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1 **SECTION 9115. Nonstatutory provisions; Employment Relations**
2 **Commission.**

3 **SECTION 9117. Nonstatutory provisions; Financial Institutions.**

4 **SECTION 9118. Nonstatutory provisions; Fox River Navigational**
5 **System Authority.**

6 **SECTION 9118m. Nonstatutory provisions; Government Accountability**
7 **Board.**

8 (1k) REPORTS ON PROPOSED PER DIEM PAYMENTS. The government accountability
9 board shall report to the cochairpersons of the joint committee on finance in fiscal
10 year 2007-08 and in fiscal year 2008-09 concerning the need for funding of the
11 board's proposed per diem payments to board members and to the chairperson of the
12 board or the chairperson's designee in that fiscal year.

13 (1u) USE OF APPROPRIATIONS TO GOVERNMENT ACCOUNTABILITY BOARD; DEPOSIT AND
14 CREDITING OF REVENUES. Notwithstanding section 20.511 of the statutes, as affected
15 by this act, if the elections board and the ethics board remain constituted and vested
16 with authority on the effective date of this subsection, the elections board and the
17 ethics board may, for so long as the boards remain so constituted and vested,
18 encumber or expend moneys from any appropriation made to the government
19 accountability board for the 2007-09 fiscal biennium, consistently with the purposes
20 of that appropriation. The elections board and the ethics board, for so long as the
21 boards remain constituted and vested with authority, shall deposit into the
22 appropriate fund or credit to the appropriate appropriation account for any
23 appropriation made to the government accountability board all revenues received by
24 the respective boards, consistently with the purposes for which those revenues are
25 directed by law to be deposited or credited by the government accountability board.

1 However, neither board may encumber or expend moneys under this subsection in
2 an amount greater than the amount that would be authorized for a state agency
3 under section 20.002 (1) of the statutes, as determined by the department of
4 administration, during a fiscal year for which the biennial budget has not been
5 enacted at the time that an encumbrance or expenditure is made.

6 **SECTION 9119. Nonstatutory provisions; Governor.**

7 ✓ (1d) POLICY DEVELOPMENT AND IMPLEMENTATION. The authorized FTE positions
8 for the office of the governor, funded from the appropriation under section 20.525 (1)
9 (a) of the statutes, are decreased by 4.0 GPR positions for the purpose of assisting in
10 the development and implementation of policy initiatives in that office.

11 **SECTION 9120. Nonstatutory provisions; Health and Educational**
12 **Facilities Authority.**

13 **SECTION 9121. Nonstatutory provisions; Health and Family Services.**

14 (1) BED ASSESSMENT FOR INTERMEDIATE CARE FACILITIES FOR THE MENTALLY
15 RETARDED. Notwithstanding section 50.14 (2m) of the statutes, as created by this act,
16 the department of health and family services is not required to calculate the amount
17 of the bed assessment for intermediate care facilities for the mentally retarded under
18 section 50.14 (2) (bm) of the statutes, as created by this act, for state fiscal year
19 2007-08 until October 1, 2007, or the first day of the 3rd month beginning after the
20 effective date of this subsection, whichever is later.

21 (1t) INDIAN CHILD HIGH-COST OUT-OF-HOME CARE PLACEMENT FUNDING. From the
22 appropriation account under section 20.435 (3) (kz) of the statutes, in fiscal year
23 2007-08 the department of health and family services may expend not more than
24 \$500,000 in moneys transferred from the appropriation account under section 20.505

1 (8) (hm) 21. for unexpected or unusually high-cost out-of-home care placements of
2 Indian children by tribal courts. ✓

3 (5) TRANSFER TO THE DEPARTMENT OF CHILDREN AND FAMILIES.

4 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
5 liabilities of the department of health and family services that are primarily related
6 to the functions of the division of children and family services in that department,
7 to the child abuse and neglect prevention program under section 46.515, 2005 stats.,
8 to the food distribution and hunger prevention programs under section 46.75, 2005
9 stats., section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state
10 supplemental food program under section 253.06, 2005 stats., as determined by the
11 secretary of administration, shall become the assets and liabilities of the department
12 of children and families.

13 (b) *Employee transfers.*

14 1. The classified positions, and incumbent employees holding positions, in the
15 department of health and family services relating primarily to the functions of the
16 division of children and family services in that department, to the child abuse and
17 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., and to the state
20 supplemental food program under section 253.06, 2005 stats., as determined by the
21 secretary of administration, are transferred to the department of children and
22 families.

23 2. The classified positions, and incumbent employees holding positions, in the
24 department of health and family services relating primarily to general
25 administration and program support that the secretary of administration

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1 determines should be transferred to the department of children and families are
2 transferred to that department. Upon determination of these employees, the
3 secretary of health and family services shall, by January 1, 2008, and in conjunction
4 with the secretary of workforce development, submit a plan to the secretary of
5 administration requesting the transfer of moneys between the general purpose
6 revenue appropriations for the departments of health and family services and
7 workforce development and the department of children and families, between the
8 program revenue appropriations for the departments of health and family services
9 and workforce development and the department of children and families, between
10 the program revenue-service appropriations for the departments of health and
11 family services and workforce development and the department of children and
12 families, between the appropriations of given segregated funds for the departments
13 of health and family services and workforce development and the department of
14 children and families, and between the federal revenue appropriations for the
15 departments of health and family services and workforce development and the
16 department of children and families, if necessary to adjust previously allocated costs
17 in accordance with the transfer of personnel.

18 (c) *Employee status.* Employees transferred under paragraph (b) shall have the
19 same rights and status under subchapter V of chapter 111 and chapter 230 of the
20 statutes in the department of children and families that they enjoyed in the
21 department of health and family services immediately before the transfer.
22 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who
23 has attained permanent status in class is required to serve a probationary period.

24 (d) *Tangible personal property.* On the effective date of this paragraph, all
25 tangible personal property, including records, of the department of health and family

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1 services that is primarily related to the functions of the division of children and
2 family services in that department, to the child abuse and neglect prevention
3 program under section 46.515, 2005 stats., to the food distribution and hunger
4 prevention programs under section 46.75, 2005 stats., section 46.76, 2005 stats., and
5 section 46.77, 2005 stats., and to the state supplemental food program under section
6 253.06, 2005 stats., as determined by the secretary of administration, shall be
7 transferred to the department of children and families.

8 (e) *Contracts.* All contracts entered into by the department of health and family
9 services in effect on the effective date of this paragraph that are primarily related
10 to the functions of the division of children and family services in that department,
11 to the child abuse and neglect prevention program under section 46.515, 2005 stats.,
12 to the food distribution and hunger prevention programs under section 46.75, 2005
13 stats., section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state
14 supplemental food program under section 253.06, 2005 stats., as determined by the
15 secretary of administration, remain in effect and are transferred to the department
16 of children and families. The department of children and families shall carry out any
17 such contractual obligations unless modified or rescinded by the department of
18 children and families to the extent allowed under the contract.

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19 (em) *Pending matters.* Any matter pending with the department of health and
20 family services on the effective date of this paragraph that is primarily related to the
21 functions of the division of children and family services in that department, to the
22 child abuse and neglect prevention program under section 46.515, 2005 stats., to the
23 food distribution and hunger prevention programs under section 46.75, 2005 stats.,
24 section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state
25 supplemental food program under section 253.06, 2005 stats., as determined by the

1 secretary of administration, is transferred to the department of children and families
2 and all materials submitted to or actions taken by the department of health and
3 family services with respect to the pending matter are considered as having been
4 submitted to or taken by the department of children 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., and to the state supplemental food program under section
11 253.06, 2005 stats., as determined by the secretary of administration, and that are
12 in effect on the effective date of this paragraph remain in effect until their specified
13 expiration dates or until amended or repealed by the department of children and
14 families. All orders issued by the department of health and family services that are
15 primarily related to the functions of the division of children and family services in
16 that department, to the child abuse and neglect prevention program under section
17 46.515, 2005 stats., to the food distribution and hunger prevention programs under
18 section 46.75, 2005 stats., section 46.76, 2005 stats., and section 46.77, 2005 stats.,
19 and to the state supplemental food program under section 253.06, 2005 stats., as
20 determined by the secretary of administration, and that are in effect on the effective
21 date of this paragraph remain in effect until their specified expiration dates or until
22 modified or rescinded by the department of children and families.

23 (6) AGENCY NAME CHANGE.

