (2) of the statutes is renumbered 767.89 (2) (a).

9 **SECTION 3746i.** 767.89 (2) (b) of the statutes is created to read:

10 767.89 (2) (b) If the clerk of court or county child support agency is unable to  
11 collect any of the following fees under par. (a), the department shall pay the fee and  
12 may not require the county or county child support agency to reimburse the  
13 department for the cost:

- 14 1. A fee for omitting the father's name on a birth certificate under s. 69.15 (3)
- 15 (a) 1.
- 16 2. A fee for changing the father's name on a birth certificate under s. 69.15 (3)
- 17 (a) 2.
- 18 3. A fee for inserting the father's name on a birth certificate under s. 69.15 (3)
- 19 (a) 3.

20 **SECTION 2866.** 769.201 (7) of the statutes is amended to read:

21 769.201 (7) The individual asserted parentage in a declaration of paternal  
22 interest filed with the department of ~~health and family services~~ children and families  
23 under s. 48.025 or in a statement acknowledging paternity filed with the state  
24 registrar under s. 69.15 (3) (b) 1. or 3.

25 **SECTION 2867.** 769.31 (1) of the statutes is amended to read:

1           769.31 (1) The department of ~~workforce development~~ children and families is  
2 the state information agency under this chapter.

3           **SECTION 2868.** 801.02 (1) of the statutes is amended to read:

4           801.02 (1) ~~A- Except as provided in s. 20.931 (5) (b), a~~ civil action in which a  
5 personal judgment is sought is commenced as to any defendant when a summons and  
6 a complaint naming the person as defendant are filed with the court, provided service  
7 of an authenticated copy of the summons and of the complaint is made upon the  
8 defendant under this chapter within 90 days after filing.

9           **SECTION 2869.** 803.03 (2) (c) of the statutes is amended to read:

10           803.03 (2) (c) *Scheduling and pretrial conferences.* At the scheduling  
11 conference and pretrial conference, the judge to whom the case has been assigned  
12 shall inquire concerning the existence of and joinder of persons with subrogated,  
13 derivative or assigned rights and shall make such orders as are necessary to  
14 effectuate the purposes of this section. If the case is an action to recover damages  
15 based on alleged criminally injurious conduct, the court shall inquire to see if an  
16 award has been made under subch. I of ch. 949 and if the department of justice is  
17 subrogated to the cause of action under s. 949.15.

18           **SECTION 2870.** 803.09 (1) and (2) of the statutes are amended to read:

19           803.09 (1) ~~Upon~~ Except as provided in s. 20.931, upon timely motion anyone  
20 shall be permitted to intervene in an action when the movant claims an interest  
21 relating to the property or transaction which is the subject of the action and the  
22 movant is so situated that the disposition of the action may as a practical matter  
23 impair or impede the movant's ability to protect that interest, unless the movant's  
24 interest is adequately represented by existing parties.

1           (2) ~~Upon~~ Except as provided in s. 20.931, upon timely motion anyone may be  
2 permitted to intervene in an action when a movant's claim or defense and the main  
3 action have a question of law or fact in common. When a party to an action relies for  
4 ground of claim or defense upon any statute or executive order or rule administered  
5 by a federal or state governmental officer or agency or upon any regulation, order,  
6 rule, requirement or agreement issued or made pursuant to the statute or executive  
7 order, the officer or agency upon timely motion may be permitted to intervene in the  
8 action. In exercising its discretion the court shall consider whether the intervention  
9 will unduly delay or prejudice the adjudication of the rights of the original parties.

10           **SECTION 2871.** 804.01 (2) (intro.) of the statutes is amended to read:

11           804.01 (2) SCOPE OF DISCOVERY. (intro.) ~~Unless~~ Except as provided in s. 20.931  
12 (9), and unless otherwise limited by order of the court in accordance with the  
13 provisions of this chapter, the scope of discovery is as follows:

14           **SECTION 2872.** 805.04 (1) of the statutes is amended to read:

15           805.04 (1) BY PLAINTIFF; BY STIPULATION. An Except as provided in sub. (2m), an  
16 action may be dismissed by the plaintiff without order of court by serving and filing  
17 a notice of dismissal at any time before service by an adverse party of responsive  
18 pleading or motion or by the filing of a stipulation of dismissal signed by all parties  
19 who have appeared in the action. Unless otherwise stated in the notice of dismissal  
20 or stipulation, the dismissal is not on the merits, except that a notice of dismissal  
21 operates as an adjudication on the merits when filed by a plaintiff who has once  
22 dismissed in any court an action based on or including the same claim.

23           **SECTION 2873.** 805.04 (2m) of the statutes is created to read:

24           805.04 (2m) FALSE CLAIMS. An action filed under s. 20.931 may be dismissed  
25 only by order of the court. In determining whether to dismiss the action filed under



1 s. 20.931, the court shall take into account the best interests of the parties and the  
2 purposes of s. 20.931.

3 **SECTION 2874.** 806.025 (2) (am) of the statutes is amended to read:

4 806.025 (2) (am) If money remains after the payment of all unpaid orders and  
5 judgments under par. (a), order reimbursement to the department of justice for an  
6 award made under subch. I of ch. 949 for which the department is subrogated under  
7 s. 949.15.

8 **SECTION 2875.** 809.105 (13) of the statutes is amended to read:

9 809.105 (13) CERTAIN PERSONS BARRED FROM PROCEEDINGS. No parent, or  
10 guardian or legal custodian, if one has been appointed, or foster parent or treatment  
11 foster parent, if the minor has been placed in a foster home or treatment foster home,  
12 and the minor's parent has signed a waiver granting the department of health and  
13 family services children and families, a county department under s. 46.215, 46.22,  
14 or 46.23, the foster parent or the treatment foster parent the authority to consent to  
15 medical services or treatment on behalf of the minor, or adult family member, as  
16 defined in s. 48.375 (2) (b), of any minor who has initiated an appeal under this  
17 section may attend or intervene in any proceeding under this section.

18 **SECTION 2876.** 809.30 (2) (d) of the statutes is amended to read:

19 809.30 (2) (d) *Indigency redetermination.* Except as provided in this  
20 paragraph, whenever a person whose trial counsel is appointed by the state public  
21 defender files a notice under par. (b) requesting public defender representation for  
22 purposes of postconviction or postdisposition relief, the prosecutor may, within 5  
23 days after the notice is served and filed, file in the circuit court and serve upon the  
24 state public defender a request that the person's indigency be redetermined before  
25 counsel is appointed or transcripts are requested. This paragraph does not apply to

1 a ~~child or juvenile~~ person who is entitled to be represented by counsel under s. 48.23,  
2 51.60 (1), 55.105, or 938.23.

3 **SECTION 2877.** 813.12 (5) (b) of the statutes is amended to read:

4 813.12 (5) (b) The clerk of circuit court shall provide the simplified forms  
5 provided under s. ~~46.95~~ 49.165 (3) (c) to help a person file a petition.

6 **SECTION 2878.** 813.122 (6) (b) of the statutes is amended to read:

7 813.122 (6) (b) Upon request, the clerk of circuit court shall provide, without  
8 cost, the simplified forms obtained under s. ~~46.03~~ 48.47 (7) (d) to a petitioner.

9 **SECTION 2879.** 814.61 (13) of the statutes is amended to read:

10 814.61 (13) SUPPORT OR MAINTENANCE PETITION. For the cost of court services,  
11 whenever a person not receiving benefits under s. 49.148 or 49.155 or aid under s.  
12 49.19, 49.46, 49.465, 49.468 ~~or~~ 49.47, or 49.471 files a petition requesting child  
13 support, maintenance or family support payments, \$10 in addition to any other fee  
14 required under this section. This subsection does not apply to a petition filed by the  
15 state or its delegate.

16 **SECTION 2880.** 814.69 (1) (a) of the statutes is amended to read:

17 814.69 (1) (a) For a transcript under SCR 71.04, a fee at the rate of \$1.50 per  
18 25–line page for the original and 50 cents per 25–line page for the duplicate. Except  
19 as provided in s. 967.06 (3), the fee shall be paid by the county treasurer upon the  
20 certificate of the clerk of court.

21 **SECTION 2881.** 814.75 (22m) of the statutes is amended to read:

22 814.75 (22m) The supplemental food enforcement surcharge under s. ~~253.06~~  
23 49.17 (4) (c).

24 **SECTION 2882.** 814.76 (15m) of the statutes is amended to read:

1           814.76 **(15m)** The supplemental food enforcement surcharge under s. 253.06  
2           49.17 (4) (c).

3           **SECTION 2883.** 814.80 (11) of the statutes is amended to read:

4           814.80 **(11)** The supplemental food enforcement surcharge under s. 253.06  
5           49.17 (4) (c).

6           **SECTION 2884.** 859.07 (2) (a) (intro.) of the statutes is amended to read:

7           859.07 **(2)** (a) (intro.) The personal representative shall provide notice of the  
8           date set under s. 859.01 to the department of health and family services, the  
9           department of children and families, or the department of corrections, as applicable,  
10          and to the county clerk of the decedent's county of residence, as defined in s. 49.001  
11          (6) if, at any time prior to or at the time of the decedent's death, any of the following  
12          applied:

13          **SECTION 2885.** 859.07 (2) (a) 2. of the statutes is amended to read:

14          859.07 **(2)** (a) 2. The decedent was responsible for any obligation owing to the  
15          state or a county under s. 46.03 (18), 46.10, 48.36, 49.32 (1), 49.345, 301.03 (18),  
16          301.12, or 938.36.

17          **SECTION 2886.** 859.15 of the statutes is amended to read:

18          **859.15 Effect of statute of limitations.** Except as provided in ss. 46.10 (11),  
19          49.08 and, 49.195 (1), 49.345 (11), and 301.12 (11), a claim shall not be allowed ~~which~~  
20          that was barred by any statute of limitations at the time of the decedent's death. A  
21          claim shall not be barred by statutes of limitation ~~which~~ that was not barred at the  
22          time of the decedent's death if the claim is filed against the decedent's estate in the  
23          court on or before the deadline for filing a claim under s. 859.01.

24          **SECTION 2887.** 885.01 (5) of the statutes is amended to read:

1           885.01 (5) By the department of ~~workforce development~~ children and families  
2 or a county child support agency under s. 59.53 (5) in the administration of ss. 49.145,  
3 49.19, 49.22, 49.46 and 49.47 and programs carrying out the purposes of 7 USC 2011  
4 to 2029.

5           **SECTION 2888.** 885.01 (5) of the statutes, as affected by 2007 Wisconsin Act ....  
6 (this act), is amended to read:

7           885.01 (5) By the department of children and families or a county child support  
8 agency under s. 59.53 (5) in the administration of ss. 49.145, 49.19, 49.22, 49.46 and,  
9 49.47, and 49.471 and programs carrying out the purposes of 7 USC 2011 to 2029.

10          **SECTION 3772m.** 885.237 (2) of the statutes is amended to read:

11          885.237 (2) Notwithstanding s. 341.04, the fact that an automobile or motor  
12 truck having a registered weight of 8,000 pounds or less is located on a highway, as  
13 defined in s. 340.01 (22), and is not displaying a valid registration ~~plates~~ plate, a  
14 temporary operation plate or other evidence of registration as provided under s.  
15 341.18 (1) is prima facie evidence, for purposes of ch. 341, that the vehicle is an  
16 unregistered or improperly registered vehicle. This subsection does not apply to  
17 violations of ordinances enacted under s. 341.65, but this subsection does apply to  
18 violations of ordinances enacted under s. 341.65, 2003 stats.

19          **SECTION 2889.** 885.38 (3) (a) (intro.) of the statutes is amended to read:

20          885.38 (3) (a) (intro.) ~~In criminal proceedings and in proceedings under ch. 48,~~  
21 ~~51, 55, or 938, if~~ If the court determines that the person has limited English  
22 proficiency and that an interpreter is necessary, the court shall advise the person  
23 that he or she has the right to a qualified interpreter ~~and that, if the person cannot~~  
24 ~~afford one, an interpreter will be provided at the public's expense if the person is one~~  
25 of the following:

1           **SECTION 2890.** 885.38 (8) (a) (intro.) of the statutes is amended to read:

2           885.38 **(8)** (a) (intro.) Except as provided in par. (b), the necessary expenses of  
3 providing qualified interpreters to ~~indigent~~ persons with limited English proficiency  
4 under this section shall be paid as follows:

5           **SECTION 2891.** 893.981 of the statutes is created to read:

6           **893.981 False claims.** An action or claim under s. 20.931 shall be commenced  
7 within 10 years after the cause of the action or claim accrues or be barred.

8           **SECTION 2892.** 895.45 (1) (a) of the statutes is amended to read:

9           895.45 **(1)** (a) “Abusive conduct” means domestic abuse, as defined under s.  
10 ~~46.95~~ 49.165 (1) (a), 813.12 (1) (am), or 968.075 (1) (a), harassment, as defined under  
11 s. 813.125 (1), sexual exploitation by a therapist under s. 940.22, sexual assault  
12 under s. 940.225, child abuse, as defined under s. 813.122 (1) (a), or child abuse under  
13 ss. 948.02 to 948.11.

14           **SECTION 2893.** 895.4803 of the statutes is amended to read:

15           **895.4803 Civil liability exemption; information concerning paternity.**  
16 Any member of the staff of a hospital who is designated by the hospital and trained  
17 by the department of ~~workforce development~~ children and families under s. 69.14 (1)  
18 (cm) and who in good faith provides to a child’s available parents written information  
19 that is provided by the department of ~~workforce development~~ children and families  
20 and oral information or an audio or video presentation about the form that is  
21 prescribed by the state registrar under s. 69.15 (3) (b) 3. and about the significance  
22 and benefits of, and alternatives to, establishing paternity, under the requirements  
23 of s. 69.14 (1) (cm), is immune from civil liability for his or her acts or omissions in  
24 providing that oral information or audio or video presentation and written  
25 information.

1           **SECTION 2894.** 895.485 (4) (a) of the statutes is amended to read:

2           895.485 (4) (a) The agency has failed to provide the foster, treatment foster, or  
3 family–operated group home parent with any information relating to a medical,  
4 physical, mental, or emotional condition of the child that it is required to disclose  
5 under this paragraph. The department of ~~health and family services~~ children and  
6 families shall promulgate rules specifying the kind of information that an agency  
7 shall disclose to a foster, treatment foster, or family–operated group home parent  
8 which relates to a medical, physical, mental, or emotional condition of the child.

9           **SECTION 3778m.** 895.507 (7m) of the statutes is amended to read:

10          895.507 (7m) EFFECT OF FEDERAL LEGISLATION. If the joint committee on  
11 administrative rules determines that the federal government has enacted legislation  
12 that imposes notice requirements substantially similar to the requirements of this  
13 section and determines that the legislation does not preempt this section, the joint  
14 committee on administrative rules shall submit to the ~~revisor of statutes~~ legislative  
15 reference bureau for publication in the Wisconsin administrative register a notice of  
16 its determination. This section does not apply after publication of a notice under this  
17 subsection.

18          **SECTION 2895.** 905.15 (1) of the statutes is amended to read:

19          905.15 (1) An employee of the department of health and family services, the  
20 department of ~~workforce development~~ children and families or a county department  
21 under s. 46.215, 46.22 or 46.23 or a member of a governing body of a federally  
22 recognized American Indian tribe who is authorized by federal law to have access to  
23 or awareness of the federal tax return information of another in the performance of  
24 duties under s. 49.19 or 49.45 or 7 USC 2011 to 2049 may claim privilege to refuse

1 to disclose the information and the source or method by which he or she received or  
2 otherwise became aware of the information.

3 **SECTION 2896.** 938.02 (6) of the statutes is amended to read:

4 938.02 (6) “Foster home” means any facility that is operated by a person  
5 required to be licensed by s. 48.62 (1) (a) and that provides care and maintenance for  
6 no more than 4 juveniles or, if necessary to enable a sibling group to remain together,  
7 for no more than 6 juveniles or, if the department of ~~health and family services~~  
8 children and families promulgates rules permitting a different number of juveniles,  
9 for the number of juveniles permitted under those rules.

10 **SECTION 2897.** 938.02 (7) of the statutes is amended to read:

11 938.02 (7) “Group home” means any facility operated by a person required to  
12 be licensed by the department of ~~health and family services~~ children and families  
13 under s. 48.625 for the care and maintenance of 5 to 8 juveniles.

14 **SECTION 2898.** 938.02 (17) of the statutes is amended to read:

15 938.02 (17) “Shelter care facility” means a nonsecure place of temporary care  
16 and physical custody for juveniles, including a holdover room, licensed by the  
17 department of ~~health and family services~~ children and families under s. 48.66 (1) (a).

18 **SECTION 2899.** 938.06 (1) (b) of the statutes is amended to read:

19 938.06 (1) (b) Notwithstanding par. (a), the county board of supervisors may  
20 make changes in the administration of services to the children’s court center in order  
21 to qualify for the maximum amount of federal and state aid as provided in sub. (4)  
22 and s. ~~ss.~~ 46.495 and 48.569.

23 **SECTION 2900.** 938.06 (4) of the statutes is amended to read:

24 938.06 (4) STATE AID. State aid to any county for juvenile delinquency–related  
25 court services under this section shall be at the same net effective rate that each

1 county is reimbursed for county administration under s. ~~46.495~~ 48.569, except as  
2 provided in s. 301.26. Counties having a population of less than 500,000 may use  
3 funds received under ss. ~~46.495~~ 48.569 (1) (d) and 301.26, including county or federal  
4 revenue sharing funds allocated to match funds received under s. ~~46.495~~ 48.569 (1)  
5 (d), for the cost of providing court attached intake services in amounts not to exceed  
6 50% of the cost of providing court attached intake services or \$30,000 per county per  
7 calendar year, whichever is less.

8 **SECTION 2901.** 938.21 (5) (b) 1. of the statutes is renumbered 938.21 (5) (b) 1.  
9 a. and amended to read:

10 938.21 (5) (b) 1. a. A finding that continued placement of the juvenile in his or  
11 her home would be contrary to the welfare of the juvenile. ~~Unless the court finds that~~  
12 ~~any of the circumstances specified in s. 938.355 (2d) (b) 1. to 4. applies, the order shall~~  
13 ~~in addition include a-~~

14 b. A finding as to whether the person who took the juvenile into custody and  
15 the intake worker have made reasonable efforts to prevent the removal of the  
16 juvenile from the home, while assuring that the juvenile's health and safety are the  
17 paramount concerns, and a- ~~unless the court finds that any of the circumstances~~  
18 specified in s. 938.355 (2d) (b) 1. to 4. applies.

19 c. A finding as to whether the person who took the juvenile into custody and  
20 the intake worker have made reasonable efforts to make it possible for the juvenile  
21 to return safely home.

22 1m. If for good cause shown sufficient information is not available for the court  
23 to make a finding as to whether those reasonable efforts were made to prevent the  
24 removal of the juvenile from the home, the order shall include while assuring that  
25 the juvenile's health and safety are the paramount concerns, a finding as to whether



1 these reasonable efforts were made to make it possible for the juvenile to return  
2 safely home and an order for the county department or agency primarily responsible  
3 for providing services to the juvenile under the custody order to file with the court  
4 sufficient information for the court to make a finding as to whether those reasonable  
5 efforts were made to prevent the removal of the juvenile from the home by no later  
6 than 5 days, excluding Saturdays, Sundays, and legal holidays, after the date of on  
7 which the order is granted.

8 **SECTION 2902.** 938.21 (5) (b) 1. d. of the statutes is created to read:

9 938.21 (5) (b) 1. d. If the juvenile is under the supervision of the county  
10 department, an order ordering the juvenile into the placement and care  
11 responsibility of the county department as required under 42 USC 672 (a) (2) and  
12 assigning the county department primary responsibility for providing services to the  
13 juvenile.

14 **SECTION 2903.** 938.21 (5) (c) of the statutes is amended to read:

15 938.21 (5) (c) The court shall make the findings specified in par. (b) 1., 1m., and  
16 3. on a case-by-case basis based on circumstances specific to the juvenile and shall  
17 document or reference the specific information on which those findings are based in  
18 the custody order. A custody order that merely references par. (b) 1., 1m., or 3.  
19 without documenting or referencing that specific information in the custody order  
20 or an amended custody order that retroactively corrects an earlier custody order that  
21 does not comply with this paragraph is not sufficient to comply with this paragraph.

22 **SECTION 2904.** 938.22 (1) (a) of the statutes is amended to read:

23 938.22 (1) (a) Subject to s. 48.66 (1) (b), the county board of supervisors of a  
24 county may establish a juvenile detention facility in accordance with ss. 301.36 and  
25 301.37 or the county boards of supervisors for 2 or more counties may jointly

1 establish a juvenile detention facility in accordance with ss. 46.20, 301.36, and  
2 301.37. The county board of supervisors of a county may establish a shelter care  
3 facility in accordance with ss. ~~46.16 and 46.17~~ 48.576 and 48.578 or the county boards  
4 of supervisors for 2 or more counties may jointly establish a shelter care facility in  
5 accordance with ss. ~~46.16, 46.17, and 46.20, 48.576, and 48.578~~. A private entity may  
6 establish a juvenile detention facility in accordance with ss. 301.36 and 301.37 and  
7 contract with one or more county boards of supervisors under s. 938.222 to hold  
8 juveniles in the private juvenile detention facility.

9 **SECTION 2905.** 938.22 (2) (a) of the statutes is amended to read:

10 938.22 **(2)** (a) Counties shall submit plans for a juvenile detention facility or  
11 juvenile portion of the county jail to the department of corrections and submit plans  
12 for a shelter care facility to the department of ~~health and family services~~ children and  
13 families. A private entity that proposes to establish a juvenile detention facility shall  
14 submit plans for the facility to the department of corrections. The applicable  
15 department shall review the submitted plans. A county or a private entity may not  
16 implement a plan unless the applicable department has approved the plan. The  
17 department of corrections shall promulgate rules establishing minimum  
18 requirements for the approval and operation of juvenile detention facilities and the  
19 juvenile portion of county jails. The plans and rules shall be designed to protect the  
20 health, safety, and welfare of the juveniles placed in those facilities.

21 **SECTION 2906.** 938.22 (7) (a) of the statutes is amended to read:

22 938.22 **(7)** (a) No person may establish a shelter care facility without first  
23 obtaining a license under s. 48.66 (1) (a). To obtain a license under s. 48.66 (1) (a) to  
24 operate a shelter care facility, a person must meet the minimum requirements for a  
25 license established by the department of ~~health and family services~~ children and

1 families under s. 48.67, meet the requirements specified in s. 48.685, and pay the  
2 license fee under par. (b). A license issued under s. 48.66 (1) (a) to operate a shelter  
3 care facility is valid until revoked or suspended, but shall be reviewed every 2 years  
4 as provided in s. 48.66 (5).

5 **SECTION 2907.** 938.22 (7) (b) of the statutes is amended to read:

6 938.22 (7) (b) Before the department of ~~health and family services~~ children and  
7 families may issue a license under s. 48.66 (1) (a) to operate a shelter care facility,  
8 the shelter care facility shall pay to that department a biennial fee of \$60.50, plus  
9 a biennial fee of \$18.15 per juvenile, based on the number of juveniles that the shelter  
10 care facility is licensed to serve. A shelter care facility that wishes to continue a  
11 license issued under s. 48.66 (1) (a) shall pay the fee by the continuation date of the  
12 license. A new shelter care facility shall pay the fee by no later than 30 days before  
13 the opening of the shelter care facility.

14 **SECTION 2908.** 938.235 (4) (b) of the statutes is amended to read:

15 938.235 (4) (b) The court shall order the agency identified under s. 938.355 (2)  
16 ~~(b) 1.~~ 938.33 (1) (c) as primarily responsible for the provision of services to notify the  
17 guardian ad litem, if any, regarding actions to be taken under par. (a).

18 **SECTION 2909.** 938.30 (6) (b) of the statutes is amended to read:

19 938.30 (6) (b) If it appears to the court that disposition of the case may include  
20 placement of the juvenile outside the juvenile's home, the court shall order the  
21 juvenile's parent to provide a statement of the income, assets, debts, and living  
22 expenses of the juvenile and the juvenile's parent to the court or the designated  
23 agency under s. 938.33 (1) at least 5 days before the scheduled date of the  
24 dispositional hearing or as otherwise ordered by the court. The clerk of court shall  
25 provide, without charge, to any parent ordered to provide that statement a document

1 setting forth the percentage standard established by the department of workforce  
2 development children and families under s. 49.22 (9) and listing the factors that a  
3 court may consider under s. 301.12 (14) (c).

4 **SECTION 2910.** 938.31 (7) (b) of the statutes is amended to read:

5 938.31 (7) (b) If it appears to the court that disposition of the case may include  
6 placement of the juvenile outside the juvenile's home, the court shall order the  
7 juvenile's parent to provide a statement of the income, assets, debts, and living  
8 expenses of the juvenile and the juvenile's parent, to the court or the designated  
9 agency under s. 938.33 (1) at least 5 days before the scheduled date of the  
10 dispositional hearing or as otherwise ordered by the court. The clerk of court shall  
11 provide, without charge, to any parent ordered to provide the statement a document  
12 setting forth the percentage standard established by the department of workforce  
13 development children and families under s. 49.22 (9) and listing the factors that a  
14 court may consider under s. 301.12 (14) (c).

15 **SECTION 2911.** 938.315 (2m) (a) of the statutes is amended to read:

16 938.315 (2m) (a) The court making an initial finding under s. 938.21 (5) (b) 1.  
17 or 1m., 938.355 (2) (b) 6., or 938.357 (2v) (a) 1. that reasonable efforts have been made  
18 to prevent the removal of the juvenile from the home, while assuring that the  
19 juvenile's health and safety are the paramount concerns, or an initial finding under  
20 s. 938.21 (5) (b) 3., 938.355 (2) (b) 6r., or 938.357 (2v) (a) 3. that those efforts were not  
21 required to be made because a circumstance specified in s. 938.355 (2d) (b) 1. to 4.  
22 applies, more than 60 days after the date on which the juvenile was removed from  
23 the home.

24 **SECTION 2912.** 938.32 (1) (c) 1. d. of the statutes is created to read:

1           938.32 (1) (c) 1. d. If the juvenile’s placement or other living arrangement is  
2           under the supervision of the county department, an order ordering the juvenile into  
3           the placement and care responsibility of the county department as required under  
4           42 USC 672 (a) (2) and assigning the county department primary responsibility for  
5           providing services to the juvenile.

6           **SECTION 2913.** 938.346 (1) (h) 3. of the statutes is amended to read:

7           938.346 (1) (h) 3. The right to compensation, as provided under subch. I of ch.  
8           949.

9           **SECTION 2914.** 938.355 (2) (b) 1. of the statutes is amended to read:

10          938.355 (2) (b) 1. The specific services ~~or continuum of services~~ to be provided  
11          to the juvenile and the juvenile’s family, ~~the identity of the agencies that are~~  
12          ~~primarily responsible for the provision of the services, the identity of the person or~~  
13          ~~agency that will provide case management or coordination of services, if any, and, if~~  
14          custody is to be transferred to effect the treatment plan, the identity of the legal  
15          custodian.

16          **SECTION 2915.** 938.355 (2) (b) 6g. of the statutes is created to read:

17          938.355 (2) (b) 6g. If the juvenile is placed outside the home under the  
18          supervision of the county department, an order ordering the juvenile into the  
19          placement and care responsibility of the county department as required under 42  
20          USC 672 (a) (2) and assigning the county department primary responsibility for  
21          providing services to the juvenile.

22          **SECTION 2916.** 938.355 (2b) of the statutes is amended to read:

23          938.355 (2b) **CONCURRENT REASONABLE EFFORTS PERMITTED.** A county  
24          department or the agency primarily responsible for providing services to a juvenile  
25          under a court order may, at the same time as the county department or agency is

1 making the reasonable efforts required under sub. (2) (b) 6. to prevent the removal  
2 of the juvenile from the home or to make it possible for the juvenile to return safely  
3 to his or her home, work with the department of ~~health and family services~~ children  
4 and families, a county department under s. 48.57 (1) (e) or (hm), or a child welfare  
5 agency licensed under s. 48.61 (5) in making reasonable efforts to place the juvenile  
6 for adoption, with a guardian, with a fit and willing relative, or in some other  
7 alternative permanent placement.

8 **SECTION 2917.** 938.355 (6) (d) 1. of the statutes is amended to read:

9 938.355 **(6)** (d) 1. Placement of the juvenile in a secure detention facility or  
10 juvenile portion of a county jail that meets the standards promulgated by the  
11 department by rule or in a place of nonsecure custody, for not more than 10 days and  
12 the provision of educational services consistent with his or her current course of  
13 study during the period of placement. The juvenile shall be given credit against the  
14 period of detention or nonsecure custody imposed under this subdivision for all time  
15 spent in secure detention in connection with the course of conduct for which the  
16 detention or nonsecure custody was imposed. If the court orders placement of the  
17 juvenile in a place of nonsecure custody under the supervision of the county  
18 department, the court shall order the juvenile into the placement and care  
19 responsibility of the county department as required under 42 USC 672 (a) (2) and  
20 shall assign the county department primary responsibility for providing services to  
21 the juvenile.

22 **SECTION 2918.** 938.355 (6m) (a) 1g. of the statutes is amended to read:

23 938.355 **(6m)** (a) 1g. Placement of the juvenile in a secure detention facility or  
24 juvenile portion of a county jail that meets the standards promulgated by the  
25 department by rule or in a place of nonsecure custody, for not more than 10 days and

1 the provision of educational services consistent with his or her current course of  
2 study during the period of placement. The juvenile shall be given credit against the  
3 period of detention or nonsecure custody imposed under this subdivision for all time  
4 spent in secure detention in connection with the course of conduct for which the  
5 detention or nonsecure custody was imposed. The use of placement in a secure  
6 detention facility or in a juvenile portion of a county jail as a sanction under this  
7 subdivision is subject to the adoption of a resolution by the county board of  
8 supervisors under s. 938.06 (5) authorizing the use of those placements as a sanction.  
9 If the court orders placement of the juvenile in a place of nonsecure custody under  
10 the supervision of the county department, the court shall order the juvenile into the  
11 placement and care responsibility of the county department as required under 42  
12 USC 672 (a) (2) and shall assign the county department primary responsibility for  
13 providing services to the juvenile.

14 **SECTION 2919.** 938.357 (1) (am) 3. of the statutes is amended to read:

15 938.357 (1) (am) 3. If the court changes the juvenile's placement from a  
16 placement outside the home to another placement outside the home, the change in  
17 placement order shall contain ~~one of the statements~~ the applicable order under sub.  
18 (2v) (a) 1m. and the applicable statement under sub. (2v) (a) 2.

19 **SECTION 2920.** 938.357 (1) (c) 3. of the statutes is amended to read:

20 938.357 (1) (c) 3. If the court changes the juvenile's placement from a placement  
21 in the juvenile's home to a placement outside the juvenile's home, the change in  
22 placement order shall contain the findings under sub. (2v) (a) 1., ~~one of the~~  
23 ~~statements~~ the applicable order under sub. (2v) (a) 1m., the applicable statement  
24 under sub. (2v) (a) 2., and, if in addition the court finds that any of the circumstances

1 under s. 938.355 (2d) (b) 1. to 4. applies with respect to a parent, the determination  
2 under sub. (2v) (a) 3.

3 **SECTION 2921.** 938.357 (2m) (c) of the statutes is amended to read:

4 938.357 **(2m)** (c) ~~*In-home to out-of-home placement; findings*~~ *Findings*  
5 *required.* If the court changes the juvenile's placement from a placement in the  
6 juvenile's home to a placement outside the juvenile's home, the change in placement  
7 order shall contain the findings under sub. (2v) (a) 1., ~~one of the statements the~~  
8 applicable order under sub. (2v) (a) 1m., the applicable statement under sub. (2v) (a)  
9 2., and, if in addition the court finds that any of the circumstances under s. 938.355  
10 (2d) (b) 1. to 4. applies with respect to a parent, the determination under sub. (2v)  
11 (a) 3. If the court changes the juvenile's placement from a placement outside the  
12 home to another placement outside the home, the change in placement order shall  
13 contain the applicable order under sub. (2v) (a) 1m. and the applicable statement  
14 under sub. (2v) (a) 2.

15 **SECTION 2922.** 938.357 (2v) (a) 1m. of the statutes is created to read:

16 938.357 **(2v)** (a) 1m. If the change in placement order changes the placement  
17 of a juvenile who is under the supervision of the county department to a placement  
18 outside the juvenile's home, whether from a placement in the home or from another  
19 placement outside the home, an order ordering the juvenile into, or to be continued  
20 in, the placement and care responsibility of the county department as required under  
21 42 USC 672 (a) (2) and assigning the county department primary responsibility, or  
22 continued primary responsibility, for providing services to the juvenile.

23 **SECTION 2923.** 938.357 (4) (a) of the statutes is amended to read:

24 938.357 **(4)** (a) When the juvenile is placed with the department, the  
25 department may, after an examination under s. 938.50, place the juvenile in a



1 juvenile correctional facility or a secured residential care center for children and  
2 youth or on aftercare supervision, either immediately or after a period of placement  
3 in a juvenile correctional facility or a secured residential care center for children and  
4 youth. The department shall send written notice of the change in placement to the  
5 parent, guardian, legal custodian, county department designated under s. 938.34  
6 (4n), if any, and committing court. If the department places a juvenile in a Type 2  
7 juvenile correctional facility operated by a child welfare agency, the department shall  
8 reimburse the child welfare agency at the rate established under s. ~~46.037~~ 49.343  
9 that is applicable to the type of placement that the child welfare agency is providing  
10 for the juvenile. A juvenile who is placed in a Type 2 juvenile correctional facility or  
11 a secured residential care center for children and youth remains under the  
12 supervision of the department, remains subject to the rules and discipline of that  
13 department, and is considered to be in custody, as defined in s. 946.42 (1) (a).

14 **SECTION 2924.** 938.357 (4) (b) 2. of the statutes is amended to read:

15 938.357 (4) (b) 2. If a juvenile whom the court has placed in a Type 2 residential  
16 care center for children and youth under s. 938.34 (4d) violates a condition of his or  
17 her placement in the Type 2 residential care center for children and youth, the child  
18 welfare agency operating the Type 2 residential care center for children and youth  
19 shall notify the county department that has supervision over the juvenile and, if the  
20 county department agrees to a change in placement under this subdivision, the child  
21 welfare agency shall notify the department, and the department, after consulting  
22 with the child welfare agency, may place the juvenile in a Type 1 juvenile correctional  
23 facility under the supervision of the department, without a hearing under sub. (1)  
24 (am) 2., for not more than 10 days. If a juvenile is placed in a Type 1 juvenile  
25 correctional facility under this subdivision, the county department that has

1 supervision over the juvenile shall reimburse the child welfare agency operating the  
2 Type 2 residential care center for children and youth in which the juvenile was  
3 placed at the rate established under s. ~~46.037~~ 49.343, and that child welfare agency  
4 shall reimburse the department at the rate specified in s. 301.26 (4) (d) 2. or 3.,  
5 whichever is applicable, for the cost of the juvenile's care while placed in a Type 1  
6 juvenile correctional facility.

7 **SECTION 2925.** 938.357 (4) (c) 1. of the statutes is amended to read:

8 938.357 (4) (c) 1. If a juvenile is placed in a Type 2 juvenile correctional facility  
9 operated by a child welfare agency under par. (a) and it appears that a less restrictive  
10 placement would be appropriate for the juvenile, the department, after consulting  
11 with the child welfare agency that is operating the Type 2 juvenile correctional  
12 facility, may place the juvenile in a less restrictive placement, and may return the  
13 juvenile to the Type 2 juvenile correctional facility without a hearing under sub. (1)  
14 (am) 2. The child welfare agency shall establish a rate for each type of placement in  
15 the manner provided in s. ~~46.037~~ 49.343.

16 **SECTION 2926.** 938.357 (4) (c) 2. of the statutes is amended to read:

17 938.357 (4) (c) 2. If a juvenile is placed in a Type 2 residential care center for  
18 children and youth under s. 938.34 (4d) and it appears that a less restrictive  
19 placement would be appropriate for the juvenile, the child welfare agency operating  
20 the Type 2 residential care center for children and youth shall notify the county  
21 department that has supervision over the juvenile and, if the county department  
22 agrees to a change in placement under this subdivision, the child welfare agency may  
23 place the juvenile in a less restrictive placement. A child welfare agency may also,  
24 with the agreement of the county department that has supervision over a juvenile  
25 who is placed in a less restrictive placement under this subdivision, return the

1 juvenile to the Type 2 residential care center for children and youth without a  
2 hearing under sub. (1) (am) 2. The child welfare agency shall establish a rate for each  
3 type of placement in the manner provided in s. ~~46.037~~ 49.343.

