



1           **SECTION 3036.** 252.12 (2) (c) 1. (intro.) of the statutes is amended to read:

2           252.12 (2) (c) 1. (intro.) From the appropriation under s. 20.435 (3) (5) (md), the  
3           department shall award to applying nonprofit corporations or public agencies up to  
4           \$75,000 in each fiscal year, on a competitive basis, as grants for services to prevent  
5           HIV. Criteria for award of the grants shall include all of the following:

6           **SECTION 3036m.** 252.14 (1) (d) of the statutes is amended to read:

7           252.14 (1) (d) "Inpatient health care facility" means a hospital, nursing home,  
8           community-based residential facility, county home, county mental health complex  
9           or other place licensed or approved by the department under s. 49.70, 49.71, 49.72,  
10          50.02, 50.03, 50.35, 51.08 or 51.09 or a facility under s. 45.50, 48.62, 51.05, 51.06,  
11          233.40, 233.41, 233.42 or 252.10.

12          **SECTION 3037.** 252.16 (1) (d) of the statutes is amended to read:

13          252.16 (1) (d) "~~Medicare~~" ~~has the meaning given in s. 49.498 (1) (f)~~ means  
14          coverage under part A, part B, or part D of Title XVIII of the federal Social Security  
15          Act, 42 USC 1395 to 1395hhh.

16          **SECTION 3038.** 252.16 (4) (a) of the statutes is amended to read:

17          252.16 (4) (a) Except as provided in pars. (b) and (d), if an individual satisfies  
18          sub. (3), the department shall pay the full amount of each premium payment for the  
19          individual's health insurance coverage under the group health plan or individual  
20          health policy under sub. (3) (dm), on or after the date on which the individual  
21          becomes eligible for a subsidy under sub. (3). Except as provided in pars. (b) and (d),  
22          the department shall pay the full amount of each premium payment regardless of  
23          whether the individual's health insurance coverage under sub. (3) (dm) includes  
24          coverage of the individual's dependents. Except as provided in par. (b), the  
25          department shall terminate the payments under this section when the individual's

1 health insurance coverage ceases or when the individual no longer satisfies sub. (3),  
2 whichever occurs first. The department may not make payments under this section  
3 for premiums for medicare, except for premiums for coverage for part D of Title XVIII  
4 of the federal Social Security Act, 42 USC 1395 to 1395hhh.

5 **SECTION 3039.** 252.241 (1m) of the statutes is amended to read:

6 252.241 (1m) If an individual who applies for or to renew a license under sub.  
7 (1) does not have a social security number, the individual, as a condition of obtaining  
8 the license, shall submit a statement made or subscribed under oath or affirmation  
9 to the department that the applicant does not have a social security number. The  
10 form of the statement shall be prescribed by the department of workforce  
11 development children and families. A license issued or renewed in reliance upon a  
12 false statement submitted under this subsection is invalid.

13 **SECTION 3039r.** 253.02 (4) of the statutes is created to read:

14 253.02 (4) The department shall collaborate with community-based  
15 organizations that serve children, adolescents, and their families to promote health  
16 and wellness, and to reduce childhood and adolescent obesity.

17 **SECTION 3040.** 253.06 (title) of the statutes is renumbered 49.17 (title).

18 **SECTION 3041.** 253.06 (1) of the statutes is renumbered 49.17 (1).

19 **SECTION 3042.** 253.06 (2) of the statutes is renumbered 49.17 (2) and amended  
20 to read:

21 49.17 (2) USE OF FUNDS. From the appropriation under s. ~~20.435 (5)~~ 20.437 (2)  
22 (em), the department shall supplement the provision of supplemental foods,  
23 nutrition education, and other services, including nutritional counseling, to  
24 low-income women, infants, and children who meet the eligibility criteria under the  
25 federal special supplemental food program for women, infants, and children

1 authorized under 42 USC 1786. To the extent that funds are available under this  
2 section and to the extent that funds are available under 42 USC 1786, the  
3 department shall provide the supplemental food, nutrition education, and other  
4 services authorized under this section and shall administer that provision in every  
5 county. The department may enter into contracts for this purpose.

6 **SECTION 3043.** 253.06 (3) of the statutes is renumbered 49.17 (3).

7 **SECTION 3044.** 253.06 (3m) of the statutes is renumbered 49.17 (3m).

8 **SECTION 3045.** 253.06 (4) of the statutes is renumbered 49.17 (4).

9 **SECTION 3046.** 253.06 (5) (title) of the statutes is renumbered 49.17 (5) (title).

10 **SECTION 3047.** 253.06 (5) (a) of the statutes is renumbered 49.17 (5) (a).

11 **SECTION 3048.** 253.06 (5) (b) of the statutes is renumbered 49.17 (5) (b).

12 **SECTION 3049.** 253.06 (5) (c) of the statutes is renumbered 49.17 (5) (c).

13 **SECTION 3050.** 253.06 (5) (d) of the statutes is renumbered 49.17 (5) (d).

14 **SECTION 3051.** 253.06 (5) (e) of the statutes is renumbered 49.17 (5) (e) and  
15 amended to read:

16 49.17 (5) (e) The suspension or termination of authorization of a vendor or  
17 eligibility of a participant shall be effective beginning on the 15th day after receipt  
18 of the notice of suspension or termination. All forfeitures, recoupments, and  
19 enforcement assessments shall be paid to the department within 15 days after  
20 receipt of notice of assessment or, if the forfeiture, recoupment, or enforcement  
21 assessment is contested under sub. (6), within 10 days after receipt of the final  
22 decision after exhaustion of administrative review, unless the final decision is  
23 adverse to the department or unless the final decision is appealed and the decision  
24 is stayed by court order under sub. (7). The department shall remit all forfeitures  
25 paid to the secretary of administration for deposit in the school fund. The

**SECTION 3051**

1 department shall deposit all enforcement assessments in the appropriation under s.  
2 ~~20.435 (1)~~ 20.437 (2) (gr).

3 **SECTION 3052.** 253.06 (5) (f) of the statutes is renumbered 49.17 (5) (f).

4 **SECTION 3053.** 253.06 (6) of the statutes is renumbered 49.17 (6).

5 **SECTION 3054.** 253.06 (7) of the statutes is renumbered 49.17 (7).

6 **SECTION 3055.** 253.06 (8) of the statutes is renumbered 49.17 (8).