24 (a) Wherever the term "health and family services" appears in the statutes, as
25 affected by the acts of 2007, the term "health services" is substituted.

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1 (b) Beginning on July 1, 2008, the department of health services has the powers
2 and duties granted or assigned the department of health and family services by
3 SECTIONS 9101 to 9155 of this act that do not terminate before paragraph (a) takes
4 effect. Beginning on July 1, 2008, the secretary of health services has the powers and
5 duties granted or assigned the secretary of health and family services by SECTIONS
6 9101 to 9155 of this act that do not terminate before paragraph (a) takes effect.

7 (6d) REDUCING FETAL AND INFANT MORTALITY AND MORBIDITY.

8 (a) In this subsection, "infant" means a child from birth to 12 months of age.

9 (b) In a county with a population of at least 190,000 but less than 230,000, from
10 the appropriation under section 20.435 (5) (eu) of the statues, as created by this act,
11 the department of health and family services shall distribute \$250,000 in each of
12 state fiscal years 2007-08 and 2008-09 to the city health department to provide a
13 program of services to reduce fetal and infant mortality and morbidity.

14 (c) Notwithstanding section 251.08 of the statutes, in implementing the
15 program under paragraph (b), the city health department shall, directly or by
16 contract, do all of the following in or on behalf of areas of the county that are
17 encompassed by the zip codes 53402 to 53406 and that are at risk for high fetal and
18 infant mortality and morbidity, as determined by the department of health and
19 family services:

20 1. Collaborate with faculty in the health disciplines of an academic institution
21 and with a hospital that serves significant populations at high risk for poor birth
22 outcomes, including low birth weights, prematurity, and gestational diabetes, to
23 identify and implement best practices and evidence-based practices to reduce fetal
24 and infant mortality and morbidity.

1 2. Identify necessary preconception, prenatal, and postnatal services and
2 assess the availability of these services for women in the areas who lack insurance
3 coverage or who are recipients of the Medical Assistance program or the Badger Care
4 health care program.

5 3. Develop and implement models of care for all women in the areas who meet
6 risk criteria, as specified by the department of health and family services, and
7 provide comprehensive prenatal and postnatal care coordination and other services,
8 including home visits, by registered nurses who are public health nurses or who meet
9 the qualifications of public health nurses, as specified in section 250.06 (1) of the
10 statutes, or by social workers, as defined in section 252.15 (1) (er) of the statutes.

11 4. Conduct social marketing, including outreach, assuring health care access,
12 public awareness programs, community health education programs, and other best
13 practices and evidence-based practices, to reduce fetal and infant mortality and
14 morbidity.

15 5. Evaluate the quality and effectiveness of the services provided under
16 subdivisions 3. and 4.

17 (d) In 2008 and 2009, the city health department shall prepare a report on fetal
18 and infant mortality and morbidity in areas of the county that are encompassed by
19 the zip codes 53402 to 53406. The report shall be derived, at least in part, from a
20 multidisciplinary review of all fetal and infant deaths in the relevant year and shall
21 specify causation found for the mortality and morbidity. The city health department
22 shall submit the report to all of the following:

- 23 1. The city of Racine.
- 24 2. The department of health and family services.

1 3. The legislature, in the manner provided under section 13.172 (3) of the
2 statutes.

3 4. The governor. ✓

4 (7j) MEDICAL ASSISTANCE PHARMACY DISPENSING FEE.

5 (a) In this subsection, "public assistance programs" means medical assistance,
6 as defined in section 49.43 (8) of the statutes, and the programs under sections 49.665
7 and 49.688 of the statutes, as affected by this act.

8 (b) The department of health and family services shall determine the amount
9 by which reimbursement to pharmacies for multisource generic drug products under
10 public assistance programs will be reduced as a result of implementation of average
11 manufacturing price reimbursement standards in accordance with the federal
12 Deficit Reduction Act of 2005, and shall determine the amount by which the
13 pharmacy dispensing fee under public assistance programs must be increased to
14 compensate for that reduction in reimbursement.

15 (c) The department of health and family services shall submit to the U.S.
16 department of health and human services an amendment to the state plan for
17 medical assistance that authorizes the department of health and family services to
18 increase the pharmacy dispensing fee under public assistance programs by the
19 amount determined under paragraph (b), and, if the U.S. department of health and
20 human services approves the amendment, shall increase the dispensing fee upon
21 approval.

22 (7k) REPORT ON FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM PARTICIPATION.

23 The department of health and family services shall submit to the joint committee on
24 finance, no later than January 1, 2009, a report that compares participation in the

1 food stamp employment and training program after participation becomes voluntary
2 with participation in the program before participation became voluntary.

3 (7L) SMOKING CESSATION PROGRAM. The department of health and family
4 services shall create, and, by the first day of the 7th month beginning after the
5 effective date of this subsection, implement an incentive-based smoking cessation
6 program for medical assistance recipients. The program shall incorporate elements
7 of existing smoking cessation programs administered by the state. The emphasis of
8 the program shall be to have medical assistance recipients stop smoking as soon as
9 possible. The department of health and family services may enter into an agreement
10 with another person to create or administer the program.

11 (7p) REPORT ON PURCHASE OF DRUGS FOR HIV/AIDS.

12 (a) The department of health and family services shall determine the feasibility
13 of modifying the pilot program under section 49.686 (6) of the statutes, as created by
14 this act, in the following manner:

15 1. The cost of drugs for individuals in the pilot program and for which
16 reimbursement may be provided under section 49.686 (2) of the statutes would
17 continue to be paid for under the program under section 49.686 (1) to (5) of the
18 statutes.

19 2. The Health Insurance Risk-Sharing Plan would reimburse the program
20 under section 49.686 (1) to (5) of the statutes for the drug costs paid by that program
21 under subdivision 1.

22 (b) No later than January 1, 2008, the department shall submit a report with
23 its conclusions to the Joint Committee on Finance.

24 (8k) DENTAL ACCESS FUNDING. From the net savings projected to result from the
25 implementation of the BadgerCare Plus program under section 49.471 of the

1 statutes, as created by this act, the department of health and family services shall
2 provide \$200,000 in fiscal year 2007-08 to the Peter Christensen Health Center and
3 \$200,000 in fiscal year 2007-08 to the Lake Superior Community Health Center to
4 increase access to dental services under the related initiatives that are to be funded
5 from those projected net savings.

6 (8x) CLINIC GRANT FOR DENTAL SERVICES. From the appropriation under section
7 20.435 (5) (dm) of the statutes, as affected by this act, the department of health and
8 family services shall provide \$17,500 in fiscal year 2007-08 and \$17,500 in fiscal year
9 2008-09 to the Community Connections Free Clinic in Dodgeville to provide dental
10 services to low-income residents of Iowa County and surrounding areas.

11 (9f) STATE CENTERS FOR THE DEVELOPMENTALLY DISABLED. The authorized FTE
12 positions for the department of health and family services are increased by 6.64 PR
13 positions on July 1, 2007, to be funded from the appropriation account under section
14 20.435 (2) (gk) of the statutes, for the purpose of performing services at the state
15 centers for the developmentally disabled. *and December 31, 2010,* ✓

16 (9g) HOSPITAL ASSESSMENT REPORT. By December 31, 2008, ~~and~~ December 31,
17 2009, the department of health and family services shall report to the joint
18 committee on finance of the legislature all of the following information for the
19 immediately previous state fiscal year:

20 → (a) The total amount of assessments collected under section 50.375 of the
21 statutes, as created by this act.

22 → (b) The total amount of assessments collected from each hospital under section
23 50.375 of the statutes, as created by this act.

24 → (c) The total amounts that the department of health and family services
25 determines were paid under section 49.45 (58) of the statutes, as created by this act,

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1 to health maintenance organizations as increased Medical Assistance payments to
2 hospitals.

3 (d) The total amount of periodic interim payments made to each hospital by
4 health maintenance organizations under section 49.45 (58) of the statutes, as created
5 by this act.

6 (e) The total amount of Medical Assistance payments made to each hospital and
7 the portion of the Medical Assistance capitated payments made to health
8 maintenance organizations for inpatient and outpatient hospital services from
9 appropriation accounts of general purpose revenues.

10 (f) The total amounts obtained under paragraphs (c) and (e).

