



1           **SECTION 3094.** 292.255 of the statutes is amended to read:

2           **292.255 Report on brownfield efforts.** The department of natural  
3 resources, the department of administration, and the department of commerce shall  
4 submit a report evaluating the effectiveness of this state's efforts to remedy the  
5 contamination of, and to redevelop, brownfields, as defined in s. ~~560.60 (1v)~~ 560.13

Not  
Insert  
1133-6

6           **(1)(a).**

7           **SECTION 3095.** 299.07 (1) (am) 1. of the statutes is amended to read:

8           299.07 **(1)** (am) 1. If an individual who applies for the issuance or renewal of  
9 a license, registration or certification specified in par. (a) does not have a social  
10 security number, the department shall require the applicant, as a condition of  
11 issuing or renewing the license, registration or certification, to submit a statement  
12 made or subscribed under oath or affirmation that the applicant does not have a  
13 social security number. The statement shall be in the form prescribed by the  
14 department of ~~workforce development~~ children and families.

15           **SECTION 3096.** 299.07 (1) (b) 2. of the statutes is amended to read:

16           299.07 **(1)** (b) 2. If the department is required to obtain the information under  
17 s. 299.08 (1) (a), to the department of ~~workforce development~~ children and families  
18 in accordance with a memorandum of understanding under s. 49.857.

19           **SECTION 3097.** 299.08 (1) (am) 1. of the statutes is amended to read:

20           299.08 **(1)** (am) 1. If an individual who applies for the issuance or renewal of  
21 a license, registration or certification specified in par. (a) does not have a social  
22 security number, the department shall require the applicant, as a condition of  
23 issuing or renewing the license, registration or certification, to submit a statement  
24 made or subscribed under oath or affirmation that the applicant does not have a

1 social security number. The statement shall be in the form prescribed by the  
2 department of ~~workforce development~~ children and families.

3 **SECTION 3098.** 299.08 (1) (b) 1. of the statutes is amended to read:

4 299.08 (1) (b) 1. To the department of ~~workforce development~~ children and  
5 families in accordance with a memorandum of understanding under s. 49.857.

6 **SECTION 3099.** 299.08 (2) of the statutes is amended to read:

7 299.08 (2) The department shall deny an application for the issuance or  
8 renewal of a license, registration or certification specified in sub. (1) (a), or shall  
9 suspend a license, registration or certification specified in sub. (1) (a) for failure to  
10 make court-ordered payments of child or family support, maintenance, birth  
11 expenses, medical expenses or other expenses related to the support of a child or  
12 former spouse or failure to comply, after appropriate notice, with a subpoena or  
13 warrant issued by the department of ~~workforce development~~ children and families  
14 or a county child support agency under s. 59.53 (5) and relating to paternity or child  
15 support proceedings, as required in a memorandum of understanding under s.  
16 49.857.

17 **SECTION 3100.** 301.03 (3) of the statutes is amended to read:

18 301.03 (3) Administer parole, extended supervision and probation matters,  
19 except that the decision to grant or deny parole or to grant or terminate extended  
20 supervision under s. 304.06 (1) (b) to inmates shall be made by the parole earned  
21 release review commission and the decision to revoke probation, extended  
22 supervision or parole in cases in which there is no waiver of the right to a hearing  
23 shall be made by the division of hearings and appeals in the department of  
24 administration. The secretary may grant special action parole releases under s.  
25 304.02. The department shall promulgate rules establishing a drug testing program

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

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

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

*Insert  
1133-6*

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

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

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

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

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

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



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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

*end insert 1133-6*

1 for probationers, parolees and persons placed on extended supervision. The rules  
2 shall provide for assessment of fees upon probationers, parolees and persons placed  
3 on extended supervision to partially offset the costs of the program.

