

*CJS*  
*RCT*

1           **\*b0467/1.235\* 709.** Page 1150, line 25: delete “, items, or” and substitute “or  
2 items”.

3           **\*b0467/1.236\* 710.** Page 1151, line 1: on lines 1 and 13, delete “goods”.

4           **\*b0467/1.237\* 711.** Page 1151, line 3: on lines 3, 11 and 20, delete “property,”  
5 and substitute “property or”.

6           **\*b0467/1.238\* 712.** Page 1151, line 4: delete “, specified digital goods, or  
7 additional digital goods”.

8           **\*b0467/1.239\* 713.** Page 1151, line 5: on lines 5, 6 and 8, delete “, items, or  
9 goods” and substitute “or items”.

10          **\*b0467/1.240\* 714.** Page 1151, line 12: delete “, specified digital goods, or  
11 additional digital”.

12          **\*b0467/1.241\* 715.** Page 1151, line 20: delete “, specified digital goods,”.

13          **\*b0467/1.242\* 716.** Page 1151, line 21: delete “or additional digital goods”.

14          **\*b0467/1.243\* 717.** Page 1152, line 7: delete “property,” and substitute  
15 “property or”.

16          **\*b0467/1.244\* 718.** Page 1152, line 8: delete “, specified digital goods, or  
17 additional digital”.

18          **\*b0467/1.245\* 719.** Page 1152, line 9: delete “goods”.

19          **\*b0467/1.246\* 720.** Page 1153, line 10: delete “property,” and substitute  
20 “property or”.

21          **\*b0467/1.247\* 721.** Page 1153, line 11: delete “, specified digital goods, or  
22 additional”.

*(P)*

*(G)*

- 1           **\*b0467/1.248\* 722.** Page 1153, line 12: delete “digital goods”.
- 2           **\*b0467/1.249\* 723.** Page 1154, line 7: delete “specified digital”.
- 3           **\*b0467/1.250\* 724.** Page 1154, line 8: delete “goods, additional digital  
4 goods,”.
- 5           **\*b0467/1.251\* 725.** Page 1155, line 6: on lines 6 and 22, delete “property,” and  
6 substitute “property or”.
- 7           **\*b0467/1.252\* 726.** Page 1155, line 7: delete “specified digital goods, or  
8 additional digital goods,”.
- 9           **\*b0467/1.253\* 727.** Page 1155, line 9: delete “, items, or goods” and substitute  
10 “or items”.
- 11           **\*b0467/1.254\* 728.** Page 1155, line 23: delete “, specified digital goods, or  
12 additional digital”.
- 13           **\*b0467/1.255\* 729.** Page 1155, line 24: delete “goods”.
- 14           **\*b0467/1.256\* 730.** Page 1159, line 6: delete “specified digital goods,  
15 additional digital goods,”.
- 16           **\*b0467/1.257\* 731.** Page 1161, line 16: delete “property,” and substitute  
17 “property or”.
- 18           **\*b0467/1.258\* 732.** Page 1161, line 16: delete “, specified digital”.
- 19           **\*b0467/1.259\* 733.** Page 1161, line 17: delete “goods, or additional digital  
20 goods”.
- 21           **\*b0467/1.260\* 734.** Page 1162, line 7: delete “to (d)” and substitute “and (c)”.

- 1           **\*b0467/1.261\* 735.** Page 1162, line 21: delete “specified digital goods,  
2 additional digital goods,”.
- 3           **\*b0467/1.262\* 736.** Page 1163, line 1: delete “specified digital goods,  
4 additional digital goods,”.
- 5           **\*b0467/1.263\* 737.** Page 1163, line 6: delete “specified”.
- 6           **\*b0467/1.264\* 738.** Page 1163, line 7: delete “digital goods, additional digital  
7 goods,”.
- 8           **\*b0467/1.265\* 739.** Page 1163, line 14: delete “specified digital”.
- 9           **\*b0467/1.266\* 740.** Page 1163, line 15: delete “goods, additional digital  
10 goods,”.
- 11           **\*b0467/1.267\* 741.** Page 1164, line 5: delete “specified digital goods,  
12 additional digital goods,”.
- 13           **\*b0467/1.268\* 742.** Page 1167, line 17: on lines 17 and 22, delete “to (d)” and  
14 substitute “and (c)”.
- 15           **\*b0467/1.269\* 743.** Page 1168, line 6: delete “to (d)” and substitute “and (c)”.
- 16           **\*b0467/1.270\* 744.** Page 1169, line 22: delete “to (d)” and substitute “and (c)”.
- 17           **\*b0467/1.271\* 745.** Page 1170, line 2: delete “specified digital goods,  
18 additional digital goods,”.
- 19           **\*b0467/1.272\* 746.** Page 1170, line 3: delete “(c),” and substitute “(c)”.
- 20           **\*b0467/1.273\* 747.** Page 1171, line 5: delete “to (d)” and substitute “and (c)”.
- 21           **\*b0467/1.274\* 748.** Page 1171, line 16: delete “to (d)” and substitute “and (c)”.

1           **\*b0467/1.275\* 749.** Page 1171, line 25: delete “property,” and substitute  
2 “property or”.

3           **\*b0467/1.276\* 750.** Page 1172, line 1: delete “, specified digital goods,  
4 additional digital”.

5           **\*b0467/1.277\* 751.** Page 1172, line 2: delete “goods”.

6           **\*b1214/1.12\* 752.** Page 1175, line 24: after “(3g),” insert “(3h).”.

7           **\*b1179/1.18\* 753.** Page 1176, line 6: after that line insert:

8           **\*b1179/1.18\* “SECTION 2483q.** 77.97 of the statutes is amended to read:

9           **77.97 Use of revenue.** The department of revenue shall deposit the  
10 surcharge, interest and penalties collected under this subchapter in the recycling  
11 and renewable energy fund under s. 25.49.”.

12           **\*b1213/1.10\* 754.** Page 1176, line 25: delete the material beginning with  
13 that line and ending with page 1177, line 6, and substitute:

14           **\*b1213/1.10\* “SECTION 2486ac.** 77.982 (2) of the statutes is amended to read:

15           77.982 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d), (14) (a) to  
16 (f), (j) and (k) and (14g), 77.52 (1b), (3), (6), (13), (14), (18), and (19), 77.53 (1b), 77.58  
17 (1) to (5) and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14) and 77.62, as they  
18 apply to the taxes under subch. III, apply to the tax under this subchapter. Sections  
19 77.72 (1) and 77.73, as they apply to the taxes under subch. V, apply to the tax under  
20 this subchapter.

21           **\*b1213/1.10\* SECTION 2486ae.** 77.982 (2) of the statutes, as affected by 2007  
22 Wisconsin Act .... (this act), is repealed and recreated to read:

23           77.982 (2) Sections 77.51 (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3), (4),  
24 (13), (14), (18), and (19), 77.53 (1b), 77.58 (1) to (5), (6m), and (7), 77.585, 77.59, 77.60,

1 77.61 (2), (3m), (5), (8), (9), and (12) to (15), and 77.62, as they apply to the taxes under  
2 subch. III, apply to the tax under this subchapter. Section 77.73, as it applies to the  
3 taxes under subch. V, applies to the tax under this subchapter.”.

4 \*b1213/1.11\* **755.** Page 1177, line 20: delete the material beginning with  
5 that line and ending with page 1178, line 3, and substitute:

6 \*b1213/1.11\* “SECTION 2488ac. 77.991 (2) of the statutes is amended to read:

7 77.991 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14) (a)  
8 to (f), (j) and (k), 77.52 (1b), (4), (6), (13), (14), and (18), 77.53 (1b), 77.58 (1) to (5) and  
9 (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14) and 77.62, as they apply to the  
10 taxes under subch. III, apply to the tax under this subchapter. Sections 77.72 (1) and  
11 (2) (a) and 77.73, as they apply to the taxes under subch. V, apply to the tax under  
12 this subchapter. The renter shall collect the tax under this subchapter from the  
13 person to whom the passenger car is rented.

14 \*b1213/1.11\* SECTION 2488ae. 77.991 (2) of the statutes, as affected by 2007

15 Wisconsin Act .... (this act), is repealed and recreated to read:

16 77.991 (2) Sections 77.51 (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3), (4),  
17 (13), (14), (18), and (19), 77.53 (1b), 77.58 (1) to (5), (6m), and (7), 77.585, 77.59, 77.60,  
18 77.61 (2), (3m), (5), (8), (9), and (12) to (15), and 77.62, as they apply to the taxes under  
19 subch. III, apply to the tax under this subchapter. Section 77.73, as it applies to the  
20 taxes under subch. V, applies to the tax under this subchapter. The renter shall  
21 collect the tax under this subchapter from the person to whom the passenger car is  
22 rented.”.

23 \*b1213/1.12\* **756.** Page 1178, line 25: delete the material beginning with  
24 that line and ending with page 1179, line 6, and substitute:

1           **\*b1213/1.12\*** “**SECTION 2492ac.** 77.9951 (2) of the statutes is amended to read:

2           77.9951 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14)  
3 (a) to (f), (j) and (k), 77.52 (1b), (4), (6), (13), (14), and (18), 77.53 (1b), 77.58 (1) to (5)  
4 and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14), and 77.62, as they apply  
5 to the taxes under subch. III, apply to the fee under this subchapter. The renter shall  
6 collect the fee under this subchapter from the person to whom the vehicle is rented.