11 (g) The results of any audits conducted by the department of health and family
12 services under section 49.45 (58) of the statutes, as created by this act, concerning
13 Medical Assistance payments and any actions taken by the department as a result
14 of such an audit.

that is in effect on July 1, 2009, 1

15 (9h) STATE PLAN AMENDMENT REQUEST. ~~By June 30, 2009,~~ the department of
16 health and family services shall submit to the Centers for Medicare and Medicaid
17 Services a request to amend the Medical Assistance state plan in order to use the
18 Medical Assistance reimbursement methodology for payment to hospitals that was
19 used prior to use of the Medical Assistance reimbursement methodology used during
20 implementation of the assessment under section 50.375 of the statutes, as created
21 by this act.

22 (9i) TRANSFER AND RENAMING OF COUNCIL ON DEVELOPMENTAL DISABILITIES.

23 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
24 liabilities of the department of health and family services primarily related to the
25 council on developmental disabilities, as determined by the secretary of

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1 administration, shall become the assets and liabilities of the board for people with
2 developmental disabilities.

3 (b) *Employee transfers.* All incumbent employees holding positions in the
4 department of health and family services performing duties primarily related to the
5 functions of the council on developmental disabilities, as determined by the secretary
6 of administration, are transferred on the effective date of this paragraph to the board
7 for people with developmental disabilities.

8 (c) *Employee status.* Employees transferred under paragraph (b) have all the
9 rights and the same status under subchapter V of chapter 111 and under chapter 230
10 of the statutes in the board for people with developmental disabilities that they
11 enjoyed in the department of health and family services immediately before the
12 transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so
13 transferred who has attained permanent status in class is required to serve a
14 probationary period.

15 (d) *Tangible personal property.* On the effective date of this paragraph, all
16 tangible personal property, including records, of the department of health and family
17 services that is primarily related to the functions of the council on developmental
18 disabilities, as determined by the secretary of administration, is transferred to the
19 board for people with developmental disabilities.

20 (e) *Contracts.* All contracts entered into by the department of health and family
21 services in effect on the effective date of this paragraph that are primarily related
22 to the functions of the council on developmental disabilities, as determined by the
23 secretary of administration, remain in effect and are transferred to the board for
24 people with developmental disabilities. The board for people with developmental

1 disabilities shall carry out any obligations under such a contract until the contract
2 is modified or rescinded by the board to the extent allowed under the contract.

3 (em) *Pending matters.* Any matter pending with the department of health and
4 family services on the effective date of this paragraph that is primarily related to the
5 council on developmental disabilities, as determined by the secretary of
6 administration, is transferred to the board for people with developmental disabilities
7 and all materials submitted to or actions taken by the department of health and
8 family services with respect to the pending matter are considered as having been
9 submitted to or taken by the board.

10 (9p) GRANT FOR HIV INFECTION SERVICES. From the appropriation account under
11 section 20.435 (5) (ma) of the statutes, as affected by this act, the department of
12 health and family services shall provide to the Black Health Coalition of Wisconsin,
13 Inc., \$100,000 in state fiscal year 2007-08 as a one-time grant to provide HIV
14 infection outreach, education, referral, and other services.

15 (9u) DANE COUNTY EARLY CHILDHOOD INITIATIVES. From the appropriation
16 account under section 20.435 (3) (bc) of the statutes, as affected by section 341x of this
17 act, the department of health and family services shall distribute \$250,000 in fiscal
18 year 2007-08 for comprehensive early childhood initiatives in Dane County that
19 provide home visiting and employment preparation and support for low-income
20 families. ✓

21 **SECTION 9122. Nonstatutory provisions; Higher Educational Aids**
22 **Board.**

23 (1) WISCONSIN COVENANT SCHOLARS PROGRAM.

24 (a) *Rules.* The higher educational aids board shall submit in proposed form the
25 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 (1f) DISTRICT ATTORNEY POSITION; ST. CROIX COUNTY. From the appropriation
15 account under section 20.455 (2) (n) of the statutes, the department of justice shall
16 expend \$32,400 in fiscal year 2007-08 and \$64,800 in fiscal year 2008-09 to provide
17 1.0 assistant district attorney position in St. Croix County.

18 (1h) DISTRICT ATTORNEY POSITION; CHIPPEWA COUNTY. From the appropriation
19 account under section 20.455 (2) (n) of the statutes, the department of justice shall
20 expend \$16,700 in fiscal year 2007-08 and \$16,700 in fiscal year 2008-09 to provide
21 .25 assistant district attorney position in Chippewa County. ✓

22 **SECTION 9130. Nonstatutory provisions; Legislature.**

23 (1d) JOINT SURVEY COMMITTEE ON RETIREMENT SYSTEMS; ACTUARIAL OPINION OF 2007
24 SENATE BILL 19 OR 2007 ASSEMBLY BILL 43. The cochairpersons of the joint survey
25 committee on retirement systems, pursuant to the powers granted the

1 cochairpersons under section 13.50 (6) (am) of the statutes, are requested to order,
2 during the 2007-08 fiscal year, an actuarial opinion on the impact of 2007 Senate Bill
3 19 or 2007 Assembly Bill 43, and any pending amendments, on the costs, actuarial
4 balance, or goals of the Wisconsin Retirement System.

5 (1f) ELIMINATION OF REVISOR OF STATUTES BUREAU.

6 (a) On December 31, 2007, all assets and liabilities of the revisor of statutes
7 bureau shall become the assets and liabilities of the legislative reference bureau.

8 (b) On December 31, 2007, all tangible personal property, including records, of
9 the revisor of statutes bureau is transferred to the legislative reference bureau.

10 (c) On December 31, 2007, all contracts entered into by the revisor of statutes
11 bureau, which are in effect on December 31, 2007, remain in effect and are
12 transferred to the legislative reference bureau. The legislative reference bureau
13 shall carry out any such contractual obligations until modified or rescinded by the
14 legislative reference bureau to the extent allowed under the contract.

15 (d) 1. If requested by any person who holds an attorney position at the revisor
16 of statutes bureau, the chief of the legislative reference bureau shall interview the
17 person to fill an attorney position at the legislative reference bureau. The chief of
18 the legislative reference bureau shall offer employment at the legislative reference
19 bureau, beginning on or before December 31, 2007, to one person who holds an
20 attorney position at the revisor of statutes bureau.

21 2. If requested by any person who holds a publications editor position at the
22 revisor of statutes bureau, the chief of the legislative reference bureau shall
23 interview the person to fill a publications editor position at the legislative reference
24 bureau. The chief of the legislative reference bureau shall offer employment at the

1 legislative reference bureau, beginning on or before December 31, 2007, to one
2 person who holds a publications editor position at the revisor of statutes bureau.

3 (2c) CREATION OF DEPARTMENT OF CHILDREN AND FAMILIES.

4 (a) *Advisory role of special committee on strengthening Wisconsin's families.*

5 The special committee on strengthening Wisconsin's families under section 13.83 (4)
6 of the statutes shall advise the secretaries of administration, health and family
7 services, and workforce development in planning and implementing the creation of
8 the department of children and families.

9 (b) *Certain missions unaltered.* The creation of the department of children and
10 families and the merging in that department of the child welfare programs
11 administered by the department of health and family services under chapter 46,
12 2005 stats., and chapter 48, 2005 stats., and of the Wisconsin Works program
13 administered by the department of workforce development under subchapter III of
14 chapter 49, 2005 stats., does not alter the missions of those programs.

15 (4v) LEGISLATIVE APPROPRIATION LAPSES AND REESTIMATES.

16 (a) In this subsection, "state operations" means all purposes except aids to
17 individuals and organizations and local assistance.

18 (b) The cochairpersons of the joint committee on legislative organization shall
19 take actions during the 2007-09 fiscal biennium to ensure that from general purpose
20 revenue appropriations for state operations to the legislature under section 20.765
21 of the statutes, as affected by this act, an amount equal to a total of \$3,561,000 in
22 fiscal year 2007-08 and a total of \$2,744,600 in fiscal year 2008-09 are lapsed from
23 sum certain appropriation accounts or are subtracted from the expenditure
24 estimates for any other types of appropriations, or both. ✓

25 **SECTION 9131. Nonstatutory provisions; Lieutenant Governor.**

1 **SECTION 9132. Nonstatutory provisions; Lower Wisconsin State**
2 **Riverway Board.**

3 **SECTION 9133. Nonstatutory provisions; Medical College of Wisconsin.**

4 **SECTION 9134. Nonstatutory provisions; Military Affairs.**

5 **SECTION 9135. Nonstatutory provisions; Natural Resources.**

6 (1) **MANAGED FOREST LAND BOARD.** Notwithstanding section 15.345 (6) of the
7 statutes, as created by this act, 2 of the initial members of the managed forest land
8 board appointed under section 15.345 (6) (a) to (d) of the statutes, as created by this
9 act, shall serve for terms expiring on May 1, 2009, and 2 of those initial members
10 shall serve for terms expiring on May 1, 2011.