7 **SECTION 3056.** 253.10 (3) (d) 1. of the statutes is amended to read:

8 253.10 (3) (d) 1. Geographically indexed materials that are designed to inform  
9 a woman about public and private agencies, including adoption agencies, and  
10 services that are available to provide information on family planning, as defined in  
11 s. 253.07 (1) (a), including natural family planning information, to provide  
12 ultrasound imaging services, to assist her if she has received a diagnosis that her  
13 unborn child has a disability or if her pregnancy is the result of sexual assault or  
14 incest and to assist her through pregnancy, upon childbirth and while the child is  
15 dependent. The materials shall include a comprehensive list of the agencies  
16 available, a description of the services that they offer and a description of the manner  
17 in which they may be contacted, including telephone numbers and addresses, or, at  
18 the option of the department, the materials shall include a toll-free, 24-hour  
19 telephone number that may be called to obtain an oral listing of available agencies  
20 and services in the locality of the caller and a description of the services that the  
21 agencies offer and the manner in which they may be contacted. The materials shall  
22 provide information on the availability of governmentally funded programs that  
23 serve pregnant women and children. Services identified for the woman shall include  
24 medical assistance for pregnant women and children under s. 49.47 (4) (am) and  
25 49.471, the availability of family or medical leave under s. 103.10, the Wisconsin

1 works program under ss. 49.141 to 49.161, child care services, child support laws and  
2 programs and the credit for expenses for household and dependent care and services  
3 necessary for gainful employment under section 21 of the internal revenue code. The  
4 materials shall state that it is unlawful to perform an abortion for which consent has  
5 been coerced, that any physician who performs or induces an abortion without  
6 obtaining the woman's voluntary and informed consent is liable to her for damages  
7 in a civil action and is subject to a civil penalty, that the father of a child is liable for  
8 assistance in the support of the child, even in instances in which the father has  
9 offered to pay for an abortion, and that adoptive parents may pay the costs of  
10 prenatal care, childbirth and neonatal care. The materials shall include  
11 information, for a woman whose pregnancy is the result of sexual assault or incest,  
12 on legal protections available to the woman and her child if she wishes to oppose  
13 establishment of paternity or to terminate the father's parental rights. The  
14 materials shall state that fetal ultrasound imaging and auscultation of fetal heart  
15 tone services are obtainable by pregnant women who wish to use them and shall  
16 describe the services.

17 **SECTION 3059.** 253.15 (2) of the statutes is amended to read:

18 **253.15 (2) INFORMATIONAL MATERIALS.** The board shall purchase or prepare or  
19 arrange with a nonprofit organization to prepare printed and audiovisual materials  
20 relating to shaken baby syndrome and impacted babies. The materials shall include  
21 information regarding the identification and prevention of shaken baby syndrome  
22 and impacted babies, the grave effects of shaking or throwing on an infant or young  
23 child, appropriate ways to manage crying, fussing, or other causes that can lead a  
24 person to shake or throw an infant or young child, and a discussion of ways to reduce  
25 the risks that can lead a person to shake or throw an infant or young child. The

1 materials shall be prepared in English, Spanish, and other languages spoken by a  
2 significant number of state residents, as determined by the board. The board shall  
3 make those written and audiovisual materials available to all hospitals, maternity  
4 homes, and nurse-midwives licensed under s. 441.15 that are required to provide or  
5 make available materials to parents under sub. (3) (a) 1., to the department and to  
6 all county departments and nonprofit organizations that are required to provide the  
7 materials to day care providers under sub. (4), and to all school boards and nonprofit  
8 organizations that are permitted to provide the materials to pupils in one of grades  
9 5 to 8 and in one of grades 10 to 12 under sub. (5). The board shall also make those  
10 written materials available to all county departments and Indian tribes that are  
11 providing home visitation services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and to all  
12 providers of prenatal, postpartum, and young child care coordination services under  
13 s. 49.45 (44). The board may make available the materials required under this  
14 subsection to be made available by making those materials available at no charge on  
15 the board's Internet site.

16 **SECTION 3061.** 253.15 (6) of the statutes is amended to read:

17 253.15 (6) INFORMATION TO HOME VISITATION OR CARE COORDINATION SERVICES  
18 RECIPIENTS. A county department or Indian tribe that is providing home visitation  
19 services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and a provider of prenatal, postpartum,  
20 and young child care coordination services under s. 49.45 (44) shall provide to a  
21 recipient of those services, without cost, a copy of the written materials purchased  
22 or prepared under sub. (2) and an oral explanation of those materials.

23 **SECTION 3063.** 253.15 (7) (e) of the statutes is amended to read:

24 253.15 (7) (e) A county department or Indian tribe that is providing home  
25 visitation services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and a provider of prenatal,

1 postpartum, and young child care coordination services under s. 49.45 (44) is  
2 immune from liability for any damages resulting from any good faith act or omission  
3 in providing or failing to provide the written materials and oral explanation specified  
4 in sub. (6).

5 **SECTION 3065.** 253.15 (8) of the statutes is amended to read:

6 253.15 (8) IDENTIFICATION OF SHAKEN OR IMPACTED BABIES. The department of  
7 health and family services shall identify all infants and young children who have  
8 shaken baby syndrome or who are impacted babies and all infants and young  
9 children who have died as a result of being shaken or thrown by using the statewide  
10 automated child welfare information system established under s. 46.03 (7) (g) s.  
11 46.03 (7g) 48.47 (7g) and child fatality information compiled by the department of  
12 justice. For each infant or young child so identified, the department of health and  
13 family services shall document the age, sex, and other characteristics of the infant  
14 or young child that are relevant to the prevention of shaken baby syndrome and  
15 impacted babies and, if known, the age, sex, employment status, and residence of the  
16 person who shook or threw the infant or young child, the relationship of that person  
17 to the infant or young child, and any other characteristics of that person that are  
18 relevant to the prevention of shaken baby syndrome and impacted babies.

19 **SECTION 3066.** 254.115 (1m) of the statutes is amended to read:

20 254.115 (1m) If an individual who applies for or to renew a certification,  
21 certification card or permit under sub. (1) does not have a social security number, the  
22 individual, as a condition of obtaining the certification, certification card or permit,  
23 shall submit a statement made or subscribed under oath or affirmation to the  
24 department that the applicant does not have a social security number. The form of  
25 the statement shall be prescribed by the department of workforce development

1 children and families. A certification, certification card or permit issued or renewed  
2 in reliance upon a false statement submitted under this subsection is invalid.

3 **SECTION 3067.** 255.06 (4) of the statutes is created to read:

4 255.06 (4) INFORMATION ABOUT WOMEN WHO RECEIVE SERVICES. The department  
5 shall obtain and share information about women who receive services that are  
6 reimbursed under this section as provided in s. 49.475.

7 **SECTION 3070p.** Chapter 279 of the statutes is created to read:

8 **CHAPTER 279**

9 **LOWER FOX RIVER**

10 **REMEDIATION AUTHORITY**

11 **279.01 Definitions.** In this chapter:

12 (1) "Affected property" means real property in this state that is owned by a  
13 person who, with respect to the property, is responsible for waterway improvement  
14 costs due to discharges from the property into the Fox River extending from Lake  
15 Winnebago to the mouth of the river in Lake Michigan and any portion of Green Bay  
16 in Lake Michigan containing sediments affected by discharges into the Fox River.

17 (2) "Authority" means the Lower Fox River Remediation Authority.

18 (3) "Board" means the board of directors of the authority.

19 (4) "Bond" means, except in s. 279.19 (1) (a), a bond, note, or other obligation  
20 of the authority issued under this chapter, including a refunding bond.

21 (5) "Bond resolution" means a resolution of the board authorizing the issuance  
22 of, or providing terms and conditions related to, bonds and includes, when  
23 appropriate, any trust agreement or trust indenture providing terms and conditions  
24 for the bonds.

1           (6) "Consenting landowner" means a person who owns affected property, or a  
2           parent or subsidiary of such a person, who requests the authority to issue bonds for  
3           waterway improvement costs, and who consents to the levy of an assessment on the  
4           affected property.

5           (7) "Waterway improvement" means any of the following actions, taken under  
6           an administrative or judicial order or decree or an administratively or judicially  
7           approved agreement, related to discharges into the Fox River:

8           (a) Determining whether a discharge occurred, whether the discharge poses a  
9           significant threat to human health and the environment, or whether additional  
10          remedial actions may be required with respect to a discharge.