7           **\*b1213/1.12\*** **SECTION 2492ae.** 77.9951 (2) of the statutes, as affected by 2007  
8 Wisconsin Act .... (this act), is repealed and recreated to read:

9           77.9951 (2) Sections 77.51 (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3),  
10 (4), (13), (14), (18), and (19), 77.53 (1b), 77.58 (1) to (5), (6m), and (7), 77.585, 77.59,  
11 77.60, 77.61 (2), (3m), (5), (8), (9), and (12) to (15), and 77.62, as they apply to the taxes  
12 under subch. III, apply to the fee under this subchapter. The renter shall collect the  
13 fee under this subchapter from the person to whom the vehicle is rented.”

14           **\*b1213/1.13\*** **757.** Page 1179, line 20: delete the material beginning with  
15 that line and ending with page 1180, line 3, and substitute:

16           **\*b1213/1.13\*** “**SECTION 2495ac.** 77.9972 (2) of the statutes is amended to read:

17           77.9972 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14)  
18 (a) to (f), (j), and (k), 77.52 (1b) (4), (6), (13), (14), and (18), 77.53 (1b), 77.58 (1) to (5)  
19 and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14), and 77.62, as they apply  
20 to the taxes under subch. III, apply to the fee under this subchapter. Sections 77.72  
21 (1) and (2) (a) and 77.73, as they apply to the taxes under subch. V, apply to the fee  
22 under this subchapter. The renter shall collect the fee under this subchapter from  
23 the person to whom the passenger car is rented.

1           **\*b1213/1.13\* SECTION 2495ae.** 77.9972 (2) of the statutes, as affected by 2007  
2 Wisconsin Act ... (this act), is repealed and recreated to read:

3           77.9972 (2) Sections 77.51 (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3),  
4 (4), (13), (14), (18), and (19), 77.53 (1b), 77.58 (1) to (5), (6m), and (7), 77.585, 77.59,  
5 77.60, 77.61 (2), (3m), (5), (8), (9), and (12) to (15), and 77.62, as they apply to the taxes  
6 under subch. III, apply to the fee under this subchapter. Section 77.73, as it applies  
7 to the taxes under subch. V, applies to the fee under this subchapter. The renter shall  
8 collect the fee under this subchapter from the person to whom the passenger car is  
9 rented.”.

10           **\*b0580/1.3\* 758.** Page 1180, line 4: delete the material beginning with that  
11 line and ending with page 1182, line 24.

12           **\*b1190/1.15\* 759.** Page 1182, line 25: delete the material beginning with  
13 that line and ending with page 1183, line 2.

14           **\*b1191/1.4\* 760.** Page 1182, line 25: delete the material beginning with that  
15 line and ending with page 1187, line 9.

16           **\*b1190/1.16\* 761.** Page 1183, line 22: delete lines 22 to 25.

17           **\*b1195/1.1\* 762.** Page 1183, line 25: after that line insert:

18           **\*b1195/1.1\* “SECTION 2505d.** 79.04 (1) (intro.) of the statutes is amended to  
19 read:

20           79.04 (1) (intro.) Annually, except for production plants that begin operation  
21 after December 31, 2003, or begin operation as a repowered production plant after  
22 December 31, 2003, and except as provided in sub. (4m), the department of  
23 administration, upon certification by the department of revenue, shall distribute to  
24 a municipality having within its boundaries a production plant, general structure,

1 or substation, used by a light, heat, or power company assessed under s. 76.28 (2) or  
2 76.29 (2), except property described in s. 66.0813 unless the production plant or  
3 substation is owned or operated by a local governmental unit located outside of the  
4 municipality, or by an electric cooperative assessed under ss. 76.07 and 76.48,  
5 respectively, or by a municipal electric company under s. 66.0825 the amount  
6 determined as follows:

7 **\*b1195/1.1\* SECTION 2505dm.** 79.04 (1) (a) of the statutes is amended to read:

8 79.04 (1) (a) An amount from the shared revenue account or, for the  
9 distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003 stats.,  
10 determined by multiplying by 3 mills in the case of a town, and 6 mills in the case  
11 of a city or village, the first \$125,000,000 of the amount shown in the account, plus  
12 leased property, of each public utility except qualified wholesale electric companies,  
13 as defined in s. 76.28 (1) (gm), on December 31 of the preceding year for “production  
14 plant, exclusive of land,” “general structures,” and “substations,” in the case of light,  
15 heat and power companies, electric cooperatives or municipal electric companies, for  
16 all property within a municipality in accordance with the system of accounts  
17 established by the public service commission or rural electrification administration,  
18 less depreciation thereon as determined by the department of revenue and less the  
19 value of treatment plant and pollution abatement equipment, as defined under s.  
20 70.11 (21) (a), as determined by the department of revenue plus an amount from the  
21 shared revenue account or, for the distribution in 2003, from the appropriation under  
22 s. 20.835 (1) (t), 2003 stats., determined by multiplying by 3 mills in the case of a  
23 town, and 6 mills in the case of a city or village, of the first \$125,000,000 of the total  
24 original cost of production plant, general structures, and substations less  
25 depreciation, land and approved waste treatment facilities of each qualified



1 wholesale electric company, as defined in s. 76.28 (1) (gm), as reported to the  
2 department of revenue of all property within the municipality. The total of amounts,  
3 as depreciated, from the accounts of all public utilities for the same production plant  
4 is also limited to not more than \$125,000,000. The amount distributable to a  
5 municipality under this subsection and sub. (6) in any year shall not exceed \$300  
6 times the population of the municipality, increased annually by \$125 per person  
7 beginning in 2009.

8 **\*b1195/1.1\* SECTION 2505e.** 79.04 (1) (b) 1. of the statutes is amended to read:

9 79.04 (1) (b) 1. Beginning with the distribution under this subsection in 1991,  
10 and ending with the distribution under this subsection in 2008, the amount  
11 determined under par. (a) to value property used by a light, heat or power company  
12 in a municipality may not be less than the amount determined to value the property  
13 for the distribution to the municipality under this subsection in 1990, subject to  
14 subds. 2., 3. and 4.

15 **\*b1195/1.1\* SECTION 2505f.** 79.04 (2) (a) of the statutes is amended to read:

16 79.04 (2) (a) Annually, except for production plants that begin operation after  
17 December 31, 2003, or begin operation as a repowered production plant after  
18 December 31, 2003, and except as provided in sub. (4m), the department of  
19 administration, upon certification by the department of revenue, shall distribute  
20 from the shared revenue account or, for the distribution in 2003, from the  
21 appropriation under s. 20.835 (1) (t), 2003 stats., to any county having within its  
22 boundaries a production plant, general structure, or substation, used by a light, heat  
23 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described  
24 in s. 66.0813 unless the production plant or substation is owned or operated by a local  
25 governmental unit that is located outside of the municipality in which the production

1 plant or substation is located, or by an electric cooperative assessed under ss. 76.07  
2 and 76.48, respectively, or by a municipal electric company under s. 66.0825 an  
3 amount determined by multiplying by 6 mills in the case of property in a town and  
4 by 3 mills in the case of property in a city or village the first \$125,000,000 of the  
5 amount shown in the account, plus leased property, of each public utility except  
6 qualified wholesale electric companies, as defined in s. 76.28 (1) (gm), on December  
7 31 of the preceding year for "production plant, exclusive of land," "general  
8 structures," and "substations," in the case of light, heat and power companies,  
9 electric cooperatives or municipal electric companies, for all property within the  
10 municipality in accordance with the system of accounts established by the public  
11 service commission or rural electrification administration, less depreciation thereon  
12 as determined by the department of revenue and less the value of treatment plant  
13 and pollution abatement equipment, as defined under s. 70.11 (21) (a), as determined  
14 by the department of revenue plus an amount from the shared revenue account or,  
15 for the distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003  
16 stats., determined by multiplying by 6 mills in the case of property in a town, and 3  
17 mills in the case of property in a city or village, of the total original cost of production  
18 plant, general structures, and substations less depreciation, land and approved  
19 waste treatment facilities of each qualified wholesale electric company, as defined in  
20 s. 76.28 (1) (gm), as reported to the department of revenue of all property within the  
21 municipality. The total of amounts, as depreciated, from the accounts of all public  
22 utilities for the same production plant is also limited to not more than \$125,000,000.  
23 The amount distributable to a county under this subsection and sub. (6) in any year  
24 shall not exceed \$100 times the population of the county, increased annually by \$25  
25 per person beginning in 2009.

1           **\*b1195/1.1\* SECTION 2505g.** 79.04 (2) (am) 1. of the statutes is amended to  
2 read:

3           79.04 (2) (am) 1. Beginning with the distribution under this subsection in 1991,  
4 and ending with the distribution under this subsection in 2008, the amount  
5 determined under par. (a) to value property used by a light, heat or power company  
6 in a county may not be less than the amount determined to value the property for the  
7 distribution to the county under this subsection in 1990, subject to subds. 2. and 3.

8           **\*b1195/1.1\* SECTION 2505h.** 79.04 (4m) of the statutes is created to read:

9           79.04 (4m) Beginning with distributions in 2009, for production plants  
10 described under subs. (1) and (2), if in any year the payments to the municipality and  
11 county in which the production plant is located would be greater under subs. (6) and  
12 (7) (c) 1. based on the production plant's name-plate capacity than under sub. (1) or  
13 (2) based on the depreciated net book value of the production plant, the municipality  
14 and county shall receive payments under subs. (6) and (7) (c) 1., rather than under  
15 sub. (1) or (2), beginning in that year and in each year thereafter.