11 (1f) **RULES FOR CONTAMINATED SEDIMENT PROGRAM.** Using the procedure under
12 section 227.24 of the statutes, the department of natural resources may promulgate
13 the rule required under section 292.68 (11) of the statutes, as affected by this act, for
14 the period before the effective date of the permanent rule under that provision, but
15 not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes.
16 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department
17 is not required to provide evidence that promulgating a rule under this subsection
18 as an emergency rule is necessary for the preservation of the public peace, health,
19 safety, or welfare and is not required to provide a finding of emergency for a rule
20 promulgated under this subsection. ✓

21 (1i) **GRANT TO CHIPPEWA FALLS.** From the appropriation account under section
22 20.370 (6) (dq) or 20.866 (2) (th) of the statutes, the department of natural resources
23 shall provide a grant to the city of Chippewa Falls during the 2007-09 fiscal
24 biennium to purchase land along the business route of STH 29 near Bridge Street
25 and River Street in the city of Chippewa Falls. The department shall make the grant

1 under this subsection in an amount equal to \$200,000 or 70 percent of the cost of
2 purchasing the land, whichever is less. ✓

3 (2u) TERMS OF MEMBERS OF LOWER FOX RIVER REMEDIATION AUTHORITY.

4 Notwithstanding the length of terms specified in section 279.02 (1) of the statutes,
5 as created by this act, the governor shall appoint one of the initial members of the
6 Lower Fox River Remediation Authority for a term expiring on June 30, 2009, one
7 of the initial members of the Lower Fox River Remediation Authority for a term
8 expiring on June 30, 2010, one of the initial members of the Lower Fox River
9 Remediation Authority for a term expiring on June 30, 2011, one of the initial
10 members of the Lower Fox River Remediation Authority for a term expiring on June
11 30, 2012, one of the initial members of the Lower Fox River Remediation Authority
12 for a term expiring on June 30, 2013, one of the initial members of the Lower Fox
13 River Remediation Authority for a term expiring on June 30, 2014, and one of the
14 initial members of the Lower Fox River Remediation Authority for a term expiring
15 on June 30, 2015.

16 (2v) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The department of
17 natural resources shall provide in fiscal year 2007-08, from the appropriation under
18 section 20.370 (5) (cq) of the statutes, as affected by this act, \$250,000 to the
19 Southeastern Wisconsin Fox River Commission. The commission may use this
20 funding for activities that are being conducted on the effective date of this subsection
21 and that are consistent with the commission's implementation plan. The activities
22 for which this funding is utilized may include the activities required under section
23 33.56 (1), (2), and (3) of the statutes.

24 (3f) GRANT FOR CHELSEA SANITARY DISTRICT. Notwithstanding section 281.58 (8)
25 (g), (8m), and (13) (b) and (c) to (d) of the statutes, in fiscal year 2007-08, the

1 department of natural resources shall provide a clean water fund financial hardship
2 assistance grant of not more than \$80,000 to the Chelsea Sanitary District in Taylor
3 County for sanitary system improvements. Notwithstanding section 281.58 (13) (e),
4 the department shall allocate financial hardship assistance for the Chelsea Sanitary
5 District project before it allocates financial hardship assistance to any other project
6 in fiscal year 2007-08.

7 ✓ (3k) WILDLIFE DAMAGE PLAN. The department of natural resources shall prepare
8 a plan that describes methods for administering the wildlife damage abatement and
9 wildlife damage claim programs in fiscal year 2008-09 so that the amounts expended
10 by the department for those programs, as authorized under section 29.889 of the
11 statutes, do not exceed the revenues received by the department for expenditure
12 under section 29.889 of the statutes. The department of natural resources shall
13 submit the plan to the members of the joint committee on finance no later than
14 January 1, 2008.

15 (4c) AQUATIC INVASIVE SPECIES GRANT. From the appropriation under section
16 20.370 (6) (as) of the statutes, as created by this act, the department of natural
17 resources shall provide a \$25,000 grant in fiscal year 2007-08 to the city of Oshkosh
18 under section 23.22 (2) (c) of the statutes, as affected by this act, to fund aquatic
19 invasive species education, prevention, and control activities in Miller's Bay and the
20 adjacent waters of Lake Winnebago. Notwithstanding the cost-sharing
21 requirements specified under section 23.22 (2) (c) of the statutes, as affected by this
22 act, the city of Oshkosh need not make any cost-share contributions to match the
23 grant provided under this subsection. ✓

24 (4f) DULUTH-SUPERIOR HARBOR STUDY. Of the amounts appropriated under
25 section 20.370 (5) (cq) of the statutes, as affected by this act, and before applying the

1 percentages under section 30.92 (4) (b) 6. of the statutes, the department of natural
2 resources shall provide \$100,000 in fiscal year 2007-08 to the city of Superior for a
3 project to study dock wall corrosion in the Duluth-Superior Harbor. The city of
4 Superior need not contribute any moneys to match the amount expended from the
5 appropriation under section 20.370 (5) (cq) of the statutes. Notwithstanding section
6 30.92 (1) (c) and (4) (b) 7. of the statutes, the study of dock wall corrosion in the
7 Duluth-Superior Harbor is a qualifying project for the purpose of expending moneys
8 under this subsection. This project need not be placed on the priority list under
9 section 30.92 (3) (a) of the statutes. ✓

10 (4g) ALL-TERRAIN VEHICLE TRAILS IN NORTHERN HIGHLAND-AMERICAN LEGION
11 STATE FOREST.

12 (a) From the appropriation under section 20.370 (1) (ms) of the statutes, the
13 department of natural resources may spend up to \$504,100 during fiscal year
14 2007-08 for the development of all-terrain vehicle trails in the Northern
15 Highland-American Legion State Forest, subject to paragraph (b).

16 (b) Expenditures under this subsection shall be approved by the natural
17 resources board.

18 **SECTION 9136. Nonstatutory provisions; Public Defender Board.**

19 **SECTION 9137. Nonstatutory provisions; Public Instruction.**

20 (1) MILWAUKEE PARENTAL CHOICE PROGRAM FEES; RULES. By the first day of the
21 3rd month beginning after the effective date of this subsection, the department of
22 public instruction shall, using the procedure under section 227.24 of the statutes,
23 promulgate the rule required under section 119.23 (2) (a) 8. of the statutes, as created
24 by this act, for the period before the effective date of the permanent rule promulgated
25 under section 119.23 (2) (a) 8. of the statutes, as created by this act, but not to exceed

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1 the period authorized under section 227.24 (1) (c) and (2) of the statutes.
2 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department
3 of public instruction is not required to provide evidence that promulgating a rule
4 under this subsection as an emergency rule is necessary for the preservation of the
5 public peace, health, safety, or welfare and is not required to provide a finding of
6 emergency for a rule promulgated under this subsection.

7 (2) MILWAUKEE PARENTAL CHOICE PROGRAM FEES; FEES FOR THE 2007-08 SCHOOL
8 YEAR. Notwithstanding section 119.23 (2) (a) 8. of the statutes, as created by this act,
9 each private school participating in the program under section 119.23 of the statutes,
10 as affected by this act, in the 2007-08 school year shall pay the fee required under
11 section 119.23 (2) (a) 8. of the statutes, as created by this act, no later than 30 days
12 after the effective date of the rule promulgated under subsection (1).

13 (3k) GRANTS FOR SCHOOL DISTRICT CONSOLIDATION.

14 (a) A consortium of 2 or more school districts may apply to the department of
15 public instruction for a grant to conduct a school district consolidation feasibility
16 study. The consortium shall submit a plan identifying the school districts engaged
17 in the study, the issues the study will address, and how the grant funds will be
18 expended. A school district may not be a member of more than one consortium.

19 (b) In the 2008-09 school year, the department of public instruction shall award
20 grants to consortia from the appropriation under section 20.255 (2) (bs) of the
21 statutes, as created by this act. The department may not award more than \$10,000
22 to any consortium.