11          (b) Conducting a feasibility study.

12          (c) Planning for remedial action or removal.

13          (d) Conducting remedial action or removal.

14          (8) "Waterway improvement costs" means the costs of waterway improvements  
15          and any of the following:

16          (a) The reasonable costs of financing provided by the authority and associated  
17          administrative costs incurred by the authority.

18          (b) The fees and charges imposed by the authority or by others in connection  
19          with the financing.

20          (c) A reserve for payment of the principal and interest on bonds issued by the  
21          authority.

22                 **279.02 Creation and organization.** (1) There is created a public body politic  
23                 and corporate to be known as the "Lower Fox River Remediation Authority." The  
24                 board shall consist of 7 members nominated by the governor, and with the advice and  
25                 consent of the senate appointed, for 7-year terms. Members of the board shall be

1 residents of the state, and not more than 4 of the members may be members of the  
2 same political party. The terms of the members expire on June 30. Each member's  
3 appointment remains in effect until a successor is appointed. Annually, the governor  
4 shall appoint one member as chairperson and the board shall elect one member as  
5 vice chairperson.

6 (2) The board shall appoint an executive director and may appoint an associate  
7 executive director who may not be members of the board and who shall serve at the  
8 pleasure of the board. The board shall determine the compensation of the executive  
9 director and any associate executive director, except that the compensation of the  
10 executive director may not exceed the maximum of the salary range established  
11 under s. 20.923 (1) for positions assigned to executive salary group 4 and the  
12 compensation of each other employee of the authority may not exceed the maximum  
13 of the salary range established under s. 20.923 (1) for positions assigned to executive  
14 salary group 3. The executive director, associate executive director, or other person  
15 designated by resolution of the board shall keep a record of the proceedings of the  
16 authority and shall be custodian of all books, documents, and papers filed with the  
17 authority, the minute book or journal of the authority, and its official seal. The  
18 executive director, associate executive director, or other person may cause copies to  
19 be made of all minutes and other records and documents of the authority and may  
20 give certificates under the official seal of the authority to the effect that the copies  
21 are true copies, and all persons dealing with the authority may rely upon the  
22 certificates.

23 (3) Four members of the board constitute a quorum. The affirmative vote of  
24 a majority of all of the members of the board is necessary for any action taken by the  
25 authority. A vacancy in the membership of the board does not impair the right of a

1 quorum to exercise all of the rights and perform all of the duties of the authority.  
2 Each meeting of the board shall be open to the public. Notice of meetings, or waivers  
3 thereof, shall be as provided in the bylaws of the authority. Resolutions of the  
4 authority need not be published or posted. The board may delegate by resolution to  
5 one or more of its members or the executive director the powers and duties that it  
6 considers proper.

7 (4) The members of the board shall receive no compensation for the  
8 performance of their duties as members, but each member shall be reimbursed for  
9 the member's actual and necessary expenses while engaged in the performance of the  
10 member's duties.

11 (5) (a) It is not a conflict of interest or violation of this chapter for a trustee,  
12 director, officer, or employee of a consenting landowner to serve as a member of the  
13 board if the trustee, director, officer, or employee of the consenting landowner  
14 abstains from discussion, deliberation, action, and vote by the board in specific  
15 respect to any undertaking under this chapter in which the consenting landowner  
16 has an interest.

17 (b) It is not a conflict of interest or violation of this chapter for a person having  
18 the required favorable reputation for skill, knowledge, and experience in state and  
19 municipal finance to serve as a member of the board if the person having the required  
20 favorable reputation for skill, knowledge, and experience in state and municipal  
21 finance abstains from discussion, deliberation, action, and vote by the board in  
22 specific respect to any sale, purchase, or ownership of bonds of the authority in which  
23 any business of which the person is a participant, owner, officer, or employee has a  
24 past, current, or future interest.

1           (c) It is not a conflict of interest or violation of this chapter for a person having  
2 the required favorable reputation for skill, knowledge, and experience in the field of  
3 environmental remediation to serve as a member of the board if the person having  
4 the required favorable reputation for skill, knowledge, and experience in the field of  
5 environmental remediation abstains from discussion, deliberation, action, and vote  
6 by the board in specific respect to a waterway improvement in which any business  
7 of which the person is a participant, owner, officer, or employee has a past, current,  
8 or future interest.

9           (6) Chapter 230 does not apply to the employees of the authority, except that  
10 s. 230.40 does apply to the employees of the authority.

11           **279.03 Powers of authority.** The authority has all of the powers necessary  
12 or convenient to carry out the purposes and provisions of this chapter. In addition,  
13 the authority may do any of the following:

14           (1) Adopt bylaws, policies, and procedures for the regulation of its affairs and  
15 the conduct of its business.

16           (2) Adopt an official seal and alter the seal at pleasure.

17           (3) Maintain an office.

18           (4) Sue and be sued in its own name, plead and be impleaded.

19           (5) Enter into any contracts that are necessary or useful for the conduct of its  
20 business.

21           (6) Employ or contract with attorneys, accountants, and financial experts and  
22 any other necessary employees or agents, and fix the compensation of employees,  
23 subject to 279.02 (2).

1           (7) Appoint any technical or professional advisory committee that the  
2 authority finds necessary, define the duties of any committee, and provide  
3 reimbursement for the expenses of any committee.

4           (8) Accept contributions or grants in money, property, labor, or other things of  
5 value and comply with any restrictions on the use of the contributions or grants.

6           (9) Obtain or aid in obtaining, from any department or agency of the United  
7 States or of this state or from any private company, any insurance or guaranty  
8 concerning the payment or repayment of all or part of the interest or principal, or  
9 both, on any bond issued under this chapter; and enter into any agreement, contract,  
10 or other instrument with respect to that insurance or guaranty, accept payment in  
11 the manner and form provided in such an agreement in case of default in payment  
12 of the bonds, and assign the insurance or guaranty as security for the authority's  
13 bonds.

14           **279.04 Expenses.** (1) All expenses of the authority are payable solely from  
15 funds obtained under the authority of this chapter, and no liability may be incurred  
16 by the authority beyond the extent to which moneys are obtained under this chapter.  
17 For the purposes of meeting the necessary expenses of initial organization and  
18 operation of the authority until the authority derives moneys from funds provided  
19 to it under the authority of this chapter, other than this section, the authority may  
20 use the funds appropriated under s. 20.375 (1) (a).

21           (2) The authority shall apportion among and assess to consenting landowners,  
22 in an equitable manner, an amount equal to the amount expended from the  
23 appropriation under s. 20.375 (1) (a) and pay that amount to the department of  
24 administration for deposit in the general fund.

1           **279.05 Application for bond issuance. (1)** One or more owners of affected  
2 property may submit an application requesting the authority to issue bonds to  
3 finance all or a portion of the waterway improvement costs associated with the  
4 affected property. An application under this subsection shall include all of the  
5 following:

6           (a) A copy of an administrative or judicial order or decree or an administratively  
7 or judicially approved agreement that imposes financial responsibility for a  
8 waterway improvement on the applicant or applicants.

9           (b) An acknowledgement by the applicant or applicants that the waterway  
10 improvement will confer a benefit on the affected property.

11           (c) The consent of the applicant or applicants to the levy of an assessment by  
12 the authority on the affected property at the times and in the amounts that the  
13 authority determines.