16           **\*b1195/1.1\* SECTION 2505i.** 79.04 (6) (a) of the statutes is amended to read:

17           79.04 (6) (a) Annually, beginning in 2005, for production plants that begin  
18 operation after December 31, 2003, or begin operation as a repowered production  
19 plant after December 31, 2003, except as provided in sub. (4m), the department of  
20 administration, upon certification by the department of revenue, shall distribute  
21 payments from the public utility account, as determined under par. (b), to each  
22 municipality and county in which a production plant is located, if the production  
23 plant has a name-plate capacity of at least one megawatt and is used by a light, heat,  
24 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described  
25 in s. 66.0813, unless the production plant is owned or operated by a local

1 governmental unit located outside of the municipality; by a qualified wholesale  
2 electric company, as defined in s. 76.28 (1) (gm); by a wholesale merchant plant, as  
3 defined in s. 196.491 (1) (w); by an electric cooperative assessed under ss. 76.07 and  
4 76.48, respectively; or by a municipal electric company under s. 66.0825.”.

5 **\*b1181/P1.20\* 763.** Page 1190, line 22: delete the material beginning with  
6 that line and ending with page 1192, line 2.

7 **\*b1181/P1.21\* 764.** Page 1193, line 9: delete lines 9 to 14.

8 **\*b1181/P1.22\* 765.** Page 1193, line 20: delete the material beginning with  
9 that line and ending with page 1194, line 20.

10 **\*b1181/P1.23\* 766.** Page 1195, line 19: delete “\$2,324,377,900  
11 \$2,708,341,000” and substitute “\$2,324,377,900”.

12 **\*b1181/P1.24\* 767.** Page 1196, line 4: delete lines 4 to 23.

13 **\*b1210/P1.4\* 768.** Page 1197, line 1: delete lines 1 to 5 and substitute:

14 **“85.037 Certification of fees collected.** ~~Annually, no later than October 1,~~  
15 ~~the Beginning with the 2008-09 fiscal year, the~~ secretary of transportation shall  
16 certify to the secretary of administration, no later than 14 days after the last day of  
17 each quarter of each fiscal year, the amount of fees collected under s. 342.14 (3m)  
18 during ~~the previous fiscal year that quarter,~~ for the purpose of determining the  
19 amounts to be transferred under s. 20.855 (4) (f) ~~during the current fiscal year. No~~  
20 later than 14 days after the last day of each quarter of each fiscal year, the secretary  
21 of administration shall transfer, under s. 20.855 (4) (f), from the general fund to the  
22 environmental fund the amount of fees collected under s. 342.14 (3m) during that  
23 quarter.”.

24 **\*b1181/P1.25\* 769.** Page 1197, line 6: delete lines 6 to 13.

1           **\*b1181/P1.26\* 770.** Page 1197, line 25: delete the material beginning with  
2 that line and ending with page 1199, line 18.

3           **\*b1181/P1.27\* 771.** Page 1200, line 8: delete the material beginning with  
4 that line and ending with page 1201, line 8.

5           **\*b1181/P1.28\* 772.** Page 1201, line 14: delete the material beginning with  
6 that line and ending with page 1203, line 19.

7           **\*b0413/2.5\* 773.** Page 1205, line 13: after that line insert:

8           **\*b0413/2.5\* "SECTION 2593p.** 93.45 of the statutes is created to read:

9           **93.45 Buy local, buy Wisconsin.** The department shall conduct a program  
10 to increase awareness and consumption of locally produced foods and related  
11 products and to increase the production and improve the distribution of foods and  
12 related products for local consumption. In the program, the department shall  
13 emphasize the development of regional food and cultural tourism trails and the  
14 development of regional food systems through activities such as creating or  
15 expanding facilities for the processing and distribution of food for local consumption;  
16 creating or supporting networks of producers; and strengthening connections  
17 between producers, retailers, institutions, and consumers and nearby producers.

18           **\*b0413/2.5\* SECTION 2594c.** 93.48 of the statutes is created to read:

19           **93.48 Buy local grant program. (1)** The department may award grants from  
20 the appropriation under s. 20.115 (4) (am) to individuals or organizations to fund  
21 projects that are designed to increase the sale of agricultural products grown in this  
22 state that are purchased in close proximity to where they are produced. The  
23 department shall promulgate rules for the program under this section.

1           (2) The department may make grants under this section for any of the following  
2 purposes:

3           (a) To create, promote, and support regional food and cultural tourism trails.

4           (b) To promote the development of regional food systems through activities  
5 such as creating or expanding facilities for the processing and distribution of food for  
6 local consumption; creating or supporting networks of producers; and strengthening  
7 connections between producers, retailers, institutions, and consumers and nearby  
8 producers.”.

9           **\*b0478/2.2\* 774.** Page 1205, line 13: after that line insert:

10           **\*b0478/2.2\*** “SECTION 2592g. 93.23 (1) (a) 1. (intro.) of the statutes is amended  
11 to read:

12           93.23 (1) (a) 1. (intro.) To each county, and any organized agricultural society,  
13 association, or board in the state that complies with the requirements of this section,  
14 ~~50% of the amount actually paid in net premiums in the junior division~~ 95 percent  
15 of the first \$8,000 paid in net premiums and 70 percent of all net premiums paid in  
16 excess of \$8,000 at its annual fair upon livestock, articles of production, educational  
17 exhibits, agricultural implements and tools, domestic manufactures, mechanical  
18 implements, and productions, but not more than \$10,000 per fair, subject to all of the  
19 following:”.

20           **\*b0539/1.3\* 775.** Page 1206, line 9: after that line insert:

21           **\*b0539/1.3\*** “SECTION 2594p. 93.60 of the statutes is created to read:

22           **93.60 Grazing lands conservation grant.** The department shall award a  
23 grant in each fiscal year, from the appropriation account under s. 20.115 (4) (s), for

1 technical education and research under the Wisconsin grazing lands conservation  
2 initiative.”.

3 \*b0853/P6.11\* **776**. Page 1207, line 21: substitute “\$38” for “\$38”.

4 \*b1181/P1.29\* **777**. Page 1210, line 11: delete lines 11 to 16.

5 \*b0750/1.1\* **778**. Page 1216, line 1: delete lines 1 to 6.

6 \*b1181/P1.30\* **779**. Page 1223, line 13: delete the material beginning with  
7 that line and ending with page 1228, line 9.

8 \*b0405/2.3\* **780**. Page 1228, line 17: after that line insert:

9 \*b0405/2.3\* “SECTION 2680c. 111.91 (2) (n) of the statutes is amended to read:  
10 111.91 (2) (n) The provision to employees of the health insurance coverage  
11 required under s. 632.895 (11) to ~~(14)~~ (15).”.

12 \*b0820/1.3\* **781**. Page 1229, line 11: after that line insert:

13 \*b0820/1.3\* “SECTION 2684. 115.28 (46) of the statutes is created to read:  
14 115.28 (46) GRANTS FOR SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS  
15 PROGRAMS. From the appropriation under s. 20.255 (2) (fz), award grants to school  
16 districts to develop innovative instructional programs in science, technology,  
17 engineering and mathematics; support pupils who are typically under-represented  
18 in these subjects; and increase the academic achievement of pupils in those  
19 subjects.”.

20 \*b1174/P1.1\* **782**. Page 1231, line 16: delete “The board” and substitute  
21 “Beginning in the 2008-09 school year, the board”.

22 \*b1174/P1.2\* **783**. Page 1231, line 16: substitute “an annual grant” for “a  
23 grant”.

1           **\*b1174/P1.3\* 784.** Page 1231, line 17: delete that line and substitute “to  
2 \$10,000,000”.

3           **\*b1174/P1.4\* 785.** Page 1231, line 18: delete “thereafter”.

4           **\*b1170/1.2\* 786.** Page 1234, line 11: after that line insert:

5           **\*b1170/1.2\*** “SECTION 2708m. 115.436 of the statutes is created to read:

6           **115.436 Sparsity aid. (1)** In this section, “membership” has the meaning  
7 given in s. 121.004 (5).

8           **(2)** A school district is eligible for sparsity aid under this section if it satisfies  
9 all of the following criteria:

10           (a) The school district’s membership in the previous school year was no more  
11 than 725.

12           (b) At least 20 percent of the school district’s membership in the previous school  
13 year was eligible for a free or reduced-price lunch under 42 USC 1758 (b).

14           (c) The school district’s membership in the previous school year divided by the  
15 school district’s area in square miles is less than 10.

16           **(3) (a)** Beginning in the 2008-09 school year, the department shall pay to each  
17 school district eligible for sparsity aid the following amount from the appropriation  
18 under s. 20.255 (2) (ae), subject to par. (b):

19           1. If less than 50 percent of the school district’s membership in the previous  
20 school year was eligible for a free or reduced-price lunch under 42 USC 1758 (b), \$150  
21 multiplied by the membership in the previous school year.

22           2. If 50 percent or more of the school district’s membership in the previous  
23 school year was eligible for a free or reduced-price lunch under 42 USC 1758 (b), \$300  
24 multiplied by the membership in the previous school year.



1 (b) If the appropriation under s. 20.255 (2) (ae) in any fiscal year is insufficient  
2 to pay the full amount under par. (a), the department shall prorate the payments  
3 among the eligible school districts.”.

4 **\*b1171/1.2\* 787.** Page 1235, line 20: after that line insert:

5 **\*b1171/1.2\* “SECTION 2711d.** 115.881 (4) of the statutes is created to read:

6 115.881 (4) A school district receiving aid under s. 115.883 in any school year  
7 is not eligible for aid under this section in that school year.