4 **SECTION 2927.** 938.357 (5m) (a) of the statutes is amended to read:

5 938.357 **(5m)** (a) If a proposed change in placement would change a juvenile's  
6 placement from a placement in the juvenile's home to a placement outside the  
7 juvenile's home, the court shall order the juvenile's parent to provide a statement of  
8 the income, assets, debts, and living expenses of the juvenile and the juvenile's  
9 parent to the court or the person or agency primarily responsible for implementing  
10 the dispositional order by a date specified by the court. The clerk of court shall  
11 provide, without charge, to any parent ordered to provide that statement a document  
12 setting forth the percentage standard established by the department of ~~workforce~~  
13 ~~development~~ children and families under s. 49.22 (9) and listing the factors under  
14 s. 301.12 (14) (c). If the juvenile is placed outside the juvenile's home, the court shall  
15 determine the liability of the parent in the manner provided in s. 301.12 (14).

16 **SECTION 2928.** 938.36 (1) (b) of the statutes is amended to read:

17 938.36 **(1)** (b) In determining the amount of support under par. (a), the court  
18 may consider all relevant financial information or other information relevant to the  
19 parent's earning capacity, including information reported under s. 49.22 (2m) to the  
20 department of ~~workforce development~~ children and families, or the county child  
21 support agency, under s. 59.53 (5). If the court has insufficient information with  
22 which to determine the amount of support, the court shall order the juvenile's parent  
23 to furnish a statement of the income, assets, debts, and living expenses of the juvenile  
24 and the juvenile's parent, if the parent has not already done so, to the court within

1 10 days after the court's order transferring custody or designating an alternative  
2 placement is entered or at such other time as ordered by the court.

3 **SECTION 2929.** 938.363 (1) (c) of the statutes is amended to read:

4 938.363 (1) (c) If the proposed revision is for a change in the amount of child  
5 support to be paid by a parent, the court shall order the juvenile's parent to provide  
6 a statement of the income, assets, debts, and living expenses of the juvenile and the  
7 juvenile's parent to the court and the person or agency primarily responsible for  
8 implementing the dispositional order by a date specified by the court. The clerk of  
9 court shall provide, without charge, to any parent ordered to provide that statement  
10 a document setting forth the percentage standard established by the department of  
11 ~~workforce development~~ children and families under s. 49.22 (9) and listing the  
12 factors that a court may consider under s. 301.12 (14) (c).

13 **SECTION 2930.** 938.38 (2) (intro.) of the statutes is amended to read:

14 938.38 (2) PERMANENCY PLAN REQUIRED. (intro.) Except as provided in sub. (3),  
15 for each juvenile living in a foster home, treatment foster home, group home,  
16 residential care center for children and youth, juvenile detention facility, or shelter  
17 care facility, the agency that placed the juvenile or arranged the placement or the  
18 agency assigned primary responsibility for providing services to the juvenile under  
19 s. 938.355 (2) (b) ~~6g.~~ shall prepare a written permanency plan, if any of the following  
20 conditions exists, and, for each juvenile living in the home of a relative other than  
21 a parent, that agency shall prepare a written permanency plan, if any of the  
22 conditions under pars. (a) to (e) exists:

23 **SECTION 2931.** 938.396 (2g) (b) of the statutes is amended to read:

24 938.396 (2g) (b) *Federal program monitoring.* Upon request of the department  
25 ~~of health and family services,~~ the department of ~~corrections~~ children and families,

1 or a federal agency to review court records for the purpose of monitoring and  
2 conducting periodic evaluations of activities as required by and implemented under  
3 45 CFR 1355, 1356, and 1357, the court shall open those records for inspection by  
4 authorized representatives of that department or federal agency.

5 **SECTION 2932.** 938.396 (4) of the statutes is amended to read:

6 938.396 (4) OPERATING PRIVILEGE RECORDS. When a court assigned to exercise  
7 jurisdiction under this chapter and ch. 48 or a municipal court exercising jurisdiction  
8 under s. 938.17 (2) revokes, suspends, or restricts a juvenile's operating privilege  
9 under this chapter, the department of transportation may not disclose information  
10 concerning or relating to the revocation, suspension, or restriction to any person  
11 other than a court assigned to exercise jurisdiction under this chapter and ch. 48, a  
12 municipal court exercising jurisdiction under s. 938.17 (2), a district attorney, county  
13 corporation counsel, or city, village, or town attorney, a law enforcement agency, a  
14 driver licensing agency of another jurisdiction, the juvenile whose operating  
15 privilege is revoked, suspended, or restricted, or the juvenile's parent or guardian.  
16 Persons entitled to receive this information may not disclose the information to other  
17 persons or agencies.

18 **SECTION 2933.** 938.538 (6) of the statutes is amended to read:

19 938.538 (6) PURCHASE OF SERVICES. The department of ~~corrections~~ may contract  
20 with the department of health and family services, the department of children and  
21 families, a county department, or any public or private agency for the purchase of  
22 goods, care, and services for participants in the program under this section. The  
23 department of ~~corrections~~ shall reimburse a person from whom it purchases goods,  
24 care, or services under this subsection from the appropriation under s. 20.410 (3) (cg).

25 **SECTION 2934.** 938.547 (2) of the statutes is amended to read:

1           938.547 **(2)** DEPARTMENT RESPONSIBILITIES. Within the availability of funding  
2 under s. ~~20.435 (7)~~ 20.437 (1) (mb) that is available for the pilot program, the  
3 department of ~~health and family services~~ children and families shall select counties  
4 to participate in the pilot program. Unless a county department of human services  
5 has been established under s. 46.23 in the county that is seeking to implement a pilot  
6 program, the application submitted to the department of ~~health and family services~~  
7 children and families shall be a joint application by the county department that  
8 provides social services and the county department established under s. 51.42 or  
9 51.437. The department of ~~health and family services~~ children and families shall  
10 select counties in accordance with the request-for-proposal procedures established  
11 by that department. The department of ~~health and family services~~ children and  
12 families shall give a preference to county applications that include a plan for case  
13 management.

14           **SECTION 2935.** 938.548 of the statutes is amended to read:

15           **938.548 Multidisciplinary screen and assessment criteria.** The  
16 department of ~~health and family services~~ children and families shall make the  
17 multidisciplinary screen developed under s. 938.547 (3) and the assessment criteria  
18 developed under s. 938.547 (4) available to all counties.

19           **SECTION 2936.** 938.57 (3) (a) (intro.) of the statutes is amended to read:

20           938.57 **(3)** (a) (intro.) From the reimbursement received under s. ~~46.495~~ 48.569  
21 (1) (d), counties may provide funding for the maintenance of any juvenile who meets  
22 all of the following qualifications:

23           **SECTION 2937.** 938.57 (3) (a) 3. of the statutes is amended to read:

24           938.57 **(3)** (a) 3. Received funding under s. ~~46.495~~ 48.569 (1) (d) immediately  
25 prior to his or her 17th birthday.

1           **SECTION 2938.** 938.57 (3) (b) of the statutes is amended to read:

2           938.57 **(3)** (b) The funding provided for the maintenance of a juvenile under par.  
3 (a) shall be in an amount equal to that to which the juvenile would receive under s.  
4 ~~46.495~~ 48.569 (1) (d) if the juvenile were 16 years of age.

5           **SECTION 2939.** 938.78 (2) (h) of the statutes is amended to read:

6           938.78 **(2)** (h) Paragraph (a) does not prohibit the department of ~~health and~~  
7 ~~family services~~ children and families, a county department, or a licensed child  
8 welfare agency from entering the content of any record kept or information received  
9 by that department, county department, or licensed child welfare agency into the  
10 statewide automated child welfare information system established under s. ~~46.03~~  
11 48.47 (7g).

12           **SECTION 3834c.** 941.237 (1) (c) of the statutes is amended to read:

13           941.237 **(1)** (c) “Encased” ~~has the meaning given in s. 167.31 (1) (b)~~ means  
14 enclosed in a case that is expressly made for the purpose of containing a firearm and  
15 that is completely zipped, snapped, buckled, tied, or otherwise fastened with no part  
16 of the firearm exposed.

17           **SECTION 2940.** 948.22 (4) (b) of the statutes is amended to read:

18           948.22 **(4)** (b) For a person not subject to a court order requiring child,  
19 grandchild or spousal support payments, when the person knows or reasonably  
20 should have known that he or she has a dependent, failure to provide support equal  
21 to at least the amount established by rule by the department of ~~workforce~~  
22 ~~development~~ children and families under s. 49.22 (9) or causing a spouse, grandchild  
23 or child to become a dependent person, or continue to be a dependent person, as  
24 defined in s. 49.01 (2).

25           **SECTION 2941.** 948.31 (1) (a) 2. of the statutes is amended to read:





1           949.035 (1) If a Wisconsin resident suffers injury or death in a situation  
2 described in s. 949.03 except that the act occurred outside this state, the resident has  
3 the same rights under this ~~chapter~~ subchapter as if the act had occurred in this state  
4 upon a showing that the state, territory, country or political subdivision of a country  
5 in which the act occurred does not have a compensation of victims of crimes law which  
6 covers the injury or death suffered by the person.

7           **SECTION 2946.** 949.04 (1) (intro.) of the statutes is amended to read:

8           949.04 (1) ELIGIBILITY. (intro.) Any person may apply for an award under this  
9 ~~chapter~~ subchapter.

10          **SECTION 2947.** 949.04 (2) of the statutes is amended to read:

11          949.04 (2) FORMS. The department shall prescribe application forms for awards  
12 under this ~~chapter~~ subchapter and shall furnish law enforcement agencies with the  
13 forms. The law enforcement agency investigating a crime shall provide forms to each  
14 person who may be eligible to file a claim under this subchapter.

15          **SECTION 2948.** 949.06 (1) (intro.) of the statutes is amended to read:

16          949.06 (1) (intro.) In accordance with this ~~chapter~~ subchapter, the department  
17 shall make awards, as appropriate, for any of the following economic losses incurred  
18 as a direct result of an injury:

19          **SECTION 2949.** 949.06 (1m) (b) of the statutes is amended to read:

20          949.06 (1m) (b) In accordance with this ~~chapter~~ subchapter, the department  
21 shall make awards, as appropriate, to persons who, immediately prior to the crime,  
22 lived in the same household with and to family members of a victim of s. 940.01,  
23 940.02, 940.05, 940.06, 940.07, 940.08 or 940.09 for any of the economic losses  
24 specified in sub. (1) as a result of the person's or family member's reaction to the

1 death. A dependent may recover both under sub. (1) and this subsection, subject to  
2 the limitation under sub. (2).

3 **SECTION 2950.** 949.06 (3) (f) of the statutes is created to read:

4 949.06 (3) (f) From an award under s. 949.26.

5 **SECTION 2951.** 949.06 (4) (b) of the statutes is amended to read:

6 949.06 (4) (b) The department may suspend proceedings under this ~~chapter~~  
7 subchapter for a period it deems appropriate on the grounds that a prosecution for  
8 an offense arising out of the act or omission has been commenced or is imminent.

9 **SECTION 2952.** 949.09 of the statutes is amended to read:

10 **949.09 Effect of conviction.** If any person has been convicted of any offense  
11 with respect to an act or omission on which a claim under this ~~chapter~~ subchapter  
12 is based, proof of that conviction shall be taken as conclusive evidence that the  
13 offense has been committed, unless an appeal or any proceeding with regard thereto  
14 is pending.

15 **SECTION 2953.** 949.11 (1) of the statutes is amended to read:

16 949.11 (1) The procedure of ch. 227 for contested cases applies to hearings  
17 under this ~~chapter~~ subchapter except as otherwise provided in this section and ss.  
18 949.12 and 949.14.

19 **SECTION 2954.** 949.11 (2) of the statutes is amended to read:

20 949.11 (2) The division of hearings and appeals in the department of  
21 administration shall appoint hearing examiners to make findings and orders under  
22 s. 227.46 and this ~~chapter~~ subchapter.

23 **SECTION 2955.** 949.115 of the statutes is amended to read:

24 **949.115 Subpoenas.** The department or any of its authorized agents may  
25 issue subpoenas for persons or records for any investigation or hearing conducted

1 under this ~~chapter~~ subchapter and may enforce compliance with such subpoenas as  
2 provided in s. 885.12.

3 **SECTION 2956.** 949.12 of the statutes is amended to read:

4 **949.12 Condition of claimant.** There is no privilege, except privileges  
5 arising from the attorney–client relationship, as to communications or records  
6 relevant to an issue of the physical, mental or emotional condition of the claimant  
7 or victim in a proceeding under this ~~chapter~~ subchapter in which that condition is  
8 an element.

9 **SECTION 2957.** 949.13 of the statutes is amended to read:

10 **949.13 Agency cooperation.** Upon request by the department, any state or  
11 local agency, including a district attorney or law enforcement agency, shall make  
12 available all reports, files and other appropriate information which the department  
13 requests in order to make a determination that a person is eligible for an award  
14 under this ~~chapter~~ subchapter.

15 **SECTION 2958.** 949.15 (1) of the statutes is amended to read:

16 949.15 (1) Whenever the department orders the payment of an award under  
17 this ~~chapter~~ subchapter as a result of the occurrence of an event that creates a cause  
18 of action on the part of a claimant against any person, the department is subrogated  
19 to the rights of the claimant and may bring an action against the person for the  
20 amount of the damages sustained by the claimant. If an amount greater than that  
21 paid under the award order is recovered and collected in any such action, the  
22 department shall pay the balance to the claimant. If the person responsible for the  
23 injury or death has previously made restitution payments to the general fund under  
24 s. 973.20, any judgment obtained by the department under this section shall be  
25 reduced by the amount of the restitution payments to the general fund.

1           **SECTION 2959.** 949.16 of the statutes is amended to read:

2           **949.16 Confidentiality of records.** The record of a proceeding before an  
3 examiner or the department under this ~~chapter~~ subchapter is a public record. Any  
4 record or report obtained by an examiner or the department, the confidentiality of  
5 which is protected by any other law or rule, shall remain confidential.

6           **SECTION 2960.** 949.165 (12) of the statutes is amended to read:

7           **949.165 (12) PAYMENT IS NOT AN AWARD.** Any payment from an escrow account  
8 under this section shall not be considered as an award by the department under this  
9 ~~chapter~~ subchapter.

10          **SECTION 2961.** 949.18 (intro.) of the statutes is amended to read:

11          **949.18 Report by the department.** (intro.) The department's biennial  
12 report under s. 15.04 (1) (d) shall include a report of its activities under this ~~chapter~~  
13 subchapter including:

14          **SECTION 2962.** 949.18 (1) of the statutes is amended to read:

15          **949.18 (1)** An explanation of the procedures for filing and processing claims  
16 under this ~~chapter~~ subchapter.

17          **SECTION 2963.** 949.18 (4) of the statutes is amended to read:

18          **949.18 (4)** A copy of the forms utilized under this ~~chapter~~ subchapter.

19          **SECTION 2964.** 949.18 (5) (intro.) of the statutes is amended to read:

20          **949.18 (5) (intro.)** A complete statistical analysis of the cases handled under  
21 this ~~chapter~~ subchapter, including:

22          **SECTION 2965.** 949.18 (5) (e) of the statutes is amended to read:

23          **949.18 (5) (e)** A summary of cases handled under this ~~chapter~~ subchapter.

24          **SECTION 2966.** Subchapter II of chapter 949 [precedes 949.20] of the statutes  
25 is created to read:

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## CHAPTER 949

### SUBCHAPTER II

#### SEXUAL ASSAULT FORENSIC

#### EXAMINATION COMPENSATION

**949.20 Definitions.** In this subchapter:

(1) “Cooperate with a law enforcement agency” means to report a sex offense to a law enforcement agency or to aid a law enforcement agency in the investigation of a sex offense.

(2) “Department” means the department of justice.

(3) “Examination costs” means the costs of an examination that is done to gather evidence regarding a sex offense, any procedure during that examination process that tests for or prevents a sexually transmitted disease, and any medication provided or prescribed, during that examination process, that prevents or treats a sexually transmitted disease that the person performing the examination or procedure believes could be a consequence of the sex offense. “Examination costs” does not include any processing or administrative costs, attorney fees, or other expenses.

(4) “Guardian of the victim” means one of the following:

1. If the victim is under 18 years of age, the parent, guardian, or legal custodian of the victim.

2. If the victim has been determined to be incompetent under ch. 54, the guardian of the victim.

(5) “Health care provider” means any person providing health care services.

(6) “Law enforcement agency” has the meaning given in s. 165.83 (1) (b).

1           (7) “Sex offense” means an act committed in the state that, if committed by a  
2 competent adult, would be a violation, or an attempted violation, of s. 940.225,  
3 948.02, 948.025, 948.05, 948.06, 948.08, or 948.09.

4           (8) “Sexually transmitted disease” has the meaning given in s. 252.11 (1).

5           (9) “Victim” means a person against whom a sex offense has been committed.

6           **949.22 Administration.** The department shall administer this subchapter.  
7 The department shall appoint a program director to assist in administering this  
8 subchapter. The department shall promulgate rules for the implementation and  
9 operation of this subchapter. The rules shall include procedures to ensure that any  
10 limitation of an award is calculated in a fair and equitable manner.

11           **949.24 Application for award. (1) ELIGIBILITY.** Any health care provider who  
12 conducts an examination to gather evidence regarding a sex offense may apply for  
13 an award under this subchapter.

14           (2) **FORMS.** The department shall prescribe application forms for awards under  
15 this subchapter and shall furnish health care providers with the forms.

16           (3) **MEDICAL RECORDS.** An applicant shall submit to the department reports  
17 from any physician, physician’s assistant, or nurse who treated or examined the  
18 victim to gather evidence regarding a sex offense, performed any procedure during  
19 that treatment or examination that tests for or prevents a sexually transmitted  
20 disease, or provided or prescribed any medication to prevent or treat a sexually  
21 transmitted disease. The applicant may not submit to the department any other  
22 records than those pertaining to the examination, treatment, procedure, or  
23 medication for which the applicant is seeking an award.

24           **949.26 Computation of awards. (1)** Except as provided in sub. (1m), the  
25 department shall make an award under this section to a health care provider who

1 conducts an examination to gather evidence regarding a sex offense to reimburse the  
2 health care provider only for the examination costs, as follows:

3 (a) If, under sub. (2) (b), the health care provider is not authorized to seek  
4 payment from insurance or another available source of payment, the award shall be  
5 the examination costs, regardless of whether the victim, or any guardian of the  
6 victim, cooperates with a law enforcement agency regarding the sex offense.

7 (b) If, under sub. (2) (b), the health care provider is authorized to seek payment  
8 from insurance or another available source of payment and the victim, or any  
9 guardian of the victim, does not cooperate with a law enforcement agency regarding  
10 the sex offense, the award shall be the examination costs, reduced by any payment  
11 to be received as a result of the authorization under sub. (2) (b).

12 **(1m)** The department may not make an award under this section if, under sub.  
13 (2) (b), the health care provider is authorized to seek payment and the victim, or any  
14 guardian of the victim, cooperates with a law enforcement agency.

15 **(2)** (a) A health care provider seeking an award under this section may not seek  
16 payment for any examination costs from the victim or any guardian of the victim.

17 (b) A health care provider seeking an award under this section may not seek  
18 payment for any examination costs from insurance or another available source of  
19 payment unless the victim or any guardian of the victim authorizes the health care  
20 provider to seek payment.

21 **(3)** The department may not refuse to make an award under this section  
22 because the victim or the guardian of the victim does not cooperate with a law  
23 enforcement agency regarding the sex offense, or due to lack of an investigation or  
24 prosecution of the sex offense.

1           **949.28 Limitations on awards. (1)** No order for the payment of an award  
2 under this subchapter may be made unless the application was made within one year  
3 after the date of the examination. The department may waive the one-year  
4 requirement under this subsection in the interest of justice.

5           **(2)** The department may not make an award under this subchapter that  
6 exceeds the examination costs of the victim.

7           **(3)** The department may not make an award under this subchapter for any part  
8 of the examination costs of the victim for which the health care provider seeking the  
9 award has received compensation from any other source.

10           **949.31 Hearings. (1)** The procedure of ch. 227 for contested cases applies to  
11 hearings under this subchapter except as otherwise provided in this section and s.  
12 949.32.

13           **(2)** The division of hearings and appeals in the department of administration  
14 shall appoint hearing examiners to make findings and orders under s. 227.46 and  
15 this subchapter.

16           **(3)** All hearings shall be open to the public unless in a particular case the  
17 examiner determines that the hearing, or a portion of the hearing, shall be held in  
18 private having regard to the fact that the offender has not been convicted or to the  
19 interest of the victim.

20           **949.315 Subpoenas.** The department or any of its authorized agents may  
21 issue subpoenas for persons or records for any investigation or hearing conducted  
22 under this subchapter and may enforce compliance with such subpoenas as provided  
23 in s. 885.12.

24           **949.32 Condition of victim.** There is no privilege, except privileges arising  
25 from the attorney–client relationship, as to communications or records relevant to



1 an issue of the physical condition of the victim in a proceeding under this subchapter  
2 in which that condition is an element.

3 **949.33 Agency cooperation.** Upon request by the department, any state or  
4 local agency, including a district attorney or law enforcement agency, shall make  
5 available all reports, files, and other appropriate information which the department  
6 requests in order to make a determination that a health care provider is eligible for  
7 an award under this subchapter.

8 **949.36 Confidentiality.** If a health care provider seeks an award under this  
9 subchapter, any personally identifiable information, as defined in s. 19.62 (5), of the  
10 victim who received the examination shall remain confidential unless written  
11 consent for the release of any personally identifiable information is provided by one  
12 of the following:

13 (1) Except as provided under sub. (2), the victim.

14 (2) If there is a guardian of the victim, the guardian of the victim.

15 **949.37 Offenses. (1) PROHIBITION.** In connection with an award under this  
16 subchapter, no person may do any of the following:

17 (a) Submit a fraudulent application or claim for an award.

18 (b) Intentionally make or cause to be made any false statement or  
19 representation of a material fact.

20 (c) Intentionally conceal or fail to disclose information affecting the amount of  
21 or the initial or continued right to any such award when reasonably requested to  
22 provide such information by the department.

23 (2) **PENALTIES.** Any person who violates this section shall be fined not more than  
24 \$500 or imprisoned not more than 6 months or both. The person shall forfeit any  
25 benefit received and shall reimburse the state for payments received.

1           **(3) DAMAGES.** The state has a civil cause of action for relief against any person  
2 who violates this section for the amount of damages that the state sustained by  
3 reason of the violation and, in addition, for punitive damages not more than double  
4 the amount of damages that the state may have sustained, together with interest,  
5 and the cost of the suit.

6           **(4) ACTION.** The attorney general may bring any action and has such powers  
7 as may be necessary to enforce this section.

8           **949.38 Report by the department.** The department's biennial report under  
9 s. 15.04 (1) (d) shall include a report of its activities under this subchapter including  
10 all of the following:

11           **(1)** An explanation of the procedures for filing and processing claims under this  
12 subchapter.

13           **(2)** A description of the programs and policies instituted to promote awareness  
14 about the awards under this subchapter.

15           **(3)** An analysis of future needs and suggested program improvements.

16           **(4)** A copy of the forms used under this subchapter.

17           **(5)** A complete statistical analysis of the cases handled under this subchapter,  
18 including all of the following:

19           (a) The number of claims filed.

20           (b) The number of claims approved and the amount of each award.

21           (c) The number of claims denied and the reasons for rejection.

22           (d) A breakdown of claims by geographic area and month.

23           **SECTION 2967.** 950.04 (1v) (rm) of the statutes is amended to read:

24           950.04 **(1v)** (rm) To compensation, as provided under subch. I of ch. 949.

25           **SECTION 2968.** 950.08 (2g) (b) of the statutes is amended to read:

1           950.08 **(2g)** (b) The availability of compensation under subch. I of ch. 949 and  
2 the address and telephone number at which to contact the department for  
3 information concerning compensation under subch. I of ch. 949.

4           **SECTION 2969.** 950.08 (2r) (d) of the statutes is amended to read:

5           950.08 **(2r)** (d) The availability of compensation under subch. I of ch. 949,  
6 including information concerning eligibility for compensation and the procedure for  
7 applying for compensation.

8           **SECTION 2970.** 961.41 (5) (c) of the statutes, as affected by 2005 Wisconsin Act  
9 25, is amended to read:

10           961.41 **(5)** (c) 1. ~~Two-thirds~~ The first \$850,000 plus two-thirds of all moneys  
11 in excess of \$1,275,000 collected in each fiscal year from drug surcharges under this  
12 subsection shall be credited to the appropriation account under s. 20.435 (6) (gb).

13           2. ~~One-third of all~~ All moneys in excess of \$850,000 and up to \$1,275,000 plus  
14 one-third of moneys in excess of \$1,275,000 collected in each fiscal year from drug  
15 surcharges under this subsection shall be credited to the appropriation account  
16 under s. 20.505 (6) (ku).

17           **SECTION 2971.** 967.06 of the statutes is renumbered 967.06 (1) and amended  
18 to read:

19           967.06 **(1)** As soon as practicable after a person has been detained or arrested  
20 in connection with any offense ~~which~~ that is punishable by incarceration, or in  
21 connection with any civil commitment proceeding, or in any other situation in which  
22 a person is entitled to counsel regardless of ability to pay under the constitution or  
23 laws of the United States or this state, the person shall be informed of his or her right  
24 to counsel. ~~Persons~~

1           **(2)** (a) Except as provided in par. (b), a person entitled to counsel under sub.  
2 (1) who indicate indicates at any time that ~~they wish~~ he or she wants to be  
3 represented by a lawyer, and who ~~claim that they are~~ claims that he or she is not able  
4 to pay in full for a lawyer's services, shall immediately be permitted to contact the  
5 authority for indigency determinations specified under s. 977.07 (1). The authority  
6 for indigency determination in each county shall have daily telephone access to the  
7 county jail in order to identify all persons who are being held in the jail. The jail  
8 personnel shall provide by phone information requested by the authority.

9           **(3)** In any case in which the state public defender provides representation to  
10 an indigent person, the public defender may request that the applicable court  
11 reporter or clerk of circuit court prepare and transmit any transcript or court record.  
12 The request shall be complied with. The state public defender shall, from the  
13 appropriation under s. 20.550 (1) (f), compensate the court reporter or clerk of circuit  
14 court for the cost of preparing, handling, duplicating, and mailing the documents.

15           **SECTION 2972.** 967.06 (2) (b) of the statutes is created to read:

16           967.06 **(2)** (b) If the person indicating that he or she wants to be represented  
17 by a lawyer is detained under ch. 48, 51, 55, or 938, the person shall be referred for  
18 appointment of counsel as provided under s. 48.23 (4), 51.60, 55.105, or 938.23 (4),  
19 whichever is applicable.

20           **SECTION 2973.** 971.14 (3) (d) of the statutes is amended to read:

21           971.14 **(3)** (d) If the examiner reports that the defendant lacks competency, the  
22 examiner's opinion regarding the likelihood that the defendant, if provided  
23 treatment, may be restored to competency within the time period permitted under  
24 sub. (5) (a). The examiner shall provide an opinion as to whether the individual's  
25 treatment should occur in an inpatient facility designated by the department of

1 health and family services, or should be conducted in a jail or a locked unit of a facility  
2 that has entered into a voluntary agreement with the state to serve as a location for  
3 treatment, or as a condition of bail or bond.

4 **SECTION 2974.** 971.14 (5) (a) of the statutes is amended to read:

5 971.14 (5) (a) If the court determines that the defendant is not competent but  
6 is likely to become competent within the period specified in this paragraph if  
7 provided with appropriate treatment, the court shall suspend the proceedings and  
8 commit the defendant to the custody of the department of health and family services  
9 for placement in an appropriate institution for the department to determine whether  
10 treatment shall occur in an appropriate institution designated by the department,  
11 or in a community-based treatment conducted in a jail or a locked unit of a facility  
12 that has entered into a voluntary agreement with the state to serve as a location for  
13 treatment, or as a condition of bail or bond, for a period of time not to exceed 12  
14 months, or the maximum sentence specified for the most serious offense with which  
15 the defendant is charged, whichever is less. Under this subsection, the department  
16 of health and family services may commence services to a person in jail but shall, as  
17 soon as possible, transfer that person to an institution or provide services to the  
18 person in a nonjail setting consistent with this subsection. Days spent in  
19 commitment under this paragraph are considered days spent in custody under s.  
20 973.155.

21 **SECTION 2975.** 971.14 (5) (b) of the statutes is amended to read:

22 971.14 (5) (b) The defendant shall be periodically reexamined by the ~~treatment~~  
23 facility department of health and family services examiners. Written reports of  
24 examination shall be furnished to the court 3 months after commitment, 6 months  
25 after commitment, 9 months after commitment and within 30 days prior to the

1 expiration of commitment. Each report shall indicate either that the defendant has  
2 become competent, that the defendant remains incompetent but that attainment of  
3 competency is likely within the remaining commitment period, or that the defendant  
4 has not made such progress that attainment of competency is likely within the  
5 remaining commitment period. Any report indicating such a lack of sufficient  
6 progress shall include the examiner's opinion regarding whether the defendant is  
7 mentally ill, alcoholic, drug dependent, developmentally disabled or infirm because  
8 of aging or other like incapacities.

9 **SECTION 2976.** 971.14 (5) (c) of the statutes is amended to read:

10 971.14 (5) (c) Upon receiving a report under par. (b), indicating the defendant  
11 has regained competency or is not competent and unlikely to become competent in  
12 the remaining commitment period, the court shall hold a hearing within 14 days of  
13 receipt of the report and the court shall proceed under sub. (4). If the court  
14 determines that the defendant has become competent, the defendant shall be  
15 discharged from commitment and the criminal proceeding shall be resumed. If the  
16 court determines that the defendant is making sufficient progress toward becoming  
17 competent, the commitment shall continue.

18 **SECTION 2977.** 971.17 (3) (e) of the statutes is amended to read:

19 971.17 (3) (e) An order for conditional release places the person in the custody  
20 and control of the department of health and family services. A conditionally released  
21 person is subject to the conditions set by the court and to the rules of the department  
22 of health and family services. Before a person is conditionally released by the court  
23 under this subsection, the court shall so notify the municipal police department and  
24 county sheriff for the area where the person will be residing. The notification  
25 requirement under this paragraph does not apply if a municipal department or

1 county sheriff submits to the court a written statement waiving the right to be  
2 notified. If the department of health and family services alleges that a released  
3 person has violated any condition or rule, or that the safety of the person or others  
4 requires that conditional release be revoked, he or she may be taken into custody  
5 under the rules of the department. The department of health and family services  
6 shall submit a statement showing probable cause of the detention and a petition to  
7 revoke the order for conditional release to the committing court and the regional  
8 office of the state public defender responsible for handling cases in the county where  
9 the committing court is located within ~~48~~ 72 hours after the detention, excluding  
10 Saturdays, Sundays, and legal holidays. The court shall hear the petition within 30  
11 days, unless the hearing or time deadline is waived by the detained person. Pending  
12 the revocation hearing, the department of health and family services may detain the  
13 person in a jail or in a hospital, center or facility specified by s. 51.15 (2). The state  
14 has the burden of proving by clear and convincing evidence that any rule or condition  
15 of release has been violated, or that the safety of the person or others requires that  
16 conditional release be revoked. If the court determines after hearing that any rule  
17 or condition of release has been violated, or that the safety of the person or others  
18 requires that conditional release be revoked, it may revoke the order for conditional  
19 release and order that the released person be placed in an appropriate institution  
20 under s. 51.37 (3) until the expiration of the commitment or until again conditionally  
21 released under this section.

22 **SECTION 2978.** 971.23 (10) of the statutes is amended to read:

23 **971.23 (10) PAYMENT OF PHOTOCOPY COPYING COSTS IN CASES INVOLVING INDIGENT**  
24 **DEFENDANTS.** When the state public defender or a private attorney appointed under  
25 s. 977.08 requests ~~photocopies~~ copies, in any format, of any item that is discoverable

1 under this section, the state public defender shall pay any fee charged for the  
2 ~~photocopies~~ copies from the appropriation under s. 20.550 (1) (f). If the person  
3 providing ~~photocopies~~ copies under this section charges the state public defender a  
4 fee for the ~~photocopies~~ copies, the fee may not exceed the actual, necessary, and direct  
5 cost of ~~photocopying~~ providing the copies.

6 **SECTION 3879d.** 973.017 (2) (a) of the statutes is amended to read:

7 973.017 **(2)** (a) If the offense is a felony, the sentencing guidelines adopted by  
8 the sentencing commission ~~under s. 973.30~~ created under 2001 Wisconsin Act 109,  
9 or, if the sentencing commission has not adopted a guideline for the offense, any  
10 applicable temporary sentencing guideline adopted by the criminal penalties study  
11 committee created under 1997 Wisconsin Act 283.

12 **SECTION 2979.** 973.045 (1) (intro.) of the statutes is amended to read:

13 973.045 **(1)** (intro.) ~~Except as provided in sub. (1m), if~~ If a court imposes a  
14 sentence or places a person on probation, the court shall impose a crime victim and  
15 witness assistance surcharge calculated as follows:

16 **SECTION 2980.** 973.045 (1m) of the statutes is repealed and recreated to read:

17 973.045 **(1m)** (a) In this subsection, “civil offense” means an offense punishable  
18 by a forfeiture.

19 (b) If all of the following apply, the court shall impose a crime victim and witness  
20 assistance surcharge in addition to any forfeiture that it imposes:

21 1. The person is charged with one or more crimes in a complaint.

22 2. As a result of the complaint being amended, the person is charged with a civil  
23 offense in lieu of one of those crimes.

24 3. The court finds that the person committed that civil offense on or after the  
25 effective date of this subdivision .... [revisor inserts date].



1 (c) The amount of the surcharge imposed under par. (b) shall be the amount  
2 specified in sub. (1) (a) or (b), depending on whether the crime that was the subject  
3 of the amendment under par. (b) 2. was a misdemeanor or a felony.

4 **SECTION 2981.** 973.045 (1r) (b) of the statutes is created to read:

5 973.045 (1r) (b) The entire amount of any surcharge imposed under sub. (1m)  
6 shall be allocated to part A.

7 **SECTION 2982.** 973.045 (2m) of the statutes is created to read:

8 973.045 (2m) The secretary of administration shall credit part A of the crime  
9 victim and witness surcharge to the appropriation account under s. 20.455 (5) (g) and  
10 part B to the appropriation account under s. 20.455 (5) (gc).

11 **SECTION 2983.** 973.045 (3) (a) of the statutes is renumbered 973.045 (1r) (a),  
12 and 973.045 (1r) (a) (intro.), as renumbered, is amended to read:

13 973.045 (1r) (a) (intro.) The clerk shall record the any crime victim and witness  
14 surcharge imposed under sub. (1) in 2 parts. Part A is the portion that the secretary  
15 of administration shall credit to the appropriation account under s. 20.455 (5) (g) and  
16 part B is the portion that the secretary of administration shall credit to the  
17 appropriation account under s. 20.455 (5) (gc), as follows:

18 **SECTION 2984.** 973.05 (2m) (r) of the statutes is amended to read:

19 973.05 (2m) (r) To payment of the enforcement surcharge under s. ~~253.06~~ 49.17  
20 (4) (c) until paid in full.

21 **SECTION 3885m.** 973.055 (1) (intro.) of the statutes is amended to read:

22 973.055 (1) (intro.) If a court imposes a sentence on an adult person or places  
23 an adult person on probation, regardless of whether any fine is imposed, the court  
24 shall impose a domestic abuse surcharge under ch. 814 of \$75 \$100 for each offense  
25 if:

1           **SECTION 2985.** 973.055 (3) of the statutes is amended to read:

2           973.055 **(3)** All moneys collected from domestic abuse surcharges shall be  
3 deposited by the secretary of administration in s. ~~20.435 (3)~~ 20.437 (1) (hh) and  
4 utilized in accordance with s. ~~46.95~~ 49.165.

5           **SECTION 2986.** 973.09 (1) (b) of the statutes is amended to read:

6           973.09 **(1)** (b) If the court places the person on probation, the court shall order  
7 the person to pay restitution under s. 973.20, unless the court finds there is  
8 substantial reason not to order restitution as a condition of probation. If the court  
9 does not require restitution to be paid to a victim, the court shall state its reason on  
10 the record. If the court does require restitution, it shall notify the department of  
11 justice of its decision if the victim may be eligible for compensation under subch. I  
12 of ch. 949.