14           (d) A waiver by the applicant or applicants of any requirement for notice and  
15 hearing and of any right to oppose the levy of the assessment.

16           **(2)** A consenting land owner who submits an application under sub. (1) may  
17 recommend to the authority an underwriter for the bonds that the owner of affected  
18 property requests the authority to issue.

19           **279.06 Approval of application and issuance of bonds. (1)** The board  
20 may approve an application under s. 279.05 (1) if the application complies with s.  
21 279.05 (1) and if the authority makes a determination that the waterway  
22 improvement will last for many years and will result in long-term benefits to this  
23 state. The authority may issue bonds as provided in this section and s. 279.07 to  
24 finance all or a portion of the waterway improvement to which an approved  
25 application relates.

1           **(2)** The authority shall notify the department of natural resources of its action  
2 on an application under s. 279.05 (1) at the same time that it notifies the applicant  
3 or applicants.

4           **(3)** All of the authority's bonds are negotiable for all purposes, notwithstanding  
5 their payment from a limited source.

6           **(4)** The authority shall use the building commission as its financial consultant  
7 to assist in and coordinate the issuance of bonds under this chapter.

8           **(5)** The bonds of each issue shall be payable solely out of a special fund into  
9 which the authority deposits the assessments imposed by the authority against the  
10 affected property with respect to which the bonds are issued.

11           **(6)** The authority may not issue bonds unless the issuance is authorized by a  
12 bond resolution. The bonds shall bear the dates; mature at the times not exceeding  
13 30 years from their dates of issue; bear interest at the rates, fixed or variable; be  
14 payable at the times; be in the denominations; be in fully registered form; carry the  
15 registration and conversion privileges; be executed in the manner; be payable in  
16 money of the United States at the places; and be subject to the terms of redemption  
17 that the bond resolution provides. The bonds shall be executed by the manual or  
18 facsimile signatures of the officers of the authority designated by the board. The  
19 bonds may be sold at public or private sale at the price, in the manner, and at the time  
20 determined by the board. The bonds may be issued as serial bonds payable in annual  
21 installments, as term bonds, or as a combination of both types.

22           **(7)** Any bond resolution may contain provisions, that shall be a part of the  
23 contract with the holders of the bonds, regarding any of the following:

24           (a) Setting aside reserves or sinking funds, and the regulation, investment, and  
25 disposition of the reserves or sinking funds.

1 (b) Limitations on the purpose to which, or the investments in which, the  
2 proceeds of the sale of any issue of bonds may be applied.

3 (c) Refunding of outstanding bonds.

4 (d) Procedures by which the terms of any contract with bondholders may be  
5 amended or abrogated, the amount of bonds the holders of which must consent to the  
6 amendment or abrogation, and the manner in which this consent may be given.

7 (e) Defining the acts or omissions to act that constitute a default in the duties  
8 of the authority to the bondholders, and providing the rights and remedies of the  
9 bondholders in the event of a default.

10 (f) Any other matter relating to the bonds that the board considers desirable.

11 (8) Neither the members of the board nor any person executing the bonds of  
12 the authority is liable personally on the bonds or subject to any personal liability or  
13 accountability by reason of the issuance of the bonds.

14 (9) (a) The authority shall pay the net proceeds of bonds issued under this  
15 section to the entity to which moneys for waterway improvements are required to be  
16 paid by the administrative or judicial order or decree or administratively or judicially  
17 approved agreement described in s. 279.05 (1) (a).

18 (b) An entity that receives moneys under par. (a) may use those moneys only  
19 for the waterway improvement costs for which the bonds are issued. If the actual  
20 waterway improvement costs to be paid from the authority's bonds are less than the  
21 assessments levied by the authority, the entity shall return the excess to the  
22 authority.

23 **279.07 Assessments. (1)** Before it issues bonds, the authority shall follow the  
24 procedures in this section for levying an assessment on the affected property of any  
25 consenting landowner whose application for issuance of the bonds is approved under

1 s. 279.06 (1). The consenting landowner shall pay the assessment to the authority.  
2 An assessment under this section is a lien against the affected property. The  
3 authority shall provide notice of the lien of assessment to the register of deeds of the  
4 county in which the affected property is located for recording.

5 (2) The assessment levied with respect to a bond issue shall be sufficient to do  
6 all of the following:

7 (a) Pay the share of the administrative costs of the authority that is allocated  
8 to the bond issue.

9 (b) Pay the costs of any financial and legal services incurred by the authority  
10 and any other item of direct or indirect cost that may reasonably be attributed to  
11 processing the application under s. 279.05 (1), issuing the bonds, and imposing the  
12 assessment on the affected property.

13 (c) Pay the principal of and the premium, if any, and interest on the bonds as  
14 they become due and payable.

15 (d) Create and maintain any reserve that is required or provided for in the bond  
16 resolution.

17 (3) If the authority assesses more than one consenting landowner in connection  
18 with a bond issue, it shall determine the amount to be assessed on the affected  
19 property of each consenting landowner in a manner that is consistent with the  
20 administrative or judicial order or decree or administratively or judicially approved  
21 agreement described in s. 279.05 (1) (a) and that considers such factors as present  
22 and past capacity for discharges; estimates of actual discharges; the degree of  
23 toxicity and water quality characteristics of past and present discharges;  
24 involvement in the generation, treatment, transportation, storage, or disposal of

1 discharged substances; the degree of care exercised in reducing discharges; and the  
2 amount of impervious surface on each affected property.

3 (4) Before finalizing its determination of the amount of the assessment to be  
4 levied on affected property under this section, the board shall pass a preliminary  
5 resolution declaring its intent with respect to the assessment. In the resolution, the  
6 board shall include all of the following:

7 (a) A general description of the contemplated purpose of the assessment.

8 (b) A description of the affected property proposed to be assessed.

9 (c) The number of installments in which the assessments may be paid or a  
10 statement that the number of payments will be determined at the hearing required  
11 under sub. (8).

12 (d) A direction to an officer or employee of the authority to make a report on the  
13 proposed assessment.

14 (5) The officer or employee directed to make a report under sub. (4) (d) shall  
15 include all of the following in the report:

16 (a) A reference to the administrative or judicial order or decree or  
17 administratively or judicially approved agreement described in s. 279.05 (1) (a).

18 (b) A schedule of the proposed assessments.

19 (c) An estimate, as to each affected property, of the assessment to be levied.

20 (6) The officer or employee making the report under sub. (5) shall file a copy  
21 of the report with the authority for public inspection.

22 (7) After the report has been filed under sub. (6), the authority shall publish  
23 a class 1 notice, under ch. 985, that describes all of the following:

24 (a) The affected property that is proposed to be assessed.

25 (b) The place and time at which the report may be inspected.

1 (c) The place and time at which all interested persons or their agents or  
2 attorneys may appear before the authority and be heard concerning the matters  
3 contained in the preliminary resolution and the report.

4 (8) The authority shall conduct a hearing concerning the levying of a proposed  
5 assessment not less than 10 days and not more than 40 days after publishing the  
6 notice under sub. (7).

7 (9) After the hearing under sub. (8), the board may approve, disapprove, or  
8 modify the report under sub. (6) or it may refer the report to the designated officer  
9 or employee of the authority with directions to change the proposal to accomplish a  
10 fair and equitable assessment.