8 **\*b1171/1.2\* SECTION 2711e.** 115.883 of the statutes is created to read:

9 **115.883 Supplemental special education aid. (1)** Beginning in the  
10 2008–09 school year, from the appropriation under s. 20.255 (2) (be), the department  
11 shall pay supplemental special education aid to school districts to which all of the  
12 following apply:

13 (a) In the previous school year, the school district’s revenue authority per pupil  
14 under subch. VII of ch. 121 was below the statewide average.

15 (b) In the previous school year, the school district’s expenditures for special  
16 education constituted more than 16 percent of the school district’s total  
17 expenditures.

18 (c) In the previous school year, the school district’s membership, as defined in  
19 s. 121.004 (5), was less than 2,000 pupils.

20 (2) In the 2008–09 school year, the department shall pay each school district  
21 eligible for aid under this section the same amount. In each school year thereafter,  
22 the department shall distribute aid under this section to eligible school districts  
23 proportionally based upon each school district’s expenditures for special education  
24 in the previous school year, except that in any school year a school district may

1 receive not less than \$50,000, and not more than \$150,000 or an amount equal to 50  
2 percent of the school district's expenditures for special education in the previous  
3 school year, whichever is less.

4 (3) A school district receiving aid under s. 115.881 in any school year is not  
5 eligible for aid under this section in that school year.”.

6 \*b0804/2.1\* **788.** Page 1237, line 5: after that line insert:

7 \*b0804/2.1\* “SECTION 2719m. 118.35 (4) of the statutes is amended to read:

8 118.35 (4) From the appropriation under s. 20.255 (2) (fy), the department shall  
9 award grants to nonprofit organizations, cooperative educational service agencies,  
10 and the school district operating under ch. 119 for the purpose of providing advanced  
11 curriculum and assessments for gifted and talented middle-school pupils.”.

12 \*b1175/P1.1\* **789.** Page 1237, line 6: delete the material beginning with that  
13 line and ending with page 1239, line 4.

14 \*b0405/2.4\* **790.** Page 1241, line 22: after that line insert:

15 \*b0405/2.4\* “SECTION 2737p. 120.13 (2) (g) of the statutes is amended to read:

16 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.  
17 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3),  
18 632.85, 632.853, 632.855, 632.87 (4), (5), and (6), 632.895 (9) to ~~(14)~~ (15), 632.896, and  
19 767.513 (4).”.

20 \*b0474/1.1\* **791.** Page 1242, line 22: delete lines 22 to 25.

21 \*b0474/1.2\* **792.** Page 1243, line 1: delete lines 1 to 15.

22 \*b0403/1.3\* **793.** Page 1243, line 15: after that line insert:

23 \*b0403/1.3\* “SECTION 2744g. 121.136 of the statutes is created to read:

1           **121.136 State aid for high poverty school districts.** (1) In the 2007-08  
2 and 2008-09 school years, the department shall pay additional state aid to a school  
3 district if at least 50 percent of the district's enrollment, as rounded to the nearest  
4 whole percentage point and as reported to the department by the school district in  
5 October 2006, as a condition for participation in the federal school lunch program  
6 under 42 USC 1758 (b), was eligible for a free or reduced-price lunch in the federal  
7 school lunch program under 42 USC 1758 (b). The amount paid to each eligible school  
8 district shall be determined as follows:

9           (a) Divide the amount appropriated under s. 20.255 (2) (bb) by the total number  
10 of pupils enrolled in all eligible school districts who were eligible for a free or  
11 reduced-price lunch under 42 USC 1758 (b), as reported to the department in  
12 October 2006.

13           (b) Multiply the quotient under par. (a) by the number of pupils enrolled in the  
14 school district who were eligible for a free or reduced-price lunch under 42 USC 1758  
15 (b), as reported to the department in October 2006.

16           **(2)** In the 2009-10 school year and annually thereafter, the department shall  
17 pay additional state aid to a school district if at least 50 percent of the district's  
18 enrollment on the 3rd Friday of September in the immediately preceding  
19 even-numbered year, as rounded to the nearest whole percentage point, was eligible  
20 for a free or reduced-price lunch in the federal school lunch program under 42 USC  
21 1758 (b). The amount paid to each school district shall be determined by multiplying  
22 the number of pupils enrolled in the school district on that date that were eligible for  
23 a free or reduced-price lunch under 42 USC 1758 (b) by \$145.".

1           **\*b1181/P1.31\* 794.** Page 1243, line 16: delete the material beginning with  
2 that line and ending with page 1244, line 4.

3           **\*b0565/1.1\* 795.** Page 1244, line 14: after that line insert:

4           **\*b0565/1.1\* "SECTION 2748m.** 121.58 (2) (d) of the statutes is created to read:

5           121.58 (2) (d) In addition to any other payments made under this section, the  
6 department shall allocate \$35,000 annually to reimburse school districts for 75  
7 percent of the costs incurred to transport pupils over ice from their residence on an  
8 island to school on the mainland and back to their residence on the island, including  
9 the costs of maintaining and storing equipment. If in any school year the amount to  
10 which school districts are entitled under this paragraph exceeds \$35,000, the  
11 department shall prorate the payments among the eligible school districts.”.

12           **\*b0403/1.4\* 796.** Page 1244, line 22: after that line insert:

13           **\*b0403/1.4\* "SECTION 2749q.** 121.90 (2) (intro.) of the statutes is amended to  
14 read:

15           121.90 (2) (intro.) “State aid” means aid under ss. 121.08, 121.09 and , 121.105,  
16 and 121.136 and subch. VI, as calculated for the current school year on October 15  
17 under s. 121.15 (4) and including adjustments made under s. 121.15 (4), and amounts  
18 under s. 79.095 (4) for the current school year, except that “state aid” excludes all of  
19 the following:”.

20           **\*b0724/1.1\* 797.** Page 1246, line 3: delete the material beginning with that  
21 line and ending with page 1247, line 8.

22           **\*b0726/1.1\* 798.** Page 1247, line 9: delete lines 9 to 20.

23           **\*b0338/1.1\* 799.** Page 1247, line 20: after that line insert:

24           **\*b0338/1.1\* "SECTION 2756b.** 121.91 (4) (n) of the statutes is created to read:

1           121.91 (4) (n) The limit otherwise applicable to a school district under sub. (2m)  
 2 in any school year is increased by the amount spent by the school district in that  
 3 school year to pay the salary and fringe benefit costs of school nurses employed by  
 4 the school district. Any additional revenue received by a school district as a result  
 5 of this paragraph shall not be included in the base for determining the limit for the  
 6 next school year for purposes of this section.”.

7           **\*b0338/1.2\* 800.** Page 1247, line 22: delete “and (m)” and substitute “(m),  
 8 and (n)”.

9           **\*b0724/1.2\* 801.** Page 1247, line 22: delete “, (L) 4., and” and substitute “,  
 10 and”.

11           **\*b0726/1.2\* 802.** Page 1247, line 22: delete “, (L) 4., and (m)” and substitute  
 12 “, and (L) 4.”      “(n)”      and      *gjs*

13           **\*b0395/P1.1\* 803.** Page 1248, line 14: after that line insert:

14           **\*b0395/P1.1\* “SECTION 2757p.** 125.02 (3r) of the statutes is created to read:  
 15           125.02 (3r) “Caterer” means any person holding a restaurant permit under s.  
 16 254.64 who is in the business of preparing food and transporting it for consumption  
 17 on premises where gatherings, meetings, or events are held, if the sale of food at each  
 18 gathering, meeting, or event accounts for greater than 50 percent of the gross  
 19 receipts of all of the food and beverages served at the gathering, meeting, or event.”.

20           **\*b1203/P1.2\* 804.** Page 1248, line 14: after that line insert:

21           **\*b1203/P1.2\* “SECTION 2757r.** 125.01 of the statutes is amended to read:

22           **125.01 Legislative intent.** This chapter shall be construed as an enactment  
 23 of the legislature’s support for the 3-tier system for alcohol beverages production,  
 24 distribution, and sale that, through uniform statewide regulation, provides this

*TKK*

1 state regulatory authority over the production, storage, distribution, transportation,  
 2 sale, and consumption of alcohol beverages by and to its citizens, for the benefit of  
 3 the public health and welfare and this state's economic stability. Without the 3-tier  
 4 system, the effective statewide regulation and collection of state taxes on alcohol  
 5 beverages sales would be seriously jeopardized. It is further the intent of the  
 6 legislature that without a specific statutory exception, all sales of alcohol beverages  
 7 shall occur through the 3-tier system, from manufacturers to licensed wholesalers  
 8 to retailers to consumers. Face-to-face retail sales at licensed premises directly  
 9 advance the state's interest in preventing alcohol sales to underage or intoxicated  
 10 persons.

11 \*b1203/P1.2\* SECTION 2757t. 125.015 of the statutes is created to read:

12 **125.015 Severability.** If any provision or clause of this chapter or its  
 13 application to any person or circumstance is held invalid, the invalidity shall not  
 14 affect other provisions or applications of this chapter that can be given effect without  
 15 the invalid provision or application, and to this end the provisions of this chapter are  
 16 severable. ))

17 \*b1203/P1.2\* SECTION 2757v. 125.02 (3r) of the statutes is created to read:

18 125.02 (3r) "Caterer" means any person holding a restaurant permit under s.  
 19 254.64 who is in the business of preparing food and transporting it for consumption  
 20 on premises where gatherings, meetings, or events are held, if the sale of food at each  
 21 gathering, meeting, or event accounts for greater than 50 percent of the gross  
 22 receipts of all of the food and beverages served at the gathering, meeting, or event."