13           **SECTION 2987.** 973.20 (9) (a) of the statutes is amended to read:

14           973.20 **(9)** (a) If a crime victim is paid an award under subch. I of ch. 949 for  
15 any loss arising out of a criminal act, the state is subrogated to the rights of the victim  
16 to any restitution required by the court. The rights of the state are subordinate to  
17 the claims of victims who have suffered a loss arising out of the offenses or any  
18 transaction which is part of the same continuous scheme of criminal activity.

19           **SECTION 2988.** 973.20 (9) (b) of the statutes is amended to read:

20           973.20 **(9)** (b) When restitution is ordered, the court shall inquire to see if an  
21 award has been made under subch. I of ch. 949 and if the department of justice is  
22 subrogated to the cause of action under s. 949.15. If the restitution ordered is less  
23 than or equal to the award under subch. I of ch. 949, the restitution shall be ~~paid only~~  
24 ~~to the general fund~~ credited to the appropriation account under s. 20.455 (5) (hh).  
25 If the restitution ordered is greater than the award under subch. I of ch. 949, the

1 ~~general fund shall receive an amount equal to the award under subch. I of ch. 949~~  
2 ~~shall be credited to the appropriation account under s. 20.455 (5) (hh) and the balance~~  
3 ~~shall be paid to the victim.~~

4 **SECTION 2989.** 973.30 (title) of the statutes is repealed.

5 **SECTION 2990.** 973.30 (1) (intro.) of the statutes is repealed.

6 **SECTION 2991.** 973.30 (1) (a) of the statutes is repealed.

7 **SECTION 2992.** 973.30 (1) (b) of the statutes is renumbered 16.964 (13) (a) 2.

8 **SECTION 2993.** 973.30 (1) (c) of the statutes is repealed.

9 **SECTION 2994.** 973.30 (1) (d) of the statutes is renumbered 16.964 (13) (a) 3.

10 **SECTION 2995.** 973.30 (1) (e) of the statutes is repealed.

11 **SECTION 2996.** 973.30 (1) (f) of the statutes is repealed.

12 **SECTION 2997.** 973.30 (1) (g) of the statutes is renumbered 16.964 (13) (a) 4.

13 **SECTION 2998.** 973.30 (1) (h) of the statutes is renumbered 16.964 (13) (a) 5.

14 **SECTION 2999.** 973.30 (1) (i) of the statutes is renumbered 16.964 (13) (a) 6.

15 **SECTION 3000.** 973.30 (1) (j) of the statutes is renumbered 16.964 (13) (a) 7.

16 **SECTION 3001.** 973.30 (2) of the statutes is repealed.

17 **SECTION 3002.** 973.30 (3) of the statutes is repealed.

18 **SECTION 3003.** 977.02 (2m) of the statutes is amended to read:

19 **977.02 (2m)** Promulgate rules regarding eligibility for legal services under this  
20 chapter, including legal services for ~~children~~ persons who are entitled to be  
21 represented by counsel without a determination of indigency, as provided in s. 48.23  
22 (4), 51.60, 55.105, or 938.23 (4).

23 **SECTION 3004.** 977.02 (3) of the statutes is amended to read:

24 **977.02 (3)** Promulgate rules regarding the determination of indigency of  
25 persons entitled to be represented by counsel, other than ~~children~~ persons who are

1 entitled to be represented by counsel under s. 48.23, 51.60, 55.105, or 938.23,  
2 including the time period in which the determination must be made and the criteria  
3 to be used to determine indigency and partial indigency.

4 **SECTION 3005.** 977.05 (4) (gm) of the statutes is amended to read:

5 977.05 (4) (gm) In accordance with the standards under pars. (h) and (i), accept  
6 referrals from judges and courts for the provision of legal services without a  
7 determination of indigency of ~~children~~ persons who are entitled to be represented by  
8 counsel under s. 48.23, 51.60, 55.105, or 938.23, appoint counsel in accordance with  
9 contracts and policies of the board, and inform the referring judge or court of the  
10 name and address of the specific attorney who has been assigned to the case.

11 **SECTION 3006.** 977.05 (4) (h) of the statutes is amended to read:

12 977.05 (4) (h) Accept requests for legal services from ~~children~~ persons who are  
13 entitled to be represented by counsel under s. 48.23, 51.60, 55.105, or 938.23 and  
14 from indigent persons who are entitled to be represented by counsel under s. 967.06  
15 or who are otherwise so entitled under the constitution or laws of the United States  
16 or this state and provide such persons with legal services when, in the discretion of  
17 the state public defender, such provision of legal services is appropriate.

18 **SECTION 3007.** 977.05 (4) (i) 8. of the statutes is amended to read:

19 977.05 (4) (i) 8. Cases involving individuals who are subject to petitions for  
20 protective placement or involuntary administration of psychotropic medication  
21 under ch. 55.

22 **SECTION 3008.** 977.06 (2) (a) of the statutes is amended to read:

23 977.06 (2) (a) A person seeking to have counsel assigned for him or her under  
24 s. 977.08, other than a ~~child~~ person who is entitled to be represented by counsel under  
25 s. 48.23, 51.60, 55.105, or 938.23, shall sign a statement declaring that he or she has

1 not disposed of any assets for the purpose of qualifying for that assignment of  
2 counsel. If the representative or authority making the indigency determination  
3 finds that any asset was disposed of for less than its fair market value for the purpose  
4 of obtaining that assignment of counsel, the asset shall be counted under s. 977.07  
5 (2) at its fair market value at the time it was disposed of, minus the amount of  
6 compensation received for the asset.

7 **SECTION 3009.** 977.06 (2) (am) of the statutes is amended to read:

8 977.06 (2) (am) A person seeking to have counsel assigned for him or her under  
9 s. 977.08, other than a child person who is entitled to be represented by counsel under  
10 s. 48.23, 51.60, 55.105, or 938.23, shall sign a statement declaring that the  
11 information that he or she has given to determine eligibility for assignment of  
12 counsel he or she believes to be true and that he or she is informed that he or she is  
13 subject to the penalty under par. (b).

14 **SECTION 3010.** 977.06 (4) (bm) of the statutes is amended to read:

15 977.06 (4) (bm) In response to a request for information under s. 49.22 (2m)  
16 made by the department of ~~workforce development~~ children and families or a county  
17 child support agency under s. 59.53 (5), the state public defender shall provide the  
18 name and address of an individual, the name and address of the individual's  
19 employer and financial information related to the individual, if the name, address  
20 or financial information is included in any statement, affidavit or other information  
21 provided by the individual regarding financial eligibility under s. 977.07 and if, at  
22 the time the request for information is made, the individual is represented by the  
23 state public defender or by counsel assigned under s. 977.08.

24 **SECTION 3011.** 977.07 (1) (a) of the statutes is amended to read:

1           977.07 (1) (a) Determination of indigency for persons entitled to counsel shall  
2 be made as soon as possible and shall be in accordance with the rules promulgated  
3 by the board under s. 977.02 (3) and the system established under s. 977.06. No  
4 determination of indigency is required for a child person who is entitled to be  
5 represented by counsel under s. 48.23, 51.60, 55.105, or 938.23.

6           **SECTION 3012.** 977.07 (1) (c) of the statutes is amended to read:

7           977.07 (1) (c) For all referrals made under ss. 809.107, 809.30, 974.06 (3) (b)  
8 and 974.07 (11), except a referral of a child person who is entitled to be represented  
9 by counsel under s. 48.23, 51.60, 55.105, or 938.23, a representative of the state  
10 public defender shall determine indigency. For referrals made under ss. 809.107,  
11 809.30 and 974.06 (3) (b), except a referral of a child person who is entitled to be  
12 represented by counsel under s. 48.23, 51.60, 55.105, or 938.23, the representative  
13 of the state public defender may, unless a request for redetermination has been filed  
14 under s. 809.30 (2) (d) or the person's request for representation states that his or her  
15 financial circumstances have materially improved, rely upon a determination of  
16 indigency made for purposes of trial representation under this section.

17           **SECTION 3013.** 977.075 (1g) of the statutes is created to read:

18           977.075 (1g) In this section, "client responsible for payment" means a client of  
19 the state public defender other than a client entitled to legal representation without  
20 a determination of indigency.

21           **SECTION 3014.** 977.075 (3) of the statutes is amended to read:

22           977.075 (3) The board shall establish by rule a fee schedule that sets the  
23 amount that a ~~person, other than a parent subject to s. 48.275 (2) (b) or 938.275 (2)~~  
24 ~~(b), who is~~ client responsible for payment ~~for legal representation~~ shall pay for the  
25 cost of the legal representation if the ~~person~~ client does not pay the applicable

1 discount fee under sub. (3m). The schedule shall establish a fee for a given type of  
2 case, and the fee for a given type of case shall be based on the average cost, as  
3 determined by the board, for representation for that type of case.

4 **SECTION 3015.** 977.075 (3m) of the statutes is amended to read:

5 977.075 (3m) The board shall establish by rule a fee schedule that sets the  
6 discount amount that a ~~person, other than a parent subject to s. 48.275 (2) (b) or~~  
7 ~~938.275 (2) (b), who is~~ client responsible for payment for legal representation, may  
8 pay during a time period established by rule instead of paying the applicable fee  
9 under sub. (3). The fee schedule shall establish a discount fee for each type of case  
10 included in the schedule under sub. (3). If a ~~person~~ client responsible for payment  
11 pays the applicable discount fee within the time period established under this  
12 section, the ~~person~~ client may not be held liable for any additional payment for  
13 counsel.

14 **SECTION 3016.** 977.075 (4) of the statutes is created to read:

15 977.075 (4) The board shall establish by rule a fee schedule that sets the  
16 maximum amount that a parent subject to s. 48.275 (2) (b) or 938.275 (2) (b) shall pay  
17 as reimbursement for legal services and sets the maximum amount that a person  
18 subject to s. 51.605 or 55.107 shall pay as reimbursement for legal services. The  
19 maximum amounts under this subsection shall be based on the average cost, as  
20 determined by the board, for each applicable type of case.

21 **SECTION 3017.** 977.08 (1) of the statutes is amended to read:

22 977.08 (1) If the representative or the authority for indigency determinations  
23 specified under s. 977.07 (1) refers a case to or within the office of the state public  
24 defender or if a case is referred under s. 48.23 (4), 51.60, 55.105, or 938.23 (4), the  
25 state public defender shall assign counsel according to subs. (3) and (4). If a

1 defendant makes a request for change of attorney assignment, the change of attorney  
2 must be approved by the circuit court.

3 **SECTION 3018.** 977.08 (2) (intro.) of the statutes is amended to read:

4 977.08 (2) (intro.) All attorneys in a county shall be notified in writing by the  
5 state public defender that a set of lists is being prepared of attorneys willing to  
6 represent ~~children~~ persons referred under s. 48.23 (4), 51.60, 55.105, or 938.23 (4)  
7 and indigent clients in the following:

8 **SECTION 3019.** 977.08 (2) (d) of the statutes is repealed.

9 **SECTION 3020.** 977.085 (3) of the statutes is amended to read:

10 977.085 (3) The board shall provide quarterly reports to the joint committee  
11 on finance on the status of reimbursement for or recoupment of payments under ss.  
12 48.275, 51.605, 55.107, 757.66, 938.275, 977.06, 977.07 (2), 977.075 and 977.076,  
13 including the amount of revenue generated by reimbursement and recoupment. The  
14 quarterly reports shall include any alternative means suggested by the board to  
15 improve reimbursement and recoupment procedures and to increase the amount of  
16 revenue generated. The department of justice, district attorneys, circuit courts and  
17 applicable county agencies shall cooperate by providing any necessary information  
18 to the state public defender.

19 **SECTION 3021.** 978.05 (4m) of the statutes is amended to read:

20 978.05 (4m) WELFARE FRAUD INVESTIGATIONS. Cooperate with the departments  
21 of ~~workforce development~~ children and families and health and family services  
22 regarding the fraud investigation programs under ss. 49.197 (1m) and 49.845 (1).

23 **SECTION 3022.** 980.036 (10) of the statutes is amended to read:

24 980.036 (10) PAYMENT OF ~~PHOTOCOPY~~ COPYING COSTS IN CASES INVOLVING INDIGENT  
25 RESPONDENTS. When the state public defender or a private attorney appointed under



1 s. 977.08 requests ~~photocopies~~ copies, in any format, of any item that is discoverable  
2 under this section, the state public defender shall pay any fee charged for the  
3 ~~photocopies~~ copies from the appropriation under s. 20.550 (1) (a). If the person  
4 providing ~~photocopies~~ copies under this section charges the state public defender a  
5 fee for the ~~photocopies~~ copies, the fee may not exceed the actual, necessary, and,  
6 direct cost of ~~photocopying~~ providing the copies.

7 **SECTION 3023.** 980.08 (9) of the statutes, as created by 2005 Wisconsin Act 431,  
8 is renumbered 980.08 (9) (a).

9 **SECTION 3024.** 980.08 (9) (b) of the statutes is created to read:

10 980.08 **(9)** (b) The department of corrections may contract for the escort  
11 services under par. (a).

12 **SECTION 3025.** 985.01 (1g) of the statutes is amended to read:

13 985.01 **(1g)** “Governing body” has the meaning given in s. 345.05 (1) (b) and  
14 includes a family long-term care district board under s. 46.2895.

15 **SECTION 3026.** 985.01 (3) of the statutes is amended to read:

16 985.01 **(3)** “Municipality” has the meaning in s. 345.05 (1) (c) and includes a  
17 family long-term care district under s. 46.2895.

18 **SECTION 3933m.** 995.24 of the statutes is created to read:

19 **995.24 Robert “Fighting Bob” La Follette Day.** June 14 is designated as  
20 “Robert ‘Fighting Bob’ La Follette Day.” When June 14 falls on a Sunday,  
21 celebrations may be held on either June 13 or June 15.

22 **SECTION 3027.** 995.67 (1) (a) of the statutes is amended to read:

23 995.67 **(1)** (a) “Domestic abuse” has the meaning given in s. ~~46.95~~ 49.165 (1)  
24 (a).

25 **SECTION 3028.** 2003 Wisconsin Act 33, section 9159 (4f) is repealed.

1           **SECTION 3936.** 2005 Wisconsin Act 25, section 9101 (4) (b) and (c) is amended  
2 to read:

3           [2005 Wisconsin Act 25] Section 9101 (4) (b) ~~the secretary~~ The department of  
4 administration ~~shall submit a report to the secretary of the building commission~~  
5 ~~containing an inventory of his or her recommendations to offer specified state~~  
6 ~~properties~~ may offer any parcel of state-owned real property for sale under in  
7 accordance with section 16.848 of the statutes, as created by this act, if the property  
8 is eligible for sale under that section and this subsection. If the department of  
9 administration receives an offer to purchase the property, the secretary of  
10 administration may submit a report to the secretary of the building commission  
11 recommending acceptance of the offer. The report shall contain a description of the  
12 property and the reasons therefor. ~~A property may be included in the inventory for~~  
13 ~~the recommendation.~~ The secretary of administration may recommend the sale of  
14 a property with or without approval of the state agency having jurisdiction of the  
15 property. If, during the period on or before June 30, 2007, or the period beginning  
16 on the effective date of this paragraph and ending on June 30, 2009, the building  
17 commission votes to approve the sale of any offer to purchase the property included  
18 in the inventory, the department of administration may offer sell the property for sale  
19 under ~~section 16.848 of the statutes, as created by this act.~~

20           (c) This subsection does not apply during the period beginning after June 30,  
21 2007 and ending the day before the effective date of this paragraph, nor during the  
22 period after June 30, 2009.

23           **SECTION 3936m.** 2005 Wisconsin Act 25, section 9105 (9) is amended to read:

24           [2005 Wisconsin Act 25] Section 9105 (9) COLUMBIA ST. MARY'S—COLUMBIA  
25 CAMPUS. Notwithstanding section 18.04 (1) and (2) of the statutes, no public debt

1 authorized for the acquisition and remodeling of the Columbia campus medical  
2 facilities, as enumerated in subsection (1) (h) 1. and 3., may be contracted until after  
3 June 30, ~~2007~~ 2009. Beginning on July 1, ~~2007~~ 2009, and ending on June 30, ~~2009~~  
4 2011, not more than 50 percent of the general fund supported borrowing and 50  
5 percent of the program revenue supported borrowing authorized for the acquisition  
6 and remodeling of the Columbia campus medical facilities may be incurred.  
7 Beginning on July 1, ~~2009~~ 2011, the remainder of the general fund supported  
8 borrowing and program revenue supported borrowing authorized for the acquisition  
9 and remodeling of the Columbia campus medical facilities may be incurred.

10 **SECTION 3029.** 2005 Wisconsin Act 25, section 9152 (5) is amended to read:

11 [2005 Wisconsin Act 25] Section 9152 (5) SALE OF REAL PROPERTY. If the Board  
12 of Regents of the University of Wisconsin System sells any real property under its  
13 jurisdiction during the period prior to July 1, 2007, and the period beginning on the  
14 effective date of this subsection and ending on June 30, 2009, the board shall credit  
15 the net proceeds of the sale to the appropriation account under section 20.285 (1) (iz)  
16 of the statutes, as affected by this act, except that if there is any outstanding public  
17 debt used to finance the acquisition, construction, or improvement of any property  
18 that is sold, the board shall deposit a sufficient amount of the net proceeds from the  
19 sale of the property in the bond security and redemption fund under section 18.09  
20 of the statutes to repay the principal and pay the interest on the debt, and any  
21 premium due upon refunding any of the debt. If the property was acquired,  
22 constructed, or improved with federal financial assistance, the board shall pay to the  
23 federal government any of the net proceeds required by federal law. If the property  
24 was acquired by gift or grant or acquired with gift or grant funds, the board shall  
25 adhere to any restriction governing use of the proceeds.

1           **SECTION 3938b.** 2007 Wisconsin Act 1, section 210 (3) is amended to read:

2           [2007 Wisconsin Act 1] Section 210 (3) The unencumbered balance in the  
3 appropriation account under section 20.521 (1) (g) of the statutes is transferred to the  
4 appropriation account under section 20.511 (1) (i) (im) of the statutes, as created by  
5 ~~this act~~ 2007 Wisconsin Act ... (Senate Bill 40).

6           **SECTION 3938c.** 2007 Wisconsin Act 1, section 211 (4) is created to read:

7           [2007 Wisconsin Act 1] Section 211 (4) The treatment of sections 5.05 (11), 7.08  
8 (7), 7.31 (5), 20.510 (intro.) and (1) (title), (a), (b), (bm), (c), (d), (g), (gm), (h), (i), (j),  
9 (q), (t), and (x), 20.511 (1) (h) and (i), and 20.521 (intro.) and (1) (title), (a), (b), (g), (h),  
10 and (i) of the statutes and SECTION 210 (1) to (4) of this act take effect on the initiation  
11 date specified in SECTION 209 (1) or on the day after publication of the 2007 biennial  
12 budget act, whichever is earlier.

13           **SECTION 9101. Nonstatutory provisions; Administration.**

14           (1) EMPLOYEE TRANSFERS TO PUBLIC SERVICE COMMISSION. On the effective date  
15 of this subsection, all incumbent employees holding positions having responsibility  
16 for administering energy conservation and efficiency and renewable resource  
17 programs under section 16.957 of the statutes, as determined by the secretary of  
18 administration, are transferred to the public service commission. The employees  
19 transferred under this subsection have all the rights and the same status under  
20 subchapter V of chapter 111 and chapter 230 of the statutes in the public service  
21 commission that they enjoyed in the department of administration immediately  
22 before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee  
23 so transferred who has attained permanent status in class is required to serve a  
24 probationary period.

1           (2) TREATMENT ALTERNATIVES AND DIVERSION GRANT. By August 15, 2007, the  
2 county that has the highest violent crime rate, as reported by the office of justice  
3 assistance, shall submit an application to the office of justice assistance for a grant  
4 under section 16.964 (12) (b) of the statutes. Upon approval of the county's grant  
5 application, the office of justice assistance shall from the appropriation under section  
6 20.505 (6) (b) of the statutes, as affected by this act, award \$375,000 to the county  
7 for the calendar year beginning January 1, 2008.

8           (3) ASSESS, INFORM, AND MEASURE GRANT.

9           (a) By December 1, 2007, the county that has the highest violent crime rate, as  
10 reported by the office of justice assistance, shall submit a plan to the office of justice  
11 assistance for conducting presentencing assessments for the purpose of providing  
12 courts information for sentencing decisions. The plan shall include all of the  
13 following components:

14           1. Identification of a target group of offenders from among persons who are  
15 convicted of a Class F, G, H, or I felony or a misdemeanor whom the county shall  
16 assess.

17           2. Assessment of persons in the target group to determine the risk that they  
18 will commit further crimes, their needs that are directly related to criminal behavior,  
19 the likelihood that they will respond positively to community-based treatment for  
20 the assessed needs, as well as an assessment of the availability of community-based  
21 treatment programs to serve the offenders.

22           3. Collection and dissemination of information relating to the accuracy of  
23 assessments performed, the value and usefulness of information contained in the  
24 assessment reports for purposes of making sentencing decisions, the effectiveness of

1 community-based treatment programs in addressing the assessed needs of  
2 offenders, and the effect of the treatment programs with respect to recidivism.

3 4. Annual evaluation of the plan.

4 (b) Upon approval of a county plan submitted under paragraph (a), the office  
5 of justice assistance shall from the appropriation under section 20.505 (6) (b) of the  
6 statutes, as affected by this act, award the county \$500,000 for the calendar year  
7 beginning January 1, 2009, to perform presentencing assessments of offenders. At  
8 least 50 percent of the assessments performed by a county with funding provided  
9 under this subsection shall be of persons subject to sentencing in connection with a  
10 felony.

11 (4) YOUTH DIVERSION GRANT REDUCTIONS.

12 (a) Notwithstanding the amount specified under section 16.964 (8) (a) of the  
13 statutes, as affected by this act, the office of justice assistance in the department of  
14 administration shall reduce the amount of money allocated under section 16.964 (8)  
15 (a) of the statutes, as affected by this act, by \$10,000 in each of fiscal years 2007–08  
16 and 2008–09.

17 (b) Notwithstanding the amounts specified under section 16.964 (8) (c) of the  
18 statutes, as affected by this act, the office of justice assistance in the department of  
19 administration shall reduce the amount of money allocated for each of the 4 contracts  
20 that are funded with moneys from the appropriation accounts under section 20.505  
21 (6) (d) of the statutes, as affected by this act, by \$3,000 in each of fiscal years 2007–08  
22 and 2008–09 and shall reduce the amount of money allocated for the contract that  
23 is funded only with moneys from the appropriation account under section 20.505 (6)  
24 (kj) of the statutes, as affected by this act, by \$3,100 in each of fiscal years 2007–08  
25 and 2008–09.

1           (6L)       FEDERAL BYRNE JUSTICE ASSISTANCE GRANT FUNDING FOR  
2       MULTIJURISDICTIONAL ENFORCEMENT GROUPS. For the 2007–08 and 2008–09 fiscal  
3       years, the department of administration shall allocate to multijurisdictional  
4       enforcement groups 44 percent of the federal Byrne Justice Assistance Grant awards  
5       appropriated under section 20.505 (6) (p) of the statutes.

6           (7k) INFORMATION TECHNOLOGY DEVELOPMENT ASSISTANCE TO ELECTIONS BOARD AND  
7       GOVERNMENT ACCOUNTABILITY BOARD. The department of administration shall:

8           (a) Assist the elections board, prior to its termination, or the government  
9       accountability board, thereafter, in the selection of a vendor to complete the board's  
10      database conversion project.

11          (b) Designate a staff person to provide to the elections board, prior to its  
12      termination, or the government accountability board, thereafter, quality assurance  
13      for information technology development work completed in connection with  
14      conversion of the board's campaign finance database.

15          (7t) YOUTH COURT COORDINATOR. From the appropriation account under section  
16      20.505 (6) (p) of the statutes, the office of justice assistance in the department of  
17      administration shall distribute \$58,000 in each of fiscal years 2007–08 and 2008–09  
18      to an entity in Dane County for the employment of a full-time youth court  
19      coordinator to expand the number of youth courts in that county.

20          (8i) WRITTEN POLICIES FOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS. No  
21      later than January 1, 2008, the department of administration shall submit for review  
22      by the joint legislative audit committee and for approval by the joint committee on  
23      information policy and technology a preliminary draft of the policies required under  
24      section 16.971 (2) (Lg) 1. of the statutes, as created by this act.

1           (8j) RULES PERTAINING TO LARGE, HIGH-RISK INFORMATION TECHNOLOGY PROJECTS.  
2           The department of administration shall submit in proper form the rules required  
3           under section 16.973 (10) of the statutes, as created by this act, to the legislative  
4           council staff under section 227.15 (1) of the statutes no later than June 30, 2008.

5           **SECTION 9102. Nonstatutory provisions; Aging and Long-Term Care**  
6           **Board.**

7           **SECTION 9103. Nonstatutory provisions; Agriculture, Trade and**  
8           **Consumer Protection.**

9           (1k) PRESCRIPTION DRUG COLLECTION GRANT RULES. Using the procedure under  
10          section 227.24 of the statutes, the department of agriculture, trade and consumer  
11          protection may promulgate a rule necessary to authorize grants for programs to  
12          collect unwanted prescription drugs under section 93.57 of the statutes, as affected  
13          by this act, for the period before the effective date of the permanent rule necessary  
14          to authorize those grants, but not to exceed the period authorized under section  
15          227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b),  
16          and (3) of the statutes, the department is not required to provide evidence that  
17          promulgating a rule under this subsection as an emergency rule is necessary for the  
18          preservation of the public peace, health, safety, or welfare and is not required to  
19          provide a finding of emergency for a rule promulgated under this subsection.

20          (2c) INTERNATIONAL CRANE FOUNDATION FUNDING. The department of  
21          agriculture, trade and consumer protection shall provide \$71,000 in fiscal year  
22          2007–08 and \$71,000 in fiscal year 2008–09 from the appropriation under section  
23          20.115 (7) (t) of the statutes, as created by this act, to the International Crane  
24          Foundation for costs associated with a sandhill crane crop depredation project if the



1 International Crane Foundation provides funding for the project from other sources  
2 equal to at least 70 percent of the amount to be provided under this subsection.

3 **SECTION 9104. Nonstatutory provisions; Arts Board.**

4 (1j) ONETIME GRANTS. From the appropriation account under section 20.215 (1)  
5 (fm) of the statutes, as created by this act, the arts board shall distribute grants as  
6 follows:

7 (a) *Lake Superior Big Top Chautauqua.* A grant of \$25,000 in fiscal year  
8 2007–08 to the Lake Superior Big Top Chautauqua performing arts center in the  
9 county of Bayfield.

10 (b) *Ko–Thi Dance Company.* A grant of \$10,000 in fiscal year 2007–08 to the  
11 Ko–Thi Dance Company in the city of Milwaukee.

12 (c) *African American Children’s Theater.* A grant of \$5,000 in fiscal year  
13 2007–08 to the African American Children’s Theater in the city of Milwaukee.

14 **SECTION 9105. Nonstatutory provisions; Building Commission.**

15 (1) 2007–09 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years  
16 beginning on July 1, 2007, and ending on June 30, 2009, the Authorized State  
17 Building Program is as follows:

18 (a) DEPARTMENT OF ADMINISTRATION

19 1. *Projects financed by existing general fund supported*  
20 *borrowing authority:*

21 Preservation and storage facility — Dane County \$ 15,000,000

22 (Total project all funding sources \$25,000,000)

1	2. <i>Projects financed by program revenue supported</i>	
2	<i>borrowing:</i>	
3	General Executive Facility 3 renovation —	5,304,000
4	Madison	
5	Preservation and storage facility — Dane County	10,000,000
6	(Total project all funding sources \$25,000,000)	
7	State Transportation Building replacement —	
8	Madison	50,000,000
9	3. <i>Agency totals:</i>	
10	Existing general fund supported borrowing	
11	authority	15,000,000
12	Program revenue supported borrowing	<u>65,304,000</u>
13	Total — All sources of funds	\$ 80,304,000
14	(b) DEPARTMENT OF CORRECTIONS	
15	1. <i>Projects financed by general fund supported</i>	
16	<i>borrowing:</i>	
17	Kettle Moraine Correctional Institution health	
18	services unit	\$ 4,831,700
19	Racine Correctional Institution food preparation	
20	building	5,424,800
21	2. <i>Agency totals:</i>	
22	General fund supported borrowing	<u>10,256,500</u>

1	Total — All sources of funds	\$ 10,256,500
2	(c) EDUCATIONAL COMMUNICATIONS BOARD	
3	1. <i>Projects financed by general fund supported</i>	
4	<i>borrowing:</i>	
5	WHHI–FM Tower replacement — Highland	\$ 1,023,400
6	2. <i>Agency totals:</i>	
7	General fund supported borrowing	<u>1,023,400</u>
8	Total — All sources of funds	\$ 1,023,400
9	(d) DEPARTMENT OF HEALTH AND FAMILY SERVICES	
10	1. <i>Projects financed by general fund supported</i>	
11	<i>borrowing:</i>	
12	Sand Ridge Secure Treatment Center 300–bed	
13	addition	\$ 34,000,000
14	Wisconsin Resource Center 45–bed female	
15	treatment unit	11,056,000
16	2. <i>Agency totals:</i>	
17	General fund supported borrowing	<u>45,056,000</u>
18	Total — All sources of funds	\$ 45,056,000
19	(e) DEPARTMENT OF MILITARY AFFAIRS	
20	1. <i>Projects financed by general fund supported</i>	
21	<i>borrowing:</i>	

1	Armed Forces Reserve Center replacement —	
2	Dane County	\$ 5,308,600
3	(Total project all funding sources \$38,308,600)	
4	<i>2. Projects financed by federal funds:</i>	
5	Aircraft maintenance hangar remodeling — West	
6	Bend	749,000
7	Armed Forces Reserve Center replacement —	
8	Dane County	33,000,000
9	(Total project all funding sources \$38,308,600)	
10	Motor vehicle storage buildings — Rice Lake and	
11	Wausau	1,500,000
12	<i>3. Agency totals:</i>	
13	General fund supported borrowing	5,308,600
14	Federal funds	<u>35,249,000</u>
15	Total — All sources of funds	\$ 40,557,600
16	(f) DEPARTMENT OF NATURAL RESOURCES	
17	<i>1. Projects financed by existing general fund supported</i>	
18	<i>borrowing authority — stewardship property</i>	
19	<i>development and local assistance funds:</i>	
20	Governor Thompson State Park initial	
21	development	\$ 3,524,900
22	Hank Aaron State Trail western extension	320,000

1	(Total project all funding sources \$1,600,000)	
2	Park entrance and visitor stations — Blue	
3	Mound, Council Grounds, and Wildcat	
4	Mountain state parks	2,345,100
5	2. <i>Projects financed by segregated fund supported</i>	
6	<i>borrowing:</i>	
7	Northern region co-headquarters — Spooner	4,494,600
8	Ranger station replacements — Plover, Prentice,	
9	and Tomah	4,122,700
10	Wild Rose State Fish Hatchery renovation —	
11	Phase 2.5	6,000,000
12	(Total project all funding sources \$9,000,000)	
13	Wilson Nursery expansion — Phase 2	644,900
14	3. <i>Projects financed by federal funds:</i>	
15	Hank Aaron State Trail western extension	1,280,000
16	(Total project all funding sources \$1,600,000)	
17	Wild Rose State Fish Hatchery renovation —	
18	Phase 2.5	3,000,000
19	(Total project all funding sources \$9,000,000)	
20	4. <i>Agency totals:</i>	

1	Existing general fund supported borrowing	
2	authority — stewardship property development	
3	and local assistance funds	6,190,000
4	Segregated fund supported borrowing	15,262,200
5	Federal funds	<u>4,280,000</u>
6	Total — All sources of funds	\$ 25,732,200
7	(h) STATE HISTORICAL SOCIETY	
8	1. <i>Projects financed by general fund supported</i>	
9	<i>borrowing:</i>	
10	Shelving for storage facility — Dane County	\$ 3,250,000
11	2. <i>Agency totals:</i>	
12	General fund supported borrowing	<u>3,250,000</u>
13	Total — All sources of funds	\$ 3,250,000
14	(i) DEPARTMENT OF TRANSPORTATION	
15	1. <i>Projects financed by general fund supported</i>	
16	<i>borrowing:</i>	
17	Division of State Patrol/Educational	
18	Communications Board gap filler towers —	
19	statewide	\$ 100,000
20	(Total project all funding sources \$2,398,900)	
21	2. <i>Projects financed by segregated fund supported</i>	
22	<i>borrowing:</i>	

1	Division of Motor Vehicles/Department of Natural	
2	Resources office renovation — Phase 2 —	
3	Wausau	250,000
4	(Total project all funding sources \$642,700)	
5	3. <i>Projects financed by segregated fund supported</i>	
6	<i>revenue borrowing:</i>	
7	Division of Motor Vehicles/Department of Natural	
8	Resources office renovation — Phase 2 —	
9	Wausau	392,700
10	(Total project all funding sources \$642,700)	
11	Division of Motor Vehicles service center	
12	remodeling — Eau Claire	559,700
13	Division of State Patrol/Educational	
14	Communications Board gap filler towers —	
15	statewide	1,798,900
16	(Total project all funding sources \$2,398,900)	
17	Division of State Patrol post remodeling — Fond	
18	du Lac	526,200
19	4. <i>Projects financed by existing segregated fund</i>	
20	<i>supported revenue borrowing authority:</i>	
21	Division of State Patrol/Educational	
22	Communications Board gap filler towers —	
23	statewide	500,000

1 (Total project all funding sources \$2,398,900)

2 5. *Agency totals:*

3	General fund supported borrowing	100,000
4	Segregated fund supported borrowing	250,000
5	Segregated fund supported revenue borrowing	3,277,500
6	Existing segregated fund supported revenue	
7	borrowing authority	<u>500,000</u>
8	Total — All sources of funds	\$ 4,127,500

9 (j) UNIVERSITY OF WISCONSIN SYSTEM

10 1. *Projects financed by general fund supported*  
11 *borrowing:*

12	Green Bay — Rose and Wood halls remodeling	\$ 6,734,000
13	La Crosse — Academic building	36,950,000

14 (Total project all funding sources \$44,000,000)

15	Madison — School of Human Ecology addition	22,500,000
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16 (Total project all funding sources \$47,950,000)

17	Oshkosh — Academic building	45,946,000
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18 (Total project all funding sources \$54,296,000)

19	— Elmwood Center remodeling and	
20	addition or replacement	8,464,000

21	Parkside — Communications Arts Center	32,100,000
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22 (Total project all funding sources \$34,176,000)



1	Stout — Harvey Hall theater renovation	5,139,000
2	Superior — Academic building	24,143,000
3	(Total project all funding sources \$32,343,000)	
4	System — Classroom renovation/instructional	
5	technology	3,500,000
6	— Utility Improvements — Madison	19,889,000
7	(Total project all funding sources \$24,704,000)	
8	<i>2. Projects funded by existing general fund supported</i>	
9	<i>borrowing authority:</i>	
10	Stevens Point — Maintenance building	
11	remodeling and addition	2,122,000
12	— Military science building relocation	1,585,000
13	<i>3. Projects financed by program revenue supported</i>	
14	<i>borrowing:</i>	
15	Extension — Lowell Hall guest room remodeling	
16	— Madison	3,600,000
17	La Crosse — Academic building	700,000
18	(Total project all funding sources \$44,000,000)	
19	Madison — Parking ramps 36 and 46 expansion	4,432,000
20	(Total project all funding sources \$7,132,000)	

1	— Chadbourne Residence Hall renova-	
2	tion — Phase 3 and Barnard Resi-	
3	dence Hall renovation	14,627,000
4	— School of Human Ecology addition	2,950,000
5	(Total project all funding sources \$47,950,000)	
6	Oshkosh — Academic building	350,000
7	(Total project all funding sources \$54,296,000)	
8	Platteville — Williams Field House addition and	
9	remodeling	3,727,000
10	Stevens Point — Residence halls renovation	19,995,000
11	Stout — Price Commons 2nd floor renovation	2,429,000
12	(Total project all funding sources \$3,079,000)	
13	System — Utility Improvements — Madison	4,815,000
14	(Total project all funding sources \$24,704,000)	
15	Whitewater — Drumlin Dining Hall renovation	1,275,000
16	5. <i>Projects financed by program revenue:</i>	
17	La Crosse — Stadium and fields	2,500,000
18	(Total project all funding sources \$14,612,000)	
19	Madison — Parking ramps 36 and 46 expansion	2,700,000
20	(Total project all funding sources \$7,132,000)	
21	Stout — Price Commons 2nd floor renovation	650,000
22	(Total project all funding sources \$3,079,000)	