23 (c) The department of public instruction shall give priority to applications that
24 demonstrate prior attempts to address the underlying issues associated with
25 management and operation of the school districts' programs.

1 (d) A consortium awarded a grant under paragraph (b) shall submit the results
2 of the study to the department of public instruction.

3 (4k) BUTTERNUT SCHOOL DISTRICT CONSOLIDATION STUDY. Notwithstanding
4 section 115.435 of the statutes, the department of public instruction shall, from the
5 appropriation under section 20.255 (2) (ad) of the statutes, as affected by this act,
6 award ^{one or more grants totaling} a grant of \$30,000 in the 2007-08 fiscal year to the Butternut School District
7 for the purpose of studying consolidation with the Glidden and Park Falls school
8 districts.

school districts located in Ashland, Price, or Sawyer Counties

9 (5i) ONE-TIME GRANTS TO ORGANIZATIONS. From the appropriation account under
10 section 20.255 (3) (a) of the statutes, as created by this act, the department of public
11 instruction shall distribute grants as follows:

12 (a) *Big Brothers Big Sisters of Dane County*. A grant of \$25,000 in fiscal year
13 2007-08 to Big Brothers Big Sisters of Dane County for mentoring in collaboration
14 with the Madison Metropolitan School District.

15 (b) *Latino Community Center*. A grant of \$12,500 in fiscal year 2007-08 to the
16 Latino Community Center for a school safety improvement project at South Division
17 High School.

18 (c) *Badger State Science and Engineering Fair*. A grant of \$12,500 in fiscal year
19 2007-08 and in fiscal year 2008-09 to the Badger State Science and Engineering
20 Fair.

21 (7c) LA CAUSA CHARTER SCHOOL.

22 (a) Notwithstanding section 196.218 (5) (a) of the statutes, in the 2007-08 fiscal
23 year the department of public instruction shall pay the amount appropriated under
24 section 20.255 (2) (u) of the statutes, as created by this act, to La Causa Charter
25 School in the city of Milwaukee.

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(b) Notwithstanding section 196.218 (3) (a) of the statutes, the public service commission shall ensure that the contributions from telecommunications providers under that paragraph are sufficient to generate the amount appropriated under section 20.255 (2) (u) of the statutes, as created by this act.

SECTION 9138. Nonstatutory provisions; Public Lands, Board of Commissioners of.

SECTION 9139. Nonstatutory provisions; Public Service Commission.

(1f) PUBLIC LIBRARY SYSTEMS FUNDING FROM UNIVERSAL SERVICE FUND. Notwithstanding section 196.218 (3) (a) 3. b. of the statutes, the public service commission shall, in determining the amount of contributions to the universal service fund for fiscal year 2007-08, deduct \$9,200,000 from the amount appropriated under section 20.255 (3) (qm) of the statutes for fiscal year 2007-08.

(2u) RAILROAD SAFETY ANALYST POSITION. The authorized FTE positions for the office of the commissioner of railroads, funded from the appropriation under section 20.155 (2) (g) of the statutes, is decreased by 1.0 PR railroad safety analyst position.

SECTION 9140. Nonstatutory provisions; Regulation and Licensing.

~~450.074 of the statutes, as created by this act, for the period before the effective date of permanent rules necessary to administer sections 450.071, 450.072, 450.073, and 450.074 of the statutes. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this subsection remain in effect until March 1, 2008, or the date on which permanent rules take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace,~~

1 **health, safety, or welfare and is not required to provide a finding of**
2 **emergency for a rule promulgated under this subsection.**

3 **SECTION 9141. Nonstatutory provisions; Revenue.**

4 (1) INTERNAL REVENUE CODE. Changes to the Internal Revenue Code made by
5 Public Law 109-135, excluding sections 101, 105, 201 (a) as it relates to section
6 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of Public Law 109-135, and Public Law
7 109-280, excluding sections 811 and 844 of Public Law 109-280, apply to the
8 definitions of "Internal Revenue Code" in chapter 71 of the statutes at the time that
9 those changes apply for federal income tax purposes.

10 (1f) DEPARTMENT OF REVENUE STUDY; UTILITY LICENSE FEES. No later than
11 December 31, 2008, the department of revenue shall convene a study group to assess
12 the feasibility and desirability of imposing local general property taxes or their
13 equivalent on all property, other than production plants, of electric cooperatives,
14 municipal utilities, and light, heat, and power companies. The study group shall
15 include residents of communities that host public utility property; representatives
16 of electric cooperatives, municipal utilities, and light, heat, and power companies;
17 members of the public who have expertise in the taxation of public utilities and in
18 transmission line siting; and any other individuals who the department of revenue
19 believes to have expertise related to the study. No later than May 1, 2009, the study
20 group shall report its findings and recommendations to the legislature under section
21 13.172 (2) of the statutes. ✓

22 (2f) RETAILER INVENTORY SYSTEM FOR LOTTERY TICKETS. The department of
23 revenue shall develop a detailed implementation and cost plan for an instant ticket
24 retailer inventory system and submit the plan to the joint committee on finance on
25 or before January 31, 2008. The plan shall include the text of a proposed

1 administrative rule relating to retailer billing procedures or, if such an
2 administrative rule has been promulgated, a summary of the promulgated
3 administrative rule. If the cochairpersons of the committee do not notify the
4 department within 14 working days after the date of submittal of the plan that the
5 committee has scheduled a meeting for the purpose of reviewing the plan, the
6 department may implement the plan. If, within 14 working days after the date of
7 submittal, the cochairpersons of the committee notify the department that the
8 committee has scheduled a meeting for the purpose of reviewing the plan, the
9 department may implement the plan only upon approval of the committee.

10 (2v) PROPERTY TAXES DUE ON PROPERTY DAMAGED BY FLOODING. Notwithstanding
11 sections 74.11 (2) (b) and 74.11 (8) of the statutes, the 2nd installment of property
12 taxes due and payable on or before July 31, 2007, for property located in the village
13 of Bagley and the town of Wyalusing may be paid no later than October 31, 2007, and
14 not be considered delinquent, if the taxpayer certifies to the taxation district that the
15 property has been damaged or destroyed by flooding. If the 2nd installment of taxes
16 is not paid on or before October 31, 2007, the entire amount of the taxes remaining
17 unpaid is delinquent as of November 1, 2007, and interest and penalties are due
18 under section 74.11 (11) of the statutes.

19 **SECTION 9142. Nonstatutory provisions; Secretary of State.**

20 **SECTION 9143. Nonstatutory provisions; State Employment Relations,**
21 **Office of.**

22 **SECTION 9144. Nonstatutory provisions; State Fair Park Board.**

23 **SECTION 9145. Nonstatutory provisions; Supreme Court.**

24 **SECTION 9146. Nonstatutory provisions; Technical College System.**

1 (1k) DAIRY SCIENCE ASSOCIATE DEGREE PROGRAM. The technical college system
2 board shall allocate \$194,000 in the 2008-09 fiscal year from the appropriation
3 under section 20.292 (1) (dc) of the statutes for an incentive grant to Northcentral
4 Technical College for a dairy science associate degree program if Northcentral
5 Technical College contributes at least \$65,000 for the program in the 2008-09 fiscal
6 year.

7 (2k) FEE REMISSIONS. Notwithstanding section 38.24 (8) (bm) 2. of the statutes,
8 as created by this act, a student who is a veteran may receive a remission under that
9 subsection for the fall 2007 semester and may continue to receive the remission in
10 subsequent semesters if the student remains continuously enrolled.

11 **SECTION 9147. Nonstatutory provisions; Tourism.**

12 **SECTION 9148. Nonstatutory provisions; Transportation.**

13 (2) TRANSFER OF SUPPLEMENTAL TITLE FEES. Notwithstanding sections 20.855 (4)
14 (f) and 85.037 of the statutes, as affected by this act, no transfer of moneys may be
15 made from the general fund under section 20.855 (4) (f) related to supplemental title
16 fees collected under section 342.14 (3m) of the statutes, as affected by this act, during
17 fiscal year 2007-08. *APG* *During fiscal year 2007-08*
18 transfer \$1,500,000 from the general fund to the environmental fund in fiscal year
19 2007-08, for the purpose specified in section 25.46 (1m) of the statutes, as affected
20 by this act. *comma stays* ✓

21 **SECTION 9149. Nonstatutory provisions; Treasurer.**

22 **SECTION 9150. Nonstatutory provisions; University of Wisconsin**
23 **Hospitals and Clinics Authority.**

24 (1f) NEW MEMBERS. Notwithstanding section 233.02 (1) (ag) of the statutes, as
25 created by this act, of the initial terms of the members of the board of directors of the

*This does not prohibit any transfers made during fiscal year
2007-08 for fees collected in fiscal year 2006-07.*

1 University of Wisconsin Hospitals and Clinics Authority appointed under section
2 233.02 (1) (ag) of the statutes, as created by this act, one term shall expire on July
3 1, 2010, one term shall expire on July 1, 2011, and one term shall expire on July 1,
4 2012.