23 \*b0395/P1.2\* 805. Page 1249, line 7: after that line insert:

24 \*b0395/P1.2\* "SECTION 2759k. 125.26 (2u) of the statutes is created to read:

OK  
by 19  
I changed  
date  
20  
eff. date

1           125.26 (2u) Notwithstanding ss. 125.04 (3) (a) 3. and (9) and 125.09 (1), in  
2 addition to the authorization specified in sub. (1), a Class "B" license issued under  
3 this section to a caterer also authorizes the caterer to provide fermented malt  
4 beverages, including their retail sale, at the National Railroad Museum in Green  
5 Bay during special events held at this museum. Notwithstanding sub. (1), a caterer  
6 may provide fermented malt beverages under this subsection at any location at the  
7 National Railroad Museum even though the National Railroad Museum is not part  
8 of the caterer's licensed premises, as described under sub. (3) in the caterer's Class  
9 "B" license, and even if the National Railroad Museum is not located within the  
10 municipality that issued the caterer's Class "B" license. A caterer that provides  
11 fermented malt beverages under this subsection is subject to s. 125.32 (2) as if the  
12 fermented malt beverages were provided on the caterer's Class "B" licensed  
13 premises. This subsection does not authorize the National Railroad Museum to sell  
14 fermented malt beverages at retail or to procure or stock fermented malt beverages  
15 for purposes of retail sale. This subsection does not apply if, at any time, the National  
16 Railroad Museum holds a Class "B" license.

17           **\*b0395/P1.2\* SECTION 2759n.** 125.51 (3) (bu) of the statutes is created to read:

18           125.51 (3) (bu) Notwithstanding ss. 125.04 (3) (a) 3. and (9) and 125.09 (1), in  
19 addition to the authorization specified in sub. (1) (a) and in sub. (3) (a) or (b), a "Class  
20 B" license issued under sub. (1) to a caterer also authorizes the caterer to provide  
21 intoxicating liquor, including its retail sale, at the National Railroad Museum in  
22 Green Bay during special events held at this museum. Notwithstanding subs. (1) (a)  
23 and (3) (a) and (b), a caterer may provide intoxicating liquor under this paragraph  
24 at any location at the National Railroad Museum even though the National Railroad  
25 Museum is not part of the caterer's licensed premises, as described under par. (d) in

1 the caterer's "Class B" license, and even if the National Railroad Museum is not  
2 located within the municipality that issued the caterer's "Class B" license. A caterer  
3 that provides intoxicating liquor under this paragraph is subject to s. 125.68 (2) as  
4 if the intoxicating liquor were provided on the caterer's "Class B" licensed premises.  
5 This paragraph does not authorize the National Railroad Museum to sell  
6 intoxicating liquor at retail or to procure or stock intoxicating liquor for purposes of  
7 retail sale. This paragraph does not apply if, at any time, the National Railroad  
8 Museum holds a "Class B" license."

9 \*b1203/P1.3\* **806.** Page 1249, line 7: after that line insert:

10 \*b1203/P1.3\* "SECTION 2759c. 125.12 (5) of the statutes is amended to read:

11 125.12 (5) REVOCATIONS OR SUSPENSIONS OF, OR REFUSALS TO RENEW, PERMITS BY  
12 THE DEPARTMENT. The department may, after notice and an opportunity for hearing,  
13 revoke, suspend or refuse to renew any retail permit issued by it for the causes  
14 provided in sub. (4) and any other permit issued by it under this chapter for any  
15 violation of this chapter or ch. 139, except that, for a violation of sub. (4) (ag) 6. with  
16 respect to a license issued under s. 125.51 (4) (v) or a violation of s. 125.535 or  
17 139.035, the department shall revoke the license or permit. A revocation, suspension  
18 or refusal to renew is a contested case under ch. 227.

19 \*b1203/P1.3\* SECTION 2759d. 125.51 (6) of the statutes is created to read:

20 125.51 (6) FACE-TO-FACE RETAIL SALES. Except as provided in sub. (3) (bm) and  
21 (bs) and except with respect to caterers, a retail license issued under this section  
22 authorizes only face-to-face sales to consumers at the licensed premises.

23 \*b1203/P1.3\* SECTION 2759e. 125.52 (1) of the statutes is amended to read:



1           125.52 (1) AUTHORIZED ACTIVITIES. The department shall issue manufacturers'  
2 and rectifiers' permits which authorize the manufacture or rectification,  
3 respectively, of intoxicating liquor on the premises covered by the permit. A person  
4 holding a manufacturer's or rectifier's permit may manufacture, and bottle or  
5 wholesale wine, pursuant to the terms of the permit, without procuring a winery  
6 permit. A manufacturer's or rectifier's permit entitles the permittee to sell  
7 intoxicating liquor to wholesalers holding a permit under s. 125.54, and to other  
8 manufacturers and rectifiers holding a permit under this section, from the premises  
9 described in the permit.  ~~Holders of rectifiers' permits may sell intoxicating liquor~~  
10 ~~rectified by the permittee to retailers without any other permit.~~ No sales may be  
11 made for consumption on the premises of the permittee. Possession of a permit under  
12 this section does not authorize the permittee to sell tax-free intoxicating liquor and  
13 wines brought into this state under s. 139.03 (5).

14           **\*b1203/P1.3\* SECTION 2759f.** 125.52 (6) of the statutes is repealed.

15           **\*b1203/P1.3\* SECTION 2759g.** 125.52 (8) of the statutes is repealed.

16           **\*b1203/P1.3\* SECTION 2759h.** 125.53 (1) of the statutes is amended to read:

17           125.53 (1) The department shall issue only to a manufacturing winery in this  
18 state that holds a valid certificate issued under s. 73.03 (50) a winery permit  
19 authorizing the manufacture and bottling of wine on the premises covered by the  
20 permit for sale ~~at wholesale to other licensees or permittees~~ to wholesalers holding  
21 a permit under s. 125.54. A ~~permittee~~ winery holding a permit under this section  
22 may offer on the premises taste samples of wine manufactured on the premises to  
23 persons who have attained the legal drinking age. A permittee under this section  
24 may also have either a "Class A" or "Class B" license, but not both. If a "Class A" or

1 “Class B” liquor license has also been issued to the winery, the winery may offer the  
2 taste samples on the “Class A” or “Class B” premises.

3 \*b1203/P1.3\* SECTION 2759i. 125.53 (3) of the statutes is repealed.

4 \*b1203/P1.3\* SECTION 2759j. 125.535 of the statutes is created to read:

5 **125.535 Direct wine shippers’ permits. (1) AUTHORIZED ACTIVITIES.** The  
6 department shall issue direct wine shippers’ permits authorizing the permittee to  
7 ship wine directly to an individual in this state who is of the legal drinking age, who  
8 acknowledges in writing receipt of the wine shipped, and who is not intoxicated at  
9 the time of delivery. A signature on the delivery form of the common carrier by a  
10 person of legal drinking age acknowledges delivery in writing.

11 **(2) PERMIT FEE.** The department shall charge \$200 biennial fee for each permit  
12 issued under this section. All fees collected under this subsection shall be credited  
13 to the appropriation account under s. 20.566 (1) (ha).

14 **(3) PERSONS ELIGIBLE. (a)** A direct wine shipper’s permit may be issued under  
15 this section to any person that manufactures and bottles wine on premises covered  
16 by any of the following:

- 17 1. A manufacturer’s or rectifier’s permit under s. 125.52.
- 18 2. A winery permit under s. 125.53.
- 19 3. A winery license, permit, or other authorization issued to the winery by any  
20 state from which the winery will ship wine into this state.

21 **(b)** A winery located outside of this state is eligible for a direct wine shipper’s  
22 permit under par. (a) 3. if all of the following apply:

- 23 1. The winery holds a valid business tax registration certificate issued under  
24 s. 73.03 (50).

1           2. The winery submits to the department, with any initial application or  
2 renewal for a certificate under s. 73.03 (50) or a permit under par. (a) 3., a copy of any  
3 current license, permit, or authorization issued to the winery by the state from which  
4 the winery will ship wine into this state.

5           (c) Notwithstanding s. 125.04 (5) (a), natural persons obtaining direct wine  
6 shippers' permits are not required to be residents of this state but nonresidents are  
7 required to appoint an agent in the same manner required of a corporation or limited  
8 liability company under s. 125.04 (6). Notwithstanding s. 125.04 (5) (a) 5., a person  
9 is not required to complete a responsible beverage server training course to be  
10 eligible for a permit under this section.

11           **(4) RECORD KEEPING.** A permittee under this section shall maintain, for at least  
12 4 years after the date of sale, complete sales and delivery records for all products  
13 shipped under authority of this section. Upon request, the permittee shall make  
14 these records available for inspection by any duly authorized employee of the  
15 department or of any other appropriate state agency.

16           **(5) LABELS.** Containers of wine shipped to an individual in this state under this  
17 section shall be clearly labeled to indicate that the package may not be delivered to  
18 an underage person or to an intoxicated person. The permittee shall affix a  
19 conspicuous notice in 16 point type or larger to the outside of the shipping container  
20 that states: "CONTAINS ALCOHOL BEVERAGES. SIGNATURE OF PERSON  
21 AGE 21 YEARS OR OLDER REQUIRED FOR DELIVERY."

22           **(6) RESTRICTIONS.** No individual may resell, or use for a commercial purpose,  
23 wine received by the individual that is shipped under authority of this section.

24           **(7) ANNUAL LIMIT.** No individual in this state may receive more than 27 liters  
25 of wine annually shipped under authority of the section, and no permittee under this

1 section may ship more than 27 liters of wine annually to an individual in this state.  
2 This subsection does not apply to purchases made under a permit issued under s.  
3 125.61.