11 (10) After approving a report under sub. (9), the authority shall adopt a  
12 resolution specifying the amount of the assessments, authorizing the issuance of  
13 bonds, and directing that the net proceeds of the bonds be paid as provided in s.  
14 279.06 (9) (a). The authority shall publish the resolution as a class 1 notice, under  
15 ch. 985. After publication of the resolution, the authority shall levy the assessments  
16 and issue the bonds.

17 (11) If the actual waterway improvement costs to be paid from a bond issue vary  
18 materially from the estimates, if any assessment is invalid, or if the board decides  
19 to reopen and reconsider any assessment, it may, after publishing a class 1 notice,  
20 under ch. 985, that describes its proposed action and after a public hearing, adopt a  
21 resolution amending, canceling, or confirming the prior assessment. If an  
22 assessment is amended to provide for the refunding of bonds, all of the direct and  
23 indirect costs reasonably attributable to the refunding of the bonds may be included  
24 in the amended assessment. If moneys are returned to the authority under s. 279.06  
25 (9) (b), the authority may pay a portion of the outstanding bonds and reduce each

1 assessment proportionately. The authority shall publish a class 1 notice, under ch.  
2 985, describing the resolution amending, canceling, or confirming the prior  
3 assessment.

4 (12) After the 90th day after the day on which a bond is issued under this  
5 chapter, the bond is conclusive evidence of the legality of all proceedings up to and  
6 including the issuance of the bond and is prima facie evidence of the proper  
7 application of the proceeds of the bond.

8 **279.08 Bond security.** (1) The authority may enter into a trust agreement  
9 or trust indenture between the authority and one or more corporate trustees for any  
10 bonds issued under this chapter. Any trust company or bank having the powers of  
11 a trust company may be a trustee.

12 (2) The bond resolution providing for the issuance of bonds shall pledge the  
13 assessments to be received by the authority with respect to the bonds referred to in  
14 the bond resolution. The pledge is valid and binding from the time that the resolution  
15 is adopted. The revenues pledged are immediately subject to the lien of the pledge  
16 without any physical delivery or any further act. The lien is valid and binding as  
17 against all persons having claims in tort, contract, or otherwise against the  
18 authority, irrespective of whether the persons have notice of the lien. Neither the  
19 bond resolution nor any financing statement, continuation statement, or other  
20 instrument by which a pledge is created or by which the authority's interest in  
21 revenues is assigned need be filed or recorded in any public records in order to perfect  
22 the lien of the pledge as against 3rd parties, except that the authority shall file a copy  
23 of the instrument in the records of the authority and with the department of financial  
24 institutions.

1           **(3)** A bond resolution may contain provisions for protecting and enforcing the  
2 rights and remedies of the bondholders that are reasonable and proper and not in  
3 violation of law. A bond resolution may restrict the individual right of action by  
4 bondholders. A bond resolution may contain any other provisions that are  
5 determined by the board to be reasonable and proper for the security of the  
6 bondholders.

7           **279.09 Refunding bonds. (1)** The authority may issue bonds to refund any  
8 outstanding bond, including the payment of any redemption premium on the  
9 outstanding bond and any interest accrued or to accrue to the earliest or any  
10 subsequent date of redemption, purchase, or maturity.

11           **(2)** The authority may apply the proceeds of any bond issued to refund any  
12 outstanding bond to the purchase, retirement at maturity, or redemption of the  
13 outstanding bond on the earliest or any subsequent redemption date, upon purchase,  
14 or at the maturity of the bond. The authority may, pending application of the  
15 proceeds, place the proceeds in escrow to be applied to the purchase, retirement at  
16 maturity, or redemption of any outstanding bond at any time.

17           **(3)** If the authority determines that it is necessary to amend the prior  
18 assessments in connection with the issuance of refunding bonds under this section,  
19 it may reconsider and reopen the assessments as provided in s. 279.07 (11). If the  
20 assessments are amended, the refunding bonds shall be secured by, and be payable  
21 from, the assessments as amended. If the assessments are amended, all direct and  
22 indirect costs reasonably attributable to the refunding of the bonds may be included  
23 in the cost of the waterway improvements being financed.

24           **(4)** All refunding bonds are subject to this chapter in the same manner and to  
25 the same extent as other bonds issued under this chapter.

1           **279.10 Bonds not public debt. (1)** The state is not liable on bonds of the  
2 authority and the bonds are not debt of the state. Each bond of the authority shall  
3 contain a statement to this effect on the face of the bond. The issuance of bonds under  
4 this chapter does not, directly, indirectly, or contingently, obligate the state or any  
5 political subdivision of the state to levy any tax or to make any appropriation for  
6 payment of the bonds. The authority may not pledge its full faith and credit to the  
7 payment of bonds issued under this chapter.

8           **(2)** Nothing in this chapter authorizes the authority to create a debt of the state,  
9 and all bonds issued by the authority under this chapter are payable, and shall state  
10 that they are payable, solely from the special fund containing the assessments and  
11 other moneys pledged for their payment in accordance with the bond resolution  
12 authorizing their issuance or in any trust agreement or trust indenture entered into  
13 to provide terms and conditions for the bonds. The state is not liable for the payment  
14 of the principal of or interest on any bonds of the authority or for the performance  
15 of any pledge, obligation, or agreement that is undertaken by the authority. The  
16 breach of any pledge, obligation, or agreement undertaken by the authority does not  
17 impose any pecuniary liability upon the state or any charge upon its general credit  
18 or against its taxing power.

19           **279.11 State pledge.** The state pledges to and agrees with the holders of bonds  
20 issued under this chapter, and with persons that enter into contracts with the  
21 authority under this chapter, that the state will not limit or alter the rights vested  
22 in the authority before the authority has fully met and discharged the bonds,  
23 including any interest due on the bonds, and has fully performed its contracts, unless  
24 adequate provision is made by law for the protection of the bondholders or persons  
25 entering into contracts with the authority.

1       **279.17 Trust funds.** All moneys received by the authority, whether as  
2 proceeds from the sale of bonds or as assessments or fees, shall be considered to be  
3 trust funds to be held and applied solely as provided in this chapter. Any officer with  
4 whom, or any bank or trust company with which, those moneys are deposited shall  
5 act as trustee of the moneys and shall hold and apply the moneys for the purposes  
6 of this chapter, subject to any regulations that this chapter and the bond resolution  
7 authorizing the bonds of any issue provide.

8       **279.18 Rights of bondholders.** Any holder of bonds issued under this  
9 chapter or trustee under a trust agreement, trust indenture, or deed of trust entered  
10 into under this chapter may, by any suitable form of legal proceedings, protect and  
11 enforce any rights under the laws of this state or granted by the bond resolution,  
12 except to the extent that the rights of the bondholder or trustee are restricted by the  
13 bond resolution. These rights include the right to compel the performance of all  
14 duties of the authority required by this chapter or the bond resolution; to enjoin  
15 unlawful activities; and in the event of default with respect to the payment of any  
16 principal of and the premium, if any, and interest on any bond or in the performance  
17 of any covenant or agreement on the part of the authority in the bond resolution, to  
18 apply to a court to appoint a receiver with full power to pay, and to provide for  
19 payment of, principal of and premium, if any, and interest on the bonds, and with the  
20 powers, subject to the direction of the court, as are permitted by law and are accorded  
21 receivers, excluding any power to pledge additional revenues of the authority to the  
22 payment of the principal, premium, and interest.