1	6. <i>Projects financed by building trust funds:</i>	
2	La Crosse — Academic building	350,000
3	(Total project all funding sources \$44,000,000)	
4	Superior — Academic building	1,200,000
5	(Total project all funding sources \$32,343,000)	
6	7. <i>Projects financed by gifts, grants, and other receipts:</i>	
7	La Crosse — Academic building	6,000,000
8	(Total project all funding sources \$44,000,000)	
9	— Stadium and fields	12,112,000
10	(Total project all funding sources \$14,612,000)	
11	Madison — Music performance building	43,865,000
12	— School of Human Ecology addition	22,500,000
13	(Total project all funding sources \$47,950,000)	
14	Oshkosh — Academic building	8,000,000
15	(Total project all funding sources \$54,296,000)	
16	— Softball stadium	500,000
17	Parkside — Communications Arts Center	2,076,000
18	(Total project all funding sources \$34,176,000)	
19	Superior — Academic building	7,000,000
20	(Total project all funding sources \$32,343,000)	
21	Whitewater — Multisport facility — Phase 3	3,474,000
22	8. <i>Agency totals:</i>	

1	General fund supported borrowing	205,365,000
2	Existing general fund supported borrowing	
3	authority	3,707,000
4	Program revenue supported borrowing	58,900,000
5	Program revenue	5,850,000
6	Building trust funds	1,550,000
7	Gifts, grants, and other receipts	<u>105,527,000</u>
8	Total — All sources of funds	\$ 380,899,000
9	(k) DEPARTMENT OF VETERANS AFFAIRS	
10	1. <i>Projects financed by program revenue supported</i>	
11	<i>borrowing:</i>	
12	Wisconsin Veterans Home at King — 45–bed	
13	assisted living facility	2,639,000
14	(Total project all funding sources \$7,540,000)	
15	2. <i>Projects financed by federal funds:</i>	
16	Wisconsin Veterans Home at King — 45–bed	
17	assisted living facility	4,901,000
18	(Total project all funding sources \$7,540,000)	
19	3. <i>Agency totals:</i>	
20	Program revenue supported borrowing	2,639,000
21	Federal funds	<u>4,901,000</u>
22	Total — All sources of funds	\$ 7,540,000

1	(m) MEDICAL COLLEGE OF WISCONSIN, INC.	
2	1. <i>Projects financed by general fund supported</i>	
3	<i>borrowing:</i>	
4	Translational research program equipment	
5	acquisition — Wauwatosa	\$ 10,000,000
6	(Total project all funding sources \$12,000,000)	
7	2. <i>Projects financed by federal funds:</i>	
8	Translational research program equipment	
9	acquisition — Wauwatosa	2,000,000
10	(Total project all funding sources \$12,000,000)	
11	3. <i>Agency totals:</i>	
12	General fund supported borrowing	10,000,000
13	Federal funds	<u>2,000,000</u>
14	Total — All sources of funds	\$ 12,000,000
15	(o) ALL AGENCY PROJECT FUNDING	
16	1. <i>Projects financed by general fund supported</i>	
17	<i>borrowing:</i>	
18	Capital equipment acquisition	\$ 7,000,000
19	(Total program all funding sources \$7,965,000)	
20	Facility maintenance and repair	90,000,000
21	(Total program all funding sources \$131,719,900)	
22	Health, safety, and environmental protection	10,000,000

1	(Total program all funding sources \$12,697,400)	
2	Land and property acquisition	5,000,000
3	(Total program all funding sources \$10,000,000)	
4	Preventive maintenance	3,000,000
5	(Total program all funding sources \$4,000,000)	
6	Programmatic remodeling and renovation	5,000,000
7	(Total program all funding sources \$14,480,500)	
8	Utilities repair and renovation	45,000,000
9	(Total program all funding sources \$60,052,000)	
10	2. <i>Projects financed by existing general fund supported</i>	
11	<i>borrowing authority — stewardship property</i>	
12	<i>development and local assistance funds:</i>	
13	Facilities maintenance and repair	721,900
14	(Total program all funding sources \$131,719,900)	
15	3. <i>Projects financed by program revenue supported</i>	
16	<i>borrowing:</i>	
17	Energy conservation	30,000,000
18	Facilities maintenance and repair	17,568,300
19	(Total program all funding sources \$131,719,900)	
20	Land and property acquisition	5,000,000
21	(Total program all funding sources \$10,000,000)	
22	Health, safety, and environmental protection	870,400

1	(Total program all funding sources \$12,697,400)	
2	Programmatic remodeling and renovation	4,922,000
3	(Total program all funding sources \$14,480,500)	
4	Utilities repair and renovation	2,957,300
5	(Total program all funding sources \$60,052,000)	
6	4. <i>Projects financed by segregated fund supported</i>	
7	<i>borrowing:</i>	
8	Facilities maintenance and repair	5,537,200
9	(Total program all funding sources \$131,719,900)	
10	5. <i>Projects financed by segregated fund supported</i>	
11	<i>revenue borrowing:</i>	
12	Facilities maintenance and repair	2,844,100
13	(Total program all funding sources \$131,719,900)	
14	6. <i>Projects financed by program revenue:</i>	
15	Capital equipment acquisition	290,000
16	(Total program all funding sources \$7,965,000)	
17	Facilities maintenance and repair	12,198,700
18	(Total program all funding sources \$131,719,900)	
19	Health, safety, and environmental protection	827,000
20	(Total program all funding sources \$12,697,400)	
21	Programmatic remodeling and renovation	1,084,500
22	(Total program all funding sources \$14,480,500)	

1	Preventive maintenance	1,000,000
2	(Total program all funding sources \$4,000,000)	
3	Utilities repair and renovation	11,644,700
4	(Total program all funding sources \$60,052,000)	
5	<i>7. Projects financed by segregated funds:</i>	
6	Facilities maintenance and repair	633,300
7	(Total program all funding sources \$131,719,900)	
8	<i>8. Building trust funds:</i>	
9	Health, safety, and environmental protection	1,000,000
10	(Total program all funding sources \$12,697,400)	
11	<i>9. Projects financed by gifts, grants, and other receipts:</i>	
12	Capital equipment acquisition	675,000
13	(Total program all funding sources \$7,965,000)	
14	Programmatic remodeling and renovation	3,432,000
15	(Total program all funding sources \$14,480,500)	
16	Utilities repair and renovation	350,000
17	(Total program all funding sources \$60,052,000)	
18	<i>10. Projects financed by federal funds:</i>	
19	Facilities maintenance and repair	2,216,400
20	(Total program all funding sources \$131,719,900)	
21	Programmatic remodeling and renovation	42,000
22	(Total program all funding sources \$14,480,500)	



1	Utilities repair and renovation	100,000
2	(Total program all funding sources \$60,052,000)	
3	11. <i>All agency totals:</i>	
4	General fund supported borrowing	165,000,000
5	Existing general fund supported borrowing	
6	authority — stewardship property development	
7	and local assistance funds	721,900
8	Program revenue supported borrowing	61,318,000
9	Segregated fund supported borrowing	5,537,200
10	Segregated fund supported revenue borrowing	2,844,100
11	Program revenue	27,044,900
12	Segregated funds	633,300
13	Building trust funds	1,000,000
14	Gifts, grants, and other receipts	4,457,000
15	Federal funds	<u>2,358,400</u>
16	Total — All sources of funds	\$ 270,914,800
17	(p) SUMMARY	
18	Total general fund supported borrowing	\$ 448,359,500
19	Total existing general fund supported borrowing	
20	authority	18,707,000

1	Total existing general fund supported borrowing	
2	authority — stewardship property development	
3	and local assistance funds	6,911,900
4	Total program revenue supported borrowing	188,161,000
5	Total segregated fund supported borrowing	21,049,400
6	Total segregated fund supported revenue	
7	borrowing	6,121,600
8	Total existing segregated fund supported revenue	
9	borrowing authority	500,000
10	Total program revenue	32,894,900
11	Total segregated funds	633,300
12	Total building trust funds	2,550,000
13	Total gifts, grants, and other receipts	109,984,000
14	Total federal funds	<u>48,788,400</u>
15	Total — All sources of funds	\$ 881,661,000

16           (2) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing  
17 authority enumerated under subsection (1), the building and financing authority  
18 enumerated under the previous state building program is continued in the 2007–09  
19 fiscal biennium.

20           (3) LOANS. During the 2007–09 fiscal biennium, the building commission may  
21 make loans from general fund supported borrowing or the building trust fund to state  
22 agencies, as defined in section 20.001 (1) of the statutes, for projects that are to be

1 utilized for programs not funded by general purpose revenue and that are authorized  
2 under subsection (1).

3 (4) PROJECT CONTINGENCY FUNDING RESERVE.

4 (a) During the 2007–09 fiscal biennium, the building commission may allocate  
5 moneys from the appropriation under section 20.866 (2) (yg) of the statutes for  
6 contingency expenses in connection with any project in the Authorized State  
7 Building Program.

8 (b) During the 2007–09 fiscal biennium, the building commission may allocate  
9 moneys from the appropriation under section 20.866 (2) (ym) of the statutes for  
10 capital equipment acquisition in connection with any project in the Authorized State  
11 Building Program.

12 (7) SAND RIDGE SECURE TREATMENT CENTER 300–BED ADDITION. Notwithstanding  
13 section 18.04 (1) and (2) of the statutes, of the public debt authorized for the Sand  
14 Ridge Secure treatment Center 300–bed addition, as enumerated in subsection (1)  
15 (d) 1., \$12,500,000 in public debt may not be contracted until after June 30, 2009.

16 (8) SCHOOL OF HUMAN ECOLOGY. Notwithstanding section 18.04 (1) and (2) of the  
17 statutes, of the public debt authorized for the School of Human Ecology at Madison,  
18 as enumerated in subsection (1) (j) 1., \$22,500,000 in public debt may not be  
19 contracted until after June 30, 2011.

20 (9) UNIVERSITY OF WISCONSIN SYSTEM; MISCELLANEOUS PROJECTS.  
21 Notwithstanding section 18.04 (1) and (2) of the statutes, of the public debt  
22 authorized for projects at La Crosse, Oshkosh, Parkside, and Superior, as  
23 enumerated in subsection (1) (j) 1., \$69,139,000 in public debt may not be contracted  
24 until after June 30, 2009.

1           **SECTION 9106. Nonstatutory provisions; Child Abuse and Neglect**  
2           **Prevention Board.**

3           **SECTION 9107. Nonstatutory provisions; Circuit Courts.**

4           **SECTION 9108. Nonstatutory provisions; Commerce.**

5           (1) BUDGET INFORMATION; SURPLUS TRANSFER. Notwithstanding section 16.42 (1)  
6           (e) of the statutes, in submitting information under section 16.42 of the statutes for  
7           the purposes of the 2009–11 biennial budget bill, the department of commerce shall  
8           submit a dollar amount for the appropriation under section 20.143 (2) (b) of the  
9           statutes as though the amount appropriated to the department of commerce in fiscal  
10          year 2008–09 under section 20.143 (2) (b) of the statutes is \$2,000,000.

11          (2c) CONSTRUCTION CAREER ACADEMY GRANT PROGRAM RULES. The department of  
12          commerce shall submit in proposed form the rules required under section 101.31 (6)  
13          of the statutes, as created by this act, to the legislative council staff under section  
14          227.15 (1) of the statutes no later than December 31, 2007.

15          (3d) CREX MEADOWS YOUTH CONSERVATION CAMP GRANT. The department of  
16          commerce shall award a grant of \$80,000 in the 2007–09 fiscal biennium from the  
17          appropriation under section 20.143 (3) (km) of the statutes, as created by this act, for  
18          the Crex Meadows youth conservation camp. The recipient of the grant shall provide  
19          \$20,000 in matching funds for the grant. The department of commerce shall disburse  
20          \$40,000 of the grant funds to the recipient when the recipient demonstrates that it  
21          has contributed \$10,000 in matching funds. The department of commerce shall  
22          disburse the remaining \$40,000 of the grant funds to the recipient when the recipient  
23          demonstrates that it has contributed an additional \$10,000 in matching funds.

24          **SECTION 9109. Nonstatutory provisions; Corrections.**

25          (1) YOUTH DIVERSION PROGRAM TRANSFER.

1           (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
2 liabilities of the department of corrections that are primarily related to the youth  
3 diversion from gang activities program under section 301.265, 2005 stats., as  
4 determined by the secretary of administration, shall become the assets and liabilities  
5 of the department of administration.

6           (b) *Positions and employees.* On the effective date of this paragraph, all  
7 positions and all incumbent employees holding those positions in the department of  
8 corrections performing duties that are primarily related to the youth division from  
9 gang activities program under section 301.265, 2005 stats., as determined by the  
10 secretary of administration, are transferred to the department of administration.

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

17           (d) *Tangible personal property.* On the effective date of this paragraph, all  
18 tangible personal property, including records, of the department of corrections that  
19 is primarily related to the youth diversion from gang activities program under  
20 section 301.265, 2005 stats., as determined by the secretary of administration, is  
21 transferred to the department of administration.

22           (e) *Pending matters.* Any matter pending with the department of corrections  
23 on the effective date of this paragraph that is primarily related to the youth diversion  
24 from gang activities program under section 301.265, 2005 stats., as determined by  
25 the secretary of administration, is transferred to the department of administration.

1 All materials submitted to or actions taken by the department of corrections with  
2 respect to the pending matter are considered as having been submitted to or taken  
3 by the department of administration.

4 (f) *Contracts.* All contracts entered into by the department of corrections in  
5 effect on the effective date of this paragraph that are primarily related to the youth  
6 diversion from gang activities program under section 301.265, 2005 stats., as  
7 determined by the secretary of administration, remain in effect and are transferred  
8 to the department of administration. The department of administration shall carry  
9 out any obligations under those contracts unless modified or rescinded by the  
10 department of administration to the extent allowed under the contract.

11 (g) *Rules and orders.* All rules promulgated by the department of corrections  
12 in effect on the effective date of this paragraph that are primarily related to the youth  
13 diversion from gang activities program under section 301.265, 2005 stats., remain  
14 in effect until their specified expiration dates or until amended or repealed by the  
15 department of administration. All orders issued by the department of corrections in  
16 effect on the effective date of this paragraph that are primarily related to the youth  
17 diversion from gang activities program under section 301.265, 2005 stats., remain  
18 in effect until their specified expiration dates or until modified or rescinded by the  
19 department of administration.

20 (1f) EFFECTS OF ADULT CRIMINAL JURISDICTION ON 17-YEAR-OLDS. By March 31,  
21 2008, the department of corrections shall submit to the legislative audit bureau a  
22 response to the 2007 legislative audit bureau report regarding the effects of adult  
23 criminal jurisdiction on 17-year-olds. The legislative audit bureau shall file a copy  
24 of the response under this subsection with the distributees specified in section 13.94  
25 (1) (b) of the statutes.

1           (2) FUNDING FOR CERTAIN COMMUNITY REINTEGRATION SERVICES. From the  
2 appropriation under section 20.410 (1) (d) of the statutes, the department of  
3 corrections shall provide \$500,000 during the 2007–08 fiscal year and \$500,000  
4 during the 2008–09 fiscal year to New Hope Project, Inc., for transitional  
5 employment services.

6           (2k) TREATMENT ALTERNATIVES AND DIVERSION PROGRAM. By May 1, 2008, the  
7 department of corrections shall submit a report to the joint committee on finance on  
8 the impact of the program administered under s. 16.964 (12) of the statutes on the  
9 department of correction's 2009–11 biennial budget. The department of corrections  
10 shall evaluate the impact of increased community treatment and diversion programs  
11 for nonviolent offenders on the department's institutional and community  
12 corrections population, and on the department's costs of operation.

13           (3j) REPORT ON OVERCROWDING IN THE PRAIRIE DU CHIEN CORRECTIONAL  
14 INSTITUTION. The department of corrections shall evaluate the current capacity and  
15 usage of the segregation unit at the Prairie du Chien Correctional Institution and  
16 shall, by July 1, 2008, submit a report to the joint committee on finance that includes  
17 its findings and addresses the issue of overcrowding in the segregation unit.

18           **SECTION 9110. Nonstatutory provisions; Court of Appeals.**

19           **SECTION 9111. Nonstatutory provisions; District Attorneys.**

20           (1L) PROSECUTION OF DRUG CRIMES; MILWAUKEE COUNTY. From the appropriation  
21 account under section 20.505 (6) (p) of the statutes, the department of  
22 administration, and from the appropriation account under section 20.455 (2) (kp) of  
23 the statutes, the department of justice, shall expend \$143,000 in fiscal year 2007–08  
24 and \$157,600 in fiscal year 2008–09 to provide the multijurisdictional enforcement  
25 group serving Milwaukee County with funding for 2.0 assistant district attorney

1 positions to prosecute criminal violations of chapter 961 of the statutes. The  
2 department of administration shall determine the amounts to be expended from each  
3 appropriation account for each fiscal year.

4 (2L) PROSECUTION OF DRUG CRIMES; DANE COUNTY. From the appropriation  
5 account under section 20.505 (6) (p) of the statutes, the department of  
6 administration, and from the appropriation account under section 20.455 (2) (kp) of  
7 the statutes, the department of justice, shall expend \$60,000 in fiscal year 2007–08  
8 and \$65,900 in fiscal year 2008–09 to provide the multijurisdictional enforcement  
9 group serving Dane County with funding for 0.75 assistant district attorney position  
10 to prosecute criminal violations of chapter 961 of the statutes. The department of  
11 administration shall determine the amounts to be expended from each appropriation  
12 account for each fiscal year.

13 (3L) PROSECUTION OF DRUG CRIMES; ST. CROIX COUNTY. From the appropriation  
14 account under section 20.455 (2) (kp) of the statutes the department of justice shall  
15 expend \$84,500 in fiscal year 2007–08 and \$94,600 in fiscal year 2008–09 to provide  
16 the multijurisdictional enforcement group serving St. Croix County with funding for  
17 1.0 assistant district attorney position to prosecute criminal violations of chapter 961  
18 of the statutes.

19 **SECTION 9112. Nonstatutory provisions; Educational Communications**  
20 **Board.**

21 **SECTION 9114. Nonstatutory provisions; Employee Trust Funds.**

22 (1c) REENGINEERING INFORMATION TECHNOLOGY SYSTEMS.

23 (a) The department of employee trust funds shall provide to the joint committee  
24 on finance copies of all materials submitted to the department of administration that  
25 relate to the release of moneys from unallotted reserve, during the 2007–09 fiscal



1 biennium, for reengineering information technology systems of the department of  
2 employee trust funds.

3 (b) The joint committee on finance may supplement, from the appropriation  
4 under section 20.865 (4) (u) of the statutes, the appropriation under section 20.515  
5 (1) (w) of the statutes for the purpose of implementing a redesigned lump–sum  
6 payment system if all of the following occur:

7 1. The department of employee trust funds submits a report to the joint  
8 committee on finance on its plan to implement the redesigned lump–sum payment  
9 system. The report shall specify how the plan conforms to information technology  
10 projects planning and monitoring standards developed by the department of  
11 administration and submitted to the joint legislative audit committee in response to  
12 legislative audit bureau report 07–5, entitled “Information Technology Projects.”

13 2. The department of employee trust funds submits a request to the joint  
14 committee on finance to supplement the appropriation under section 20.515 (1) (w)  
15 of the statutes for implementation of a redesigned lump–sum payment system.

16 3. The cochairpersons of the joint committee on finance do not notify the  
17 department of employee trust funds that the committee has scheduled a meeting for  
18 the purpose of reviewing the request within 14 working days after the date of the  
19 receipt of the request. If, within 14 working days after the date of the receipt of the  
20 request, however, the cochairpersons of the committee notify the department of  
21 employee trust funds that the committee has scheduled a meeting for the purpose  
22 of reviewing the proposed supplement, the supplement may occur only upon  
23 approval of the committee.

24 (c) During the 2007–09 fiscal biennium, the department of employee trust  
25 funds shall submit a report to the joint committee on finance on its plan for

1 implementing an integrated health insurance enrollment, eligibility, and processing  
2 system. The report shall specify all of the following:

3 1. The costs for each fiscal year in which implementation work is to be  
4 performed, including specifically potential costs for the 2009–11 fiscal biennium.

5 2. How the implementation plan conforms to information technology projects  
6 planning and monitoring standards developed by the department of administration  
7 and submitted to the joint legislative audit committee in response to legislative audit  
8 bureau report 07–5, entitled “Information Technology Projects.”

9 3. How the internal resources of the department of employee trust funds will  
10 be used in the implementation work of the integrated health insurance enrollment,  
11 eligibility, and processing system and in the implementation work associated with  
12 the lump–sum payment system to ensure timely and successful completion of both  
13 projects.

14 (2w) PAYMENT OF HEALTH INSURANCE PREMIUMS FOR EMPLOYEES OF THE HEALTH  
15 INSURANCE RISK–SHARING PLAN AUTHORITY. Notwithstanding section 40.05 (4) (a) 2.  
16 of the statutes, as affected by this act, for an insured employee, as defined in section  
17 40.02 (39) of the statutes, who is employed by the Health Insurance Risk–Sharing  
18 Plan Authority on the effective date of this subsection, the employer shall pay  
19 required employer contributions toward the health insurance premium beginning on  
20 the date on which the employee becomes insured.

21 **SECTION 9115. Nonstatutory provisions; Employment Relations**  
22 **Commission.**

23 **SECTION 9117. Nonstatutory provisions; Financial Institutions.**

24 **SECTION 9118. Nonstatutory provisions; Fox River Navigational**  
25 **System Authority.**

1           **SECTION 9118m. Nonstatutory provisions; Government Accountability**  
2           **Board.**

3           (1k) REPORTS ON PROPOSED PER DIEM PAYMENTS. The government accountability  
4 board shall report to the cochairpersons of the joint committee on finance in fiscal  
5 year 2007–08 and in fiscal year 2008–09 concerning the need for funding of the  
6 board’s proposed per diem payments to board members and to the chairperson of the  
7 board or the chairperson’s designee in that fiscal year.

8           (1u) USE OF APPROPRIATIONS TO GOVERNMENT ACCOUNTABILITY BOARD; DEPOSIT AND  
9 CREDITING OF REVENUES. Notwithstanding section 20.511 of the statutes, as affected  
10 by this act, if the elections board and the ethics board remain constituted and vested  
11 with authority on the effective date of this subsection, the elections board and the  
12 ethics board may, for so long as the boards remain so constituted and vested,  
13 encumber or expend moneys from any appropriation made to the government  
14 accountability board for the 2007–09 fiscal biennium, consistently with the purposes  
15 of that appropriation. The elections board and the ethics board, for so long as the  
16 boards remain constituted and vested with authority, shall deposit into the  
17 appropriate fund or credit to the appropriate appropriation account for any  
18 appropriation made to the government accountability board all revenues received by  
19 the respective boards, consistently with the purposes for which those revenues are  
20 directed by law to be deposited or credited by the government accountability board.  
21 However, neither board may encumber or expend moneys under this subsection in  
22 an amount greater than the amount that would be authorized for a state agency  
23 under section 20.002 (1) of the statutes, as determined by the department of  
24 administration, during a fiscal year for which the biennial budget has not been  
25 enacted at the time that an encumbrance or expenditure is made.

1           **SECTION 9119. Nonstatutory provisions; Governor.**

2           **SECTION 9120. Nonstatutory provisions; Health and Educational**  
3 **Facilities Authority.**

4           **SECTION 9121. Nonstatutory provisions; Health and Family Services.**

5           (1) BED ASSESSMENT FOR INTERMEDIATE CARE FACILITIES FOR THE MENTALLY  
6 RETARDED. Notwithstanding section 50.14 (2m) of the statutes, as created by this act,  
7 the department of health and family services is not required to calculate the amount  
8 of the bed assessment for intermediate care facilities for the mentally retarded under  
9 section 50.14 (2) (bm) of the statutes, as created by this act, for state fiscal year  
10 2007–08 until October 1, 2007, or the first day of the 3rd month beginning after the  
11 effective date of this subsection, whichever is later.

12           (1m) INDIAN CHILD HIGH-COST OUT-OF-HOME CARE PLACEMENT FUNDING.  
13 Notwithstanding section 16.54 (12) (a) of the statutes, as affected by this act, and  
14 section 46.46 (1) and (2) of the statutes, in fiscal year 2007–08 the department of  
15 health and family services may expend not more than \$500,000 in moneys received  
16 under section 20.435 (8) (mb) and (mm) of the statutes, as affected by this act, in fiscal  
17 year 2006–07 or 2007–08 for unexpected or unusually high-cost out-of-home care  
18 placements of Indian children by tribal courts. The department of health and family  
19 services may expend moneys under this subsection only if that department  
20 determines in light of overall child welfare needs and after paying federal  
21 disallowances under section 20.435 (8) (mm) of the statutes, as affected by this act,  
22 that there are sufficient moneys in the appropriation accounts under section 20.435  
23 (8) (mb) and (mm) of the statutes, as affected by this act, to expend for that purpose.

24           (2) TRANSFER TO THE DEPARTMENT OF CHILDREN AND FAMILIES.

1           (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
2 liabilities of the department of health and family services that are primarily related  
3 to the functions of the division of children and family services in that department,  
4 to the child abuse and neglect prevention program under section 46.515, 2005 stats.,  
5 to the food distribution and hunger prevention programs under section 46.75, 2005  
6 stats., section 46.76, 2005 stats., and section 46.77, 2005 stats., to the state  
7 supplemental food program under section 253.06, 2005 stats., and to the council on  
8 developmental disabilities, as determined by the secretary of administration, shall  
9 become the assets and liabilities of the department of children and families.

10           (b) *Employee transfers.*

11           1. The classified positions, and incumbent employees holding positions, in the  
12 department of health and family services relating primarily to the functions of the  
13 division of children and family services in that department, to the child abuse and  
14 neglect prevention program under section 46.515, 2005 stats., to the food  
15 distribution and hunger prevention programs under section 46.75, 2005 stats.,  
16 section 46.76, 2005 stats., and section 46.77, 2005 stats., to the state supplemental  
17 food program under section 253.06, 2005 stats., and to the council on developmental  
18 disabilities, as determined by the secretary of administration, are transferred to the  
19 department of children and families.

20           2. The classified positions, and incumbent employees holding positions, in the  
21 department of health and family services relating primarily to general  
22 administration and program support that the secretary of administration  
23 determines should be transferred to the department of children and families are  
24 transferred to that department. Upon determination of these employees, the  
25 secretary of health and family services shall, by October 1, 2007, and in conjunction

1 with the secretary of workforce development, submit a plan to the secretary of  
2 administration requesting the transfer of moneys between the general purpose  
3 revenue appropriations for the departments of health and family services and  
4 workforce development and the department of children and families, between the  
5 program revenue appropriations for the departments of health and family services  
6 and workforce development and the department of children and families, between  
7 the program revenue–service appropriations for the departments of health and  
8 family services and workforce development and the department of children and  
9 families, between the appropriations of given segregated funds for the departments  
10 of health and family services and workforce development and the department of  
11 children and families, and between the federal revenue appropriations for the  
12 departments of health and family services and workforce development and the  
13 department of children and families, if necessary to adjust previously allocated costs  
14 in accordance with the transfer of personnel.

15 (c) *Employee status.* Employees transferred under paragraph (b) shall have the  
16 same rights and status under subchapter V of chapter 111 and chapter 230 of the  
17 statutes in the department of children and families that they enjoyed in the  
18 department of health and family services immediately before the transfer.  
19 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
20 has attained permanent status in class is required to serve a probationary period.

21 (d) *Tangible personal property.* On the effective date of this paragraph, all  
22 tangible personal property, including records, of the department of health and family  
23 services that is primarily related to the functions of the division of children and  
24 family services in that department, to the child abuse and neglect prevention  
25 program under section 46.515, 2005 stats., to the food distribution and hunger

1 prevention programs under section 46.75, 2005 stats., section 46.76, 2005 stats., and  
2 section 46.77, 2005 stats., to the state supplemental food program under section  
3 253.06, 2005 stats., and to the council on developmental disabilities, as determined  
4 by the secretary of administration, shall be transferred to the department of children  
5 and families.

6 (e) *Contracts.* All contracts entered into by the department of health and family  
7 services in effect on the effective date of this paragraph that are primarily related  
8 to the functions of the division of children and family services in that department,  
9 to the child abuse and neglect prevention program under section 46.515, 2005 stats.,  
10 to the food distribution and hunger prevention programs under section 46.75, 2005  
11 stats., section 46.76, 2005 stats., and section 46.77, 2005 stats., to the state  
12 supplemental food program under section 253.06, 2005 stats., and to the council on  
13 developmental disabilities, as determined by the secretary of administration,  
14 remain in effect and are transferred to the department of children and families. The  
15 department of children and families shall carry out any such contractual obligations  
16 unless modified or rescinded by the department of children and families to the extent  
17 allowed under the contract.

18 (em) *Pending matters.* Any matter pending with the department of health and  
19 family services on the effective date of this paragraph that is primarily related to the  
20 functions of the division of children and family services in that department, to the  
21 child abuse and neglect prevention program under section 46.515, 2005 stats., to the  
22 food distribution and hunger prevention programs under section 46.75, 2005 stats.,  
23 section 46.76, 2005 stats., and section 46.77, 2005 stats., to the state supplemental  
24 food program under section 253.06, 2005 stats., and to the council on developmental  
25 disabilities, as determined by the secretary of administration, is transferred to the

1 department of children and families and all materials submitted to or actions taken  
2 by the department of health and family services with respect to the pending matter  
3 are considered as having been submitted to or taken by the department of children  
4 and families.

5 (f) *Rules and orders.* All rules promulgated by the department of health and  
6 family services that are primarily related to the functions of the division of children  
7 and family services in that department, to the child abuse and neglect prevention  
8 program under section 46.515, 2005 stats., to the food distribution and hunger  
9 prevention programs under section 46.75, 2005 stats., section 46.76, 2005 stats., and  
10 section 46.77, 2005 stats., to the state supplemental food program under section  
11 253.06, 2005 stats., and to the council on developmental disabilities, as determined  
12 by the secretary of administration, and that are in effect on the effective date of this  
13 paragraph remain in effect until their specified expiration dates or until amended  
14 or repealed by the department of children and families. All orders issued by the  
15 department of health and family services that are primarily related to the functions  
16 of the division of children and family services in that department, to the child abuse  
17 and neglect prevention program under section 46.515, 2005 stats., to the food  
18 distribution and hunger prevention programs under section 46.75, 2005 stats.,  
19 section 46.76, 2005 stats., and section 46.77, 2005 stats., to the state supplemental  
20 food program under section 253.06, 2005 stats., and to the council on developmental  
21 disabilities, as determined by the secretary of administration, and that are in effect  
22 on the effective date of this paragraph remain in effect until their specified expiration  
23 dates or until modified or rescinded by the department of children and families.

24 (3) AGENCY NAME CHANGE.



1 (a) Wherever the term “health and family services” appears in the statutes, as  
2 affected by the acts of 2007, the term “health services” is substituted.

3 (b) Beginning on July 1, 2008, the department of health services has the powers  
4 and duties granted or assigned the department of health and family services by  
5 SECTIONS 9101 to 9155 of this act that do not terminate before paragraph (a) takes  
6 effect. Beginning on July 1, 2008, the secretary of health services has the powers and  
7 duties granted or assigned the secretary of health and family services by SECTIONS  
8 9101 to 9155 of this act that do not terminate before paragraph (a) takes effect.

9 (6d) REDUCING FETAL AND INFANT MORTALITY AND MORBIDITY.

10 (a) In this subsection, “infant” means a child from birth to 12 months of age.

11 (b) In a county with a population of at least 190,000 but less than 230,000, from  
12 the appropriation under section 20.435 (5) (eu) of the statutes, as created by this act,  
13 the department of health and family services shall distribute \$250,000 in each of  
14 state fiscal years 2007–08 and 2008–09 to the city health department to provide a  
15 program of services to reduce fetal and infant mortality and morbidity.

16 (c) Notwithstanding section 251.08 of the statutes, in implementing the  
17 program under paragraph (b), the city health department shall, directly or by  
18 contract, do all of the following in or on behalf of areas of the county that are  
19 encompassed by the zip codes 53402 to 53406 and that are at risk for high fetal and  
20 infant mortality and morbidity, as determined by the department of health and  
21 family services:

22 1. Collaborate with faculty in the health disciplines of an academic institution  
23 and with a hospital that serves significant populations at high risk for poor birth  
24 outcomes, including low birth weights, prematurity, and gestational diabetes, to

1 identify and implement best practices and evidence–based practices to reduce fetal  
2 and infant mortality and morbidity.

3 2. Identify necessary preconception, prenatal, and postnatal services and  
4 assess the availability of these services for women in the areas who lack insurance  
5 coverage or who are recipients of the Medical Assistance program or the Badger Care  
6 health care program.

7 3. Develop and implement models of care for all women in the areas who meet  
8 risk criteria, as specified by the department of health and family services, and  
9 provide comprehensive prenatal and postnatal care coordination and other services,  
10 including home visits, by registered nurses who are public health nurses or who meet  
11 the qualifications of public health nurses, as specified in section 250.06 (1) of the  
12 statutes, or by social workers, as defined in section 252.15 (1) (er) of the statutes.

13 4. Conduct social marketing, including outreach, assuring health care access,  
14 public awareness programs, community health education programs, and other best  
15 practices and evidence–based practices, to reduce fetal and infant mortality and  
16 morbidity.

17 5. Evaluate the quality and effectiveness of the services provided under  
18 subdivisions 3. and 4.

19 (d) In 2008 and 2009, the city health department shall prepare a report on fetal  
20 and infant mortality and morbidity in areas of the county that are encompassed by  
21 the zip codes 53402 to 53406. The report shall be derived, at least in part, from a  
22 multidisciplinary review of all fetal and infant deaths in the relevant year and shall  
23 specify causation found for the mortality and morbidity. The city health department  
24 shall submit the report to all of the following:

25 1. The city of Racine.

1           2. The department of health and family services.

2           3. The legislature, in the manner provided under section 13.172 (3) of the  
3 statutes.

4           4. The governor.

5           (7i) DENTAL REIMBURSEMENT PILOT PROGRAM. The department shall allocate  
6 \$8,285,400 in the 2007–09 fiscal biennium to increase the reimbursement rate under  
7 medical assistance and the program under section 49.665 of the statutes for pediatric  
8 dental services provided in Brown, La Crosse, and Racine counties. The department  
9 of health and family services shall seek any approval by the U.S. secretary of health  
10 and human services that is required for the rate increase, and, if the U.S. secretary  
11 of health and human services provides the approval, or if no such approval is  
12 required, implement the rate increase for the remainder of the 2007–09 fiscal  
13 biennium. If a rate increase is implemented under this subsection, the department  
14 shall by January 1, 2009, submit a report to the appropriate standing committees of  
15 the legislature in the manner provided under section 13.172 (3) of the statutes and  
16 to the members of the joint committee on finance regarding the effect that the rate  
17 increase had on access to dental care among medical assistance recipients and  
18 participants of the program under section 49.655 of the statutes.

19           (7j) MEDICAL ASSISTANCE PHARMACY DISPENSING FEE.

20           (a) In this subsection, “public assistance programs” means medical assistance,  
21 as defined in section 49.43 (8) of the statutes, and the programs under sections 49.665  
22 and 49.688 of the statutes, as affected by this act.

23           (b) The department of health and family services shall determine the amount  
24 by which reimbursement to pharmacies for multisource generic drug products under  
25 public assistance programs will be reduced as a result of implementation of average

1 manufacturing price reimbursement standards in accordance with the federal  
2 Deficit Reduction Act of 2005, and shall determine the amount by which the  
3 pharmacy dispensing fee under public assistance programs must be increased to  
4 compensate for that reduction in reimbursement.

5 (c) The department of health and family services shall submit to the U.S.  
6 department of health and human services an amendment to the state plan for  
7 medical assistance that authorizes the department of health and family services to  
8 increase the pharmacy dispensing fee under public assistance programs by the  
9 amount determined under paragraph (b), and, if the U.S. department of health and  
10 human services approves the amendment, shall increase the dispensing fee upon  
11 approval.

12 (7k) REPORT ON FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM PARTICIPATION.  
13 The department of health and family services shall submit to the joint committee on  
14 finance, no later than January 1, 2009, a report that compares participation in the  
15 food stamp employment and training program after participation becomes voluntary  
16 with participation in the program before participation became voluntary.

17 (7L) SMOKING CESSATION PROGRAM. The department of health and family  
18 services shall create, and, by the first day of the 7th month beginning after the  
19 effective date of this subsection, implement an incentive-based smoking cessation  
20 program for medical assistance recipients. The program shall incorporate elements  
21 of existing smoking cessation programs administered by the state. The emphasis of  
22 the program shall be to have medical assistance recipients stop smoking as soon as  
23 possible. The department of health and family services may enter into an agreement  
24 with another person to create or administer the program.