4 (8) SALES TO LICENSEES OR PERMITTEES PROHIBITED. A permit under this section  
5 does not authorize the permittee to sell wine to any licensee or permittee under this  
6 chapter or to deliver wine to any premises for which a license or permit has been  
7 issued under this chapter.

8 \*b1203/P1.3\* SECTION 2759k. 125.54 (1) of the statutes is amended to read:

9 125.54 (1) AUTHORIZED ACTIVITIES. The department shall issue wholesalers'  
10 permits authorizing the permittee to sell intoxicating liquor at wholesale from the  
11 premises described in the permit. ~~Except as provided under s. 125.69 (1) (b) 3., the~~  
12 The permittee may not sell intoxicating liquor for consumption on the premises. If  
13 ~~a wholesale permit is issued to a brewery that holds a "Class B" license, the permit~~  
14 ~~shall authorize the wholesale sale of wine only.~~ Possession of a permit under this  
15 section does not authorize the permittee to sell tax-free intoxicating liquor and wine  
16 brought into this state under s. 139.03 (5).

17 \*b1203/P1.3\* SECTION 2759kg. 125.55 (1) (intro.) and (a) of the statutes are  
18 consolidated, renumbered 125.55 (1) and amended to read:

19 125.55 (1) The department may issue the following combination permits: (a)  
20 ~~A~~ a combination manufacturer's and rectifier's permit.

21 \*b1203/P1.3\* SECTION 2759kh. 125.55 (1) (b) of the statutes is repealed.

22 \*b1203/P1.3\* SECTION 2759ki. 125.55 (2) of the statutes is amended to read:

23 125.55 (2) A combination manufacturer's and wholesaler's permit may not be  
24 issued. A combination rectifier's and wholesaler's permit may not be issued.

25 \*b1203/P1.3\* SECTION 2759km. 125.58 (1) of the statutes is amended to read:

1           125.58 (1) The department shall issue out-of-state shippers' permits which  
2 authorize persons located outside this state to sell or ship intoxicating liquor into this  
3 state. Except as provided under sub. (4), intoxicating liquor may be shipped into this  
4 state only to a person holding a ~~manufacturer's, rectifier's, wholesaler's, industrial~~  
5 ~~alcohol or medicinal alcohol~~ permit under s. 125.54 or, if shipped from a  
6 manufacturer or rectifier in another state holding a permit under this section, to a  
7 person holding a manufacturer's or rectifier's permit under s. 125.52. Except as  
8 provided under sub. (4), a separate out-of-state shipper's permit is required for each  
9 location from which any intoxicating liquor is sold or shipped into this state,  
10 including the location from which the invoices are issued for the sales or shipments.  
11 Any person holding an out-of-state shipper's permit issued under this section may  
12 solicit orders for sales or shipments by the permittee without obtaining the sales  
13 solicitation permit required by s. 125.65, but every agent, salesperson or other  
14 representative who solicits orders for sales or shipments by an out-of-state shipper  
15 shall first obtain a permit for soliciting orders under s. 125.65. No holder of an  
16 out-of-state shipper's permit issued under this section may sell intoxicating liquor  
17 in this state or ship intoxicating liquor into this state unless the out-of-state shipper  
18 is the primary source of supply for that intoxicating liquor.

19           **\*b1203/P1.3\* SECTION 2759L.** 125.58 (4) (a) (intro.) of the statutes is  
20 renumbered 125.58 (4) and amended to read:

21           125.58 (4) A winery located outside of this state may ship wine into this state  
22 as provided under s. ~~125.68 (10) (bm)~~ if all of the following apply: 125.535 and is not  
23 required to hold an out-of-state shipper's permit under this section.

24           **\*b1203/P1.3\* SECTION 2759m.** 125.58 (4) (a) 1. to 4. of the statutes are  
25 repealed.

1           **\*b1203/P1.3\* SECTION 2759mm.** 125.58 (4) (b) of the statutes is repealed.

2           **\*b1203/P1.3\* SECTION 2759n.** 125.68 (10) (a) of the statutes is amended to  
3 read:

4           125.68 (10) (a) Except as provided in ~~par. (bm)~~ s. 125.535, no intoxicating liquor  
5 may be shipped into this state unless consigned to a person holding a wholesaler's  
6 permit for the sale of intoxicating liquor, other than a retail "Class B" permit under  
7 s. 125.54 or, if shipped from a manufacturer or rectifier in another state holding a  
8 permit under s. 125.58, consigned to a person holding a manufacturer's or rectifier's  
9 permit under s. 125.52.

10          **\*b1203/P1.3\* SECTION 2759o.** 125.68 (10) (b) of the statutes is amended to  
11 read:

12          125.68 (10) (b) Except as provided in ~~par. (bm)~~ s. 125.535, no common carrier  
13 or other person may transport into and deliver within this state any intoxicating  
14 liquor unless it is consigned to a person holding a wholesaler's permit for the sale of  
15 intoxicating liquor, other than a retail "Class B" permit under s. 125.54 or, if shipped  
16 from a manufacturer or rectifier in another state holding a permit under s. 125.58,  
17 consigned to a person holding a manufacturer's or rectifier's permit under s. 125.52.  
18 In addition to complying with requirements under s. 125.535 (1), a common carrier  
19 may not deliver wine in this state to an individual receiving the wine from a  
20 permittee under s. 125.535 unless the common carrier verifies, by photo  
21 identification, the name, address, and age of the recipient of the delivery. Any  
22 common carrier violating this paragraph shall forfeit \$100 for each violation.

23          **\*b1203/P1.3\* SECTION 2759p.** 125.68 (10) (bm) of the statutes is repealed.

24          **\*b1203/P1.3\* SECTION 2759pg.** 125.68 (10) (bs) of the statutes is repealed.

25          **\*b1203/P1.3\* SECTION 2759pr.** 125.68 (10) (c) of the statutes is repealed.

1           **\*b1203/P1.3\* SECTION 2759q.** 125.69 (1) (a) of the statutes is amended to read:

2           125.69 (1) (a) No intoxicating liquor manufacturer, rectifier, winery,  
3 out-of-state shipper permittee, or wholesaler may hold any direct or indirect  
4 interest in any "Class A" license or establishment and no "Class A" licensee may hold  
5 any direct or indirect interest in a wholesale permit or establishment, except that a  
6 winery that has a permit under s. 125.53 may have an ownership interest in a "Class  
7 A" license.

8           **\*b1203/P1.3\* SECTION 2759r.** 125.69 (1) (b) 1. of the statutes is amended to  
9 read:

10           125.69 (1) (b) 1. Except as provided under ~~subds. 2. to subd. 4.,~~ no intoxicating  
11 liquor manufacturer, rectifier, winery, out-of-state shipper permittee, or wholesaler  
12 may hold any direct or indirect interest in any "Class B" license or permit or  
13 establishment or "Class C" license or establishment and no "Class B" licensee or  
14 permittee or "Class C" licensee may hold any direct or indirect interest in a wholesale  
15 permit or establishment.

16           **\*b1203/P1.3\* SECTION 2759s.** 125.69 (1) (b) 2. and 3. of the statutes are  
17 repealed.

18           **\*b1203/P1.3\* SECTION 2759t.** 125.69 (1) (c) (intro.) of the statutes is  
19 renumbered 125.69 (1) (c) and amended to read:

20           125.69 (1) (c) No manufacturer, rectifier, or winery, whether located within or  
21 without this state, may hold any direct or indirect interest in any wholesale permit  
22 or establishment, ~~except as provided in s. 125.53, and except that a manufacturer~~  
23 ~~that is also a brewer may hold a permit issued under s. 125.54 for the wholesale sale~~  
24 ~~of wine only. This paragraph does not prohibit any of the following persons from~~

1 obtaining a permit under s. 125.65. Except as provided in s. 125.53, no retail licensee  
2 may hold any direct or indirect interest in any manufacturer, rectifier, or winery.

3 \*b1203/P1.3\* SECTION 2759u. 125.69 (1) (c) 1. to 3. of the statutes are repealed.

4 \*b1203/P1.3\* SECTION 2759v. 125.69 (4) (c) of the statutes is repealed.

5 \*b1203/P1.3\* SECTION 2759w. 125.69 (6) (a) of the statutes is amended to read:

6 125.69 (6) (a) No campus or retail licensee or permittee may purchase or  
7 possess intoxicating liquor purchased from any person other than a ~~manufacturer,~~  
8 ~~rectifier or~~ wholesaler holding a permit under this chapter for the sale of intoxicating  
9 liquor.”.

10 \*b1203/P1.4\* 807. Page 1253, line 2: after that line insert:

11 \*b1203/P1.4\* “SECTION 2780b. 139.035 of the statutes is repealed and  
12 recreated to read:

13 **139.035 Wine shipped directly to individuals in this state.** (1) All wine  
14 shipped directly to an individual located in Wisconsin by a person holding a direct  
15 wine shipper’s permit under s. 125.535 shall be sold with the occupational tax  
16 imposed under s. 139.03 included in the selling price. As directed by the department,  
17 the taxes imposed under s. 139.03 shall be paid to, and a quarterly return filed with,  
18 the department once every quarter. In addition to filing a quarterly liquor tax return,  
19 each person holding a direct wine shipper’s permit under s. 125.535 shall be required  
20 to file an addendum, on forms furnished by the department, that provides, at  
21 minimum, the identity, quantity, and price of all wine shipped to individuals in this  
22 state during the previous quarter, along with the name, address, and birthdate of  
23 each person who purchased the wine and a copy of the signature provided by the  
24 person of legal drinking age who acknowledged delivery of the wine. A form shall also



1 be developed by the department for recording an attestation of the delivery person  
2 who reviewed the proof of age identification provided at the time of delivery and  
3 determined that the recipient was not intoxicated.