5 **SECTION 9151. Nonstatutory provisions; University of Wisconsin**
6 **Hospitals and Clinics Board.**

7 (1f) NEW MEMBERS. Notwithstanding section 15.96 (1) (ag) of the statutes, as
8 created by this act, of the initial terms of the members of the University of Wisconsin
9 Hospitals and Clinics Board appointed under section 15.96 (1) (ag) of the statutes,
10 as created by this act, one term shall expire on July 1, 2010, one term shall expire
11 on July 1, 2011, and one term shall expire on July 1, 2012.

12 **SECTION 9152. Nonstatutory provisions; University of Wisconsin**
13 **System.**

14 (1) UW-MILWAUKEE SCHOOL OF PUBLIC HEALTH. Of the moneys appropriated to
15 the Board of Regents of the University of Wisconsin System under section 20.285 (1)
16 (a) of the statutes for the 2008-09 fiscal year, the board shall allocate \$200,000 for
17 establishing the University of Wisconsin-Milwaukee School of Public Health, but
18 only if the board approves the school.

19 (2k) TUITION AND FEE REMISSIONS.

20 (b) Notwithstanding section 36.27 (3p) (bm) 2. of the statutes, as created by this
21 act, a student who is a veteran may receive a remission under that subsection for the
22 fall 2007 semester and may continue to receive the remission in subsequent
23 semesters if the student remains continuously enrolled.

24 (2u) WISCONSIN IDEA COURSE FOR CHINESE STUDENTS. Of the moneys
25 appropriated to the Board of Regents of the University of Wisconsin System under

1 section 20.285 (1) (a) of the statutes, the Board of Regents shall allocate \$25,000 for
2 fiscal year 2007-08 for the development of a 5-week course to be offered in the
3 summer of 2008 for introducing Chinese political, business, and academic leaders
4 and practitioners to the Wisconsin Idea, especially as the Wisconsin Idea relates to
5 environmental issues in China. The Board of Regents shall prepare a report that
6 assesses the environmental, economic, and educational impacts of the course on this
7 state and China; recommends whether the course should be continued and, if so, how
8 the course may be improved; and assesses how the Wisconsin Idea may be used to
9 position the state as a preferred trading partner with China and to position the
10 University of Wisconsin as a preferred venue at which to discuss environmental and
11 natural resource issues related to China. No later than May 1, 2009, the Board of
12 Regents shall submit the report to the appropriate standing committees of the
13 legislature in the manner provided under section 13.172 (3) of the statutes.

14 (2v) WRITTEN POLICIES FOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS. No
15 later than January 1, 2008, the Board of Regents of the University of Wisconsin
16 System shall submit for review by the joint legislative audit committee and for
17 approval by the joint committee on information policy and technology a preliminary
18 draft of the policies required under section 36.59 (1) (c) of the statutes, as created by
19 this act.

20 (2w) RULES PERTAINING TO LARGE, HIGH-RISK INFORMATION TECHNOLOGY PROJECTS.
21 The Board of Regents of the University of Wisconsin System shall submit in proper
22 form the rules required under section 36.59 (2) of the statutes, as created by this act,
23 to the legislative council staff under section 227.15 (1) of the statutes no later than
24 June 30, 2008.

1 (3t) LUNG CANCER RESEARCH. Of the moneys appropriated to the Board of
2 Regents of the University of Wisconsin System under section 20.285 (1) (a) of the
3 statutes for the 2008-09 fiscal year, the board may expend all but \$2,500,000 if the
4 board does not receive \$2,500,000 in gifts and grants from private sources in that
5 fiscal year to support lung cancer research at the University of Wisconsin Paul P.
6 Carbone Comprehensive Cancer Center. If the board receives \$2,500,000 in gifts and
7 grants from private sources in that fiscal year to support such research, the board
8 may expend an additional \$2,500,000 in that fiscal year to support such research. ✓

9 **SECTION 9153. Nonstatutory provisions; Veterans Affairs.**

10 (1) PAYMENTS FOR OUTREACH FOR HOMELESS VETERANS. From the appropriation
11 under section 20.485 (2) (am) of the statutes, as created by this act, the department
12 of veterans affairs may annually make a payment not to exceed \$25,000 to the Center
13 for Veteran Issues for the purpose of providing outreach services for homeless
14 veterans.

15 (2c) DOUGLAS COUNTY VETERANS HEALTH CARE STUDY. From the appropriation
16 under section 20.485 (2) (tm) of the statutes, no later than June 30, 2009, the
17 department of veterans affairs shall study the long-term health care needs of the
18 veterans population in Douglas County, including the demand for, and feasibility of,
19 establishing a rehabilitative care center, in addition to an evaluation of the
20 anticipated need for a nursing home or assisted living facility in that area. The
21 department of veterans affairs shall use the funding available under this subsection
22 to contract for the study. The scope and methodology of the study shall be determined
23 by the legislative audit bureau, with the cooperation of the department of veterans
24 affairs.

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1 (3g) PLANNING AND STUDY OF CEMETERY IN OUTAGAMIE COUNTY. From the
2 appropriation under section 20.485 (2) (tm) of the statutes, the department of
3 veterans affairs shall expend an amount not to exceed \$35,000 during fiscal year
4 2007-08 for a capital planning and feasibility study of a new state veterans cemetery
5 in Outagamie County.

6 (3i) KOREAN WAR MEMORIAL REFURBISHMENT. From the appropriation under
7 section 20.485 (2) (e) of the statutes, as created by this act, the department of
8 veterans affairs shall provide \$165,000 during fiscal year 2007-08 for the
9 refurbishment of the Korean War memorial at Plover. No moneys may be provided
10 under this subsection until the veterans groups that are raising funds for
11 refurbishing the Korean War memorial at Plover raise matching funds of at least
12 \$165,000.

13 **SECTION 9154. Nonstatutory provisions; Workforce Development.**

14 (1) TRANSFER TO THE DEPARTMENT OF CHILDREN AND FAMILIES.

15 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
16 liabilities of the department of workforce development that are primarily related to
17 the functions of the bureau of Wisconsin Works and child support and the child care
18 section of the bureau of workforce programs, as determined by the secretary of
19 administration, shall become the assets and liabilities of the department of children
20 and families.

21 (b) *Employee transfers.*

22 1. The classified positions, and incumbent employees holding positions, in the
23 department of workforce development relating primarily to the functions of the
24 bureau of Wisconsin Works and child support and the child care section of the bureau

1 of workforce programs, as determined by the secretary of administration, are
2 transferred to the department of children and families.

3 2. The classified positions, and incumbent employees holding positions, in the
4 department of workforce development relating primarily to general administration
5 and program support that the secretary of administration determines should be
6 transferred are transferred to the department of children and families. Upon
7 determination of these employees, the secretary of workforce development shall, in
8 conjunction with the secretary of health and family services, by January 1, 2008, and ✓
9 submit a plan to the secretary of administration requesting the transfer of moneys
10 between the general purpose revenue appropriations for the departments of
11 workforce development and health and family services and the department of
12 children and families, between the program revenue appropriations for the
13 departments of workforce development and health and family services and the
14 department of children and families, between the program revenue-service
15 appropriations for the departments of workforce development and health and family
16 services and the department of children and families, between the appropriations of
17 given segregated funds for the departments of workforce development and health
18 and family services and the department of children and families, and between the
19 federal revenue appropriations for the departments of workforce development and
20 health and family services and the department of children and families, if necessary
21 to adjust previously allocated costs in accordance with the transfer of personnel.

22 (c) *Employee status.* Employees transferred under paragraph (b) shall have the
23 same rights and status under subchapter V of chapter 111 and chapter 230 of the
24 statutes in the department of children and families that they enjoyed in the
25 department of workforce development immediately before the transfer.