25 (7p) REPORT ON PURCHASE OF DRUGS FOR HIV/AIDS.

1 (a) The department of health and family services shall determine the feasibility  
2 of modifying the pilot program under section 49.686 (6) of the statutes, as created by  
3 this act, in the following manner:

4 1. The cost of drugs for individuals in the pilot program and for which  
5 reimbursement may be provided under section 49.686 (2) of the statutes would  
6 continue to be paid for under the program under section 49.686 (1) to (5) of the  
7 statutes.

8 2. The Health Insurance Risk-Sharing Plan would reimburse the program  
9 under section 49.686 (1) to (5) of the statutes for the drug costs paid by that program  
10 under subdivision 1.

11 (b) No later than October 1, 2007, the department shall submit a report with  
12 its conclusions to the Joint Committee on Finance.

13 (8k) DENTAL ACCESS FUNDING. From the net savings projected to result from the  
14 implementation of the BadgerCare Plus program under section 49.471 of the  
15 statutes, as created by this act, the department of health and family services shall  
16 provide \$200,000 in fiscal year 2007–08 to the Peter Christensen Health Center and  
17 \$200,000 in fiscal year 2007–08 to the Lake Superior Community Health Center to  
18 increase access to dental services under the related initiatives that are to be funded  
19 from those projected net savings.

20 **SECTION 9122. Nonstatutory provisions; Higher Educational Aids**  
21 **Board.**

22 (1) WISCONSIN COVENANT SCHOLARS PROGRAM.

23 (a) *Rules.* The higher educational aids board shall submit in proposed form the  
24 rules required under section 39.437 (5) of the statutes, as created by this act, to the

1 legislative council staff under section 227.15 (1) of the statutes no later than the first  
2 day of the 18th month beginning after the effective date of this paragraph.

3 (b) *Emergency rules.* Using the procedure under section 227.24 of the statutes,  
4 the higher educational aids board may promulgate the rules required under section  
5 39.437 (5) of the statutes, as created by this act, for the period before the effective date  
6 of the permanent rules submitted under paragraph (a), but not to exceed the period  
7 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding  
8 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the higher educational aids board  
9 is not required to provide evidence that promulgating a rule under this paragraph  
10 as an emergency rule is necessary for the preservation of the public peace, health,  
11 safety, or welfare and is not required to provide a finding of emergency for a rule  
12 promulgated under this paragraph.

13 **SECTION 9123. Nonstatutory provisions; Historical Society.**

14 **SECTION 9124. Nonstatutory provisions; Housing and Economic**  
15 **Development Authority.**

16 **SECTION 9125. Nonstatutory provisions; Insurance.**

17 **SECTION 9126. Nonstatutory provisions; Investment Board.**

18 (1f) OPERATING EXPENDITURES. Notwithstanding section 25.187 (2) (c) 1. of the  
19 statutes, as affected by this act, the total amount that the investment board may  
20 assess the funds for which the board has management responsibility during the  
21 2007–08 fiscal year may not exceed the greater of the amount that the board could  
22 have assessed the funds during the 2006–07 fiscal year or 0.0285 percent of the  
23 average market value of the assets of the funds at the end of each month between  
24 November 30 and April 30 of the 2006–07 fiscal year.

25 (1h) INITIATIVES REPORTS.

1 (a) During the 2008–09 fiscal year, on or before January 31, 2009, the  
2 investment board shall submit a report to the joint legislative audit committee and  
3 the joint committee on finance on the implementation and outcomes of initiatives  
4 commenced as a result of the changes in expenditure authority under section 25.187  
5 (2) (c) 1. of the statutes, as affected by this act.

6 (b) During the 2009–10 fiscal year, on or before January 31, 2010, the  
7 investment board shall submit a report to the joint legislative audit committee and  
8 the joint committee on finance on the implementation and outcomes of initiatives  
9 commenced as a result of the changes in expenditure authority under section 25.187  
10 (2) (c) 1. of the statutes, as affected by this act.

11 **SECTION 9127. Nonstatutory provisions; Joint Committee on Finance.**

12 **SECTION 9128. Nonstatutory provisions; Judicial Commission.**

13 **SECTION 9129. Nonstatutory provisions; Justice.**

14 **SECTION 9130. Nonstatutory provisions; Legislature.**

15 (1d) JOINT SURVEY COMMITTEE ON RETIREMENT SYSTEMS; ACTUARIAL OPINION OF 2007  
16 SENATE BILL 19 OR 2007 ASSEMBLY BILL 43. The cochairpersons of the joint survey  
17 committee on retirement systems, pursuant to the powers granted the  
18 cochairpersons under section 13.50 (6) (am) of the statutes, are requested to order,  
19 during the 2007–08 fiscal year, an actuarial opinion on the impact of 2007 Senate Bill  
20 19 or 2007 Assembly Bill 43, and any pending amendments, on the costs, actuarial  
21 balance, or goals of the Wisconsin Retirement System.

22 (1f) ELIMINATION OF REVISOR OF STATUTES BUREAU.

23 (a) On December 31, 2007, all assets and liabilities of the revisor of statutes  
24 bureau shall become the assets and liabilities of the legislative reference bureau.

1 (b) On December 31, 2007, all tangible personal property, including records, of  
2 the revisor of statutes bureau is transferred to the legislative reference bureau.

3 (c) On December 31, 2007, all contracts entered into by the revisor of statutes  
4 bureau, which are in effect on December 31, 2007, remain in effect and are  
5 transferred to the legislative reference bureau. The legislative reference bureau  
6 shall carry out any such contractual obligations until modified or rescinded by the  
7 legislative reference bureau to the extent allowed under the contract.

8 (d) 1. If requested by any person who holds an attorney position at the revisor  
9 of statutes bureau, the chief of the legislative reference bureau shall interview the  
10 person to fill an attorney position at the legislative reference bureau. The chief of  
11 the legislative reference bureau shall offer employment at the legislative reference  
12 bureau, beginning on or before December 31, 2007, to one person who holds an  
13 attorney position at the revisor of statutes bureau.

14 2. If requested by any person who holds a publications editor position at the  
15 revisor of statutes bureau, the chief of the legislative reference bureau shall  
16 interview the person to fill a publications editor position at the legislative reference  
17 bureau. The chief of the legislative reference bureau shall offer employment at the  
18 legislative reference bureau, beginning on or before December 31, 2007, to one  
19 person who holds a publications editor position at the revisor of statutes bureau.

20 (2c) CREATION OF DEPARTMENT OF CHILDREN AND FAMILIES.

21 (a) *Advisory role of special committee on strengthening Wisconsin's families.*  
22 The special committee on strengthening Wisconsin's families under section 13.83 (4)  
23 of the statutes shall advise the secretaries of administration, health and family  
24 services, and workforce development in planning and implementing the creation of  
25 the department of children and families.



1           (b) *Certain missions unaltered.* The creation of the department of children and  
2 families and the merging in that department of the child welfare programs  
3 administered by the department of health and family services under chapter 46,  
4 2005 stats., and chapter 48, 2005 stats., and of the Wisconsin Works program  
5 administered by the department of workforce development under subchapter III of  
6 chapter 49, 2005 stats., does not alter the missions of those programs.

7           **SECTION 9131. Nonstatutory provisions; Lieutenant Governor.**

8           **SECTION 9132. Nonstatutory provisions; Lower Wisconsin State**  
9 **Riverway Board.**

10          **SECTION 9133. Nonstatutory provisions; Medical College of Wisconsin.**

11          **SECTION 9134. Nonstatutory provisions; Military Affairs.**

12          **SECTION 9135. Nonstatutory provisions; Natural Resources.**

13          (1) **MANAGED FOREST LAND BOARD.** Notwithstanding section 15.345 (6) of the  
14 statutes, as created by this act, 2 of the initial members of the managed forest land  
15 board appointed under section 15.345 (6) (a) to (d) of the statutes, as created by this  
16 act, shall serve for terms expiring on May 1, 2009, and 2 of those initial members  
17 shall serve for terms expiring on May 1, 2011.

18          (2c) **STUDY ON SEAGULLS.** No later than January 1, 2008, the department of  
19 natural resources shall submit a report recommending ways to substantially reduce  
20 the seagull population in this state to the joint committee on finance and to the  
21 legislature for distribution to the appropriate standing committees in the manner  
22 provided under section 13.172 (3) of the statutes.

23          (2u) **TERMS OF MEMBERS OF LOWER FOX RIVER REMEDIATION AUTHORITY.**  
24 Notwithstanding the length of terms specified in section 279.02 (1) of the statutes,  
25 as created by this act, the governor shall appoint one of the initial members of the

1 Lower Fox River Remediation Authority for a term expiring on June 30, 2009, one  
2 of the initial members of the Lower Fox River Remediation Authority for a term  
3 expiring on June 30, 2010, one of the initial members of the Lower Fox River  
4 Remediation Authority for a term expiring on June 30, 2011, one of the initial  
5 members of the Lower Fox River Remediation Authority for a term expiring on June  
6 30, 2012, one of the initial members of the Lower Fox River Remediation Authority  
7 for a term expiring on June 30, 2013, one of the initial members of the Lower Fox  
8 River Remediation Authority for a term expiring on June 30, 2014, and one of the  
9 initial members of the Lower Fox River Remediation Authority for a term expiring  
10 on June 30, 2015.

11 (2v) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The department of  
12 natural resources shall provide in fiscal year 2007–08, from the appropriation under  
13 section 20.370 (5) (cq) of the statutes, as affected by this act, \$250,000 to the  
14 Southeastern Wisconsin Fox River Commission. The commission may use this  
15 funding for activities that are being conducted on the effective date of this subsection  
16 and that are consistent with the commission's implementation plan. The activities  
17 for which this funding is utilized may include the activities required under section  
18 33.56 (1), (2), and (3) of the statutes.

19 (3f) GRANT FOR CHELSEA SANITARY DISTRICT. Notwithstanding section 281.58 (8)  
20 (g), (8m), and (13) (b) and (c) to (d) of the statutes, in fiscal year 2007–08, the  
21 department of natural resources shall provide a clean water fund financial hardship  
22 assistance grant of not more than \$80,000 to the Chelsea Sanitary District in Taylor  
23 County for sanitary system improvements. Notwithstanding section 281.58 (13) (e),  
24 the department shall allocate financial hardship assistance for the Chelsea Sanitary

1 District project before it allocates financial hardship assistance to any other project  
2 in fiscal year 2007–08.

3 (3j) FLORENCE WILD RIVERS INTERPRETIVE CENTER. The department of natural  
4 resources shall provide a grant in the amount of \$25,000 in fiscal year 2007–08 to the  
5 Florence Wild Rivers Interpretive Center to be used for park and recreation uses,  
6 forestry education, and tourist information provided by the center and for its  
7 operational costs.

8 (3k) WILDLIFE DAMAGE PLAN. The department of natural resources shall prepare  
9 a plan that describes methods for administering the wildlife damage abatement and  
10 wildlife damage claim programs in fiscal year 2008–09 so that the amounts expended  
11 by the department for those programs, as authorized under section 29.889 of the  
12 statutes, do not exceed the revenues received by the department for expenditure  
13 under section 29.889 of the statutes. The department of natural resources shall  
14 submit the plan to the members of the joint committee on finance no later than  
15 January 1, 2008.

16 **SECTION 9136. Nonstatutory provisions; Public Defender Board.**

17 **SECTION 9137. Nonstatutory provisions; Public Instruction.**

18 (1) MILWAUKEE PARENTAL CHOICE PROGRAM FEES; RULES. By the first day of the  
19 3rd month beginning after the effective date of this subsection, the department of  
20 public instruction shall, using the procedure under section 227.24 of the statutes,  
21 promulgate the rule required under section 119.23 (2) (a) 8. of the statutes, as created  
22 by this act, for the period before the effective date of the permanent rule promulgated  
23 under section 119.23 (2) (a) 8. of the statutes, as created by this act, but not to exceed  
24 the period authorized under section 227.24 (1) (c) and (2) of the statutes.  
25 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department

1 of public instruction is not required to provide evidence that promulgating a rule  
2 under this subsection as an emergency rule is necessary for the preservation of the  
3 public peace, health, safety, or welfare and is not required to provide a finding of  
4 emergency for a rule promulgated under this subsection.

5 (2) MILWAUKEE PARENTAL CHOICE PROGRAM FEES; FEES FOR THE 2007–08 SCHOOL  
6 YEAR. Notwithstanding section 119.23 (2) (a) 8. of the statutes, as created by this act,  
7 each private school participating in the program under section 119.23 of the statutes,  
8 as affected by this act, in the 2007–08 school year shall pay the fee required under  
9 section 119.23 (2) (a) 8. of the statutes, as created by this act, no later than 30 days  
10 after the effective date of the rule promulgated under subsection (1).

11 (3k) GRANTS FOR SCHOOL DISTRICT CONSOLIDATION.

12 (a) A consortium of 2 or more school districts may apply to the department of  
13 public instruction for a grant to conduct a school district consolidation feasibility  
14 study. The consortium shall submit a plan identifying the school districts engaged  
15 in the study, the issues the study will address, and how the grant funds will be  
16 expended. A school district may not be a member of more than one consortium.

17 (b) In the 2008–09 school year, the department of public instruction shall award  
18 grants to consortia from the appropriation under section 20.255 (2) (bs) of the  
19 statutes, as created by this act. The department may not award more than \$10,000  
20 to any consortium.

21 (c) The department of public instruction shall give priority to applications that  
22 demonstrate prior attempts to address the underlying issues associated with  
23 management and operation of the school districts' programs.

24 (d) A consortium awarded a grant under paragraph (b) shall submit the results  
25 of the study to the department of public instruction.

1           (4k) BUTTERNUT SCHOOL DISTRICT; CONSOLIDATION STUDY. Notwithstanding  
2 section 115.435 of the statutes, the department of public instruction shall, from the  
3 appropriation under section 20.255 (2) (ad) of the statutes, as affected by this act,  
4 award a grant of \$30,000 in the 2007–08 fiscal year to the Butternut School District  
5 for the purpose of studying consolidation with the Glidden and Park Falls school  
6 districts.

7           (5i) ONE-TIME GRANTS TO ORGANIZATIONS. From the appropriation account under  
8 section 20.255 (3) (a) of the statutes, as created by this act, the department of public  
9 instruction shall distribute grants as follows:

10           (a) *Big Brothers Big Sisters of Dane County*. A grant of \$25,000 in fiscal year  
11 2007–08 to Big Brothers Big Sisters of Dane County for mentoring in collaboration  
12 with the Madison Metropolitan School District.

13           (b) *Latino Community Center*. A grant of \$12,500 in fiscal year 2007–08 to the  
14 Latino Community Center for a school safety improvement project at South Division  
15 High School.

16           (c) *Badger State Science and Engineering Fair*. A grant of \$12,500 in fiscal year  
17 2007–08 and in fiscal year 2008–09 to the Badger State Science and Engineering  
18 Fair.

19           **SECTION 9138. Nonstatutory provisions; Public Lands, Board of**  
20 **Commissioners of.**

21           **SECTION 9139. Nonstatutory provisions; Public Service Commission.**

22           (1f) PUBLIC LIBRARY SYSTEMS FUNDING FROM UNIVERSAL SERVICE FUND.  
23 Notwithstanding section 196.218 (3) (a) 3. b. of the statutes, the public service  
24 commission shall, in determining the amount of contributions to the universal

1 service fund for fiscal year 2007–08, deduct \$9,200,000 from the amount  
2 appropriated under section 20.255 (3) (qm) of the statutes for fiscal year 2007–08.

3 **SECTION 9140. Nonstatutory provisions; Regulation and Licensing.**

4 (1j) WHOLESALE PRESCRIPTION DRUG DISTRIBUTORS. Using the procedure under  
5 section 227.24 of the statutes, the department of regulation and licensing shall  
6 promulgate rules necessary to administer sections 450.071, 450.072, 450.073, and  
7 450.074 of the statutes, as created by this act, for the period before the effective date  
8 of permanent rules necessary to administer sections 450.071, 450.072, 450.073, and  
9 450.074 of the statutes. Notwithstanding section 227.24 (1) (c) and (2) of the statutes,  
10 emergency rules promulgated under this subsection remain in effect until March 1,  
11 2008, or the date on which permanent rules take effect, whichever is sooner.  
12 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not  
13 required to provide evidence that promulgating a rule under this subsection as an  
14 emergency rule is necessary for the preservation of the public peace, health, safety,  
15 or welfare and is not required to provide a finding of emergency for a rule  
16 promulgated under this subsection.

17 (1k) CREDENTIAL ASSESSMENT. Notwithstanding sections 440.05 (1) and 440.08  
18 (2) (a) of the statutes, as affected by this act, the department of regulation and  
19 licensing shall require that each applicant for an initial credential or for renewal of  
20 a credential pay an assessment of \$5, in addition to the fees required under sections  
21 440.05 (1) and 440.08 (2) (a) of the statutes, as affected by this act. The department  
22 of regulation and licensing shall deposit all moneys collected under this subsection  
23 into the general fund. This subsection does not apply after June 30, 2009.

24 **SECTION 9141. Nonstatutory provisions; Revenue.**

1           (1) INTERNAL REVENUE CODE. Changes to the Internal Revenue Code made by  
2 Public Law 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
3 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of Public Law 109–135, and Public Law  
4 109–280, excluding sections 811 and 844 of Public Law 109–280, apply to the  
5 definitions of “Internal Revenue Code” in chapter 71 of the statutes at the time that  
6 those changes apply for federal income tax purposes.

7           (2) EMERGENCY RULES CONCERNING OIL COMPANY ASSESSMENT. The department of  
8 revenue may promulgate emergency rules under section 227.24 of the statutes  
9 implementing subchapter XIV of chapter 77 of the statutes, as created by this act.  
10 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department  
11 of revenue is not required to provide evidence that promulgating a rule under this  
12 subsection as an emergency rule is necessary for the preservation of the public peace,  
13 health, safety, or welfare and is not required to provide a finding of emergency for a  
14 rule promulgated under this subsection.

15           (2f) RETAILER INVENTORY SYSTEM FOR LOTTERY TICKETS. The department of  
16 revenue shall develop a detailed implementation and cost plan for an instant ticket  
17 retailer inventory system and submit the plan to the joint committee on finance on  
18 or before January 31, 2008. The plan shall include the text of a proposed  
19 administrative rule relating to retailer billing procedures or, if such an  
20 administrative rule has been promulgated, a summary of the promulgated  
21 administrative rule. If the cochairpersons of the committee do not notify the  
22 department within 14 working days after the date of submittal of the plan that the  
23 committee has scheduled a meeting for the purpose of reviewing the plan, the  
24 department may implement the plan. If, within 14 working days after the date of  
25 submittal, the cochairpersons of the committee notify the department that the

1 committee has scheduled a meeting for the purpose of reviewing the plan, the  
2 department may implement the plan only upon approval of the committee.

3 **SECTION 9142. Nonstatutory provisions; Secretary of State.**

4 **SECTION 9143. Nonstatutory provisions; State Employment Relations,**  
5 **Office of.**

6 **SECTION 9144. Nonstatutory provisions; State Fair Park Board.**

7 **SECTION 9145. Nonstatutory provisions; Supreme Court.**

8 **SECTION 9146. Nonstatutory provisions; Technical College System.**

9 (1k) DAIRY SCIENCE ASSOCIATE DEGREE PROGRAM. The technical college system  
10 board shall allocate \$194,000 in the 2008–09 fiscal year from the appropriation  
11 under section 20.292 (1) (dc) of the statutes for an incentive grant to Northcentral  
12 Technical College for a dairy science associate degree program if Northcentral  
13 Technical College contributes at least \$65,000 for the program in the 2008–09 fiscal  
14 year.

15 (2k) FEE REMISSIONS. Notwithstanding section 38.24 (8) (bm) 2. of the statutes,  
16 as created by this act, a student who is a veteran may receive a remission under that  
17 subsection for the fall 2007 semester and may continue to receive the remission in  
18 subsequent semesters if the student remains continuously enrolled.

19 **SECTION 9147. Nonstatutory provisions; Tourism.**

20 **SECTION 9148. Nonstatutory provisions; Transportation.**

21 (1) TRANSFER OF SUPPLEMENTAL TITLE FEES.

22 (a) No transfer of moneys may be made from the general fund under section  
23 20.855 (4) (f), 2005 stats., on or after the effective date of this paragraph.

24 (b) If the effective date of this paragraph is after October 1, 2007,  
25 notwithstanding section 25.40 (3) (a) of the statutes, the secretary of administration



1 shall transfer, in fiscal year 2007–08, from the transportation fund to the general  
2 fund an amount equal to the amount transferred under section 20.855 (4) (f), 2005  
3 stats., from the general fund to the environmental fund between July 1, 2007, and  
4 the effective date of this paragraph.

5 (2) IMPROVEMENT PROJECT TO VETERANS CEMETERY ACCESS ROAD IN WASHBURN  
6 COUNTY. Notwithstanding limitations on the amount and use of aids provided under  
7 section 86.31 of the statutes, as affected by this act, or on eligibility requirements for  
8 receiving aids under section 86.31 of the statutes, as affected by this act, the  
9 department of transportation shall award a grant of \$60,000 in the 2007–09 fiscal  
10 biennium to the first applicant that is eligible for aid under section 86.31 of the  
11 statutes and that applies for a grant for the improvement of a road accessing a state  
12 veterans cemetery in Washburn County. Payment of the grant under this subsection  
13 shall be made from the appropriation under section 20.395 (2) (ft) of the statutes, as  
14 affected by this act, before making any other allocation of funds under section 86.31  
15 (3g), (3m), or (3r) of the statutes, as affected by this act, and is in addition to the  
16 entitlement, as defined in section 86.31 (1) (ar) of the statutes, or eligibility under  
17 section 86.31 (3g), (3m), or (3r) of the statutes, as affected by this act, of the recipient  
18 under this subsection to any other aids under section 86.31 of the statutes, as affected  
19 by this act.

20 (4c) VEHICLE EMISSIONS TESTING PROGRAM STUDY AND REPORT. The department of  
21 transportation shall conduct a study of alternative program models for the vehicle  
22 emissions inspection and maintenance program under section 110.20 of the statutes,  
23 as affected by this act, which study shall include examining the possibility of remote  
24 emissions testing and testing performed by certified motor vehicle dealers that  
25 electronically transmit test results to the department. By May 1, 2008, the

1 department shall submit a report summarizing the results of this study to the chief  
2 clerk of each house of the legislature for distribution to the appropriate standing  
3 committee dealing with transportation matters in each house of the legislature.

4 (4m) STUDY AND REPORT REGARDING ROUTING OF STATE HIGHWAYS IN THE CITY OF  
5 RIPON.

6 (a) The department of transportation shall conduct a study of a proposal to  
7 reroute the following state highways through the city of Ripon:

8 1. STH 23, on Berlin Road, Oshkosh Street, and Douglas Street.

9 2. STH 44, on CTH “KK” and Douglas Street.

10 3. STH 49, on CTH “KK,” Douglas Street, Oshkosh Street, and Berlin Road.

11 (b) The department of transportation shall prepare a report summarizing the  
12 results of the study under paragraph (a) and present that report to the joint  
13 committee on finance by June 30, 2008.

14 (7c) IMPAIRED MOTORCYCLE RIDING CAMPAIGN GRANTS.

15 (a) The department of transportation shall award a grant of \$75,000 in each  
16 fiscal year of the 2007–09 fiscal biennium to a motorcycling organization that is  
17 composed primarily of motorcycle riders, that includes the promotion of motorcycle  
18 safety as one of its objectives, and that has statewide membership.

19 (b) Any grant awarded under paragraph (a) shall be used to conduct a  
20 “rider-to-rider” campaign to reduce impaired motorcycle riding by educating  
21 motorcyclists about the dangers of impaired motorcycle riding, with the goal of  
22 reducing the number of motorcycle accidents, injuries, and fatalities.

23 (c) After the department of transportation has selected a grant recipient for a  
24 grant awarded under paragraph (a), the department may not distribute the grant  
25 funds to the grant recipient until the grant recipient provides to the department a

1 proposed budget for use of the grant funds in a manner consistent with paragraph  
2 (b).

3 (d) As a condition of receiving grant funds under this subsection, a grant  
4 recipient shall provide the department of transportation with an audited financial  
5 statement of its use of the grant funds, prepared in accordance with generally  
6 accepted accounting principles.

7 (e) In any highway safety performance plan that the department of  
8 transportation submits to the federal department of transportation for federal fiscal  
9 year 2008 and for federal fiscal year 2009, the state department of transportation  
10 shall include a proposal to spend \$75,000, in that portion of each federal fiscal year  
11 that coincides with the state fiscal year, to fund an impaired motorcycle riding  
12 campaign, as described in paragraphs (a) to (d). If this proposal is approved by the  
13 federal department of transportation, any grant awarded under paragraph (a) for  
14 the fiscal year for which the proposal is approved shall be paid from the  
15 appropriation account under section 20.395 (5) (dy) of the statutes within 3 months  
16 of this approval.

17 (f) If any proposal described in paragraph (e) is not approved by the federal  
18 department of transportation, any grant awarded under paragraph (a) for the fiscal  
19 year for which the proposal is not approved shall be paid from the appropriation  
20 account under section 20.395 (5) (dr) of the statutes, as affected by this act, within  
21 3 months of any disapproval.

22 (7j) TOURIST-ORIENTED DIRECTIONAL SIGNS ON I 94 IN MILWAUKEE COUNTY. (a) In  
23 this subsection, “Marquette interchange reconstruction project” means the project  
24 identified in section 84.014 (3) of the statutes.

1 (b) The department of transportation shall erect and maintain, until the  
2 completion of the Marquette interchange reconstruction project or until July 1, 2010,  
3 whichever occurs first, temporary tourist-oriented directional signs at or near the  
4 location of the Marquette interchange reconstruction project that provide driving  
5 directions to the attractions specified in section 86.196 (6) of the statutes, as created  
6 by this act.

7 **SECTION 9149. Nonstatutory provisions; Treasurer.**

8 **SECTION 9150. Nonstatutory provisions; University of Wisconsin**  
9 **Hospitals and Clinics Authority.**

10 (1f) NEW MEMBERS. Notwithstanding section 233.02 (1) (ag) of the statutes, as  
11 created by this act, of the initial terms of the members of the board of directors of the  
12 University of Wisconsin Hospitals and Clinics Authority appointed under section  
13 233.02 (1) (ag) of the statutes, as created by this act, one term shall expire on July  
14 1, 2010, one term shall expire on July 1, 2011, and one term shall expire on July 1,  
15 2012.

16 **SECTION 9151. Nonstatutory provisions; University of Wisconsin**  
17 **Hospitals and Clinics Board.**

18 (1f) NEW MEMBERS. Notwithstanding section 15.96 (1) (ag) of the statutes, as  
19 created by this act, of the initial terms of the members of the University of Wisconsin  
20 Hospitals and Clinics Board appointed under section 15.96 (1) (ag) of the statutes,  
21 as created by this act, one term shall expire on July 1, 2010, one term shall expire  
22 on July 1, 2011, and one term shall expire on July 1, 2012.

23 **SECTION 9152. Nonstatutory provisions; University of Wisconsin**  
24 **System.**

1           (1) UW-MILWAUKEE SCHOOL OF PUBLIC HEALTH. Of the moneys appropriated to  
2 the Board of Regents of the University of Wisconsin System under section 20.285 (1)  
3 (a) of the statutes for the 2008–09 fiscal year, the board shall allocate \$200,000 for  
4 establishing the University of Wisconsin–Milwaukee School of Public Health, but  
5 only if the board approves the school.

6           (2k) TUITION AND FEE REMISSIONS.

7           (a) Notwithstanding section 36.27 (3n) (b) (intro.) and (3p) (b) of the statutes,  
8 as affected by this act, a graduate student may receive a remission under those  
9 subsections for the fall 2007 semester and may continue to receive the remission as  
10 a graduate student in subsequent semesters if the student remains continuously  
11 enrolled.

12           (b) Notwithstanding section 36.27 (3p) (bm) 2. of the statutes, as created by this  
13 act, a student who is a veteran may receive a remission under that subsection for the  
14 fall 2007 semester and may continue to receive the remission in subsequent  
15 semesters if the student remains continuously enrolled.

16           (2u) WISCONSIN IDEA COURSE FOR CHINESE STUDENTS. Of the moneys  
17 appropriated to the Board of Regents of the University of Wisconsin System under  
18 section 20.285 (1) (a) of the statutes, the Board of Regents shall allocate \$25,000 for  
19 fiscal year 2007–08 for the development of a 5–week course to be offered in the  
20 summer of 2008 for introducing Chinese political, business, and academic leaders  
21 and practitioners to the Wisconsin Idea, especially as the Wisconsin Idea relates to  
22 environmental issues in China. The Board of Regents shall prepare a report that  
23 assesses the environmental, economic, and educational impacts of the course on this  
24 state and China; recommends whether the course should be continued and, if so, how  
25 the course may be improved; and assesses how the Wisconsin Idea may be used to

1 position the state as a preferred trading partner with China and to position the  
2 University of Wisconsin as a preferred venue at which to discuss environmental and  
3 natural resource issues related to China. No later than May 1, 2009, the Board of  
4 Regents shall submit the report to the appropriate standing committees of the  
5 legislature in the manner provided under section 13.172 (3) of the statutes.

6 (2v) WRITTEN POLICIES FOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS. No  
7 later than January 1, 2008, the Board of Regents of the University of Wisconsin  
8 System shall submit for review by the joint legislative audit committee and for  
9 approval by the joint committee on information policy and technology a preliminary  
10 draft of the policies required under section 36.59 (1) (c) of the statutes, as created by  
11 this act.

12 (2w) RULES PERTAINING TO LARGE, HIGH-RISK INFORMATION TECHNOLOGY PROJECTS.  
13 The Board of Regents of the University of Wisconsin System shall submit in proper  
14 form the rules required under section 36.59 (2) of the statutes, as created by this act,  
15 to the legislative council staff under section 227.15 (1) of the statutes no later than  
16 June 30, 2008.

17 **SECTION 9153. Nonstatutory provisions; Veterans Affairs.**

18 (1) PAYMENTS FOR OUTREACH FOR HOMELESS VETERANS. From the appropriation  
19 under section 20.485 (2) (am) of the statutes, as created by this act, the department  
20 of veterans affairs may annually make a payment not to exceed \$25,000 to the Center  
21 for Veteran Issues for the purpose of providing outreach services for homeless  
22 veterans.

23 (2c) DOUGLAS COUNTY VETERANS HEALTH CARE STUDY. From the appropriation  
24 under section 20.485 (2) (tm) of the statutes, no later than June 30, 2009, the  
25 department of veterans affairs shall study the long-term health care needs of the

1 veterans population in Douglas County, including the demand for, and feasibility of,  
2 establishing a rehabilitative care center, in addition to an evaluation of the  
3 anticipated need for a nursing home or assisted living facility in that area. The  
4 department of veterans affairs shall use the funding available under this subsection  
5 to contract for the study. The scope and methodology of the study shall be determined  
6 by the legislative audit bureau, with the cooperation of the department of veterans  
7 affairs.

8 **SECTION 9154. Nonstatutory provisions; Workforce Development.**

9 (1) TRANSFER TO THE DEPARTMENT OF CHILDREN AND FAMILIES.

10 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
11 liabilities of the department of workforce development that are primarily related to  
12 the functions of the bureau of Wisconsin Works and child support and the child care  
13 section of the bureau of workforce programs, as determined by the secretary of  
14 administration, shall become the assets and liabilities of the department of children  
15 and families.

16 (b) *Employee transfers.*

17 1. The classified positions, and incumbent employees holding positions, in the  
18 department of workforce development relating primarily to the functions of the  
19 bureau of Wisconsin Works and child support and the child care section of the bureau  
20 of workforce programs, as determined by the secretary of administration, are  
21 transferred to the department of children and families.

22 2. The classified positions, and incumbent employees holding positions, in the  
23 department of workforce development relating primarily to general administration  
24 and program support that the secretary of administration determines should be  
25 transferred are transferred to the department of children and families. Upon

1 determination of these employees, the secretary of workforce development shall, in  
2 conjunction with the secretary of health and family services, by October 1, 2007, and  
3 submit a plan to the secretary of administration requesting the transfer of moneys  
4 between the general purpose revenue appropriations for the departments of  
5 workforce development and health and family services and the department of  
6 children and families, between the program revenue appropriations for the  
7 departments of workforce development and health and family services and the  
8 department of children and families, between the program revenue–service  
9 appropriations for the departments of workforce development and health and family  
10 services and the department of children and families, between the appropriations of  
11 given segregated funds for the departments of workforce development and health  
12 and family services and the department of children and families, and between the  
13 federal revenue appropriations for the departments of workforce development and  
14 health and family services and the department of children and families, if necessary  
15 to adjust previously allocated costs in accordance with the transfer of personnel.

16 (c) *Employee status.* Employees transferred under paragraph (b) shall have the  
17 same rights and status under subchapter V of chapter 111 and chapter 230 of the  
18 statutes in the department of children and families that they enjoyed in the  
19 department of workforce development immediately before the transfer.  
20 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
21 has attained permanent status in class is required to serve a probationary period.

22 (d) *Tangible personal property.* On the effective date of this paragraph, all  
23 tangible personal property, including records, of the department of workforce  
24 development that is primarily related to the functions of the bureau of Wisconsin  
25 Works and child support and the child care section of the bureau of workforce



1 programs, as determined by the secretary of administration, shall be transferred to  
2 the department of children and families.

3 (e) *Contracts.* All contracts entered into by the department of workforce  
4 development in effect on the effective date of this paragraph that are primarily  
5 related to the functions of the bureau of Wisconsin Works and child support and the  
6 child care section of the bureau of workforce programs, as determined by the  
7 secretary of administration, remain in effect and are transferred to the department  
8 of children and families. The department of children and families shall carry out any  
9 such contractual obligations unless modified or rescinded by the department of  
10 children and families to the extent allowed under the contract.

11 (f) *Rules and orders.* All rules promulgated by the department of workforce  
12 development that are primarily related to the functions of the bureau of Wisconsin  
13 Works and child support and the child care section of the bureau of workforce  
14 programs, as determined by the secretary of administration, and that are in effect  
15 on the effective date of this paragraph remain in effect until their specified expiration  
16 dates or until amended or repealed by the department of children and families. All  
17 orders issued by the department of workforce development that are primarily related  
18 to the functions of the bureau of Wisconsin Works and child support and the child  
19 care section of the bureau of workforce programs, as determined by the secretary of  
20 administration, and that are in effect on the effective date of this paragraph remain  
21 in effect until their specified expiration dates or until modified or rescinded by the  
22 department of children and families.

23 (g) *Pending matters.* Any matter pending with the department of workforce  
24 development on the effective date of this paragraph that is primarily related to the  
25 functions of the bureau of Wisconsin Works and child support and the child care

1 section of the bureau of workforce programs, as determined by the secretary of  
2 administration, is transferred to the department of children and families and all  
3 materials submitted to or actions taken by the department of workforce development  
4 with respect to the pending matter are considered as having been submitted to or  
5 taken by the department of children and families.

6 (3k) TRANSFER OF EMPLOYEE UNDER FOOD STAMP EMPLOYMENT AND TRAINING  
7 PROGRAM.

8 (a) *Position and employee transfer.* There is transferred from the department  
9 of workforce development to the department of health and family services 1.0 FTE  
10 classified position, and the incumbent employee or employees holding the position,  
11 relating primarily to the administration of the food stamp employment and training  
12 program, as determined by the secretary of administration.

13 (b) *Employee status.* Employees transferred under paragraph (a) shall have the  
14 same rights and status under subchapter V of chapter 111 and chapter 230 of the  
15 statutes in the department of health and family services that they enjoyed in the  
16 department of workforce development immediately before the transfer.  
17 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
18 has attained permanent status in class is required to serve a probationary period.

19 (4k) GRANT TO RACINE YOUNG WOMEN'S CHRISTIAN ASSOCIATION. From the  
20 appropriation under section 20.445 (3) (e) of the statutes, as created by this act, the  
21 department of workforce development shall make a grant of \$25,000 in fiscal year  
22 2007–08 to the Racine Young Women's Christian Association for start-up costs for  
23 a job skills training program.

24 (5k) GRANT TO RACINE COUNTY WORKFORCE DEVELOPMENT BOARD. From the  
25 appropriation account under section 20.445 (1) (fr) of the statutes, as created by this

1 act, the department of workforce development shall distribute \$25,000 in fiscal year  
2 2007–08 to the Racine County Workforce Development Board for the development  
3 of a comprehensive community–wide workforce development plan that addresses  
4 the specific challenges faced in Racine County, including the need to prepare a highly  
5 skilled and educated workforce that meets employer needs, so as to enhance the  
6 economic viability of Racine County.