4 (2) Any failure of a person holding a direct wine shipper's permit under s.  
5 125.535 to pay the occupational tax or file the addendum required under sub. (1)  
6 within 30 days of its due date constitutes grounds for revocation or suspension of the  
7 permit. The provisions on timely filing under s. 71.80 (18) apply to the tax and  
8 addendum required under this section.

9 (3) No wine may be shipped directly to an individual in this state by a person  
10 holding a direct wine shipper's permit under s. 125.535 unless the tax imposed under  
11 s. 77.52 or 77.53 is paid on the sale of such wine.

12 **\*b1203/P1.4\* SECTION 2780f.** 139.11 (4) of the statutes is amended to read:

13 139.11 (4) CONFIDENTIALITY. Sections 71.78 (1) and (4) to (9) and 71.83 (2) (a)  
14 3., relating to confidentiality of income, franchise and gift tax returns, apply to any  
15 information obtained from any person on a fermented malt beverage or intoxicating  
16 liquor tax return, report, schedule, exhibit or other document or from an audit report  
17 relating to any of those documents, except that the department of revenue shall  
18 publish brewery production and sales statistics and shall publish or permit the  
19 publication of statistics on the total number of gallons of the types and brands of  
20 intoxicating liquor sold in this state and shall publish and make available on the  
21 department's Internet Web site a current and regularly updated list of permit  
22 holders that minimally includes detailed information on the name, address, contact  
23 person, and date of permit issuance for every manufacturer's and rectifier's permit  
24 issued under s. 125.52, winery permit issued under s. 125.53, direct wine shipper's

1 permit under s. 125.535, wholesaler's permit issued under s. 125.54, and  
2 out-of-state shipper's permit issued under s. 125.58."

3 \*b1199/1.2\* **808.** Page 1253, line 24: delete that line.

4 \*b1199/1.3\* **809.** Page 1254, line 1: delete lines 1 to 7.

5 \*b1199/1.4\* **810.** Page 1255, line 3: delete lines 3 to 10.

6 \*b1181/P1.32\* **811.** Page 1258, line 12: delete the material beginning with  
7 that line and ending with page 1259, line 6.

8 \*b0386/1.2\* **812.** Page 1259, line 3: after that line insert:

9 \*b0386/1.2\* "SECTION 2869h. 146.57 (3) (a) of the statutes is amended to read:

10 146.57 (3) (a) The department shall implement a statewide poison control  
11 system, which shall provide poison control services that are available statewide, on  
12 a 24-hour per day and 365-day per year basis and shall provide poison information  
13 and education to health care professionals and the public. From the appropriation  
14 under s. 20.435 (5) (ds), the department shall, if the requirement under par. (b) is  
15 met, distribute total funding of not more than ~~\$375,000~~ \$425,000 in each fiscal year  
16 to supplement the operation of the system and to provide for the statewide collection  
17 and reporting of poison control data. The department may, but need not, distribute  
18 all of the funds in each fiscal year to a single poison control center."

19 \*b0444/1.7\* **813.** Page 1259, line 9: substitute "(5) (dg)" for "(4) (xf)".

20 \*b1192/1.11\* **814.** Page 1260, line 14: delete lines 14 to 16.

21 \*b1181/P1.33\* **815.** Page 1267, line 7: delete the material beginning with  
22 that line and ending with page 1269, line 5.

*per  
CMT  
6/1/92  
xan/ksd*

1           **\*b0685/1.1\* 816.** Page 1269, line 20: delete the material beginning with that  
2 line and ending with page 1271, line 4.

3           **\*b1181/P1.34\* 817.** Page 1271, line 5: delete lines 5 to 8.

4           **\*b0677/1.5\* 818.** Page 1271, line 9: delete lines 9 to 21.

5           **\*b0405/2.5\* 819.** Page 1274, line 9: after that line insert:

6           **\*b0405/2.5\*** "SECTION 2924c. 185.981 (4t) of the statutes is amended to read:  
7           185.981 (4t) A sickness care plan operated by a cooperative association is  
8 subject to ss. 252.14, 631.17, 631.89, 631.95, 632.72 (2), 632.745 to 632.749, 632.85,  
9 632.853, 632.855, 632.87 (2m), (3), (4), (5), and (6), 632.895 (10) to ~~(14)~~ (15), and  
10 632.897 (10) and chs. 149 and 155.

11           **\*b0405/2.5\*** SECTION 2924f. 185.983 (1) (intro.) of the statutes is amended to  
12 read:

13           185.983 (1) (intro.) Every such voluntary nonprofit sickness care plan shall be  
14 exempt from chs. 600 to 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41,  
15 601.42, 601.43, 601.44, 601.45, 611.67, 619.04, 628.34 (10), 631.17, 631.89, 631.93,  
16 631.95, 632.72 (2), 632.745 to 632.749, 632.775, 632.79, 632.795, 632.85, 632.853,  
17 632.855, 632.87 (2m), (3), (4), (5), and (6), 632.895 (5) and (9) to ~~(14)~~ (15), 632.896, and  
18 632.897 (10) and chs. 609, 630, 635, 645, and 646, but the sponsoring association  
19 shall:".

20           **\*b0503/4.11\* 820.** Page 1274, line 9: after that line insert:

21           **\*b0503/4.11\*** "SECTION 2922u. 185.81 of the statutes is amended to read:

22           **185.81 Admission of foreign cooperatives.** A foreign cooperative is entitled  
23 to all rights, exemptions and privileges of a cooperative organized under this chapter,  
24 if it is authorized to do business in this state under ch. 180. Such foreign cooperative

1 may qualify under ch. 180 whether or not formed for profit and whether or not formed  
2 with stock. Any such foreign cooperative claiming to be subject to s. 71.26 (1) (a) or  
3 71.45 (1) (a) may be required to furnish the department of revenue with such facts  
4 as said department shall deem necessary to establish the foreign cooperative's rights  
5 thereunder.”.

6 \*b1181/P1.35\* **821.** Page 1274, line 10: delete the material beginning with  
7 that line and ending with page 1276, line 21.

8 \*b0555/1.1\* **822.** Page 1276, line 22: delete the material beginning with that  
9 line and ending with page 1277, line 7.

10 \*b0550/1.1\* **823.** Page 1278, line 11: after that line insert:

11 \*b0550/1.1\* “SECTION 2929v. 196.218 (5) (a) 6. of the statutes is amended to  
12 read:

13 196.218 (5) (a) 6. To pay the ~~department of administration~~ for  
14 telecommunications services provided under ~~s. 16.972 (1)~~ to the campuses of the  
15 University of Wisconsin System at ~~River Falls, Stout, Superior and Whitewater.~~”.

16 \*b0922/1.1\* **824.** Page 1279, line 13: delete lines 13 to 20.

17 \*b0826/1.1\* **825.** Page 1284, line 16: delete lines 16 to 25.

18 \*b0826/1.2\* **826.** Page 1285, line 1: delete lines 1 to 18.

19 \*b0480/3.1\* **827.** Page 1299, line 20: after that line insert:

20 \*b0480/3.1\* “SECTION 2997b. 227.01 (13) (zx) of the statutes is created to read:  
21 227.01 (13) (zx) Determines a fee under s. 440.03 (9) for an initial credential  
22 for which no examination is required, for a reciprocal credential, or for a credential  
23 renewal.”.

- 1 **\*b0814/P3.9\* 828.** Page 1310, line 14: delete lines 14 to 18 and substitute.
- 2 **\*b0814/P3.9\*** "SECTION 3010. 230.08 (2) (L) 6. of the statutes is repealed.
- 3 **\*b0814/P3.9\*** SECTION 3011. 230.08 (2) (of) of the statutes is repealed."
- 4 **\*b0341/2.9\* 829.** Page 1310, line 18: after that line insert:
- 5 **\*b0341/2.9\*** "SECTION 3012. 230.08 (2) (pd) of the statutes is amended to read:
- 6 230.08 (2) (pd) The chairperson of the parole earned release review
- 7 commission."
- 8 **\*b0336/4.3\* 830.** Page 1316, line 1: delete "\$2,000,000" and substitute
- 9 "\$2,025,000".
- 10 **\*b0375/1.2\* 831.** Page 1318, line 3: after that line insert:
- 11 **\*b0375/1.2\*** "SECTION 3033r. 250.15 (2) (c) of the statutes is amended to read:
- 12 250.15 (2) (c) From the appropriation under s. 20.435 (5) (fh), the department
- 13 shall award ~~\$25,000~~ \$50,000 in each fiscal year as a grant to HealthNet of Janesville,
- 14 Inc."
- 15 **\*b0444/1.8\* 832.** Page 1326, line 3: delete lines 3 to 19.
- 16 **\*b1194/P2.13\* 833.** Page 1326, line 24: delete the material beginning with
- 17 that line and ending with page 1327, line 2.
- 18 **\*b1181/P1.36\* 834.** Page 1353, line 3: delete lines 3 to 13.
- 19 **\*b1179/1.19\* 835.** Page 1353, line 22: after that line insert:
- 20 **\*b1179/1.19\*** "SECTION 3086p. 287.31 (6) of the statutes is amended to read:
- 21 287.31 (6) USE OF REVENUES. The newspaper recycling fees collected under sub.
- 22 (5) shall be deposited in the recycling and renewable energy fund under s. 25.49."
- 23 **\*b1179/1.20\* 836.** Page 1354, line 3: after that line insert:

1           **\*b1179/1.20\*** "SECTION 3088d. 289.645 (6) of the statutes is amended to read:  
2           289.645 (6) USE OF RECYCLING FEES. The fees collected under sub. (2) shall be  
3 deposited in the recycling and renewable energy fund."