23       **279.19 Investment of funds. (1)** The authority may invest any funds in any  
24 of the following:

1 (a) Bonds, notes, certificates of indebtedness, treasury bills, or other securities  
2 constituting direct obligations of the United States or obligations the principal and  
3 interest of which are guaranteed by the United States.

4 (b) Certificates of deposit or time deposits constituting direct obligations of any  
5 bank that are insured by the federal deposit insurance corporation.

6 (c) Certificates of deposit constituting direct obligations of any credit union that  
7 are insured by the national board, as defined in s. 186.01 (3m).

8 (d) Certificates of deposit constituting direct obligations of any savings and  
9 loan association or savings bank that are insured by the federal deposit insurance  
10 corporation.

11 (e) Short-term discount obligations of the federal national mortgage  
12 association.

13 (f) Any of the investments provided under s. 66.0603 (1m) (a).

14 (2) Any securities described in sub. (1) may be purchased at the offering or  
15 market price of the securities at the time of purchase.

16 **279.20 Investment authorization.** The bonds of the authority are securities  
17 in which all public officers and bodies of this state; all political subdivisions and their  
18 public officers; all banks, trust companies, savings banks and institutions, savings  
19 and loan associations, and investment companies; and all personal representatives,  
20 guardians, trustees, and other fiduciaries may legally invest any sinking funds,  
21 moneys, or other funds belonging to them or within their control.

22 **279.21 Reports and records.** (1) The authority shall keep an accurate  
23 account of all of its activities and of all of its receipts and expenditures, and shall  
24 annually in January make a report of its activities, receipts, and expenditures to the  
25 governor and to the chief clerk of each house of the legislature, for distribution to the

1 legislature under s. 13.172 (2). The reports shall be in a form approved by the state  
2 auditor. The state auditor may investigate the affairs of the authority, may examine  
3 the property and records of the authority, and may prescribe methods of accounting  
4 and the rendering of periodical reports in relation to activities undertaken by the  
5 authority.

6 (2) The authority, annually on January 15, shall file with the department of  
7 administration and the joint legislative council a complete and current listing of all  
8 forms, reports, and papers required by the authority to be completed by any person,  
9 other than a governmental body, as a condition of obtaining the approval of the  
10 authority or for any other reason. The authority shall attach a blank copy of each  
11 such form, report, or paper to the listing.

12 SECTION 3074. 281.59 (3e) (b) 1. and 3. of the statutes are amended to read:

13 281.59 (3e) (b) 1. Equal to ~~\$109,600,000~~ \$114,700,000 during the ~~2005-07~~  
14 2007-09 biennium.

15 3. Equal to \$1,000 for any biennium after the ~~2005-07~~ 2007-09 biennium.

16 SECTION 3075. 281.59 (3m) (b) 1. and 2. of the statutes are amended to read:

17 281.59 (3m) (b) 1. Equal to \$2,700,000 during the ~~2005-07~~ 2007-09 biennium.

18 2. Equal to \$1,000 for any biennium after the ~~2005-07~~ 2007-09 biennium.

19 SECTION 3076. 281.59 (3s) (b) 1. and 2. of the statutes are amended to read:

20 281.59 (3s) (b) 1. Equal to ~~\$12,800,000~~ \$13,400,000 during the ~~2005-07~~  
21 2007-09 biennium.

22 2. Equal to \$1,000 for any biennium after the ~~2005-07~~ 2007-09 biennium.

23 SECTION 3077. 281.59 (4) (b) of the statutes is amended to read:

24 281.59 (4) (b) The department of administration may, under s. 18.561 or 18.562,  
25 deposit in a separate and distinct fund in the state treasury or in an account

1 maintained by a trustee outside the state treasury, any portion of the revenues  
2 derived under s. 25.43 (1). The revenues deposited with a trustee outside the state  
3 treasury are the trustee's revenues in accordance with the agreement between this  
4 state and the trustee or in accordance with the resolution pledging the revenues to  
5 the repayment of revenue obligations issued under this subsection and to make  
6 payments under an agreement or ancillary arrangement entered into under s. 18.55  
7 (6) with respect to revenue obligations issued under this subsection.

8 **SECTION 3078.** 281.59 (4) (f) of the statutes is amended to read:

9 281.59 (4) (f) Revenue obligations may be contracted by the building  
10 commission when it reasonably appears to the building commission that all  
11 obligations incurred under this subsection, and all payments under an agreement or  
12 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue  
13 obligations issued under this subsection, can be fully paid on a timely basis from  
14 moneys received or anticipated to be received. Revenue obligations issued under this  
15 subsection for the clean water fund program shall not exceed \$1,615,955,000  
16 \$1,984,100,000 in principal amount, excluding obligations issued to refund  
17 outstanding revenue obligation notes.

18 **SECTION 3079.** 281.65 (4e) of the statutes is created to read:

19 281.65 (4e) (a) A governmental unit may request funding under this subsection  
20 for a project to implement best management practices for animal waste management  
21 at an animal feeding operation for which the department has issued a notice of  
22 discharge under ch. 283.

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

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

1           **SECTION 3080.** 281.65 (8) (f) of the statutes is amended to read:

2           281.65 (8) (f) A cost-sharing grant shall equal the percentage of the cost of  
3           implementing the best management practice that is determined by the  
4           governmental unit submitting the application under sub. (4c) (a) or (4e) (a) and is  
5           approved by the board, except as provided under pars. (gm) and (jm) and except that  
6           a cost-sharing grant may not exceed 70% of the cost of implementing the best  
7           management practice.

8           **SECTION 3081.** 281.65 (8) (gm) of the statutes is amended to read:

9           281.65 (8) (gm) The governmental unit submitting the application under sub.  
10          (4c) (a) or (4e) (a) shall exceed the limit under par. (f) in cases of economic hardship,  
11          as defined by the department by rule.

12          **SECTION 3081pb.** 281.75 (title) of the statutes is amended to read:

13          **281.75 (title) Compensation for well contamination and abandonment.**

14          **SECTION 3081pc.** 281.75 (1) (h) of the statutes is amended to read:

15          281.75 (1) (h) “Well,” if not followed by the words, “subject to abandonment,”  
16          means an excavation or opening in the ground made by boring, drilling or driving for  
17          the purpose of obtaining a supply of groundwater. “Well” does not include dug wells.

18          **SECTION 3081pd.** 281.75 (1) (i) of the statutes is created to read:

19          281.75 (1) (i) “Well subject to abandonment” means a well that is required to  
20          be abandoned under s. NR 812.26 (2) (a), Wis. Adm. Code, or that the department  
21          may require to be abandoned under s. NR 812.26 (2) (b), Wis. Adm. Code.

22          **SECTION 3081pe.** 281.75 (2) (f) of the statutes is created to read:

23          281.75 (2) (f) Establish requirements for the filling and sealing of wells subject  
24          to abandonment.

**SECTION 3081pf**

1           **SECTION 3081pf.** 281.75 (3) (a) of the statutes is renumbered 281.75 (3) and  
2 amended to read:

3           281.75 (3) ~~WELLS FOR WHICH A CLAIM MAY BE SUBMITTED; SUNSET DATE.~~ A claim  
4 may be submitted for a private water supply which, at the time of submitting the  
5 claim, is contaminated or for a well subject to abandonment.

6           **SECTION 3081pg.** 281.75 (3) (b) of the statutes is repealed.