1 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who
2 has attained permanent status in class is required to serve a probationary period.

3 (d) *Tangible personal property.* On the effective date of this paragraph, all
4 tangible personal property, including records, of the department of workforce
5 development that is primarily related to the functions of the bureau of Wisconsin
6 Works and child support and the child care section of the bureau of workforce
7 programs, as determined by the secretary of administration, shall be transferred to
8 the department of children and families.

9 (e) *Contracts.* All contracts entered into by the department of workforce
10 development in effect on the effective date of this paragraph that are primarily
11 related to the functions of the bureau of Wisconsin Works and child support and the
12 child care section of the bureau of workforce programs, as determined by the
13 secretary of administration, remain in effect and are transferred to the department
14 of children and families. The department of children and families shall carry out any
15 such contractual obligations unless modified or rescinded by the department of
16 children and families to the extent allowed under the contract.

17 (f) *Rules and orders.* All rules promulgated by the department of workforce
18 development that are primarily related to the functions of the bureau of Wisconsin
19 Works and child support and the child care section of the bureau of workforce
20 programs, as determined by the secretary of administration, and that are in effect
21 on the effective date of this paragraph remain in effect until their specified expiration
22 dates or until amended or repealed by the department of children and families. All
23 orders issued by the department of workforce development that are primarily related
24 to the functions of the bureau of Wisconsin Works and child support and the child
25 care section of the bureau of workforce programs, as determined by the secretary of

1 administration, and that are in effect on the effective date of this paragraph remain
2 in effect until their specified expiration dates or until modified or rescinded by the
3 department of children and families.

4 (g) *Pending matters.* Any matter pending with the department of workforce
5 development on the effective date of this paragraph that is primarily related to the
6 functions of the bureau of Wisconsin Works and child support and the child care
7 section of the bureau of workforce programs, as determined by the secretary of
8 administration, is transferred to the department of children and families and all
9 materials submitted to or actions taken by the department of workforce development
10 with respect to the pending matter are considered as having been submitted to or
11 taken by the department of children and families.

12 (3k) TRANSFER OF EMPLOYEE UNDER FOOD STAMP EMPLOYMENT AND TRAINING
13 PROGRAM.

14 (a) *Position and employee transfer.* There is transferred from the department
15 of workforce development to the department of health and family services 1.0 FTE
16 classified position, and the incumbent employee or employees holding the position,
17 relating primarily to the administration of the food stamp employment and training
18 program, as determined by the secretary of administration.

19 (b) *Employee status.* Employees transferred under paragraph (a) shall have the
20 same rights and status under subchapter V of chapter 111 and chapter 230 of the
21 statutes in the department of health and family services that they enjoyed in the
22 department of workforce development immediately before the transfer.
23 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who
24 has attained permanent status in class is required to serve a probationary period.

1 (4k) GRANT TO RACINE YOUNG WOMEN'S CHRISTIAN ASSOCIATION. From the
2 appropriation under section 20.445 (3) (e) of the statutes, as created by this act, the
3 department of workforce development shall make a grant of \$25,000 in fiscal year
4 2007-08 to the Racine Young Women's Christian Association for start-up costs for
5 a job skills training program.

6 (5k) GRANT TO RACINE COUNTY WORKFORCE DEVELOPMENT BOARD. From the
7 appropriation account under section 20.445 (1) (fr) of the statutes, as created by this
8 act, the department of workforce development shall distribute \$25,000 in fiscal year
9 2007-08 to the Racine County Workforce Development Board for the development
10 of a comprehensive community-wide workforce development plan that addresses
11 the specific challenges faced in Racine County, including the need to prepare a highly
12 skilled and educated workforce that meets employer needs, so as to enhance the
13 economic viability of Racine County.

14 **SECTION 9155. Nonstatutory provisions; other.**

15 ~~(1m) INDIAN CHILD HIGH-COST OUT-OF-HOME CARE PLACEMENT FUNDING.~~
16 Notwithstanding section 16.54 (12) (b) of the statutes, as affected by SECTION 95 of
17 this act, and section 48.567 (1) and (2) of the statutes, as created by this act, in fiscal
18 year 2008-09 the department of children and families may expend not more than
19 \$500,000 in moneys received in fiscal year 2006-07 or 2007-08 and credited to the
20 appropriation accounts under section 20.437 (3) (mm) or (mp) of the statutes, as
21 created by this act, less any moneys expended under section 9121 (1m) of this act for
22 unexpected or unusually high-cost out-of-home care placements of Indian children
23 by tribal courts. The department of children and families may expend moneys under
24 this subsection only if that department determines in light of overall child welfare
25 needs and after paying federal disallowances under section 20.437 (3) (mm) of the

Per GMM

1 ~~statutes, as created by this act, that there are sufficient moneys in the appropriation~~
2 ~~accounts under section 20.437 (3) (mm) and (mp) of the statutes, as created by this~~
3 ~~act, to expend for that purpose.~~

4 (1t) INDIAN CHILD HIGH-COST OUT-OF-HOME CARE PLACEMENT FUNDING. From the
5 appropriation account under section 20.437 (1) (kz) of the statutes, in fiscal year
6 2008-09 the department of children and families may expend not more than
7 \$500,000 in moneys transferred from the appropriation account under section 20.505
8 (8) (hm) 21., less any moneys expended under SECTION 9121 (1t) of this act, for
9 unexpected or unusually high-cost out-of-home care placements of Indian children
10 by tribal courts.

11 (3t) LEVY LIMIT EXCEPTION; COUNTY CHARGES TO RECOVERY UNLAWFUL PROPERTY
12 TAXES. The limit otherwise applicable under section 66.0602 of the statutes does not
13 apply to an amount that a municipality levied in 2006 as a county special charge to
14 recover unlawful real estate taxes that were included on a municipality's statement
15 of taxes for 2006 that was filed with the department of revenue if the special charge
16 resulted from a 2005 tax amount that was rescinded due to an error, as that term is
17 used in section 74.33 (1) of the statutes.

18 (5a) LOCAL PURCHASES AND PROJECTS. The amounts, grantees, and purposes of
19 the purchases and projects funded under section 16.40 (24) of the statutes, as created
20 by this act, are as follows:

21 (a) The sum of \$15,000 to the Resch Aquatic Center in the city of Green Bay to
22 assist with the costs associated with furnishings including, lockers for the center's
23 lifeguards or construction of a concrete apron for spectators, or both.

1 (b) The sum of \$10,000 to the town of Pensaukee, Oconto County, to purchase
2 furnishings, including historical photographs and frames, conference furniture,
3 desks, and chairs, for the town hall.

4 (c) The sum of \$25,000 to the city of Sun Prairie to be used for the design and
5 construction of a handicapped-accessible playground in Firemen's Park.

6 (d) The sum of \$12,500 to the Southside Organizing Committee in the city of
7 Milwaukee for the purchase of a laptop computer and projector, a portable sound
8 system with 4 wireless microphones, and translating equipment for 15 individuals.

9 (e) The sum of \$10,000 to Greater New Birth, Inc., in the city of Milwaukee to
10 assist with the costs of a project to address child safety and violence reduction
11 programing.

12 (f) The sum of \$50,000 to the Cleghorn Community Center in the town of
13 Pleasant Valley in Eau Claire County for parking lot and road improvements at the
14 center.

15 (5k) REPORT BY DEPARTMENT OF CHILDREN AND FAMILIES. Notwithstanding the
16 requirement under section 49.32 (1) (a) of the statutes, as affected by this act, for
17 reporting the number of children placed for adoption by the department of children
18 and families and costs to the state relating to the adoptions during the previous year,
19 for the report due by March 1, 2009, the department of children and families shall
20 report the number of children placed for adoption by both the department of children
21 and families and the department of health and family services during 2008 and the
22 costs to the state relating to all those adoptions.

23 (9u) DANE COUNTY EARLY CHILDHOOD INITIATIVES. From the appropriation
24 account under section 20.437 (1) (bc) of the statutes, as affected by section 342 of this
25 act, the department of children and families shall distribute \$250,000 in fiscal year

1 2008-09 for comprehensive early childhood initiatives in Dane County that provide
2 home visiting and employment preparation and support for low-income families.

3 **SECTION 9201. Fiscal changes; Administration.**

4 / (1c) LAPSE OR TRANSFER OF ANY UNENCUMBERED MONEYS IN APPROPRIATION
5 ACCOUNTS AND FUNDS.