4 **SECTION 3100g.** 301.03 (6t) of the statutes is created to read:

5 301.03 (6t) On or before January 1 of each odd-numbered year, submit a report  
6 to the joint committee on finance and to the chief clerk of each house of the legislature  
7 on the use of overtime in the state correctional institutions, identifying the state  
8 correctional institution, the amount and costs of overtime at each correctional  
9 institution, and the reason for the overtime at each correctional institution.

10 **SECTION 3101.** 301.0465 (3) (a) 4. of the statutes is amended to read:

11 301.0465 (3) (a) 4. He or she is serving an indeterminate sentence and the  
12 parole earned release review commission has authorized his or her release on parole  
13 within the next 6 months.

14 **SECTION 3102.** 301.048 (2) (am) 3. of the statutes is amended to read:

15 301.048 (2) (am) 3. The parole earned release review commission grants him  
16 or her parole under s. 304.06 and requires his or her participation in the program as  
17 a condition of parole under s. 304.06 (1x).

18 **SECTION 3104.** 301.12 (14) (b) of the statutes is amended to read:

19 301.12 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability  
20 of a parent specified in sub. (2) or s. 301.03 (18) for the care and maintenance of the  
21 parent's minor child who has been placed by a court order under s. 938.183, 938.355,  
22 or 938.357 in a residential, nonmedical facility such as a group home, foster home,  
23 treatment foster home, residential care center for children and youth, or juvenile  
24 correctional institution shall be determined by the court by using the percentage  
25 standard established by the department of workforce development children and

1 families under s. 49.22 (9) and by applying the percentage standard in the manner  
2 established by the department under par. (g).

3 **SECTION 3105.** 301.12 (14) (g) of the statutes is amended to read:

4 301.12 (14) (g) For purposes of determining child support under par. (b), the  
5 department shall promulgate rules related to the application of the standard  
6 established by the department of ~~workforce development~~ children and families  
7 under s. 49.22 (9) to a child support obligation for the care and maintenance of a child  
8 who is placed by a court order under s. 938.183, 938.355 or 938.357 in a residential,  
9 nonmedical facility. The rules shall take into account the needs of any person,  
10 including dependent children other than the child, whom either parent is legally  
11 obligated to support.

12 **SECTION 3106.** 301.21 (1m) (c) of the statutes is amended to read:

13 301.21 (1m) (c) Any hearing to consider parole or whether to grant or terminate  
14 extended supervision, if the prisoner is sentenced under s. 973.01 for a Class F to a  
15 Class I felony to which an inmate confined under this contract may be entitled by the  
16 laws of Wisconsin will be conducted by the Wisconsin parole earned release review  
17 commission under rules of the department.

18 **SECTION 3107.** 301.21 (2m) (c) of the statutes is amended to read:

19 301.21 (2m) (c) Any hearing to consider parole or whether to grant or terminate  
20 extended supervision, if the prisoner is sentenced under s. 973.01 for a Class F to a  
21 Class I felony, to which a prisoner confined under a contract under this subsection  
22 may be entitled by the laws of Wisconsin shall be conducted by the Wisconsin parole  
23 earned release review commission under rules of the department.

24 **SECTION 3108.** 301.25 of the statutes is amended to read:

1           **301.25 Sewer system at Taycheedah Correctional Institution.** The  
2 department, with the approval of the governor, may enter into an agreement  
3 containing terms, conditions and covenants approved by the building commission,  
4 to participate in the construction of a sanitary sewer system in the area adjacent to  
5 the Taycheedah Correctional Institution in the town of Taycheedah, Fond du Lac  
6 County; to connect the sewer system of the Taycheedah Correctional Institution  
7 thereto; to pay sewage disposal charges; and to grant easements or, ~~subject to s.~~  
8 ~~16.848,~~ convey land to meet construction requirements.