7           **SECTION 3081ph.** 281.75 (4) (a) of the statutes is amended to read:

8           281.75 (4) (a) Except as provided under par. (b), a landowner or lessee of  
9 property on which is located a contaminated private water supply or a well subject  
10 to abandonment, or the spouse, dependent, heir, assign or legal representative of the  
11 landowner or lessee, may submit a claim under this section.

12           **SECTION 3081pi.** 281.75 (4m) (a) of the statutes is amended to read:

13           281.75 (4m) (a) In order to be eligible for an award under this section, the  
14 annual family income of the landowner or lessee of property on which is located a  
15 contaminated water supply or a well subject to abandonment may not exceed  
16 \$65,000.

17           **SECTION 3081pj.** 281.75 (5) (b) 1. of the statutes is amended to read:

18           281.75 (5) (b) 1. Test results which show that the private water supply is  
19 contaminated, as defined under sub. (1) (b) 1. or 2., ~~or~~ information to show that the  
20 private water supply is contaminated as defined under sub. (1) (b) 3., or information  
21 to show that the well is a well subject to abandonment;

22           **SECTION 3081pk.** 281.75 (5) (b) 2. of the statutes is amended to read:

23           281.75 (5) (b) 2. ~~Any~~ If the claim is based on a contaminated private water  
24 supply, any information available to the claimant regarding possible sources of  
25 contamination of the private water supply; and

1           **SECTION 3081pL.** 281.75 (5) (d) 1. of the statutes is amended to read:

2           281.75 (5) (d) 1. Enter the property where the private water supply or well  
3           subject to abandonment is located during normal business hours and conduct any  
4           investigations or tests necessary to verify the claim; and

5           **SECTION 3081pm.** 281.75 (5) (d) 2. of the statutes is amended to read:

6           281.75 (5) (d) 2. Cooperate If the claim is based on a contaminated private  
7           water supply, cooperate with the state in any administrative, civil or criminal action  
8           involving a person or activity alleged to have caused the private water supply to  
9           become contaminated.

10          **SECTION 3081pn.** 281.75 (5) (e) of the statutes is amended to read:

11          281.75 (5) (e) The department shall consolidate claims if more than one  
12          claimant submits a claim for the same private water supply or for the same well  
13          subject to abandonment.

14          **SECTION 3081pq.** 281.75 (7) (a) of the statutes is amended to read:

15          281.75 (7) (a) If the department finds that the claimant meets all the  
16          requirements of this section and rules promulgated under this section and that the  
17          private water supply is contaminated or that the well is a well subject to  
18          abandonment, the department shall issue an award. The award may not pay more  
19          than 75% of the eligible costs. The award may not pay any portion of eligible costs  
20          in excess of \$12,000.

21          **SECTION 3081pr.** 281.75 (7) (c) 1. of the statutes is amended to read:

22          281.75 (7) (c) 1. ~~The~~ If the claim is based on a contaminated private water  
23          supply, the cost of obtaining an alternate water supply;

24          **SECTION 3081ps.** 281.75 (7) (c) 2. (intro.) of the statutes is amended to read:

1           281.75 (7) (c) 2. (intro.) The If the claim is based on a contaminated private  
2 water supply, the cost of any one of the following:

3           **SECTION 3081pt.** 281.75 (7) (c) 3. of the statutes is amended to read:

4           281.75 (7) (c) 3. The cost of abandoning a contaminated private water supply,  
5 if a new private water supply is constructed or, if connection to a public or private  
6 water supply is provided, or if the claim is based on a well subject to abandonment;

7           **SECTION 3081pu.** 281.75 (7) (c) 4. of the statutes is amended to read:

8           281.75 (7) (c) 4. The cost of obtaining 2 tests to show that the private water  
9 supply was contaminated if the claim is based on a contaminated private water  
10 supply and the cost of those tests was originally paid by the claimant;

11          **SECTION 3081pv.** 281.75 (7) (c) 5. of the statutes is amended to read:

12          281.75 (7) (c) 5. Purchasing The cost of purchasing and installing a pump, if  
13 the claim is based on a contaminated private water supply and a new pump is  
14 necessary for the new or reconstructed private water supply; and

15          **SECTION 3081pw.** 281.75 (7) (c) 6. of the statutes is amended to read:

16          281.75 (7) (c) 6. Relocating If the claim is based on a contaminated private  
17 water supply, the cost of relocating pipes, as necessary, to connect the replacement  
18 water supply to the buildings served by it.

19          **SECTION 3081px.** 281.75 (7) (c) 7. of the statutes is amended to read:

20          281.75 (7) (c) 7. If the claim is based on a contaminated water supply that is  
21 eligible under sub. (11) (ae), the cost of properly abandoning any improperly  
22 abandoned private water supply located on the property owned or leased by the  
23 claimant.

24          **SECTION 3081py.** 281.75 (8) (intro.) of the statutes is renumbered 281.75 (8)  
25 and amended to read:

1       281.75 (8) COPAYMENT. The department shall require a payment by the  
2       claimant equal to the total of the following: copayment of \$250 unless the claim is  
3       solely for well abandonment.

4       **SECTION 3081pz.** 281.75 (8) (a) and (b) of the statutes are repealed.

5       **SECTION 3081qb.** 281.75 (11) (a) 4. of the statutes is amended to read:

6       281.75 (11) (a) 4. ~~One~~ If the claim is based on a contaminated private water  
7       supply, one or more of the contaminants upon which the claim is based was  
8       introduced into the well through the plumbing connected to the well.

9       **SECTION 3081qc.** 281.75 (11) (a) 5. of the statutes is amended to read:

10       281.75 (11) (a) 5. ~~One~~ If the claim is based on a contaminated private water  
11       supply, one or more of the contaminants upon which the claim is based was  
12       introduced into the well intentionally by a claimant or a person who would be directly  
13       benefited by payment of the claim.

14       **SECTION 3081qd.** 281.75 (11) (a) 6. of the statutes is amended to read:

15       281.75 (11) (a) 6. ~~All~~ If the claim is based on a contaminated private water  
16       supply, all of the contaminants upon which the claim is based are naturally occurring  
17       substances and the concentration of the contaminants in water produced by the well  
18       does not significantly exceed the background concentration of the contaminants in  
19       groundwater at that location.

20       **SECTION 3081qe.** 281.75 (11) (a) 7. of the statutes is amended to read:

21       281.75 (11) (a) 7. Except as provided in sub. (14), an award has been made  
22       under this section within the previous 10 years for the parcel of land where the  
23       private water supply is located and the claim is based on a contaminated private  
24       water supply.

25       **SECTION 3081qf.** 281.75 (11) (a) 8. of the statutes is amended to read:

1           281.75 (11) (a) 8. ~~A~~ If the claim is based on a contaminated private water  
2 supply, the contaminated private water supply is a residential water supply, is  
3 contaminated by bacteria or nitrates or both, and is not contaminated by any other  
4 substance, except as provided in par. (ae).

5           **SECTION 3081qg.** 281.75 (11) (a) 9. of the statutes is amended to read:

6           281.75 (11) (a) 9. ~~A~~ If the claim is based on a contaminated private water  
7 supply, the contaminated private water supply is a livestock water supply, is  
8 contaminated by bacteria, and is not contaminated by any other substance.