7 **SECTION 9155. Nonstatutory provisions; other.**

8 (1m) INDIAN CHILD HIGH-COST OUT-OF-HOME CARE PLACEMENT FUNDING.

9 Notwithstanding section 16.54 (12) (b) of the statutes, as affected by SECTION 63 of  
10 this act, and section 48.567 (1) and (2) of the statutes, as created by this act, in fiscal  
11 year 2008–09 the department of children and families may expend not more than  
12 \$500,000 in moneys received in fiscal year 2006–07 or 2007–08 and credited to the  
13 appropriation accounts under section 20.437 (3) (mm) or (mp) of the statutes, as  
14 created by this act, less any moneys expended under section 9121 (1m) of this act for  
15 unexpected or unusually high–cost out–of–home care placements of Indian children  
16 by tribal courts. The department of children and families may expend moneys under  
17 this subsection only if that department determines in light of overall child welfare  
18 needs and after paying federal disallowances under section 20.437 (3) (mm) of the  
19 statutes, as created by this act, that there are sufficient moneys in the appropriation  
20 accounts under section 20.437 (3) (mm) and (mp) of the statutes, as created by this  
21 act, to expend for that purpose.

22 (5a) LOCAL PURCHASES AND PROJECTS. The amounts, grantees, and purposes of  
23 the purchases and projects funded under section 16.40 (24) of the statutes, as created  
24 by this act, are as follows:

1 (a) The sum of \$15,000 to the Resch Aquatic Center in the city of Green Bay to  
2 assist with the costs associated with furnishings including, lockers for the center's  
3 lifeguards or construction of a concrete apron for spectators, or both.

4 (b) The sum of \$10,000 to the town of Pensaukee, Oconto County, to purchase  
5 furnishings, including historical photographs and frames, conference furniture,  
6 desks, and chairs, for the town hall.

7 (c) The sum of \$25,000 to the city of Sun Prairie to be used for the design and  
8 construction of a handicapped-accessible playground in Firemen's Park.

9 (d) The sum of \$12,500 to the Southside Organizing Committee in the city of  
10 Milwaukee for the purchase of a laptop computer and projector, a portable sound  
11 system with 4 wireless microphones, and translating equipment for 15 individuals.

12 (e) The sum of \$10,000 to Greater New Birth, Inc., in the city of Milwaukee to  
13 assist with the costs of a project to address child safety and violence reduction  
14 programing.

15 (5k) REPORT BY DEPARTMENT OF CHILDREN AND FAMILIES. Notwithstanding the  
16 requirement under section 49.32 (1) (a) of the statutes, as affected by this act, for  
17 reporting the number of children placed for adoption by the department of children  
18 and families and costs to the state relating to the adoptions during the previous year,  
19 for the report due by March 1, 2009, the department of children and families shall  
20 report the number of children placed for adoption by both the department of children  
21 and families and the department of health and family services during 2008 and the  
22 costs to the state relating to all those adoptions.

23 **SECTION 9201. Fiscal changes; Administration.**

24 **SECTION 9202. Fiscal changes; Aging and Long-Term Care Board.**

1           **SECTION 9203. Fiscal changes; Agriculture, Trade and Consumer**  
2           **Protection.**

3           (1) TRANSFER FROM AGRICULTURAL CHEMICAL CLEANUP FUND FOR FOOD REGULATION.  
4           There is transferred from the agricultural chemical cleanup fund to the  
5           appropriation account under section 20.115 (1) (gb) of the statutes \$250,000 in fiscal  
6           year 2007–08 and \$100,000 in fiscal year 2008–09.

7           (2) TRANSFER FROM AGRICULTURAL CHEMICAL CLEANUP FUND FOR ANIMAL HEALTH  
8           REGULATION. There is transferred from the agricultural chemical cleanup fund to the  
9           appropriation account under section 20.115 (2) (ha) of the statutes \$125,000 in fiscal  
10          year 2007–08 and \$125,000 in fiscal year 2008–09.

11          **SECTION 9204. Fiscal changes; Arts Board.**

12          **SECTION 9205. Fiscal changes; Building Commission.**

13          **SECTION 9206. Fiscal changes; Child Abuse and Neglect Prevention**  
14          **Board.**

15          **SECTION 9207. Fiscal changes; Circuit Courts.**

16          **SECTION 9208. Fiscal changes; Commerce.**

17          **SECTION 9209. Fiscal changes; Corrections.**

18          (1f) JUVENILE CORRECTIONAL SERVICES TRANSFER.

19          (a) Subject to paragraph (b), if notwithstanding sections 16.50 (2), 16.52, 20.002  
20          (11), and 20.903 of the statutes there is a deficit in the appropriation account under  
21          section 20.410 (3) (hm), 2005 stats., at the close of fiscal year 2006–07, any  
22          unencumbered balance in the appropriation account under section 20.410 (3) (ho),  
23          2005 stats., at the close of fiscal year 2006–07, less the amounts required under that  
24          paragraph to be remitted to counties or transferred to the appropriation account  
25          under section 20.410 (3) (kx) of the statutes, and any unencumbered balance in the

1 appropriation account under section 20.410 (3) (hr), 2005 stats., at the close of fiscal  
2 year 2006–07, shall be transferred to the appropriation account under section 20.410  
3 (3) (hm) of the statutes, as affected by SECTION 324g of this act, except that the total  
4 amount of the unencumbered balances transferred under this paragraph may not  
5 exceed the amount of that deficit.

6 (b) If the deficit specified in paragraph (a) is less than the total amount of the  
7 unencumbered balances available for transfer under paragraph (a), the total amount  
8 transferred from the appropriation accounts under section 20.410 (3) (ho) and (hr),  
9 2005 stats., to the appropriation account under section 20.410 (3) (hm) of the  
10 statutes, as affected by SECTION 324g of this act, under paragraph (a) shall equal the  
11 amount of that deficit and the amount transferred from each of those appropriation  
12 accounts shall be in proportion to the respective unencumbered balance available for  
13 transfer from each of those appropriation accounts.

14 **SECTION 9210. Fiscal changes; Court of Appeals.**

15 **SECTION 9211. Fiscal changes; District Attorneys.**

16 **SECTION 9212. Fiscal changes; Educational Communications Board.**

17 **SECTION 9214. Fiscal changes; Employee Trust Funds.**

18 **SECTION 9215. Fiscal changes; Employment Relations Commission.**

19 **SECTION 9217. Fiscal changes; Financial Institutions.**

20 (1j) DELAYED LAPSE. Notwithstanding section 20.144 (1) (g) of the statutes, as  
21 affected by the acts of 2007, from the amounts required to be lapsed to the general  
22 fund under section 20.144 (1) (g) of the statutes, as affected by the acts of 2007, at  
23 the close of the 2007–08 fiscal year, the department of financial institutions shall  
24 retain in that appropriation account the lesser of the unencumbered balance in the  
25 account or \$20,000,000 and shall lapse from that appropriation account the lesser of

1 the unencumbered balance in the account or \$20,000,000 to the general fund on July  
2 31, 2008.

3 **SECTION 9218. Fiscal changes; Fox River Navigational System**  
4 **Authority.**

5 **SECTION 9218m. Fiscal changes; Government Accountability Board.**

6 **SECTION 9219. Fiscal changes; Governor.**

7 **SECTION 9220. Fiscal changes; Health and Educational Facilities**  
8 **Authority.**

9 **SECTION 9221. Fiscal changes; Health and Family Services.**

10 **SECTION 9222. Fiscal changes; Higher Educational Aids Board.**

11 **SECTION 9223. Fiscal changes; Historical Society.**

12 **SECTION 9224. Fiscal changes; Housing and Economic Development**  
13 **Authority.**

14 **SECTION 9225. Fiscal changes; Insurance.**

15 (1) REPEAL OF SUPPORT SERVICES APPROPRIATION. The unencumbered balance in  
16 the appropriation account under section 20.145 (1) (k), 2005 stats., is transferred to  
17 the appropriation account under section 20.145 (1) (g) of the statutes, as affected by  
18 this act.

19 (2) HEALTH CARE QUALITY FUND. Notwithstanding section 655.27 (6) of the  
20 statutes, there is transferred from the injured patients and families compensation  
21 fund to the health care quality fund \$175,000,000 in fiscal year 2007–08.

22 **SECTION 9226. Fiscal changes; Investment Board.**

23 **SECTION 9227. Fiscal changes; Joint Committee on Finance.**

24 (1k) GOVERNMENT ACCOUNTABILITY BOARD PER DIEM PAYMENTS. Of the moneys  
25 appropriated to the joint committee on finance under section 20.865 (4) (a) of the

1 statutes for the 2007–09 fiscal biennium, \$28,300 in fiscal year 2007–08 and \$28,300  
2 in fiscal year 2008–09 are allocated to provide per diem payments to board members  
3 and the chairperson or chairperson’s designee. If, upon receiving the report required  
4 under SECTION 9118m (1k) of this act, the cochairpersons of the joint committee on  
5 finance do not notify the legal counsel to the government accountability board that  
6 the committee has scheduled a meeting for the purpose of reviewing the board’s  
7 proposed expenditures for per diem payments in the fiscal year to which the report  
8 relates within 14 working days after the date that the board submits its report, the  
9 moneys allocated under this subsection for that fiscal year are transferred to the  
10 appropriation under section 20.511 (1) (a) of the statutes and may be expended by the  
11 board for the purpose of making the payments. If, within 14 working days after the  
12 date that the board submits its report, the cochairpersons of the committee notify the  
13 legal counsel to the board that the committee has scheduled a meeting for the  
14 purpose of reviewing the board’s proposed expenditures for per diem payments in the  
15 fiscal year to which the report relates, the moneys allocated under this subsection  
16 for that fiscal year may be transferred to the appropriation under section 20.511 (1)  
17 (a) of the statutes only upon approval of the committee. Upon transfer of any moneys  
18 to the appropriation under section 20.511 (1) (a) of the statutes under this subsection,  
19 the appropriation for the fiscal year in which the transfer is made is increased by the  
20 amount transferred.

21 (1L) REPORTS ON EXPENDITURES FROM ELECTION ADMINISTRATION FUND.

22 (a) No later than the 15th day of each month, the elections board shall, prior  
23 to its termination, and the government accountability board shall, thereafter, report  
24 to the cochairpersons of the joint committee on finance concerning the expenditures  
25 made by the elections board or the government accountability board in the previous



1 month from the election administration fund for the statewide voter registration  
2 system for staffing costs, outside contractors, and supplies and other services. The  
3 reports shall detail the expenditures under each category and the total expenditures  
4 made under each category. Any member of the committee who objects to an  
5 expenditure that is identified in the report shall promptly notify the cochairpersons  
6 of the committee of that objection. If, upon receiving any report under this  
7 paragraph, the cochairpersons do not notify the executive director of the elections  
8 board, prior to its termination, or the legal counsel to the government accountability  
9 board, thereafter, that the committee has scheduled a meeting for the purpose of  
10 reviewing expenditures by the board from the election administration fund for the  
11 statewide voter registration system within 7 working days after the date that a  
12 report under this paragraph is submitted, the board may continue to make  
13 expenditures from the election administration fund for the statewide voter  
14 registration system. If, within 7 working days after the board submits a report under  
15 this paragraph, the cochairpersons of the committee notify the executive director of  
16 the elections board, prior to its termination, or the legal counsel to the government  
17 accountability board, thereafter, that a member of the committee objects to an  
18 expenditure from the election administration fund that is identified in the report, the  
19 board shall not make any additional expenditures from the election administration  
20 fund for the statewide voter registration system from the category to which the  
21 expenditure relates, except to honor prior legal obligations, until the committee  
22 meets and authorizes additional expenditures to be made for that purpose from the  
23 election administration fund. The cochairpersons of the committee shall call a  
24 meeting of the committee to be held within 90 days of the date that a member notifies

1 the cochairpersons that the member objects to an expenditure that is identified in  
2 a report submitted under this paragraph.

3 (b) This subsection does not apply after June 30, 2009.

4 **SECTION 9228. Fiscal changes; Judicial Commission.**

5 **SECTION 9229. Fiscal changes; Justice.**

6 **SECTION 9230. Fiscal changes; Legislature.**

7 **SECTION 9231. Fiscal changes; Lieutenant Governor.**

8 **SECTION 9232. Fiscal changes; Lower Wisconsin State Riverway Board.**

9 **SECTION 9233. Fiscal changes; Medical College of Wisconsin.**

10 **SECTION 9234. Fiscal changes; Military Affairs.**

11 (1) MAJOR DISASTER ASSISTANCE. In addition to the amounts in the schedule, in  
12 the schedule under section 20.005 (3) of the statutes for the appropriation to the  
13 department of military affairs under section 20.465 (3) (s) of the statutes, as affected  
14 by the acts of 2007, the dollar amount is increased by an amount equal to the  
15 unencumbered balance in the appropriation under section 20.465 (3) (s), 2005 stats.,  
16 immediately before the lapse of any money remaining in that appropriation on June  
17 30, 2007, but not to exceed \$1,000,000.

18 **SECTION 9235. Fiscal changes; Natural Resources.**

19 (1) RECREATIONAL BOATING AIDS LAPSE. Notwithstanding section 20.001 (3) (c) of  
20 the statutes, there is lapsed to the conservation fund from the appropriation account  
21 to the department of natural resources under section 20.370 (5) (cq) of the statutes,  
22 as affected by this act, \$1,777,200 on the effective date of this subsection and  
23 \$132,000 in fiscal year 2008–09.

24 (2) LAKE MANAGEMENT AND INVASIVE SPECIES CONTROL GRANTS LAPSE.  
25 Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this

1 subsection, there is lapsed to the conservation fund \$429,800 from the appropriation  
2 account to the department of natural resources under section 20.370 (6) (ar) of the  
3 statutes.

4 (3) BOATING ACCESS LAPSE. Notwithstanding section 20.001 (3) (c) of the  
5 statutes, there is lapsed to the conservation fund from the appropriation account to  
6 the department of natural resources under section 20.370 (7) (ft) of the statutes  
7 \$334,300 on the effective date of this subsection and \$8,500 in fiscal year 2008–09.

8 (4) MISSISSIPPI AND ST. CROIX RIVERS MANAGEMENT LAPSE. Notwithstanding  
9 section 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
10 appropriation account to the department of natural resources under section 20.370  
11 (7) (fw) of the statutes \$231,200 on the effective date of this subsection and \$2,600  
12 in fiscal year 2008–09.

13 (4j) NONPROFIT CONSERVATION ORGANIZATION GRANTS LAPSE. Notwithstanding  
14 section 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
15 appropriation account to the department of natural resources under section 20.370  
16 (5) (aw) of the statutes, \$11,200 on the effective date of this subsection and \$4,200  
17 in fiscal year 2008–09 and from the appropriation account to the department of  
18 natural resources under section 20.370 (6) (aw) of the statutes, \$7,900 on the  
19 effective date of this subsection and \$2,900 in fiscal year 2008–09.

20 (4k) BOATING ACCESS TO SOUTHEASTERN LAKES LAPSE. Notwithstanding section  
21 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
22 appropriation account to the department of natural resources under section 20.370  
23 (7) (fr) of the statutes, \$11,200 on the effective date of this subsection and \$4,200 in  
24 fiscal year 2008–09.

1 (4L) FACILITIES ACQUISITION AND MAINTENANCE LAPSE. Notwithstanding section  
2 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
3 appropriation account to the department of natural resources under section 20.370  
4 (7) (hq) of the statutes, \$1,100 on the effective date of this subsection and \$400 in  
5 fiscal year 2008–09.

6 (5) RECYCLING FUND TRANSFER. There is transferred from the recycling fund to  
7 the general fund \$13,000,000 in fiscal year 2007–08 and \$20,000,000 in fiscal year  
8 2008–09.

9 (5k) SUSTAINABLE FORESTRY EDUCATION LAPSE. Notwithstanding section 20.001  
10 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the  
11 to the conservation fund \$950,000 from the appropriation account of the department  
12 of natural resources under section 20.370 (1) (cv) of the statutes, as affected by the  
13 acts of 2007.

14 **SECTION 9236. Fiscal changes; Public Defender Board.**

15 **SECTION 9237. Fiscal changes; Public Instruction.**

16 **SECTION 9238. Fiscal changes; Public Lands, Board of Commissioners**  
17 **of.**

18 **SECTION 9239. Fiscal changes; Public Service Commission.**

19 **SECTION 9240. Fiscal changes; Regulation and Licensing.**

20 (1k) LAPSE TO GENERAL FUND; GENERAL PROGRAM OPERATIONS. Notwithstanding  
21 section 20.001 (3) (c) of the statutes, there is lapsed to the general fund \$3,833,000  
22 in fiscal year 2007–08 and \$1,917,200 in fiscal year 2008–09 from the appropriation  
23 account of the department of regulation and licensing under section 20.165 (1) (g) of  
24 the statutes, as affected by the acts of 2007.

1           (2k) LAPSE TO GENERAL FUND; EXAMINATION OPERATIONS. Notwithstanding section  
2           20.001 (3) (c) of the statutes, there is lapsed to the general fund \$355,900 in fiscal  
3           year 2007–08 from the appropriation account of the department of regulation and  
4           licensing under section 20.165 (1) (i) of the statutes, as affected by the acts of 2007.

5           **SECTION 9241. Fiscal changes; Revenue.**

6           (1) PROPERTY ASSESSMENT MANUAL COSTS. Notwithstanding section 20.001 (3) (a)  
7           to (c) of the statutes, the secretary of administration shall, during the 2008–09 fiscal  
8           year, lapse to the general fund from the general program revenue appropriations  
9           under section 20.566 of the statutes an amount equal to the amount by which the  
10          amount credited to the appropriation account under section 20.566 (2) (hi) of the  
11          statutes during the 2007–08 fiscal year exceeded the amount appropriated to the  
12          department of revenue under section 20.566 (2) (hi) of the statutes in the 2007–08  
13          fiscal year.

14          **SECTION 9242. Fiscal changes; Secretary of State.**

15          **SECTION 9243. Fiscal changes; State Employment Relations, Office of.**

16          **SECTION 9244. Fiscal changes; State Fair Park Board.**

17          **SECTION 9245. Fiscal changes; Supreme Court.**

18          **SECTION 9246. Fiscal changes; Technical College System.**

19          **SECTION 9247. Fiscal changes; Tourism.**

20          **SECTION 9248. Fiscal changes; Transportation.**

21          **SECTION 9249. Fiscal changes; Treasurer.**

22          **SECTION 9250. Fiscal changes; University of Wisconsin Hospitals and**  
23          **Clinics Authority.**

24          **SECTION 9251. Fiscal changes; University of Wisconsin Hospitals and**  
25          **Clinics Board.**

1           **SECTION 9252. Fiscal changes; University of Wisconsin System.**

2           **SECTION 9253. Fiscal changes; Veterans Affairs.**

3           **SECTION 9254. Fiscal changes; Workforce Development.**

4           (1) UNEMPLOYMENT INSURANCE APPROPRIATION BALANCE TRANSFERS. The  
5 unencumbered balances in the appropriation accounts under section 20.445 (1) (ge),  
6 (gf), and (gi) of the statutes are transferred to the appropriation account under  
7 section 20.445 (1) (gd) of the statutes, as affected by this act.

8           **SECTION 9255. Fiscal changes; other.**

9           **SECTION 9301. Initial applicability; Administration.**

10          **SECTION 9302. Initial applicability; Aging and Long-Term Care**  
11 **Board.**

12          **SECTION 9303. Initial applicability; Agriculture, Trade and Consumer**  
13 **Protection.**

14          (1v) NONHOUSEHOLD PESTICIDE CLEANUP SURCHARGE. The treatment of section  
15 94.681 (3) (a), (b), and (c) of the statutes first applies to products sold on October 1,  
16 2007.

17          **SECTION 9304. Initial applicability; Arts Board.**

18          **SECTION 9305. Initial applicability; Building Commission.**

19          **SECTION 9306. Initial applicability; Child Abuse and Neglect**  
20 **Prevention Board.**

21          **SECTION 9307. Initial applicability; Circuit Courts.**

22          (1) COURT INTERPRETERS. The treatment of section 885.38 (3) (a) (intro.) and (8)  
23 (a) (intro.) of the statutes first applies to actions commenced on the effective date of  
24 this subsection.

25          **SECTION 9308. Initial applicability; Commerce.**

1           (1) WISCONSIN DEVELOPMENT FUND RESTRUCTURING. The treatment of sections  
2           20.143 (1) (c) and (ie), 84.185 (1) (ce) and (cm), 243.01 (4n) (a) 3m. e., 292.11 (7) (d)  
3           1m. b., 292.255, 560.045 (1), 560.14 (1) (ar), 560.145, 560.147, 560.15 (2) (d), 560.16,  
4           560.17 (1) (am) and (bm), 560.175, 560.26, 560.60 (1m), (1v), (3), (3m), (4), (8), (10),  
5           (11), (13), (15), (17), and (18m), 560.605 (1) (intro.), (a), (b), (c), (d), (e), (f), (g), (h), (i),  
6           and (p), (2) (intro.), (a), (b), (c), (d), (e), and (f), (2m) (intro.), (c), (d), and (e), (4), (5),  
7           (5m), and (6), 560.607 (1), 560.61 (intro.), (1), and (3), 560.62, 560.63, 560.65, 560.66,  
8           and 560.68 (1m), (2m), (3), (6), and (7) (a) of the statutes, the renumbering and  
9           amendment of section 560.68 (5) of the statutes, and the creation of section 560.68  
10          (5) (a) of the statutes first apply to applications for grants and loans received on the  
11          effective date of this subsection.

12          (2f) PETROLEUM STORAGE REMEDIAL ACTION REIMBURSEMENT LIMITATION. The  
13          treatment of section 101.143 (4) (c) 14. of the statutes first applies to claimants who  
14          receive written notification that no further remedial action is necessary on the  
15          effective date of this subsection.

16          (2k) DEVELOPMENT FINANCE BOARD. The treatment of section 15.155 (1) (a) 6. of  
17          the statutes first applies to members of the development finance board who have  
18          been appointed under section 15.155 (1) (a) 6., 2005 stats., and who are serving on  
19          the development finance board on the effective date of this subsection.

20                **SECTION 9309. Initial applicability; Corrections.**

21          (1) REVOCATION OF CONDITIONAL RELEASE. The treatment of section 971.17 (3) (e)  
22          of the statutes first applies to persons who are detained on the effective date of this  
23          subsection.

1 (2c) DOMESTIC ABUSE SURCHARGE. The treatment of section 973.055 (1) (intro.)  
2 of the statutes first applies to persons who are convicted of a crime specified in section  
3 973.055 (1) of the statutes on January 1, 2008.

4 **SECTION 9310. Initial applicability; Court of Appeals.**

5 **SECTION 9311. Initial applicability; District Attorneys.**

6 **SECTION 9312. Initial applicability; Educational Communications**  
7 **Board.**

8 **SECTION 9314. Initial applicability; Employee Trust Funds.**

9 **SECTION 9315. Initial applicability; Employment Relations**  
10 **Commission.**

11 **SECTION 9317. Initial applicability; Financial Institutions.**

12 **SECTION 9318. Initial applicability; Fox River Navigational System**  
13 **Authority.**

14 **SECTION 9318m. Initial applicability; Government Accountability**  
15 **Board.**

16 **SECTION 9319. Initial applicability; Governor.**

17 **SECTION 9320. Initial applicability; Health and Educational Facilities**  
18 **Authority.**

19 **SECTION 9321. Initial applicability; Health and Family Services.**

20 (1) OUT-OF-HOME PLACEMENTS OF CHILDREN.

21 (a) *Juvenile court reports.* The treatment of section 48.425 (1) (c) of the statutes  
22 first applies to reports filed with the court assigned to exercise jurisdiction under  
23 chapters 48 and 938 of the statutes on the effective date of this paragraph.

24 (b) *Orders placing child outside home.* The treatment of sections 48.21 (5) (c),  
25 48.235 (4) (b) and (4m) (b), 48.355 (2) (b) 1. and 6g., 48.357 (1) (am) 3. and (c) 3., (2m)



1 (c), and (2v) (a) 1m., 48.38 (2) (intro.), 48.417 (2) (c), 48.43 (1) (am) and (cm), 767.41  
2 (3) (a) (with respect to transferring legal custody of a child to the department of  
3 health and family services) and (am), 767.451 (7) (with respect to transferring legal  
4 custody of a child to the department of health and family services), 938.21 (5) (c),  
5 938.235 (4) (b), 938.32 (1) (c) 1. d., 938.355 (2) (b) 1. and 6g., (6) (d) 1., and (6m) (a)  
6 1g., 938.357 (1) (am) 3. and (c) 3., (2m) (c), and (2v) (a) 1m., and 938.38 (2) (intro.) of  
7 the statutes, the renumbering and amendment of sections 48.21 (5) (b) 1., 48.32 (1)  
8 (b) 1., and 938.21 (5) (b) 1. of the statutes and the creation of sections 48.21 (5) (b) 1.  
9 d., 48.32 (1) (b) 1. d., and 938.21 (5) (b) 1. d. of the statutes first apply to court orders  
10 granted on the effective date of this paragraph.

11 (c) *Voluntary agreements placing child outside home.* The treatment of sections  
12 48.63 (1) and 48.75 (1g) (c) 1. of the statutes first applies to voluntary agreements  
13 placing a child outside the home entered into on the effective date of this paragraph.

14 (2) MEDICAL ASSISTANCE ASSET TRANSFER CHANGES.

15 (a) *Eligibility changes.* The treatment of section 49.47 (4) (a) (intro.), (bm), and  
16 (cr) of the statutes first applies to individuals who apply or are recertified for medical  
17 assistance on the effective date of this paragraph.

18 (b) *Divestment changes.* The treatment of section 49.453 (1) (f) (intro.), 1., 2.,  
19 and 2m. and (fm), (3) (b) (intro.) and (bc), (4) (a), (ac), (am), (b), (c), (cm), (d), (e), and  
20 (em), (4c), and (4m) of the statutes, the renumbering and amendment of section  
21 49.453 (3) (a) and (8) of the statutes, the creation of section 49.453 (3) (a) 2. and (8)  
22 (b) of the statutes first apply to individuals who apply for or are receiving medical  
23 assistance for nursing facility services or other long-term care services on the  
24 effective date of this paragraph.

1 (c) *Continuing care contracts.* The treatment of section 647.05 (2m) of the  
2 statutes first applies to contracts entered into on the effective date of this paragraph.

3 (3) BACKGROUND CHECKS OF FOSTER AND ADOPTIVE HOMES. The treatment of  
4 sections 48.685 (1) (bg) and (d), (2) (b) 1. (intro.) and (c), (3) (a) and (b), (4m) (b) (intro.),  
5 and (5) (a) and (bm) (intro.), and 48.88 (2) (am) of the statutes first applies to a person  
6 who applies for a license to operate a foster home or treatment foster home or for an  
7 investigation of a proposed adoptive home on the effective date of this subsection.

8 (4) DISPROPORTIONATE SHARE HOSPITALS. The treatment of sections 49.02 (2) (c)  
9 and 49.45 (6z) (a) (by SECTION 1320) of the statutes first applies to indigent care  
10 agreements entered into on the effective date of this subsection.

11 (5) SOCIAL SECURITY NUMBER EXEMPTION. The renumbering and amendment of  
12 section 49.82 (2) of the statutes and the creation of section 49.82 (2) (b) of the statutes  
13 first apply to applications received on the effective date of this subsection.

14 (9c) CARE MANAGEMENT ORGANIZATION CONTRACTS. The treatment of section  
15 46.284 (2) (c) of the statutes first applies to contracts entered into, renewed, or  
16 extended on the effective date of this subsection.

17 **SECTION 9322. Initial applicability; Higher Educational Aids Board.**

18 (1) REMISSION OF FEES FOR VETERANS AND DEPENDENTS. The treatment of sections  
19 20.235 (1) (fz), 36.27 (3n) (c) and (3p) (c), 38.24 (7) (c) and (8) (c), and 39.50 of the  
20 statutes first applies to students who enroll for classes in the 2007–08 academic year.

21 (2) WISCONSIN COVENANT SCHOLARS PROGRAM. The treatment of sections 20.235  
22 (1) (fm) and 39.437 of the statutes first applies to students who enroll in a public or  
23 private, nonprofit, accredited, institution of higher education or in a tribally  
24 controlled college in this state in the 2011–12 academic year.

25 **SECTION 9323. Initial applicability; Historical Society.**

1           **SECTION 9324. Initial applicability; Housing and Economic**  
2           **Development Authority.**

3           **SECTION 9325. Initial applicability; Insurance.**

4           **SECTION 9326. Initial applicability; Investment Board.**

5           **SECTION 9327. Initial applicability; Joint Committee on Finance.**

6           **SECTION 9328. Initial applicability; Judicial Commission.**

7           **SECTION 9329. Initial applicability; Justice.**

8           (1) HAZARDOUS WASTE COST RECOVERY. The treatment of section 291.97 (3) of the  
9           statutes first applies to actions commenced on the effective date of this subsection.

10          (2) FALSE CLAIMS. The treatment of section 49.485 of the statutes first applies  
11          with respect to false claims that are presented or caused to be presented on the  
12          effective date of this subsection.

13          (3) SEXUAL ASSAULT FORENSIC EXAMS. The treatment of section 20.455 (5) (d) of  
14          the statutes and subchapter II of chapter 949 of the statutes first applies to  
15          examinations conducted on the effective date of this subsection.

16          **SECTION 9330. Initial applicability; Legislature.**

17          **SECTION 9331. Initial applicability; Lieutenant Governor.**

18          **SECTION 9332. Initial applicability; Lower Wisconsin State Riverway**  
19          **Board.**

20          **SECTION 9333. Initial applicability; Medical College of Wisconsin.**

21          **SECTION 9334. Initial applicability; Military Affairs.**

22          **SECTION 9335. Initial applicability; Natural Resources.**

23          (1) RECYCLING TIPPING FEE. The treatment of section 289.645 (3) of the statutes  
24          first applies to solid waste disposed of on July 1, 2007.

25          **SECTION 9336. Initial applicability; Public Defender Board.**

1           (1) REPRESENTATION IN CIVIL COMMITMENT, PROTECTIVE PLACEMENT, AND  
2 INVOLUNTARY MEDICATION CASES. The treatment of sections 20.550 (1) (L), 51.15 (9),  
3 51.20 (3) and (18) (c), 51.35 (1) (e) 1. and 2. c., 51.45 (12) (b) (intro.), 1., 2., and 3. and  
4 (c) 2., 51.45 (13) (b) 2., (d), and (j) and (16) (c), 51.60, 51.605, 55.10 (4) (a), 55.105,  
5 55.107, 55.135 (1), 55.14 (7), 55.15 (7) (cm), 55.18 (3) (c) (intro.), 55.19 (3) (c) (intro.),  
6 809.30 (2) (d), 967.06 (2) (a) and (b), 977.02 (2m), 977.05 (4) (gm), (h), and (i) 8., 977.06  
7 (2) (a) and (am), 977.07 (1) (a) and (c), 977.075 (1g), (3), (3m), and (4), and 977.08 (1)  
8 and (2) (intro.) and (d) of the statutes first applies to civil proceedings commencing,  
9 emergency detentions or emergency placements occurring, placement transfers  
10 occurring, or petitions for, or annual reviews of, court orders for involuntary  
11 administration of psychotropic medication commencing on July 1, 2008.

12           **SECTION 9337. Initial applicability; Public Instruction.**

13           (1) SCHOOL BREAKFAST PROGRAMS. The treatment of section 115.341 (1) of the  
14 statutes first applies to breakfasts served during the 2007–08 school year.

15           (2) REVENUE LIMIT; DECLINING ENROLLMENT. The treatment of section 121.91 (2m)  
16 (e) (intro.), (4) (f) 1. and 1m. b. and c., and (8) of the statutes first applies to the  
17 calculation of a school district's revenue limit for the 2007–08 school year.

18           (3) GRANTS FOR MASTER EDUCATOR LICENSURE. The treatment of sections 20.255  
19 (3) (c) and 115.42 (title), (1) (a) 1. and (b), (2) (a) (intro.) and 1., (3), and (4) (c) of the  
20 statutes first applies to persons who were licensed by the department of public  
21 instruction as master educators on July 1, 2005.

22           (4) SCHOOL SAFETY MEASURES; REVENUE LIMIT ADJUSTMENT. The treatment of  
23 section 121.91 (4) (L) of the statutes first applies to the calculation of a school  
24 district's revenue limit for the 2008–09 school year.

1 (5) TEACHER IMPROVEMENT ACTIVITIES; REVENUE LIMIT ADJUSTMENT. The treatment  
2 of section 121.91 (4) (m) of the statutes first applies to the calculation of a school  
3 district's revenue limit for the 2008–09 school year.

4 (6) FUNDING OF MILWAUKEE PARENTAL CHOICE PROGRAM. The renumbering and  
5 amendment of section 121.08 (4) (b) of the statutes and the creation of section 121.08  
6 (4) (b) 1., 2., and 3. of the statutes first apply to state aid paid in the 2007–08 school  
7 year.

8 **SECTION 9338. Initial applicability; Public Lands, Board of**  
9 **Commissioners of.**

10 **SECTION 9339. Initial applicability; Public Service Commission.**

11 (1d) UNIVERSAL SERVICE FUND REIMBURSEMENTS. The treatment of section  
12 196.218 (3) (g) of the statutes first applies to overpayments made in 2005.

13 **SECTION 9340. Initial applicability; Regulation and Licensing.**

14 **SECTION 9341. Initial applicability; Revenue.**

15 (1) VETERANS SERVICE ORGANIZATIONS; INCOME AND FRANCHISE TAX. The treatment  
16 of section 71.26 (1) (am) of the statutes first applies to to taxable years beginning on  
17 January 1 of the year in which this subsection takes effect, except that if this  
18 subsection takes effect after July 31 the treatment of section 71.26 (1) (am) of the  
19 statutes first applies to taxable years beginning on January 1 of the year following  
20 the year in which this subsection takes effect.

21 (2) DEVELOPMENT ZONES TAX CREDITS. The treatment of section 76.636 (1) (e) and  
22 (2) (b), (c), (d), and (e) of the statutes first applies to taxable years beginning on  
23 January 1, 2008.

24 (3) WITHHOLDING TAX ON NONRESIDENT MEMBERS OF PASS-THROUGH ENTITIES. The  
25 treatment of sections 71.775 (3) (a) 2. and 3. and (4) (b) 2., (d), and (f), and 71.83 (1)

1 (a) 1. of the statutes first applies retroactively to taxable years beginning on January  
2 1, 2006.

3 (4) ENTERPRISE ZONE JOBS CREDIT. The repeal of sections 71.07 (3w) (bm) 3., 71.28  
4 (3w) (bm) 3., and 71.47 (3w) (bm) 3. of the statutes, the consolidation, renumbering  
5 and amendment of 71.07 (3w) (bm) (intro.) and 4., 71.28 (3w) (bm) (intro.) and 4., and  
6 71.47 (3w) (bm) (intro.) and 4. of the statutes, the amendment of sections 71.07 (3w)  
7 (a) 6., (b) 1. a. and b., 2., 3., and 4., and (d), 71.28 (3w) (a) 6., (b) 1. a. and b., 2., 3., and  
8 4., and (d), and 71.47 (3w) (a) 6., (b) 1. a. and b., 2., 3., and 4., and (d) of the statutes,  
9 and the creation of sections 71.07 (3w) (a) 5m., 71.28 (3w) (a) 5m., 71.47 (3w) (a) 5m.,  
10 and 560.799 (6) (e) and (f) of the statutes first apply to taxable years beginning on  
11 July 1, 2007.

12 (5) EARLY STAGE SEED AND ANGEL INVESTMENT CREDITS. The renumbering of  
13 sections 71.07 (5b) (d), 71.28 (5b) (d), and 71.47 (5b) (d) of the statutes, the  
14 amendment of sections 71.05 (6) (a) 15., 71.21 (4), 71.26 (2) (a), 71.34 (1) (g), 71.45  
15 (2) (a) 10., and 77.92 (4) (as it relates to the early stage seed and angel investment  
16 credits) of the statutes, and the creation of sections 71.07 (5b) (d) 2. and (5d) (d) 4.,  
17 71.28 (5b) (d) 2., and 71.47 (5b) (d) 2. of the statutes first apply to taxable years  
18 beginning on January 1, 2007.