9           **SECTION 3112.** 301.26 (4) (c) of the statutes is amended to read:

10           301.26 (4) (c) Notwithstanding pars. (a), (b), and (bm), the department of  
11 corrections shall pay, from the appropriation under s. 20.410 (3) (hm), (ho), or (hr),  
12 the costs of care, services, and supplies provided for each person receiving services  
13 under s. 46.057, 48.366, 51.35 (3), 938.183, or 938.34 who was under the  
14 guardianship of the department of health and family services children and families  
15 pursuant to an order under ch. 48 at the time that the person was adjudicated  
16 delinquent.

17           **SECTION 3113.** 301.26 (4) (d) 2. of the statutes is amended to read:

18           301.26 (4) (d) 2. Beginning on July 1, 2005 2007, and ending on June 30, 2006  
19 2008, the per person daily cost assessment to counties shall be ~~\$203~~ \$259 for care in  
20 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$203~~ \$259 for care  
21 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
22 ~~\$234~~ \$277 for care in a residential care center for children and youth, ~~\$157~~ \$165 for  
23 care in a group home for children, ~~\$47~~ \$67 for care in a foster home, ~~\$83~~ \$132 for care  
24 in a treatment foster home, ~~\$81~~ \$99 for departmental corrective sanctions services,  
25 and ~~\$32~~ \$35 for departmental aftercare services.

1           **SECTION 3114.** 301.26 (4) (d) 3. of the statutes is amended to read:

2           301.26 (4) (d) 3. Beginning on July 1, ~~2006~~ 2008, and ending on June 30, 2007  
3           2009, the per person daily cost assessment to counties shall be ~~\$209~~ \$268 for care in  
4           a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$209~~ \$268 for care  
5           for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
6           ~~\$244~~ \$296 for care in a residential care center for children and youth, ~~\$163~~ \$172 for  
7           care in a group home for children, ~~\$50~~ \$74 for care in a foster home, ~~\$87~~ \$145 for care  
8           in a treatment foster home, ~~\$82~~ \$101 for departmental corrective sanctions services,  
9           and ~~\$33~~ \$37 for departmental aftercare services.

10           **SECTION 3114m.** 301.26 (5) of the statutes is created to read:

11           301.26 (5) REVENUE SUFFICIENCY. (a) Before the close of each odd-numbered  
12           fiscal year, the department of corrections shall project the balance that will remain  
13           in the appropriation account under s. 20.410 (3) (hm) on June 30 of that fiscal year  
14           and provide that information to the department of administration.

15           (b) 1. If the department of corrections projects under par. (a) that there will be  
16           a deficit in the appropriation account under s. 20.410 (3) (hm) on June 30 of an  
17           odd-numbered year, the department of administration shall include the amount of  
18           that projected deficit in the cost basis used to calculate the per person daily cost  
19           assessments under sub. (4) (d) 2. and 3. for care in a Type 1 juvenile correctional  
20           facility, as defined in s. 938.02 (19), for the next fiscal biennium by adding 50 percent  
21           of that projected deficit to the cost basis used to determine the per person daily cost  
22           assessment under sub. (4) (d) 2. for care in a Type 1 juvenile correctional facility for  
23           the first year of the next fiscal biennium and by adding 50 percent of that projected  
24           deficit to the cost basis used to determine the per person daily cost assessment under

1 sub. (4) (d) 3. for care in a Type 1 juvenile correctional facility for the 2nd year of the  
2 next fiscal biennium.

3 2. The secretary of administration shall use to recoup the projected deficit  
4 specified in subd. 1. all moneys generated by the increases in the per person daily cost  
5 assessments specified in subd. 1. that result from adding that projected deficit to the  
6 cost basis specified in subd. 1.