4           **\*b1173/1.1\* 837.** Page 1354, line 3: substitute "\$4" for "\$6".

5           **\*b1216/1.1\* 838.** Page 1354, line 9: after "July 1, 2007," insert "85 cents per  
6 ton disposed of after July 1, 2007, and before October 1, 2007, or the first day of the  
7 3rd month beginning after the effective date of this paragraph ... [revisor inserts  
8 date], whichever is later."

9           **\*b1216/1.2\* 839.** Page 1354, line 10: delete "July 1, 2007" and substitute  
10 "October 1, 2007, or the first day of the 3rd month beginning after the effective date  
11 of this paragraph ... [revisor inserts date], whichever is later".

12           **\*b0341/2.10\* 840.** Page 1357, line 17: after that line insert:

13           **\*b0341/2.10\*** "SECTION 3100. 301.03 (3) of the statutes is amended to read:  
14           301.03 (3) Administer parole, extended supervision and probation matters,  
15 except that the decision to grant or deny parole or to grant or terminate extended  
16 supervision under s. 304.06 (1) (b) to inmates shall be made by the parole earned  
17 release review commission and the decision to revoke probation, extended  
18 supervision or parole in cases in which there is no waiver of the right to a hearing  
19 shall be made by the division of hearings and appeals in the department of  
20 administration. The secretary may grant special action parole releases under s.  
21 304.02. The department shall promulgate rules establishing a drug testing program  
22 for probationers, parolees and persons placed on extended supervision. The rules  
23 shall provide for assessment of fees upon probationers, parolees and persons placed  
24 on extended supervision to partially offset the costs of the program."

Insert  
165-11  
G

Insert 168-11

1           **3.** Page 1356, line 8: after that line insert:

2           “**SECTION 3094h.** 292.68 of the statutes is created to read:

3           **292.68 Reimbursement for disposal of PCB contaminated sediment.**

4           **(1) DEFINITIONS.** In this section:

5           (a) “Disposal costs” means the costs of transporting PCB contaminated  
6           sediment to a hazardous waste disposal facility, the fees for disposing of the PCB  
7           contaminated sediment in the hazardous waste disposal facility, and the cost of any  
8           permits that an applicant is required to obtain in order to transport and dispose of  
9           the PCB contaminated sediment.

10          (b) “PCB contaminated sediment” means sediment that contains  
11          polychlorinated biphenyls in a concentration of 50 parts per million or greater and  
12          that is dredged from the bed or bank of a navigable water in this state.

13          **(2) PROGRAM.** The department shall administer a program to provide  
14          reimbursement to certain responsible parties for a portion of costs incurred for  
15          disposing of PCB contaminated sediment at an out-of-state hazardous waste  
16          disposal facility, as provided in this section.

17          **(3) ELIGIBLE PERSON.** A person is eligible for the program under this section if  
18          the person is a responsible party, under s. 292.11 or 42 USC 9601 to 9675, for the  
19          remediation of PCB contaminated sediment or has entered into a consent decree with  
20          the department or the federal environmental protection agency under which the  
21          person undertakes the remediation of PCB contaminated sediment.

22          **(4) APPLICATION.** A person may seek reimbursement under this section by  
23          submitting an application to the department that contains all of the following:

1 (a) Test results that show that the sediment on which the application is based  
2 contains polychlorinated biphenyls in a concentration of 50 parts per million or  
3 greater.

4 (b) Documentation showing that the applicant is an eligible person under sub.  
5 (3).

6 (c) Documentation showing that the PCB contaminated sediment was  
7 transported to and disposed of at a licensed hazardous waste disposal facility outside  
8 of this state and that disposal occurred on or after May 1, 2007.

9 (d) Documentation showing the disposal costs, including information  
10 concerning the length and other terms of any contract for the disposal of the PCB  
11 contaminated sediment, and showing any other costs that the department  
12 determines to be reasonably necessary and attributable to the out-of-state disposal.

13 (e) An estimate, in accordance with sub. (5), of what the disposal costs would  
14 be using a facility in this state that is approved for the disposal of sediment that  
15 contains polychlorinated biphenyls in a concentration of 50 parts per million or  
16 greater.

17 **(5) ESTIMATE OF IN-STATE DISPOSAL COSTS.** (a) If there is a facility in this state  
18 that is approved for the disposal of sediment that contains polychlorinated biphenyls  
19 in a concentration of 50 parts per million or greater, an applicant shall make the  
20 estimate required by sub. (4) (e) using the disposal costs for that facility.

21 (b) Except as provided in par. (c), if there is no facility in this state that is  
22 approved for the disposal of sediment that contains polychlorinated biphenyls in a  
23 concentration of 50 parts per million or greater, an applicant shall make the estimate  
24 required by sub. (4) (e) in one of the following ways:



1           1. Based on the costs of disposing of PCB contaminated sediment at facilities  
2 in other states, other than the facility that the applicant uses for disposal of the  
3 contaminated sediments, that are comparable to a facility that, if constructed in this  
4 state, would meet the applicable state and federal requirements for the disposal of  
5 sediment that contains polychlorinated biphenyls in a concentration of 50 parts per  
6 million or greater.

7           2. Based on the costs of constructing and operating a facility in this state that  
8 would meet the applicable state and federal requirements for the disposal of  
9 sediment that contains polychlorinated biphenyls in a concentration of 50 parts per  
10 million or greater.

11           (c) If there is no facility in this state that is approved for the disposal of  
12 sediment that contains polychlorinated biphenyls in a concentration of 50 parts per  
13 million or greater and if the department has accepted, within 2 years of the date that  
14 an applicant submits an application, an estimate required by sub. (4) (e) using the  
15 method under par. (b) 1., the applicant may use that estimate to satisfy sub. (4) (e).

16           (d) If an applicant is required to make an estimate under par. (b), the applicant  
17 shall include in the application an explanation of the method used to estimate the  
18 cost of transporting the PCB contaminated sediment to a facility in this state.

19           **(6) NOTIFICATION OF COMPLETENESS.** When the department receives an  
20 application under sub. (4), the department shall notify the claimant whether the  
21 application is complete and, if the application is not complete, the information that  
22 the applicant must submit to complete the application.

23           **(7) DECISION ON APPLICATION.** (a) Subject to pars. (b) and (c), the department  
24 shall approve a complete application that complies with sub. (4) and the rules  
25 promulgated under sub. (11) if the department determines that the disposal costs

1 incurred by the applicant and any other costs that the department determines to be  
2 reasonably necessary and attributable to the out-of-state disposal exceed what the  
3 disposal costs would be using a facility in this state that meets the applicable state  
4 and federal requirements for the disposal of sediment that contains polychlorinated  
5 biphenyls in a concentration of 50 parts per million or greater.

6 (b) The department may only approve reimbursement for costs incurred on or  
7 after the first day of the 24th month before the month in which the application is  
8 submitted.

9 (c) The department shall deny an application if the department determines  
10 that the application is fraudulent.

11 **(8) REIMBURSEMENT.** (a) Except as provided in par. (b), if the department  
12 approves an application under sub. (4), the department shall, within 60 days of  
13 receiving the complete application, pay the applicant an amount equal to 95 percent  
14 of the amount by which the sum of the approved costs exceeds what the disposal costs  
15 would be using a facility in this state that meets the applicable state and federal  
16 requirements for the disposal of sediment that contains polychlorinated biphenyls  
17 in a concentration of 50 parts per million or greater.

18 (b) If the amount determined under par. (a) exceeds the amount available in  
19 the appropriation account under 20.370 (6) (ev), the department shall pay the excess  
20 when additional funds become available.

21 **(9) REVIEW OF DECISION.** (a) No later than the 30th day after the day on which  
22 the department approves or denies an application under sub. (4), the applicant may  
23 submit a petition for reconsideration to the secretary. The secretary shall issue a  
24 decision on whether to grant the petition no later than the 20th day after the day on  
25 which the applicant submits the petition. If the secretary grants the petition, the

1 secretary shall meet with the applicant and employees of the department and shall  
2 issue a decision on the reconsideration no later than the 30th day after the day of the  
3 meeting.

4 (b) No later than the 30th day after the day on which the department approves  
5 or denies an application under sub. (4) or, if the applicant petitioned for  
6 reconsideration under par. (a), no later than the 30th day after the day on which the  
7 secretary denied the petition or issued a decision on reconsideration, the applicant  
8 may request a contested case hearing under ch. 227.

9 (c) No later than the 30th day after the day on which the department approves  
10 or denies an application under sub. (4) or, if the applicant petitioned for  
11 reconsideration under par. (a), no later than the 30th day after the day on which the  
12 secretary denied the petition or issued a decision on reconsideration, or, if the  
13 applicant requested a contested case hearing under ch. 227, no later than the 30th  
14 day after the day on which the final decision on the contested case is issued, an  
15 applicant may petition for judicial review of the department's decision on the  
16 application.

17 **(10) EFFECT OF PROGRAM.** (a) The availability of reimbursement under this  
18 section is not a bar to any other statutory or common law remedy for a responsible  
19 party to recover costs of disposing of PCB contaminated sediment. A responsible  
20 party is not required to seek reimbursement under this section before seeking any  
21 other statutory or common law remedy.

22 (b) Findings and conclusions under this section are not admissible in any civil  
23 action.

24 **(11) RULES.** The department shall promulgate rules specifying procedures for  
25 the submission, review, and approval of claims under this section.”.