9           **SECTION 3081qh.** 281.75 (11) (b) (title) of the statutes is amended to read:

10          281.75 (11) (b) (title) *Limits on awards for contaminated wells; purposes.*

11          **SECTION 3081qi.** 281.75 (11) (d) (title) of the statutes is amended to read:

12          281.75 (11) (d) (title) *Limits on awards for contaminated wells; amount.*

13          **SECTION 3081qj.** 281.75 (17) (a) of the statutes is amended to read:

14          281.75 (17) (a) A claim based on a contaminated private water supply may be  
15 submitted irrespective of the time when the contamination is or could have been  
16 discovered in the private water supply. A claim may be submitted for contamination  
17 which commenced before May 11, 1984, and continues at the time a claim is  
18 submitted under this section.

19          **SECTION 3082.** 281.87 of the statutes is created to read:

20          **281.87 Great Lakes contaminated sediment removal.** The department  
21 may expend funds from the appropriation under s. 20.866 (2) (ti) to pay a portion of  
22 the costs of a project to remove contaminated sediment from Lake Michigan or Lake  
23 Superior or a tributary of Lake Michigan or Lake Superior if federal funds are  
24 provided for the project under 33 USC 1268 (c) (12).

25          **SECTION 3082e.** 285.14 (2) of the statutes is amended to read:

1           285.14 (2) REVIEW BY STANDING COMMITTEES. At least 60 days before the  
2    department is required to submit a state implementation plan to the federal  
3    environmental protection agency, the department shall prepare, and provide to the  
4    standing committees of the legislature with jurisdiction over environmental  
5    matters, under s. 13.172 (3) a report that describes the proposed plan and contains  
6    all of the supporting documents that the department intends to submit with the plan.  
7    The department shall also submit to the ~~reviser of statutes~~ legislative reference  
8    bureau for publication in the administrative register a notice of availability of the  
9    report. If, within 30 days after the department provides the report, the chairperson  
10   of a standing committee to which the report was provided submits written comments  
11   on the report to the department, the secretary shall respond to the chairperson in  
12   writing within 15 days of receipt of the comments. This subsection does not apply  
13   to a modification to a state implementation plan relating to an individual source.

14           **SECTION 3082r.** 285.23 (6) of the statutes is amended to read:

15           285.23 (6) REPORT TO STANDING COMMITTEES. Before the department issues  
16    documents under sub. (2) and at least 60 days before the governor is required to make  
17    a submission on a nonattainment designation under 42 USC 7407 (d) (1) (A), the  
18    department shall prepare, and provide to the standing committees of the legislature  
19    with jurisdiction over environmental matters under s. 13.172 (3), a report that  
20    contains a description of any area proposed to be identified as a nonattainment area  
21    and supporting documentation. The department shall also submit to the ~~reviser of~~  
22    ~~statutes~~ legislative reference bureau for publication in the administrative register  
23    a notice of availability of the report. If, within 30 days after the department submits  
24    the report, the chairperson of a standing committee to which the report was provided

1 submits written comments on the report to the department, the secretary shall  
2 respond to the chairperson in writing within 15 days of receipt of the comments.

3 **SECTION 3086k.** 287.26 of the statutes is amended to read:

4 **287.26 Business waste reduction and recycling assistance.** The  
5 department may contract with a nonprofit organization for services to assist  
6 businesses to reduce the amount of solid waste generated or to reuse or recycle solid  
7 waste. In any contract under this section, the department shall include goals and  
8 objectives, methods to measure progress toward the goals and objectives, and a  
9 schedule for reporting to the department on the use of funds and progress toward the  
10 goals and objectives. The department may not provide more than \$250,000 annually  
11 under this section to any nonprofit organization.

12 **SECTION 3086p.** 287.31 (6) of the statutes is amended to read:

13 287.31 (6) USE OF REVENUES. The newspaper recycling fees collected under sub.  
14 (5) shall be deposited in the recycling and renewable energy fund under s. 25.49.

15 **SECTION 3087.** 289.43 (7) (e) 3. of the statutes is amended to read:

16 289.43 (7) (e) 3. All fees collected under this paragraph shall be credited to the  
17 appropriations appropriation under s. 20.370 (2) (dg) and ~~(9) (mj)~~.

18 **SECTION 3088.** 289.645 (3) of the statutes is amended to read:

19 289.645 (3) AMOUNT OF RECYCLING FEE. The fee imposed under this section is  
20 \$3 ~~\$4~~ per ton for all solid waste other than high-volume industrial waste.

21 **SECTION 3088d.** 289.645 (6) of the statutes is amended to read:

22 289.645 (6) USE OF RECYCLING FEES. The fees collected under sub. (2) shall be  
23 deposited in the recycling and renewable energy fund.

24 **SECTION 3089.** 289.67 (1) (cp) of the statutes is amended to read:

1           289.67 (1) (cp) *Amount of environmental repair fee.* Notwithstanding par. (cm)  
2           and except as provided under par. (d), the environmental repair fee imposed under  
3           par. (a) is ~~30~~ 50 cents per ton for solid or hazardous waste, other than high-volume  
4           industrial waste, disposed of ~~on or after January 1, 1988, but before July 1, 1989,~~  
5           and 50 cents per ton disposed of on or after July 1, 1989 before the first day of the first  
6           month beginning after the effective date of this paragraph .... [revisor inserts date],  
7           and \$1.60 per ton disposed of on or after the first day of the first month beginning  
8           after the effective date of this paragraph .... [revisor inserts date].

9           **SECTION 3090.** 289.67 (1) (h) of the statutes is amended to read:

10           289.67 (1) (h) *Use of environmental repair fee.* The fees collected under par. (b)  
11           shall be credited to the environmental fund ~~for environmental management.~~

12           **SECTION 3091.** 291.15 (2) (d) of the statutes is amended to read:

13           291.15 (2) (d) *Use of confidential records.* Except as provided under par. (c) and  
14           this paragraph the department or the department of justice may use records and  
15           other information granted confidential status under this subsection only in the  
16           administration and enforcement of this chapter. The department or the department  
17           of justice may release for general distribution records and other information granted  
18           confidential status under this subsection if the owner or operator expressly agrees  
19           to the release. The department or the department of justice may release on a limited  
20           basis records and other information granted confidential status under this  
21           subsection if the department or the department of justice is directed to take this  
22           action by a judge or hearing examiner under an order which protects the  
23           confidentiality of the records or other information. The department or the  
24           department of justice may release to the U.S. environmental protection agency or its  
25           authorized representative records and other information granted confidential status

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

12 **SECTION 3092.** 291.97 (3) of the statutes is created to read:

13 291.97 (3) COST RECOVERY. In addition to the penalties provided under subs. (1)  
14 and (2), the court may award the department of justice the reasonable and necessary  
15 expenses of the investigation and prosecution of the violation, including attorney  
16 fees and the costs of performing monitoring. The department of justice shall deposit  
17 in the state treasury for deposit into the general fund all moneys that the court  
18 awards to the department or the state under this paragraph. The costs of  
19 investigation and the expenses of prosecution, including attorney fees, shall be  
20 credited to the appropriation account under s. 20.455 (1) (gh).

21 **SECTION 3093.** 292.11 (7) (d) 1m. b. of the statutes is amended to read:

22 292.11 (7) (d) 1m. b. An area designated by the local governmental unit if the  
23 area consists of 2 or more properties affected by a contiguous region of groundwater  
24 contamination or contains 2 or more properties that are brownfields, as defined in  
25 s. ~~560.60 (1v)~~ 560.13 (1) (a).