7 (c) If on June 30 of the odd-numbered year of the next fiscal biennium the  
8 moneys described in par. (b) 2. exceed the amount of the actual deficit on June 30 of  
9 the odd-numbered year of the fiscal biennium in which that deficit was incurred, all  
10 moneys in excess of that actual deficit shall be remitted to the counties or transferred  
11 to the appropriation account under s. 20.410 (3) (kx) by September 30 of that  
12 odd-numbered year. Each county and the department shall receive a proportionate  
13 share of the remittance and transfer depending on the total number of days of  
14 placement at Type 1 juvenile correctional facilities, as defined in s. 938.02 (19), for  
15 each county and the state during that next fiscal biennium. Counties shall use any  
16 amounts remitted under this paragraph for the purposes specified in this section.  
17 The department shall deposit in the general fund the amounts transferred under this  
18 paragraph to the appropriation account under s. 20.410 (3) (kx).

19 **SECTION 3116.** 301.26 (7) (intro.) of the statutes is amended to read:

20 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability  
21 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the  
22 department shall allocate funds for community youth and family aids for the period  
23 beginning on July 1, 2005 2007, and ending on June 30, 2007 2009, as provided in  
24 this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

25 **SECTION 3117d.** 301.26 (7) (a) of the statutes is amended to read:

1           301.26 (7) (a) For community youth and family aids under this section,  
2 amounts not to exceed ~~\$44,145,100~~ \$49,395,100 for the last 6 months of 2005,  
3 ~~\$88,290,200 for 2006, and \$44,145,100~~ 2007, \$99,790,200 for 2008, and \$50,395,100  
4 for the first 6 months of ~~2007~~ 2009.

5           **SECTION 3118.** 301.26 (7) (b) (intro.) of the statutes is amended to read:

6           301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall  
7 allocate \$2,000,000 for the last 6 months of ~~2005~~ 2007, \$4,000,000 for ~~2006~~ 2008, and  
8 \$2,000,000 for the first 6 months of ~~2007~~ 2009 to counties based on each of the  
9 following factors weighted equally:

10          **SECTION 3119.** 301.26 (7) (bm) of the statutes is created to read:

11          301.26 (7) (bm) Of the amounts specified in par. (a), the department shall  
12 allocate \$2,500,000 for the last 6 months of 2007, \$5,000,000 for 2008, and \$2,500,000  
13 for the first 6 months of 2009 to counties based on each county's proportion of the  
14 number of juveniles statewide who are placed in a juvenile correctional facility  
15 during the most recent 3-year period for which that information is available.

16          **SECTION 3120.** 301.26 (7) (c) of the statutes is amended to read:

17          301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate  
18 \$1,053,200 for the last 6 months of ~~2005~~ 2007, \$2,106,500 for ~~2006~~ 2008, and  
19 \$1,053,300 for the first 6 months of ~~2007~~ 2009 to counties based on each of the factors  
20 specified in par. (b) 1. to 3. weighted equally, except that no county may receive an  
21 allocation under this paragraph that is less than 93% nor more than 115% of the  
22 amount that the county would have received under this paragraph if the allocation  
23 had been distributed only on the basis of the factor specified in par. (b) 3.

24          **SECTION 3122.** 301.26 (7) (e) of the statutes is amended to read:

1           301.26 (7) (e) For emergencies related to community youth and family aids  
2 under this section, amounts not to exceed \$125,000 for the last 6 months of 2005  
3 2007, \$250,000 for 2006 2008, and \$125,000 for the first 6 months of 2007 2009. A  
4 county is eligible for payments under this paragraph only if it has a population of not  
5 more than 45,000.

6           **SECTION 3123.** 301.26 (7) (h) of the statutes is amended to read:

7           301.26 (7) (h) For counties that are participating in the corrective sanctions  
8 program under s. 938.533 (2), \$1,062,400 in the last 6 months of 2005 2007,  
9 \$2,124,800 in 2006 2008, and \$1,062,400 in the first 6 months of 2007 2009 for the  
10 provision of corrective sanctions services for juveniles from that county. In  
11 distributing funds to counties under this paragraph, the department shall determine  
12 a county's distribution by dividing the amount allocated under this paragraph by the  
13 number of slots authorized for the program under s. 938.533 (2) and multiplying the  
14 quotient by the number of slots allocated to that county by agreement between the  
15 department and the county. The department may transfer funds among counties as  
16 necessary to distribute funds based on the number of slots allocated to each county.