19 (6) ADDITIONS TO FEDERAL ADJUSTED GROSS INCOME; NONRESIDENTS, PART-YEAR  
20 RESIDENTS. The treatment of section 71.05 (6) (a) 21., 22., and 23. of the statutes first  
21 applies to taxable years beginning on January 1 of the year in which this subsection  
22 takes effect, except that if this subsection takes effect after July 31 the treatment of  
23 section 71.05 (6) (a) 21., 22., and 23. of the statutes first applies to taxable years  
24 beginning on January 1 of the year following the year in which this subsection takes  
25 effect.

1           (7) COVENANT NOT TO COMPETE. The treatment of sections 71.02 (1) and 71.04  
2 (1) (a) of the statutes first applies to taxable years beginning on January 1, 2007.

3           (8) FIRST DOLLAR PROPERTY TAX CREDIT. The treatment of sections 20.835 (3) (b),  
4 74.09 (3) (b) 6m. and 7., 79.10 (1m) (b), (5), (5m), (6m) (a), (7m) (c), (9) (bn) and (c) 3.,  
5 and (11) (d) and 79.15 of the statutes, the renumbering and amendment of section  
6 79.10 (2) of the statutes, and the creation of section 79.10 (2) (b) of the statutes first  
7 apply to property taxes levied in 2008.

8           (9) REAL ESTATE TRANSFER FEE.

9           (a) The treatment of section 77.22 (1) of the statutes first applies to conveyances  
10 that are recorded on the effective date of this subsection, but not to conveyances that  
11 are pursuant to a recorded land contract entered into before August 1, 1992.

12           (b) The treatment of section 77.24 of the statutes, as it relates to the percentage  
13 of fees retained by the county, first applies to conveyances that are recorded on the  
14 effective date of this subsection.

15           (10) SUBTRACT MODIFICATION FOR TUITION EXPENSES. The treatment of section  
16 71.05 (6) (b) 28. (intro.) and h. of the statutes first applies to taxable years beginning  
17 on January 1, 2007.

18           (11) DRY CLEANING FEES. The treatment of section 77.9961 (1m) of the statutes  
19 first applies to the 2nd quarterly payment that is due after the effective date of this  
20 subsection.

21           (12) SALES TAX RETURN FILING FEE. The treatment of section 77.58 (9) of the  
22 statutes first applies to returns that are filed for the calendar quarter ending on  
23 September 30, 2007.

24           (13) OIL COMPANY ASSESSMENT. The treatment of section 25.40 (1) (bd),  
25 subchapter XIV of chapter 77, and chapter 77 (title) of the statutes first applies to

1 the sales of motor vehicle fuel on the first day of the 2nd calendar quarter beginning  
2 after the effective date of this subsection.

3 (15v) LOW-INCOME HOUSING EXEMPTION. The treatment of section 70.11 (intro.)  
4 and (4) of the statutes first applies retroactively to the property tax assessments as  
5 of January 1, 2003.

6 **SECTION 9342. Initial applicability; Secretary of State.**

7 **SECTION 9343. Initial applicability; State Employment Relations,**  
8 **Office of.**

9 **SECTION 9344. Initial applicability; State Fair Park Board.**

10 **SECTION 9345. Initial applicability; Supreme Court.**

11 **SECTION 9346. Initial applicability; Technical College System.**

12 (1) FEE REMISSIONS. The treatment of section 38.24 (7) (b) (intro.) and 3. and  
13 (bm) and (8) (b) and (bm) of the statutes first applies to students enrolled in the  
14 2007–08 academic year.

15 (2) TUITION EXEMPTION FOR ALIENS. The treatment of section 38.22 (6) (e) of the  
16 statutes first applies to persons who enroll for the semester or session following the  
17 effective date of this subsection.

18 (3k) FIRE DUES DISTRIBUTION. The treatment of section 20.292 (1) (gm) of the  
19 statutes first applies to the unencumbered balance in the appropriation at the end  
20 of the 2007–08 fiscal year.

21 **SECTION 9347. Initial applicability; Tourism.**

22 **SECTION 9348. Initial applicability; Transportation.**

23 (1) DMV BACKGROUND INVESTIGATIONS.

24 (a) The treatment of section 110.09 (1) (a) of the statutes first applies to persons  
25 selected to fill positions on the effective date of this paragraph.



1 (b) The treatment of section 110.09 (2) of the statutes first applies to persons  
2 requesting access to information systems on the effective date of this paragraph.

3 (2) LEMON LAW TAX REFUNDS. The treatment of section 218.0171 (2) (e) and (f)  
4 (intro.) and 3. of the statutes first applies to applications for sales tax refunds filed  
5 on the effective date of this subsection.

6 (3) FEDERAL SECURITY VERIFICATION MANDATE FEE. The treatment of sections  
7 343.10 (6), 343.135 (1) (a) 3. and (7), 343.14 (1), 343.21 (1) (n), 343.22 (3), 343.26,  
8 343.265 (2), 343.315 (3) (b), 343.38 (1) (a) and (2), 343.39 (1) (a), 343.50 (1), (5), (5m),  
9 and (6) (by SECTION 2677), 344.18 (1) (intro.) and (3) (intro.), 344.19 (3), and 345.47  
10 (1) (c) of the statutes first applies to license and identification card applications  
11 received by the department of transportation on the effective date of this subsection.

12 (5c) OVERWEIGHT VEHICLES OPERATING ON USH 2. The treatment of section 348.27  
13 (9) (a) of the statutes first applies to permits issued on the effective date of this  
14 subsection.

15 (5d) IDLE REDUCTION TECHNOLOGY WEIGHT ON HEAVY-DUTY VEHICLES. The  
16 treatment of section 348.15 (3) (f) of the statutes first applies to vehicles operated on  
17 the effective date of this subsection.

18 (6m) SINGLE REGISTRATION PLATE ISSUANCE. The treatment of sections 27.01 (7)  
19 (f) 1., 2., 3., and 4., (gm) 3. and 4., 100.51 (5) (b) 1., 121.53 (4), 167.31 (4) (cg) 5., 341.09  
20 (1) (a) and (b), (2) (a) and (d), and (9), 341.11 (4), 341.12 (1) and (2), 341.13 (2) and  
21 (2r), 341.135 (2) (a) 1. and 2. and (2) (am) and (e), 341.14 (1), (1a), (1m), (1q), (2), (2m),  
22 (5), (6) (c) and (d), (6m) (a) and (b), (6r) (b) 1. and 2. and (g), and (7), 341.145 (1g) (a),  
23 (b), (c), (d), and (e), (1r), (2) (intro.), (3), (7), and (8), 341.15 (1) (intro.) and (b), (1g),  
24 and (2), 341.16 (1) (a) and (b), (2), (2m), (3), and (4), 341.265 (1) and (1m), 341.266 (2)  
25 (a), (c), (d), and (e) 3. and (3), 341.268 (2) (a) (intro.), (c), (d), and (e) 3. and (3), 341.27

1 (3) (a) and (b), 341.28 (2) (intro.), (a), and (b), (3), and (4) (intro.), 341.29 (2), 341.295  
2 (3) (a) and (b), 341.31 (1) (b) 5. and (4) (b) and (c), 341.32 (1), 341.33 (2) and (3),  
3 341.335 (1), 341.41 (8) (a), 341.47 (1) (intro.) and (3), 341.53, 341.625 (1), 341.63 (3),  
4 342.05 (5), 342.15 (4) (a), (b), and (c), 342.34 (1) (c) and (2) (c), 343.51 (1), 344.45 (1),  
5 344.55 (2), 346.50 (2), (2a) (intro.), (a), (b), (c), (d), (e), (f), and (g), and (3), 346.503 (1),  
6 346.505 (2) (a), (b), and (c), 349.13 (1m), and 885.237 (2) of the statutes first applies  
7 to registration plates issued by the department of transportation on the effective date  
8 of this subsection.

9 **SECTION 9349. Initial applicability; Treasurer.**

10 **SECTION 9350. Initial applicability; University of Wisconsin Hospitals**  
11 **and Clinics Authority.**

12 (1f) NEW MEMBERS. The treatment of section 233.02 (1) (a) of the statutes first  
13 applies to appointments made on the effective date of this subsection.

14 **SECTION 9351. Initial applicability; University of Wisconsin Hospitals**  
15 **and Clinics Board.**

16 (1f) NEW MEMBERS. The treatment of section 15.96 (1) (a) of the statutes first  
17 applies to appointments made on the effective date of this subsection.

18 **SECTION 9352. Initial applicability; University of Wisconsin System.**

19 (1k) TUITION AND FEE REMISSIONS. The treatment of section 36.27 (3n) (b) (intro.)  
20 and 3. and (bm) and (3p) (b) and (bm) of the statutes first applies to students enrolled  
21 in the 2007–08 academic year.

22 (1) TUITION EXEMPTION FOR ALIENS. The treatment of section 36.27 (2) (cr) of the  
23 statutes first applies to persons who enroll for the semester or session following the  
24 effective date of this subsection.

1           (2) APPLICATION FEES. The treatment of section 36.11 (3) (d) 1. and 2. of the  
2 statutes first applies to applications received on the effective date of this subsection.

3           **SECTION 9353. Initial applicability; Veterans Affairs.**

4           **SECTION 9354. Initial applicability; Workforce Development.**

5           (2d) PAYMENT BY DEPARTMENT OF PATERNITY VITAL RECORDS FEE. The renumbering  
6 of section 767.89 (2) of the statutes and the creation of section 767.89 (2) (b) of the  
7 statutes first apply to reports filed with the state registrar on the effective date of this  
8 subsection.

9           **SECTION 9355. Initial applicability; other.**

10          (1) FIRE FIGHTERS; APPEAL OF DISCIPLINE. The treatment of section 62.13 (5) (i)  
11 of the statutes first applies to a fire fighter who is suspended, reduced, suspended  
12 and reduced, or removed on the effective date of this subsection.

13          **SECTION 9400. Effective dates; general.** Except as otherwise provided in  
14 SECTIONS 9401 to 9455 of this act, this act takes effect on July 1, 2007, or on the day  
15 after publication, whichever is later.

16          **SECTION 9401. Effective dates; Administration.**

17          **SECTION 9402. Effective dates; Aging and Long-Term Care Board.**

18          **SECTION 9403. Effective dates; Agriculture, Trade and Consumer**  
19 **Protection.**

20          (2c) INTERNATIONAL CRANE FOUNDATION FUNDING. The repeal of section 20.115  
21 (7) (t) of the statutes takes effect on July 1, 2009.

22          **SECTION 9404. Effective dates; Arts Board.**

23          (1j) ONETIME GRANTS. The repeal of section 20.215 (1) (fm) of the statutes takes  
24 effect on July 1, 2009.

25          **SECTION 9405. Effective dates; Building Commission.**

1           **SECTION 9406. Effective dates; Child Abuse and Neglect Prevention**  
2 **Board.**

3           **SECTION 9407. Effective dates; Circuit Courts.**

4           (1) DRUG ABUSE PROGRAM IMPROVEMENT SURCHARGE. The treatment of section  
5 961.41 (5) (c) of the statutes takes effect on July 1, 2007.

6           **SECTION 9408. Effective dates; Commerce.**

7           (1i) SURPLUS TRANSFER; HOUSING GRANTS AND LOANS. The repeal of section 20.143  
8 (2) (gm) of the statutes takes effect on June 30, 2009.

9           (2i) SURPLUS TRANSFER; SHELTER FOR HOMELESS AND TRANSITIONAL HOUSING  
10 GRANTS. The repeal of section 20.143 (2) (L) of the statutes takes effect on June 30,  
11 2009.

12           **SECTION 9409. Effective dates; Corrections.**

13           (1) SUPERVISION OF PERSONS ON SUPERVISED RELEASE. The renumbering of section  
14 980.08 (9) of the statutes and the creation of section 980.08 (9) (b) of the statutes take  
15 effect on July 1, 2007.

16           (2) GPS TRACKING. The treatment of sections 301.48 (1) (cm), (cn), (d), (dr), (e),  
17 and (fm), (2) (a) (intro.), 1., 1m., 2., 2m., 3., 3m., 6., 7., and 8., (b) (intro.) and 2., and  
18 (d), (2g), (2m), (3) (a) 1., (b), and (c), (4) (b), (7m), and (8) of the statutes takes effect  
19 on July 1, 2007.

20           (2f) JUVENILE CORRECTIONAL SERVICES TRANSFER. The treatment of sections  
21 20.410 (3) (hm) (by SECTION 324h) and 20.410 (3) (ho) (by SECTION 324k) of the  
22 statutes takes effect on July 1, 2008.

23           **SECTION 9410. Effective dates; Court of Appeals.**

24           **SECTION 9411. Effective dates; District Attorneys.**

25           **SECTION 9412. Effective dates; Educational Communications Board.**

1           **SECTION 9414. Effective dates; Employee Trust Funds.**

2           (1) PAYMENT OF HEALTH INSURANCE PREMIUMS FOR STATE EMPLOYEES. The  
3 treatment of section 40.05 (4) (a) 2. of the statutes takes effect on July 1, 2008.

4           (2t) VALUE-BASED HEALTH CARE PURCHASING INFORMATION. The treatment of  
5 sections 20.515 (1) (ut) (by SECTION 543w) and 153.05 (2r) (intro.) (by SECTION 2998p)  
6 of the statutes takes effect on June 30, 2009.

7           **SECTION 9415. Effective dates; Employment Relations Commission.**

8           **SECTION 9417. Effective dates; Financial Institutions.**

9           **SECTION 9418. Effective dates; Fox River Navigational System**  
10 **Authority.**

11           **SECTION 9418m. Effective dates; Government Accountability Board.**

12           (1t) CHILD SUPPORT INFORMATION. The treatment of section 5.05 (5s) (c) of the  
13 statutes takes effect on the day after publication or on the initiation date specified  
14 in 2007 Wisconsin Act 1, section 209 (1), whichever is later.

15           **SECTION 9419. Effective dates; Governor.**

16           **SECTION 9420. Effective dates; Health and Educational Facilities**  
17 **Authority.**

18           **SECTION 9421. Effective dates; Health and Family Services.**

19           (1) FOSTER CARE RATES. The treatment of section 48.62 (4) of the statutes takes  
20 effect on January 1, 2008, or on the day after publication, whichever is later.

21           (2) MEDICAL ASSISTANCE ASSET TRANSFER CHANGES. The treatment of sections  
22 49.45 (6m) (m), 49.453 (1) (a), (ar), (d), (e), (f) (intro.), 1., 2., and 2m., (fm), and (i), (3)  
23 (b) (intro.) and (bc), (4) (a), (ac), (am), (b), (c), (cm), (d), (e), and (em), (4c), and (4m),  
24 49.47 (4) (a) (intro.), (b) 1., (bc), (bm), and (cr), 632.48 (3), 647.02 (2) (g), and 647.04  
25 (5) of the statutes, the renumbering and amendment of section 49.453 (3) (a) and (8)

1 and 647.05 of the statutes, the creation of section 49.453 (3) (a) 2. and (8) (b) and  
2 647.05 (2m) of the statutes, and SECTION 9321 (2) (a), (b), and (c) of this act take effect  
3 on October 1, 2007, or on the first day of the 4th month beginning after publication,  
4 whichever is later.

5 (3) BACKGROUND CHECKS OF FOSTER AND ADOPTIVE HOMES AND CHILD ABUSE AND  
6 NEGLECT APPEALS. The treatment of sections 48.685 (1) (bg) and (d), (2) (b) 1. (intro.)  
7 and (c), (3) (a) and (b), (4m) (b) (intro.), and (5) (a) and (bm) (intro.), 48.88 (2) (am),  
8 and 48.981 (3) (c) 8. of the statutes and SECTION 9321 (5) of this act take effect on  
9 January 1, 2008.

10 (4) BADGERCARE PLUS. The treatment of sections 20.435 (4) (b) (by SECTION 300),  
11 (bm) (by SECTION 303), (bn) (by SECTION 305), (jw), (jz), and (o), 45.51 (13) (intro.), (a),  
12 and (b), 46.206 (1) (bm), 46.22 (1) (b) 1. d., 46.27 (6u) (c) 1. a. and (d) (intro.) and (7)  
13 (am) and (b), 46.275 (1m) (a), 46.277 (1m) (a), 46.278 (1m) (b), 46.283 (3) (k), 46.485  
14 (3g), 48.57 (3m) (e) and (3n) (e), 49.22 (2m) (a), (b), and (c) 3. and (6) (by SECTION 1255),  
15 49.45 (2) (a) 1. and 3. and (b) 3. and 7. (intro.), (3) (b) 1. and 2., (dm), (f) 2., (L) 2., and  
16 (m), (6c) (d) 1. and 2., (8) (a) 4., (9), (18) (ac) and (am), (24g), (29), (35), (42m) (a), (48),  
17 (49m) (c) 1., and (53), 49.468 (1) (b) and (c), (1m) (a), and (2) (a), 49.473 (2) (a), 49.49  
18 (3m) (a) (intro.), 1., 2. (by SECTION 1414), and 3., 49.497 (title), (1r), and (4), 49.665  
19 (4) (ap) 2. and (7) (a) 1., 49.688 (5) (a) (intro.), 49.785 (1) (intro.) and (1c), 49.81 (4),  
20 49.82 (2) (b) 1. (by SECTION 1450) and 2. (by SECTION 1451), 49.89 (7) (b), 51.038, 51.04,  
21 59.53 (5) (a) (by SECTION 1598), 66.0137 (3), 227.01 (13) (um), 253.10 (3) (d) 1., 302.38  
22 (3), 302.386 (1), 449.17 (8), 632.746 (7m) (b) 1., 814.61 (13), and 885.01 (5) (by SECTION  
23 2888) of the statutes and the amendment of sections 49.45 (18m) (a) 1. and 49.84 (6)  
24 (c) 1. d. and e. of the statutes take effect on the date stated in the Wisconsin  
25 Administrative Register by the department of health and family services under

1 section 49.471 (12) (b) of the statutes, as created by this act, as the implementation  
2 date for BadgerCare Plus.

3 (5) TRIBAL HIGH-COST OUT-OF-HOME CARE PLACEMENT FUNDING. The treatment of  
4 section 16.54 (12) (a) (by SECTION 62) and (b) (by SECTION 64) of the statutes, the  
5 amendment of section 20.437 (3) (mm) and (mp) of the statutes, and the repeal and  
6 recreation of section 16.54 (12) (d) of the statutes take effect on July 1, 2009.

7 (6) LONG-TERM CARE DISTRICTS. The treatment of section 40.02 (28) (by SECTION  
8 613) of the statutes takes effect on January 1, 2010.

9 (7) CUSTODIAL PARENT IN FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM. The  
10 amendment of section 49.79 (9) (a) 2. of the statutes takes effect on January 1, 2008.

11 (8c) REDUCING FETAL AND INFANT MORTALITY AND MORBIDITY. The repeal of section  
12 20.435 (5) (eu) of the statutes takes effect on July 1, 2009.

13 (8q) FAMILY CARE COUNTY CONTRIBUTION. The treatment of sections 46.281 (4),  
14 and 46.40 (9) (a) and (ag), 46.495 (1) (d) (by SECTION 1125m), and 51.423 (2) of the  
15 statutes take effect on January 1, 2008.

16 **SECTION 9422. Effective dates; Higher Educational Aids Board.**

17 **SECTION 9423. Effective dates; Historical Society.**

18 **SECTION 9424. Effective dates; Housing and Economic Development**  
19 **Authority.**

20 (1i) SURPLUS TRANSFER; HOUSING GRANTS AND LOANS. The treatment of section  
21 234.165 (2) (c) (intro.) (by Section 3026) of the statutes and the repeal of section  
22 234.165 (3) (a) of the statutes take effect on June 30, 2009.

23 (2i) SURPLUS TRANSFER; SHELTER FOR HOMELESS AND TRANSITIONAL HOUSING  
24 GRANTS. The repeal of section 234.165 (3) (b) of the statutes takes effect on June 30,  
25 2009.

1           **SECTION 9425. Effective dates; Insurance.**

2           **SECTION 9426. Effective dates; Investment Board.**

3           **SECTION 9427. Effective dates; Joint Committee on Finance.**

4           **SECTION 9428. Effective dates; Judicial Commission.**

5           **SECTION 9429. Effective dates; Justice.**

6           **SECTION 9430. Effective dates; Legislature.**

7           (1f) ELIMINATION OF REVISOR OF STATUTES BUREAU. The repeal of sections 13.55  
8           (1) (a) 1. c., 13.92 (2) (g), 13.93 (intro.), (1m), and (2) (intro.), (a), (b), (f), (g), (i), and  
9           (k), 20.923 (4) (e) 6., 35.001 (3), and 227.01 (12) of the statutes, the renumbering of  
10          sections 13.93 (2) (d) and (h) and (3) (a), (b), (c), and (cd) of the statutes, the  
11          renumbering and amendment of sections 13.93 (1), (2) (c), (e), and (j), (2m), and (3)  
12          (intro.) of the statutes, and the amendment of sections 10.53 (title), (1g), (1r), (2), and  
13          (3), 13.55 (1) (a) 1. (intro.), 13.83 (1) (c) 1., 2., and 3., and (g) 3., 13.90 (1) (intro.) and  
14          (1m) (a), 13.92 (1) (b) 5., 16.971 (6), 20.003 (2), 20.004 (2), 20.765 (1) (d) and (3) (a)  
15          and (g), 21.37, 35.05 (4), 35.15 (1) (b), 35.17, 35.18 (1), (2), and (3), 35.20, 35.23, 35.50  
16          (2), 35.56 (1) (a) and (5), 35.91 (1), 35.93 (1), (3), (4), (6), and (8), 73.01 (4) (e) 2., 108.05  
17          (2) (f), 108.10 (7) (b), 138.052 (5) (am) 2. b. and c., 227.114 (6), 227.135 (3), 227.14 (1),  
18          (3), (4m), and (6) (c), 227.15 (1m) (e), (2) (intro.), and (7), 227.17 (1) (a), (b), and (bm),  
19          227.19 (2), 227.20 (1), (2), and (3) (intro.), 227.21 (1), (2) (a) and (b), and (4), 227.22  
20          (3), 227.24 (2) (c) and (3), 227.25, 227.27 (2), 285.14 (2), 285.23 (6), 758.13 (1) (a) 7.,  
21          and 895.507 (7m) of the statutes take effect on December 31, 2007.

22          **SECTION 9431. Effective dates; Lieutenant Governor.**

23          **SECTION 9432. Effective dates; Lower Wisconsin State Riverway Board.**

24          **SECTION 9433. Effective dates; Medical College of Wisconsin.**

25          **SECTION 9434. Effective dates; Military Affairs.**



1           **SECTION 9435. Effective dates; Natural Resources.**

2           (1j) FLORENCE WILD RIVERS INTERPRETIVE CENTER. The repeal of section 20.370  
3 (5) (ad) of the statutes takes effect on July 1, 2008.

4           (1w) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The amendment of  
5 section 20.370 (5) (cq) of the statutes (by SECTION 282f) takes effect on July 1, 2008.

6           **SECTION 9436. Effective dates; Public Defender Board.**

7           (1) REPRESENTATION IN CIVIL COMMITMENT, PROTECTIVE PLACEMENT, AND  
8 INVOLUNTARY MEDICATION CASES. The treatment of sections 20.550 (1) (f), 51.15 (9),  
9 51.20 (3) and (18) (c), 51.35 (1) (e) 1. and 2. c., 51.45 (12) (b) (intro.), 1., 2., and 3. and  
10 (c) 2., 51.45 (13) (b) 2., (d), and (j) and (16) (c), 51.60, 51.605, 55.10 (4) (a), 55.105,  
11 55.107, 55.135 (1), 55.14 (7), 55.15 (7) (cm), 55.18 (3) (c) (intro.), 55.19 (3) (c) (intro.),  
12 809.30 (2) (d), 814.69 (1) (a), 967.06 (1), (2) (a) and (b), and (3), 977.05 (4) (gm), (h),  
13 and (i) 8., 977.06 (2) (a) and (am), 977.07 (1) (a) and (c), 977.075 (1g), (3), (3m), and  
14 (4), 977.08 (1) and (2) (intro.) and (d), and 977.085 (3) of the statutes and SECTION  
15 9336 (1) of this act take effect on July 1, 2008.

16           **SECTION 9437. Effective dates; Public Instruction.**

17           (1i) ONE-TIME GRANTS. The repeal of section 20.255 (3) (a) of the statutes takes  
18 effect on July 1, 2009.

19           **SECTION 9438. Effective dates; Public Lands, Board of Commissioners**  
20 **of.**

21           **SECTION 9439. Effective dates; Public Service Commission.**

22           **SECTION 9440. Effective dates; Regulation and Licensing.**

23           (1j) WHOLESALE PRESCRIPTION DRUG DISTRIBUTORS. The treatment of sections  
24 440.08 (2) (a) 28., 440.08 (2) (a) 72., 450.01 (12), 450.07 (title), (2), (3), and (4) (c),  
25 450.071, 450.072, 450.073, and 450.074 of the statutes takes effect on June 1, 2008.

1           **SECTION 9441. Effective dates; Revenue.**

2           (1) HOME EXCHANGE SERVICE SALES.

3           (a) The creation of section 77.54 (54) of the statutes takes effect on the first day  
4 of the 2nd month beginning after publication.

5           (b) The repeal and recreation of section 77.54 (54) of the statutes takes effect  
6 on January 1, 2008.

7           (2) WITHHOLDING TAX ON NONRESIDENT MEMBERS OF PASS-THROUGH ENTITIES. The  
8 treatment of sections 71.775 (3) (a) 2. and 3. and (4) (b) 2., (d), and (f), and 71.83 (1)  
9 (a) 1. of the statutes takes effect retroactively on January 1, 2006.

10          (3) BIOTECHNOLOGY EXEMPTIONS.

11          (a) The treatment of section 77.51 (1d) and (1e) of the statutes and the creation  
12 of section 77.54 (53) of the statutes take effect on the first day of the 2nd month  
13 beginning after publication.

14          (b) The repeal and recreation of section 77.54 (53) (b) (intro.) and 2. of the  
15 statutes takes effect on January 1, 2008.

16          (4) IMPLEMENTING THE STREAMLINED SALES AND USE TAX AGREEMENT. The repeal  
17 of sections 20.435 (3) (bm), 46.513, 77.51 (4), 77.51 (14) (d), 77.51 (14) (i), 77.51 (14)  
18 (k), 77.51 (14) (L), 77.51 (14r), 77.51 (15), 77.52 (2) (a) 5. b., 77.52 (3m), 77.52 (3n),  
19 77.52 (6), 77.52 (14) (a) 2., 77.523 (title), 77.53 (4), 77.54 (14g), 77.54 (14s), 77.54 (20),  
20 77.54 (20m), 77.54 (22), 77.54 (40), 77.61 (3), 77.65 (2) (c), 77.72 (title), 77.72 (2) and  
21 (3) and 77.77 (2) of the statutes, the renumbering of sections 77.51 (6m), 77.51 (14)  
22 (g), 77.524 (1) (a) and 77.54 (48) (b) of the statutes, the renumbering and amendment  
23 of sections 77.51 (1), 77.51 (21m), 77.52 (1), 77.523, 77.524 (1) (b), 77.53 (9m), 77.53  
24 (11), 77.54 (48) (a), 77.61 (2), 77.72 (1) and 77.77 (1) of the statutes, the consolidation,  
25 renumbering and amendment of sections 77.52 (14) (a) (intro.) and 1. and (b) of the

1 statutes, the amendment of sections 66.0615 (1m) (f) 2., 70.111 (23), 71.07 (5e) (b),  
2 71.07 (5e) (c) 1., 71.07 (5e) (c) 3., 71.28 (5e) (b), 71.28 (5e) (c) 1., 71.28 (5e) (c) 3., 71.47  
3 (5e) (b), 71.47 (5e) (c) 1., 71.47 (5e) (c) 3., 73.03 (50) (d), 76.07 (4g) (b) 8., 77.51 (5),  
4 77.51 (9) (a), 77.51 (9) (am), 77.51 (10), 77.51 (12) (a), 77.51 (12) (b), 77.51 (13) (a),  
5 77.51 (13) (b), 77.51 (13) (c), 77.51 (13) (d), 77.51 (13) (e), 77.51 (13) (f), 77.51 (13) (k),  
6 77.51 (13) (m), 77.51 (13) (n), 77.51 (13) (o), 77.51 (13g) (intro.), (a), and (b), 77.51  
7 (13r), 77.51 (14) (intro.), 77.51 (14) (a), 77.51 (14) (b), 77.51 (14) (c), 77.51 (14) (h),  
8 77.51 (14) (j), 77.51 (14g) (a), 77.51 (14g) (b), 77.51 (14g) (bm), 77.51 (14g) (c), 77.51  
9 (14g) (cm), 77.51 (14g) (d), 77.51 (14g) (e), 77.51 (14g) (em), 77.51 (14g) (f), 77.51 (14g)  
10 (g), 77.51 (14g) (h), 77.51 (17), 77.51 (18), 77.51 (20), 77.51 (21), 77.51 (22) (a), 77.51  
11 (22) (b), 77.52 (2) (intro.), 77.52 (2) (a) 5. a. (by SECTION 2291c), 7.52 (2) (a) 5m., 77.52  
12 (2) (a) 10., 77.52 (2) (a) 11., 77.52 (2m) (a), 77.52 (2m) (b), 77.52 (4), 77.52 (7), 77.52  
13 (12), 77.52 (13), 77.52 (15), 77.52 (16), 77.52 (19), 77.525, 77.53 (1), 77.53 (2), 77.53  
14 (3), 77.53 (9), 77.53 (10), 77.53 (12), 77.53 (14), 77.53 (15), 77.53 (16), 77.53 (17), 77.53  
15 (17m), 77.53 (17r) (a), 77.53 (18), 77.54 (1), 77.54 (2), 77.54 (2m), 77.54 (3) (a), 77.54  
16 (3m) (intro.), 77.54 (4), 77.54 (5) (intro.), 77.54 (6) (intro.), 77.54 (7m), 77.54 (8), 77.54  
17 (9), 77.54 (9a) (intro.), 77.54 (10), 77.54 (11), 77.54 (12), 77.54 (13), 77.54 (14) (intro.),  
18 77.54 (14) (a), 77.54 (14) (b), 77.54 (14) (f) (intro.), 77.54 (15), 77.54 (16), 77.54 (17),  
19 77.54 (18), 77.54 (21), 77.54 (23m), (by SECTION 2080) 77.54 (25), 77.54 (26), 77.54  
20 (26m), 77.54 (27), 77.54 (28), 77.54 (29), 77.54 (30) (a) (intro.), 77.54 (30) (c), 77.54  
21 (31), 77.54 (32), 77.54 (33), 77.54 (35), 77.54 (36), 77.54 (37), 77.54 (38), 77.54 (39),  
22 77.54 (41), 77.54 (42), 77.54 (43), 77.54 (44), 77.54 (45), 77.54 (46), 77.54 (46m), 77.54  
23 (47) (intro.), 77.54 (47) (b) 1. and 2., 77.54 (49), 77.55 (1) (intro.), 77.55 (2), 77.55 (2m),  
24 77.55 (3), 77.56 (1), 77.57, 77.58 (3) (a), 77.58 (3) (b), 77.58 (6), 77.59 (5m), 77.59 (9),  
25 77.61 (1) (b), 77.61 (1) (c), 77.61 (4) (a), 77.61 (4) (c), 77.61 (11), 77.65 (2) (a), 77.65 (2)

1 (e), 77.65 (2) (f), 77.66, 77.70, 77.705, 77.706, 77.707 (1), 77.707 (2), 77.71 (1), 77.71  
2 (2), 77.71 (3), 77.71 (4), 77.73 (2), 77.75, 77.785 (1), 77.785 (2), 77.98, 77.981, 77.982  
3 (2), 77.99, 77.991 (2), 77.994 (1) (intro.), 77.9941 (4), 77.9951 (2), 77.996 (6), 77.9972  
4 (2), 86.195 (3) (b) 3., 218.0171 (2) (cq), 229.68 (15), and 229.824 (15) of the statutes,  
5 the repeal and recreation of sections 77.51 (7), 77.51 (17m), 77.63 and 77.995 (2) of  
6 the statutes, and the creation of sections 20.566 (1) (ho), 73.03 (28e), 73.03 (50b),  
7 73.03 (61), 77.51 (1a), 77.51 (1b), 77.51 (1ba), 77.51 (1bd), 77.51 (1f), 77.51 (1fm),  
8 77.51 (1n), 77.51 (1p), 77.51 (1r), 77.51 (2k), 77.51 (2m), 77.51 (3c), 77.51 (3n), 77.51  
9 (3p), 77.51 (3pa), 77.51 (3pb), 77.51 (3pc), 77.51 (3pd), 77.51 (3pe), 77.51 (3pf), 77.51  
10 (3pj), 77.51 (3pm), 77.51 (3pn), 77.51 (3po), 77.51 (3pq), 77.51 (3rm), 77.51 (3t), 77.51  
11 (5d), 77.51 (5n), 77.51 (5r), 77.51 (7g), 77.51 (7k), 77.51 (7m), 77.51 (8m), 77.51 (9p),  
12 77.51 (9s), 77.51 (10d), 77.51 (10f), 77.51 (10m), 77.51 (10n), 77.51 (10r), 77.51 (10s),  
13 77.51 (11d), 77.51 (11m), 77.51 (12m), 77.51 (12p), 77.51 (13g) (c), 77.51 (13rm), 77.51  
14 (13rn), 77.51 (15a), 77.51 (15b), 77.51 (17w), 77.51 (17x), 77.51 (21n), 77.51 (21p),  
15 77.51 (21q), 77.51 (22) (bm), 77.51 (24), 77.51 (25), 77.51 (26), 77.52 (1) (b), 77.52 (1)  
16 (c), 77.52 (1) (d), 77.52 (2) (a) 5. am., 77.52 (2) (a) 5. c., 77.52 (2) (a) 13m., 77.52 (7b),  
17 77.52 (14) (am), 77.52 (20), 77.52 (21), 77.52 (22), 77.52 (23), , 77.524 (1) (ag), 77.53  
18 (9m) (b), 77.53 (9m) (c), 77.53 (11) (b), 77.54 (20n), 77.54 (20r), 77.54 (22b), 77.54 (50),  
19 77.54 (51), 77.54 (52), 77.58 (6m), 77.58 (9a), 77.585, 77.59 (2m), 77.59 (9n), 77.59 (9p)  
20 (b), 77.59 (9r), 77.60 (13), 77.61 (2) (b), 77.61 (3m), 77.61 (5m), 77.61 (16), 77.61 (17),  
21 77.65 (4) (fm), 77.67, 77.73 (3) and 77.77 (1) (b) of the statutes take effect on January  
22 1, 2008.

23 (5) WITHHOLDING FROM LOTTERY PRIZE PAYMENTS. The treatment of section 565.30  
24 (5) (by SECTION 2786) of the statutes takes effect on the first day of the 3rd month  
25 beginning after publication.

1           (6) CIGARETTE AND TOBACCO PRODUCTS TAX RATES. The treatment of sections  
2           139.31 (1) (a) and (b), 139.315 (1), 139.32 (5), 139.455, 139.76 (1), 139.78 (1), and  
3           139.865 of the statutes takes effect on September 1, 2007, or on the first day of the  
4           3rd month beginning after publication, whichever is later.

5           (7) REAL ESTATE TRANSFER FEE. The treatment of sections 77.22 (1) and 77.24 of  
6           the statutes and SECTION 9341 (11) of this act take effect on the first day of the 2nd  
7           month beginning after publication.

8           (8) COUNTY AID. The treatment of sections 20.835 (1) (db), (dc), and (q), 79.01  
9           (2d), and 79.035 (1) of the statutes takes effect on July 1, 2008.

10          (9) PROPERTY ASSESSMENT MANUAL COSTS. The treatment of section 20.566 (2) (hi)  
11          of the statutes takes effect on July 1, 2008.

12          (10) CATALOG SALES AND USE TAX EXEMPTION. The treatment of sections 77.51 (1j)  
13          and 77.54 (25) and (25m) of the statutes and the repeal and recreation of section 77.52  
14          (2) (a) 11. of the statutes take effect on April 1, 2009.

15          (11j) CULTURAL ARTS EVENTS. The treatment of section 77.52 (2) (a) 2. a. and c.  
16          of the statutes takes effect on January 1, 2009.

17          (11w) LOW-INCOME HOUSING EXEMPTION. The treatment of section 70.11 (intro.)  
18          and (4) of the statutes takes effect retroactively on January 1, 2003.