6 / (a) Notwithstanding sections 20.001 (3) (a) to (c) and 25.40 (3) of the statutes,
7 but subject to paragraph (d), the secretary of administration shall lapse to the
8 general fund or transfer to the general fund from the unencumbered balances of state
9 operations appropriations to executive branch state agencies, other than sum
10 sufficient appropriations and appropriations of federal revenues, an amount equal
11 to \$70,000,000 during each fiscal year of the 2007-09 and 2009-11 fiscal biennia.
12 This paragraph shall not apply to appropriations to the Board of Regents of the
13 University of Wisconsin System and to the technical college system board.

14 / (b) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, but subject to
15 paragraph (d), the secretary of administration shall lapse to the general fund or
16 transfer to the general fund from the unencumbered balances of state operations
17 appropriations to the Board of Regents of the University of Wisconsin System, other
18 than sum sufficient appropriations and appropriations of federal revenues, an
19 amount equal to \$12,500,000 during each fiscal year of the 2007-09 and 2009-11
20 fiscal biennia.

21 / (c) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, but subject to
22 paragraph (d), the secretary of administration shall lapse to the general fund or
23 transfer to the general fund from the unencumbered balances of appropriations to
24 the technical college system board, other than sum sufficient appropriations and

1 appropriations of federal revenues, an amount equal to \$500,000 during each fiscal
2 year of the 2007-09 and 2009-11 fiscal biennia.

3 (d) The secretary of administration may not lapse or transfer moneys under
4 this subsection if the lapse or transfer would violate a condition imposed by the
5 federal government on the expenditure of the moneys or if the lapse or transfer would
6 violate the federal or state constitution.

7 **SECTION 9202. Fiscal changes; Aging and Long-Term Care Board.**

8 **SECTION 9203. Fiscal changes; Agriculture, Trade and Consumer**
9 **Protection.**

10 (1) TRANSFER FROM AGRICULTURAL CHEMICAL CLEANUP FUND FOR FOOD REGULATION.
11 There is transferred from the agricultural chemical cleanup fund to the
12 appropriation account under section 20.115 (1) (gb) of the statutes \$250,000 in fiscal
13 year 2007-08 and \$100,000 in fiscal year 2008-09.

14 (2) TRANSFER FROM AGRICULTURAL CHEMICAL CLEANUP FUND FOR ANIMAL HEALTH
15 REGULATION. There is transferred from the agricultural chemical cleanup fund to the
16 appropriation account under section 20.115 (2) (ha) of the statutes \$125,000 in fiscal
17 year 2007-08 and \$125,000 in fiscal year 2008-09.

18 **SECTION 9204. Fiscal changes; Arts Board.**

19 **SECTION 9205. Fiscal changes; Building Commission.**

20 **SECTION 9206. Fiscal changes; Child Abuse and Neglect Prevention**
21 **Board.**

22 **SECTION 9207. Fiscal changes; Circuit Courts.**

23 **SECTION 9208. Fiscal changes; Commerce.**

24 **SECTION 9209. Fiscal changes; Corrections.**

25 (1f) JUVENILE CORRECTIONAL SERVICES TRANSFER.

1 (a) Subject to paragraph (b), if notwithstanding sections 16.50 (2), 16.52, 20.002
2 (11), and 20.903 of the statutes there is a deficit in the appropriation account under
3 section 20.410 (3) (hm), 2005 stats., at the close of fiscal year 2006-07, any
4 unencumbered balance in the appropriation account under section 20.410 (3) (ho),
5 2005 stats., at the close of fiscal year 2006-07, less the amounts required under that
6 paragraph to be remitted to counties or transferred to the appropriation account
7 under section 20.410 (3) (kx) of the statutes, and any unencumbered balance in the
8 appropriation account under section 20.410 (3) (hr), 2005 stats., at the close of fiscal
9 year 2006-07, shall be transferred to the appropriation account under section 20.410
10 (3) (hm) of the statutes, as affected by SECTION 324g of this act, except that the total
11 amount of the unencumbered balances transferred under this paragraph may not
12 exceed the amount of that deficit.

13 (b) If the deficit specified in paragraph (a) is less than the total amount of the
14 unencumbered balances available for transfer under paragraph (a), the total amount
15 transferred from the appropriation accounts under section 20.410 (3) (ho) and (hr),
16 2005 stats., to the appropriation account under section 20.410 (3) (hm) of the
17 statutes, as affected by SECTION 324g of this act, under paragraph (a) shall equal the
18 amount of that deficit and the amount transferred from each of those appropriation
19 accounts shall be in proportion to the respective unencumbered balance available for
20 transfer from each of those appropriation accounts.

21 **SECTION 9210. Fiscal changes; Court of Appeals.**

22 **SECTION 9211. Fiscal changes; District Attorneys.**

23 **SECTION 9212. Fiscal changes; Educational Communications Board.**

24 **SECTION 9214. Fiscal changes; Employee Trust Funds.**

25 **SECTION 9215. Fiscal changes; Employment Relations Commission.**

1 **SECTION 9217. Fiscal changes; Financial Institutions.**

2 (1j) DELAYED LAPSE. Notwithstanding section 20.144 (1) (g) of the statutes, as
3 affected by the acts of 2007, from the amounts required to be lapsed to the general
4 fund under section 20.144 (1) (g) of the statutes, as affected by the acts of 2007, at
5 the close of the 2007-08 fiscal year, the department of financial institutions shall
6 retain in that appropriation account the lesser of the unencumbered balance in the
7 account or \$20,000,000 and shall lapse from that appropriation account the lesser of
8 the unencumbered balance in the account or \$20,000,000 to the general fund on July
9 31, 2008.

10 **SECTION 9218. Fiscal changes; Fox River Navigational System**
11 **Authority.**

12 **SECTION 9218m. Fiscal changes; Government Accountability Board.**

13 **SECTION 9219. Fiscal changes; Governor.**

14 **SECTION 9220. Fiscal changes; Health and Educational Facilities**
15 **Authority.**

16 **SECTION 9221. Fiscal changes; Health and Family Services.**

17 (1q) COUNCIL ON DEVELOPMENTAL DISABILITIES. In the schedule under section
18 20.005 (3) of the statutes for the appropriation to the department of health and family
19 services under section 20.435 (6) (m) of the statutes, as affected by the acts of 2007,
20 the dollar amount is decreased by \$728,200 for fiscal year 2007-08 to decrease the
21 authorized FTE positions for the department by 7.75 FED positions for the council
22 on developmental disabilities.

Insert
22
G.M.

23 **SECTION 9222. Fiscal changes; Higher Educational Aids Board.**

24 **SECTION 9223. Fiscal changes; Historical Society.**

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

Fiscal changes
(29)

LAPSE OF INCOME AUGMENTATION RECEIPTS

(a) Notwithstanding section 20031 (3)(c) of the statutes, ¹ ~~and~~

~~after supporting the costs specified in section 46.46~~
Section 46.46 (lg) of the statutes ^{as} affected by this act,

and Section 46.46 (1) ~~and~~ (1m) of the statutes there
\$22,271,000

remains ~~\$22,290,000~~ or more in the appropriation account
~~as~~ ^{as} affected by the act of

and section 200435 (8)(mb) of the statutes, ^{the} ~~the~~ 2007,

secretary of administration shall lapse to the general

\$22,271,000

Fund, ^{and} from that appropriation account, ~~\$22,290,000~~

in fiscal year 2007-08 ^{if} ~~if~~ after supporting those
costs there remains less than \$22,271,000

in that

appropriation account, the secretary shall lapse to the

general Fund, from that appropriation account, those

remaining money ^{so}



(b) Notwithstanding section 200301 (3) (c) of the
 statutes, if after supporting the costs specified in
 section 46.46 (1g) of the statutes, ~~and~~ section 46.46
 (1) and (1m) of the statutes, as affected by this act,
 and section 48.567 (1) of the statutes, as created by
 this act, there remains \$15,000,000 or more in the
 appropriation accounts under sections 200435 (2) (mb)
 and 200437 (3) (mp) of the statutes, as affected
 by the acts of 2007, the secretary of administration
 shall lapse to the general fund, from those
 appropriation accounts, \$15,000,000 in fiscal
 year 2008-09. If after supporting those costs
 there remains less than \$15,000,000 in those
 appropriation accounts, the secretary shall lapse
 those
 to the general fund, from those appropriation
 accounts, those remaining money so