19          **SECTION 9442. Effective dates; Secretary of State.**

20          **SECTION 9443. Effective dates; State Employment Relations, Office of.**

21          **SECTION 9444. Effective dates; State Fair Park Board.**

22          **SECTION 9445. Effective dates; Supreme Court.**

23          **SECTION 9446. Effective dates; Technical College System.**

24          **SECTION 9447. Effective dates; Tourism.**

25          **SECTION 9448. Effective dates; Transportation.**

1           (1) LICENSE AND IDENTIFICATION CARD ISSUANCE. The treatment of sections 125.07  
2           (4) (cm), 125.085 (3) (bp), 343.01 (2) (d), 343.027, 343.03 (3) (intro.), (3m), and (6) (a),  
3           343.06 (1) (j) and (L), 343.10 (2) (a) (intro.) and (7) (b) and (d), 343.14 (2) (a), (br), (es)  
4           1. and 4., and (f), (2r), (3), and (4m), 343.16 (3) (a), 343.165, 343.17 (1), (2), (3) (a) 1.  
5           and 5., and (5), 343.19 (1), 343.20 (1) (a) and (f), (1m) (by SECTION 2635), and (2) (a),  
6           343.22 (1), (2) (intro.) and (a), (2m) (by SECTION 2641), and (3) (by SECTION 2643),  
7           343.23 (2) (a) (intro.) and (b) and (5), 343.235 (3) (a), 343.237 (2) and (3) (intro.),  
8           343.24 (3) and (4) (c) 1., 343.26 (by SECTION 2653), 343.30 (5), 343.305 (11), 343.43 (1)  
9           (g), 343.50 (2), (3), (4), (6) (by SECTION 2676), and (10) (intro.), (a), and (c), and 938.396  
10          (4) of the statutes, the renumbering and amendment of section 343.50 (1) (by SECTION  
11          2668) and (5) (by SECTION 2674) of the statutes, the consolidation, renumbering, and  
12          amendment of section 343.14 (2) (er) 1. and 2. of the statutes, the amendment of  
13          section 343.50 (8) (a) of the statutes, and the creation of section 343.50 (1) (b) and (c)  
14          and (8) (c) of the statutes take effect on May 11, 2008, or on the date stated in the  
15          notice provided by the secretary of transportation and published in the Wisconsin  
16          Administrative Register under section 85.515 (2) (b) of the statutes, as created by  
17          this act, whichever is later.

18          (2) DMV BACKGROUND INVESTIGATIONS.

19          (a) The treatment of section 110.09 (2) of the statutes and SECTION 9348 (1) (b)  
20          of this act take effect on the first day of the 4th month beginning after publication.

21          (b) The treatment of section 110.09 (1) of the statutes and SECTION 9348 (1) (a)  
22          of this act take effect on January 1, 2008.

23          (3) LEMON LAW TAX REFUNDS. The treatment of section 218.0171 (2) (e) and (f)  
24          (intro.) and 3. of the statutes and SECTION 9348 (2) of this act take effect on the first  
25          day of the 2nd month beginning after publication.

1           (4) FEDERAL SECURITY VERIFICATION MANDATE FEE. The treatment of sections  
2           343.10 (6), 343.135 (1) (a) 3. and (7), 343.14 (1), 343.21 (1) (n), 343.22 (2m) and (3),  
3           343.26, 343.265 (2), 343.305 (8) (b) 5. (intro.) and (c) 5., 343.315 (3) (b), 343.38 (1) (a)  
4           and (2), 343.39 (1) (a), 343.50 (1), (5), (5m), and (6) (by SECTION 2677), 344.18 (1)  
5           (intro.) and (3) (intro.), 344.19 (3), and 345.47 (1) (c) of the statutes and SECTION 9348  
6           (3) of this act take effect on January 1, 2008.

7           (5) REGISTRATION FEES. The treatment of section 341.25 (1) (a) and (2) (a), (b),  
8           and (c) of the statutes takes effect on October 1, 2007, or on the day after publication,  
9           whichever is later.

10          (6) EMISSION INSPECTIONS. The treatment of sections 110.20 (7), (8) (title), (9k),  
11          (10m), and (11), 110.21, and 285.30 (5) (a), (b), and (d) of the statutes, the  
12          renumbering and amendment of section 110.20 (8) of the statutes, and the creation  
13          of section 110.20 (8) (am) 1m. and (bm) of the statute take effect on July 1, 2008.

14          (7) SUPPLEMENTAL TITLE FEE INCREASE. The treatment of section 342.14 (3m) of  
15          the statutes takes effect on October 1, 2007, or on the day after publication,  
16          whichever is later.

17          (9c) IMPAIRED MOTORCYCLE RIDING CAMPAIGN GRANTS. The treatment of section  
18          20.395 (5) (dr) (by SECTION 309r) of the statutes takes effect on July 1, 2009.

19          (9q) OVERWEIGHT VEHICLE FORFEITURES. The repeal and recreation of section  
20          348.21 (3g) (intro.) of the statutes takes effect on January 1, 2011.

21                 **SECTION 9449. Effective dates; Treasurer.**

22                 **SECTION 9450. Effective dates; University of Wisconsin Hospitals and**  
23                 **Clinics Authority.**

24                 **SECTION 9451. Effective dates; University of Wisconsin Hospitals and**  
25                 **Clinics Board.**

1 (1f) NEW MEMBERS. The repeal and recreation of section 15.07 (4) of the statutes  
2 takes effect on the initiation date specified in 2007 Wisconsin Act 1, section 209 (1),  
3 or on the day after publication, whichever is later.

4 **SECTION 9452. Effective dates; University of Wisconsin System.**

5 (1w) DISCOVERY FARM GRANTS. The repeal of sections 20.285 (1) (qr) and 36.25  
6 (47) of the statutes takes effect on June 30, 2009.

7 **SECTION 9453. Effective dates; Veterans Affairs.**

8 **SECTION 9454. Effective dates; Workforce Development.**

9 (1) FEE PAID BY CHILD SUPPORT PAYEE. The treatment of sections 20.445 (3) (ja)  
10 (by SECTION 368) and 767.57 (1e) (title), (a) (by SECTION 2853), and (c) (by SECTION  
11 3737) of the statutes takes effect on January 1, 2008.

12 (3k) GRANT TO RACINE YWCA. The repeal of section 20.445 (3) (e) of the statutes  
13 takes effect on July 1, 2008.

14 (3p) REINSTATEMENT OF FEDERAL CHILD SUPPORT INCENTIVE PAYMENT MATCHING  
15 FUNDS. The treatment of sections 20.445 (3) (k) (by SECTION 460d) and 49.24 (1) (by  
16 SECTION 1474d) and (2) (b) (intro.) (by SECTION 1475d) and (dm) of the statutes and  
17 the repeal of section 20.445 (3) (b) of the statutes take effect on whichever of the  
18 following dates is later:

19 (a) The date that is the later of the following:

- 20 1. July 1, 2007.
- 21 2. The day after publication.

22 (b) The date stated in the notice in the Wisconsin Administrative Register  
23 under section 49.24 (4) of the statutes, as created by this act.

24 (5k) GRANT TO RACINE COUNTY WORKFORCE DEVELOPMENT BOARD. The repeal of  
25 section 20.445 (1) (fr) of the statutes takes effect on July 1, 2008.



**SECTION 9455. Effective dates; other.**

(1) CREATION OF DEPARTMENT OF CHILDREN AND FAMILIES. The repeal of sections 13.83 (4) (a) 9., 20.435 (3) (fp), 20.435 (3) (m), 20.435 (3) (ma), 20.435 (3) (mb), 20.435 (3) (mc), 20.435 (3) (md), 20.435 (3) (n), 20.435 (3) (na), 20.435 (3) (nL), 46.03 (7) (c), 46.03 (7) (e), 46.03 (29), 46.16 (2), 46.16 (2m), 46.16 (2s), 46.515 (1) (a), 46.515 (1) (c), 46.766, 48.985 (5), 103.005 (17) and 103.005 (18) of the statutes, and the renumbering of sections 15.195 (4) (a), 15.195 (4) (b), 15.195 (4) (c), 15.195 (4) (d), 15.195 (4) (dg), 15.195 (4) (e), 15.195 (4) (em), 15.195 (4) (f), 15.195 (4) (fm), 15.195 (4) (g), 15.197 (24) (a) 1., 15.197 (24) (a) 2., 15.197 (24) (a) 3., 15.197 (24) (a) 4., 15.197 (24) (a) 5., 15.197 (24) (a) 6., 15.197 (24) (a) 7., 15.197 (24) (b), 15.197 (24) (c), 20.435 (3) (title), 20.435 (3) (cf), 20.435 (3) (cw), 20.435 (3) (cx), 20.435 (3) (da), 20.435 (3) (dd), 20.435 (3) (dg), 20.435 (3) (gx), 20.435 (3) (i), 20.435 (3) (jb), 20.435 (3) (jj), 20.435 (3) (jm), 20.435 (3) (kw), 20.435 (3) (kx), 20.435 (3) (ky), 20.435 (3) (kz), 20.435 (3) (mw), 20.435 (3) (mx), 20.435 (3) (pm), 20.445 (3) (title), 20.445 (3) (a), 20.445 (3) (b), 20.445 (3) (cm), 20.445 (3) (cr), 20.445 (3) (dz), 20.445 (3) (i), 20.445 (3) (ja), 20.445 (3) (jb), 20.445 (3) (jL), 20.445 (3) (k), 20.445 (3) (kp), 20.445 (3) (kx), 20.445 (3) (L), 20.445 (3) (ma), 20.445 (3) (me), 20.445 (3) (n), 20.445 (3) (na), 20.445 (3) (nL), 20.445 (3) (pz), 20.445 (3) (q), 20.445 (3) (qm), 20.445 (3) (s), 46.023, 46.03 (7) (cm), 46.03 (7) (d), 46.03 (7) (f), 46.03 (7) (h), 46.03 (39), 46.22 (1) (b) 1. f., 46.261 (title), 46.261 (1), 46.261 (2) (title), 46.261 (2) (a) (intro.), 46.261 (2) (b), 46.261 (3), 46.30 (title), 46.30 (1), 46.30 (2), 46.30 (3) (title), 46.30 (3) (a) (intro.), 46.30 (3) (a) 1., 46.30 (3) (a) 2., 46.30 (3) (a) 3., 46.30 (3) (a) 4., 46.30 (3) (a) 5., 46.30 (3) (a) 6., 46.30 (3) (a) 7., 46.30 (3) (a) 9., 46.30 (3) (b), 46.30 (4) (title), 46.30 (4) (b), 46.30 (4) (c), 46.30 (4) (d), 46.30 (5), 46.45 (2) (b), 46.481 (1) (title), 46.481 (1) (b), 46.481 (2), 46.481 (3), 46.51 (title), 46.51 (3), 46.51 (4), 46.51 (5), 46.515 (title), 46.515 (1) (intro.), 46.515 (1) (b) (intro.), 46.515 (1) (b) 1.

1 (intro.), 46.515 (1) (b) 1. a., 46.515 (1) (b) 1. b., 46.515 (1) (b) 2., 46.515 (1) (cm), 46.515  
2 (1) (d), 46.515 (1) (e), 46.515 (1) (f), 46.515 (1) (g), 46.515 (1) (h), 46.515 (1) (i), 46.515  
3 (1) (j), 46.515 (3), 46.515 (4), 46.515 (6) (intro.), 46.515 (6) (a), 46.515 (6) (b), 46.515  
4 (6) (c), 46.515 (6) (d) (title), 46.515 (6) (d) 1., 46.515 (6) (e), 46.515 (6g), 46.515 (6r),  
5 46.515 (7), 46.515 (8), 46.75 (title), 46.75 (1), 46.75 (2) (title), 46.75 (2) (b), 46.75 (3),  
6 46.76 (intro.), 46.76 (1), 46.76 (2), 46.76 (4), 46.76 (5), 46.95 (title), 46.95 (1), 46.95  
7 (2) (title), 46.95 (2) (b), 46.95 (2) (c), 46.95 (2) (d), 46.95 (2) (e), 46.95 (2) (f) 1., 46.95  
8 (2) (f) 5., 46.95 (2) (f) 6., 46.95 (2) (f) 7., 46.95 (2) (f) 8., 46.95 (2) (f) 9., 46.95 (2) (f) 10.,  
9 46.95 (2m), 46.95 (3), 46.95 (4), 46.99 (title), 46.99 (1), 46.99 (2) (title), 46.99 (2) (a)  
10 1., 46.99 (2) (a) 2., 46.99 (2) (a) 3., 46.99 (2) (a) 4., 46.99 (2) (a) 5., 46.99 (2) (b), 46.99  
11 (3), 46.995 (title), 46.995 (2), 46.995 (3), 46.995 (4m), 46.997 (title), 46.997 (1), 46.997  
12 (2) (title), 46.997 (2) (c), 46.997 (2) (d), 46.997 (2) (e), 46.997 (3), 253.06 (title), 253.06  
13 (1), 253.06 (3), 253.06 (3m), 253.06 (4), 253.06 (5) (title), 253.06 (5) (a), 253.06 (5) (b),  
14 253.06 (5) (c), 253.06 (5) (d), 253.06 (5) (f), 253.06 (6), 253.06 (7) and 253.06 (8) of the  
15 statutes, the renumbering and amendment of sections 15.195 (4) (intro.), 15.195 (4)  
16 (dr), 15.197 (11n), 15.197 (16), 15.197 (24) (a) (intro.), 15.197 (24) (d), 20.435 (1) (ac),  
17 20.435 (1) (gr), 20.435 (3) (a), 20.435 (3) (bc), 20.435 (3) (cd), 20.435 (3) (eg), 20.435  
18 (3) (f), 20.435 (3) (fr), 20.435 (3) (hh), 20.435 (3) (j), 20.435 (3) (kc), 20.435 (3) (kd),  
19 20.435 (3) (me), 20.435 (3) (pd), 20.435 (5) (ab), 20.435 (5) (dn), 20.435 (5) (em), 20.445  
20 (3) (mc), 20.445 (3) (md), 20.445 (3) (mm), 20.445 (3) (pv), 20.445 (3) (r), 46.014 (4),  
21 46.03 (7g), 46.03 (7m), 46.037, 46.24, 46.247, 46.261 (2) (a) 1., 46.261 (2) (a) 2., 46.261  
22 (2) (a) 3., 46.261 (2) (a) 4., 46.30 (3) (a) 8., 46.30 (4) (a), 46.30 (4) (cm), 46.40 (1) (b),  
23 46.40 (1) (c), 46.40 (3), 46.40 (7m), 46.45 (2) (a), 46.45 (2) (am), 46.45 (2) (c), 46.46  
24 (1m), 46.481 (intro.), 46.481 (1) (a), 46.51 (1), 46.515 (1) (b) 1. c., 46.515 (2), 46.515  
25 (5), 46.515 (6) (d) 2., 46.515 (6m), 46.75 (2) (a), 46.77, 46.95 (2) (a), 46.95 (2) (f) (intro.),

1 46.99 (2) (a) (intro.), 46.995 (1m), 46.997 (2) (a), 46.997 (2) (b), 46.997 (4), 49.32 (11),  
2 49.852 (1), 49.858 (1), 49.86, 253.06 (2) and 253.06 (5) (e) of the statutes, and the  
3 amendment of sections 5.05 (5s) (c), 6.47 (1) (ag), 7.08 (10), 13.101 (6) (a) (by SECTION  
4 3), 13.63 (1) (am), 13.63 (1) (b), 13.64 (2), 13.64 (2m), 13.83 (3) (f) (intro.), 14.18, 15.155  
5 (5), 16.54 (12) (b) (by SECTION 63), 16.54 (12) (d) (by SECTION 66), 16.75 (6) (bm), 16.957  
6 (3) (a), 16.964 (12) (c) 10., 16.964 (12) (e) 1., 19.55 (2) (b), 19.55 (2) (d), 20.001 (2) (e),  
7 20.001 (5), 20.410 (3) (ko), 20.435 (7) (b), 20.435 (7) (bc), 20.435 (7) (o), 20.435 (8) (mb)  
8 (by SECTION 336), 20.435 (8) (mm) (by SECTION 338), 20.445 (3) (g), 20.505 (4) (kp),  
9 20.835 (2) (kf), 20.907 (5) (e) 6., 20.921 (2) (a), 20.923 (6) (bd), 20.9275 (2) (intro.),  
10 25.68 (1), 25.68 (3), 29.024 (2g) (am), 29.024 (2g) (c), 29.024 (2g) (d) 1., 29.024 (2r)  
11 (am), 29.229 (5m) (a), 29.229 (5m) (b), 29.229 (5m) (c), 35.86 (1), 38.04 (21) (intro.),  
12 45.20 (2) (d) 2. b., 45.33 (2) (b) 1. b., 45.42 (6) (b), 46.001, 46.011 (intro.), 46.016, 46.02,  
13 46.03 (4) (b), 46.03 (7) (a), 46.03 (7) (bm), 46.03 (18) (a), 46.03 (18) (am), 46.03 (20)  
14 (a), 46.03 (22) (title), 46.03 (22) (a), 46.03 (22) (b), 46.03 (22) (c), 46.03 (22) (d), 46.03  
15 (22) (e), 46.031 (3) (a), 46.034 (1), 46.036 (1), 46.036 (4) (a), 46.036 (4) (c), 46.043 (1),  
16 46.10 (14) (b), 46.16 (1), 46.16 (3), 46.16 (7), 46.17 (1), 46.206 (1) (a), 46.206 (2), 46.21  
17 (5) (b), 46.215 (1) (d), 46.215 (1) (j), 46.215 (1p), 46.215 (2) (a) 2., 46.215 (2) (b), 46.215  
18 (2) (c) 2., 46.215 (3), 46.22 (1) (b) 1. b., 46.22 (1) (b) 2. (intro.), 46.22 (1) (b) 2. c., 46.22  
19 (1) (b) 2. e., 46.22 (1) (b) 2. g., 46.22 (1) (b) 3. (intro.), 46.22 (1) (b) 3. d., 46.22 (1) (c)  
20 8. f., 46.22 (1) (d), 46.22 (1) (dp), 46.22 (1) (e) 1., 46.22 (1) (e) 2., 46.22 (1) (e) 3. a., 46.22  
21 (1) (e) 3. b., 46.22 (2g) (d), 46.22 (3m) (b) 12., 46.22 (3m) (b) 17. b., 46.23 (3) (a), 46.23  
22 (3) (am) 4., 46.23 (3) (ed), 46.23 (5) (a) 1., 46.23 (5) (a) 2., 46.23 (5) (b), 46.23 (5) (c) 1.,  
23 46.23 (5) (c) 2., 46.23 (5) (n) 1., 46.23 (5) (n) 2., 46.23 (5m) (c), 46.23 (6) (a) (intro.),  
24 46.23 (6) (a) 3., 46.28 (1) (f), 46.40 (1) (a), 46.40 (1) (d), 46.40 (2) (by SECTION 927), 46.45  
25 (3) (a), 46.46 (1), 46.46 (2), 46.49 (title), 46.49 (1), 46.495 (1) (d) (by SECTION 1126),

1 48.02 (4), 48.06 (4), 48.275 (2) (d) 2., 48.30 (6) (b), 48.31 (7) (b), 48.33 (4m) (intro.),  
2 48.33 (4m) (b), 48.357 (5m) (a), 48.36 (1) (a), 48.36 (1) (b), 48.36 (2), 48.361 (2) (c),  
3 48.362 (4) (c), 48.363 (1) (c), 48.363 (2), subchapter XI (title) of chapter 48, 48.48 (12)  
4 (a), 48.48 (17) (c) (intro.), 48.48 (17) (c) 3., 48.48 (17) (d), 48.547 (2), 48.55 (1) (by  
5 SECTION 1284g) and (3), 48.561 (3) (a) 1., 48.561 (3) (b), 48.57 (1) (g), 48.57 (3) (a) 3.  
6 (intro.), 48.57 (3) (b), 48.57 (3m) (am) (intro.), 48.57 (3n) (am) (intro.), 48.57 (3p) (b)  
7 1., 48.57 (3p) (b) 2., 48.57 (3p) (b) 3., 48.57 (3p) (c) 1., 48.57 (3p) (c) 2., 48.57 (3p) (c)  
8 2m., 48.57 (3p) (c) 3., 48.57 (3p) (d), 48.57 (3p) (e) (intro.), 48.57 (3p) (fm) 1., 48.57 (3p)  
9 (fm) 1m., 48.57 (3p) (fm) 2., 48.57 (3p) (fm) 2m., 48.57 (3p) (g) (intro.), 48.57 (3p) (g)  
10 3., 48.57 (3p) (h) 2., 48.57 (3p) (h) 3. (intro.), 48.57 (3p) (h) 4., 48.57 (3p) (i), 48.57 (3p)  
11 (j), 48.60 (3), 48.62 (5) (d), 48.627 (2) (c), 48.627 (2c), 48.627 (2m), 48.627 (2s) (intro.),  
12 48.627 (3) (f), 48.627 (4), 48.64 (1), 48.651 (1) (intro.), 48.651 (1) (a), 48.651 (1) (b),  
13 48.651 (2m), 48.66 (1) (a), 48.66 (2m) (a) 1., 48.66 (2m) (a) 2., 48.66 (2m) (am) 2., 48.66  
14 (2m) (b), 48.66 (2m) (c), 48.66 (2m) (cm), 48.675 (3) (intro.), 48.685 (2) (am) 5., 48.685  
15 (2) (b) 1. e., 48.685 (5c) (a), 48.685 (8), 48.715 (6), 48.745 (5), 48.75 (1m), 48.78 (2) (h),  
16 48.839 (1) (d), 48.839 (1) (e), 48.93 (1d), 48.98 (2) (d), 48.981 (7) (dm), 48.981 (8) (a),  
17 48.981 (8) (d) 1., 48.982 (2) (g) (intro.), 48.985 (1), 48.985 (2), 48.985 (4), 48.989 (1)  
18 (a), 48.989 (1) (b), chapter 49 (title), 49.001 (9), subchapter III (title) of chapter 49,  
19 49.11 (1), 49.11 (2), 49.138 (1m) (intro.), 49.143 (2) (b), 49.147 (6) (c), 49.147 (6) (cm)  
20 1., 49.155 (1g) (a) (intro.) and 3. and (b), 49.1635 (1), 49.175 (1) (intro.), 49.175 (1) (ze)  
21 (title), 49.175 (1) (ze) 10m. (by SECTION 1238), 49.175 (1) (zh) (by SECTION 1241),  
22 49.175 (2) (c), 49.19 (1) (a) 2. b., 49.19 (10) (a), 49.19 (10) (d), 49.19 (11) (a) 1. a., 49.19  
23 (11s) (d), 49.195 (3r), 49.197 (1m), 49.197 (2) (d), 49.197 (4), 49.22 (6) (by SECTION  
24 1254), 49.22 (7), 49.24 (1) (by SECTION 1258), 49.26 (1) (d), 49.275, 49.32 (1) (a), 49.32  
25 (1) (b), 49.32 (1) (c), 49.32 (9) (a), 49.32 (12), 49.325 (1) (a), 49.325 (2), 49.325 (2g) (a),

1 49.325 (2g) (c), 49.325 (2r) (a) 1., 49.325 (2r) (a) 2., 49.325 (3) (a), 49.34 (1), 49.34 (2),  
2 49.34 (4) (a), 49.34 (4) (c), 49.34 (5m) (a) 1., 49.34 (5m) (b) 1., 49.34 (5m) (b) 2., 49.35  
3 (1) (a), 49.35 (1) (b), 49.35 (2), 49.36 (2) (by SECTION 1296), 49.45 (6m) (br) 1. (by  
4 SECTION 1314), 49.45 (40), 49.475 (6), 49.48 (1m), 49.48 (2), 49.48 (3), 49.775 (2) (bm),  
5 49.78 (4), 49.78 (5), 49.78 (7), 49.81 (intro.), 49.82 (1), 49.83, 49.845 (1), 49.845 (2),  
6 49.845 (3), 49.845 (4), 49.85 (1), 49.85 (2) (b), 49.85 (3) (b) (intro.), 49.85 (3) (b) 1.,  
7 49.85 (3) (b) 2., 49.85 (3) (b) 3., 49.85 (3) (b) 4., 49.85 (3) (b) 5., 49.85 (4) (b), 49.85 (5),  
8 49.852 (2) (intro.), 49.852 (2) (c), 49.852 (3), 49.852 (4) (a), 49.852 (4) (b), 49.852 (4)  
9 (c), 49.852 (4) (d), 49.853 (1) (b), 49.854 (1) (a), 49.854 (11) (b), 49.855 (1), 49.855 (3),  
10 49.855 (4) (a), 49.855 (4) (b), 49.855 (4m) (b), 49.855 (4m) (c), 49.855 (5), 49.856 (1)  
11 (b), 49.857 (1) (f), 49.857 (2) (a), 49.857 (2) (b) (intro.), 49.857 (2) (b) 2. (intro.), 49.857  
12 (2) (b) 2. a., 49.857 (2) (b) 3. c., 49.857 (2) (b) 5., 49.857 (3) (a) (intro.), 49.857 (3) (a)  
13 4., 49.857 (3) (ac) 1., 49.857 (3) (ac) 2., 49.857 (3) (ac) 3., 49.857 (3) (am) (intro.), 49.857  
14 (3) (am) 4., 49.857 (3) (ar) 1., 49.857 (3) (ar) 2., 49.857 (3) (ar) 3., 49.857 (3) (b) (intro.),  
15 49.857 (3) (bm), 49.857 (3) (c) (intro.), 49.857 (3) (d) 1., 49.857 (3) (d) 2., 49.857 (4),  
16 49.858 (2) (intro.), 49.858 (3), 49.89 (2), 49.89 (6), 49.89 (7) (d) 2., 49.90 (2), 49.90 (2g),  
17 49.90 (4), 50.01 (1g) (b), 50.498 (1m), 51.032 (1m), 51.30 (4) (b) 27., 51.42 (3) (as) 1.,  
18 51.437 (4rm) (a), 59.22 (2) (c) 2., 59.40 (2) (p), 59.52 (4) (a) 18., 59.53 (3), 59.53 (5) (a)  
19 (by SECTION 1597), 59.53 (5) (b), 59.69 (15) (intro.), 59.69 (15) (c), 59.69 (15) (d), 59.69  
20 (15) (e), 59.69 (15) (f), 59.69 (15) (h), 60.63 (intro.), 60.63 (4), 60.63 (5), 60.63 (6), 60.63  
21 (7), 60.63 (9), 62.23 (7) (i) (intro.), 62.23 (7) (i) 3., 62.23 (7) (i) 4., 62.23 (7) (i) 5., 62.23  
22 (7) (i) 6., 62.23 (7) (i) 8., 66.1017 (1) (a), 69.14 (1) (cm), 69.15 (3) (b) 3., 69.20 (3) (f),  
23 71.93 (1) (a) 2., 71.93 (1) (a) 4., 73.03 (50) (c), 73.03 (50m), 73.0301 (1) (d) 2., 73.0301  
24 (1) (e), 73.0301 (2) (c) 1. am., 73.0301 (2) (c) 2., 77.61 (5) (b) 11., 85.24 (4) (b), 85.24  
25 (4) (c), 93.135 (1m) (a), 93.135 (2), 93.135 (3), 101.02 (20) (e) 1., 101.02 (21) (b), 101.02

1 (21) (c), 101.02 (21) (d), 101.02 (21) (e) 1., 102.27 (2) (a), 115.315, 115.347 (1), 115.347  
2 (2), 115.347 (3), 115.365 (2) (intro.), 115.368 (2) (intro.), 115.812 (1), 118.125 (2) (i),  
3 118.19 (1r) (a), 118.19 (1r) (b), 118.19 (10) (g), 120.125 (4) (h), 120.13 (14), 134.43 (3m),  
4 138.09 (1m) (b) 2. b., 138.09 (1m) (c) 1., 138.09 (3) (am) 3., 138.09 (4) (b), 138.12 (3)  
5 (d) 2. b., 138.12 (3) (e) 1., 138.12 (4) (b) 6., 138.12 (5) (am) 1. c., 138.12 (5) (am) 2.,  
6 146.40 (4d) (am), 146.51 (1m), 146.51 (2), 146.51 (3), 146.52 (1m), 165.85 (3) (cm),  
7 165.85 (3m) (a), 165.85 (3m) (b) 1., 165.85 (3m) (b) 2., 169.34 (2), 169.34 (3) (a), 170.12  
8 (3m) (a) 1m., 170.12 (3m) (b) 2., 170.12 (8) (b) 1. c., 170.12 (8) (b) 2., 177.265 (1) (intro.),  
9 196.218 (5) (d) 2., 217.05 (1m) (b) 2., 217.05 (1m) (c) 1., 217.06 (6), 217.09 (1m),  
10 218.0114 (20) (c), 218.0114 (21e) (a), 218.0114 (21e) (c), 218.0114 (21g) (b) 2., 218.0114  
11 (21g) (c), 218.0116 (1g) (a), 218.0116 (1m) (a) 3., 218.0116 (1m) (b), 218.02 (2) (a) 2.  
12 b., 218.02 (2) (a) 3., 218.02 (3) (e), 218.02 (6) (b), 218.02 (9) (a) 2., 218.04 (3) (a) 2. b.,  
13 218.04 (3) (a) 3., 218.04 (4) (am) 3., 218.04 (5) (am), 218.05 (3) (am) 2. b., 218.05 (3)  
14 (am) 3., 218.05 (4) (c) 3., 218.05 (11) (c), 218.05 (12) (am), 218.11 (2) (am) 3., 218.11  
15 (2) (am) 4., 218.11 (6m) (a), 218.12 (2) (am) 2., 218.12 (2) (am) 3., 218.12 (3m) (a),  
16 218.21 (2f) (a), 218.21 (2m) (b), 218.22 (3m) (a), 218.31 (1f) (a), 218.31 (1m) (b), 218.32  
17 (3m) (a), 218.41 (2) (am) 2., 218.41 (2) (am) 3., 218.41 (3m) (a), 218.51 (3) (am) 2.,  
18 218.51 (3) (am) 3., 218.51 (4m) (a), 224.40 (2), 224.40 (3) (b), 224.40 (3) (c), 224.72 (2)  
19 (c) 2. b., 224.72 (2) (d) 1., 224.72 (7m) (c), 224.77 (6), 224.927 (2), 224.95 (1) (c), 227.43  
20 (1) (by), 227.43 (2) (d), 227.43 (3) (d), 227.43 (4) (d), 227.54, 230.08 (2) (e) 6., 230.08  
21 (2) (tv), 230.13 (3) (a), 230.147 (1), 230.147 (2), 236.335, 250.041 (1m), 250.041 (2),  
22 250.041 (3), 252.12 (2) (c) 1. (intro.), 252.241 (1m), 253.15 (2) (by SECTION 2525),  
23 253.15 (6) (by SECTION 2526), 253.15 (7) (e) (by SECTION 2527), 253.15 (8), 254.115  
24 (1m), 291.15 (2) (d), 299.07 (1) (am) 1., 299.07 (1) (b) 2., 299.08 (1) (am) 1., 299.08 (1)  
25 (b) 1., 299.08 (2), 301.12 (14) (b), 301.12 (14) (g), 301.26 (4) (c), 301.37 (1), 301.45 (7)

1 (a), 301.45 (9), 302.372 (2) (b), 341.51 (4) (an), 341.51 (4g) (b), 341.51 (4m) (a), 342.06  
2 (1) (eg), 342.06 (1) (eh), 343.14 (2) (br) (by SECTION 2616), 343.14 (2j) (by SECTION  
3 2620), 343.305 (6) (e) 2. am., 343.305 (6) (e) 3. b., 343.345, 343.50 (8) (b), 343.61 (2)  
4 (a) 1m., 343.61 (2) (b), 343.62 (2) (am), 343.62 (2) (b), 343.66 (2), 349.19, 440.03 (11m)  
5 (am), 440.03 (11m) (c), 440.03 (12m), 440.13 (1) (b), 440.13 (2) (a), 440.13 (2) (b),  
6 440.43 (5), 440.44 (10), 440.92 (6) (d), 551.32 (1) (bm) 2. b., 551.32 (1) (bs) 1., 551.34  
7 (1m) (a) 3., 551.34 (1m) (b), 560.9806 (1) (a) 3., 562.05 (1e), 562.05 (5) (a) 9., 562.05  
8 (8) (d), 562.05 (8m) (a), 562.06 (3), 563.28 (1), 563.28 (2), 565.30 (5) (by SECTION 2787),  
9 565.30 (5m) (a), 628.095 (4) (a), 628.095 (5), 628.097 (1m), 628.10 (2) (c), 632.68 (2)  
10 (b) 3m., 632.68 (2) (bc) 1., 632.68 (2) (bm) 1., 632.68 (2) (e), 632.68 (3) (b) 1., 632.68  
11 (4) (b), 632.68 (4) (bc) 1., 632.68 (4) (bm) 1., 632.68 (4) (c), 632.68 (5) (b) 1., 632.897  
12 (10) (am) 2., 633.14 (1) (e), 633.14 (2c) (a), 633.14 (2m) (a), 633.15 (1m), 633.15 (2) (c),  
13 701.06 (5) (intro.), 751.15 (1), 751.15 (2), 751.15 (3), 767.001 (1d), 767.001 (2) (b),  
14 767.205 (2) (a) 3., 767.205 (2) (a) 4., 767.217 (1), 767.407 (1) (c) 1., 767.41 (3) (a) (by  
15 SECTION 2846), 767.451 (7) (by SECTION 2849), 767.521 (intro.), 767.55 (3) (a) 2.,  
16 767.57 (1e) (a) (by SECTION 2854), 767.57 (1e) (b) 1m., 767.57 (1e) (c), 767.57 (1m) (c),  
17 767.57 (2), 767.57 (4), 767.59 (1c) (a) (intro.), 767.59 (1f) (b) 4., 767.59 (2) (c), 767.59  
18 (2s), 767.87 (2m), 767.87 (6) (a), 769.201 (7), 769.31 (1), 809.105 (13), 813.12 (5) (b),  
19 813.122 (6) (b), 814.75 (22m), 814.76 (15m), 814.80 (11), 859.07 (2) (a) (intro.), 859.07  
20 (2) (a) 2., 859.15, 885.01 (5) (by SECTION 2887), 895.45 (1) (a), 895.4803, 895.485 (4)  
21 (a), 905.15 (1), 938.02 (6), 938.02 (7), 938.02 (17), 938.06 (1) (b), 938.06 (4), 938.22 (1)  
22 (a), 938.22 (2) (a), 938.22 (7) (a), 938.22 (7) (b), 938.30 (6) (b), 938.31 (7) (b), 938.355  
23 (2b), 938.357 (4) (a), 938.357 (4) (b) 2., 938.357 (4) (c) 1., 938.357 (4) (c) 2., 938.357  
24 (5m) (a), 938.36 (1) (b), 938.363 (1) (c), 938.396 (2g) (b), 938.538 (6), 938.547 (2),  
25 938.548, 938.57 (3) (a) (intro.), 938.57 (3) (a) 3., 938.57 (3) (b), 938.78 (2) (h), 948.22

1 (4) (b), 948.31 (1) (a) 2., 973.05 (2m) (r), 973.055 (3), 977.06 (4) (bm), 978.05 (4m) and  
2 995.67 (1) (a) of the statutes, and the creation of sections 13.83 (3) (f) 2m., 13.83 (4)  
3 (am), 15.20, 15.205 (title), 15.207 (title), 20.437 (intro.), 20.437 (1) (b), 20.437 (1) (gg),  
4 20.437 (1) (m), 20.437 (1) (ma), 20.437 (1) (mb), 20.437 (1) (mc), 20.437 (1) (md),  
5 20.437 (1) (n), 20.437 (1) (na), 20.437 (1) (nL), 20.437 (1) (o), 20.437 (2), 20.437 (3),  
6 20.923 (4) (f) 2d., 46.10 (14) (g), 48.01 (1) (h), 48.02 (16), 48.468, 48.47 (intro.), 48.47  
7 (3), 48.47 (4), 48.47 (7) (title), 48.48 (2b), 48.48 (4), 48.48 (17) (am), 48.48 (18), 48.563,  
8 48.565, 48.567, 48.568, 48.569, 48.576, 48.578, 48.743, 49.27, 49.273, 49.32 (1) (am),  
9 49.32 (2) (d), 49.32 (11m), 49.34 (5m) (em), 49.345, 49.852 (1c), 49.855 (2r), 49.857 (1)  
10 (cf), 49.858 (1) (a), 49.86 (1), 230.08 (2) (e) 2m. and 301.46 (4) (a) 10m. and SECTIONS  
11 9121 (2) (a), (c), (d), (e), (em), and (f) and (6), 9130 (2c) (b), 9154 (1) (a), (c), (d), (e), (f),  
12 and (g), and 9155 (1m) of this act take effect on July 1, 2008.

13 (4f) AIDS FOR CERTAIN LOCAL PURCHASES AND PROJECTS. The repeal of sections  
14 16.40 (24) and 20.855 (4) (fs) of the statutes takes effect on July 1, 2009.

15 (END)