17           **SECTION 3124.** 301.26 (8) of the statutes is amended to read:

18           301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
19 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last  
20 6 months of 2005 2007, \$1,333,400 in 2006 2008, and \$666,700 in the first 6 months  
21 of 2007 2009 for alcohol and other drug abuse treatment programs.

22           **SECTION 3125.** 301.265 (title) of the statutes is repealed.

23           **SECTION 3126.** 301.265 (1) of the statutes is renumbered 16.964 (8) (a) and  
24 amended to read:

1           16.964 (8) (a) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and  
2 (kj), the department office shall allocate \$500,000 in each fiscal year to enter into a  
3 contract with an organization to provide services in a county having a population of  
4 500,000 or more for the diversion of youths from gang activities into productive  
5 activities, including placement in appropriate educational, recreational, and  
6 employment programs. Notwithstanding s. 16.75, the department office may enter  
7 into a contract under this ~~subsection~~ paragraph without soliciting bids or proposals  
8 and without accepting the lowest responsible bid or offer.

9           **SECTION 3127.** 301.265 (2) of the statutes is renumbered 16.964 (8) (b) and  
10 amended to read:

11           16.964 (8) (b) From the appropriation under s. ~~20.410 (3) (ky)~~ 20.505 (6) (km),  
12 the department office may not distribute more than \$300,000 in each fiscal year to  
13 the organization that it has contracted with under ~~sub. (1) par. (a)~~ for alcohol and  
14 other drug abuse education and treatment services for participants in that  
15 organization's youth diversion program.

16           **SECTION 3128.** 301.265 (3) of the statutes is renumbered 16.964 (8) (c) and  
17 amended to read:

18           16.964 (8) (c) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and (kj),  
19 the department office shall allocate \$150,000 in each fiscal year to enter into a  
20 contract with an organization to provide services in Racine County, \$150,000 in each  
21 fiscal year to enter into a contract with an organization to provide services in  
22 Kenosha County, \$150,000 in each fiscal year to enter into a contract with an  
23 organization that is located in ward ~~1~~ 2 in the city of Racine to provide services in  
24 Racine County, and \$150,000 in each fiscal year to enter into a contract with an  
25 organization to provide services in Brown County, and from the appropriation under

1 s. ~~20.410 (3)~~ 20.505 (6) (kj), the department shall allocate \$100,000 in each fiscal year  
2 to enter into a contract with an organization, for the diversion of youths from gang  
3 activities into productive activities, including placement in appropriate educational,  
4 recreational, and employment programs, and for alcohol or other drug abuse  
5 education and treatment services for participants in that organization's youth  
6 diversion program. The organization that is located in ward ~~1~~ 2 in the city of Racine  
7 shall have a recreational facility, shall offer programs to divert youths from gang  
8 activities, may not be affiliated with any national or state association, and may not  
9 have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s.  
10 16.75, the department office may enter into a contract under this subsection  
11 paragraph without soliciting bids or proposals and without accepting the lowest  
12 responsible bid or offer.

13 **SECTION 3128m.** 301.286 of the statutes is created to read:

14 **301.286 State identification upon release from prison.** Before an  
15 individual is released from prison upon completion of his or her sentence or to parole  
16 or extended supervision, the department shall determine if the individual has an  
17 operator's license or a state identification card under ch. 343. If the individual has  
18 neither, the department shall assist the individual in applying for a state  
19 identification card under s. 343.50. The department shall determine if the individual  
20 is able to pay all or a portion of the fee under s. 343.50 (5) from the individual's  
21 general fund account. The department shall pay any portion of the fee the individual  
22 is unable to pay from the individual's general fund account.

23 **SECTION 3129.** 301.37 (1) of the statutes is amended to read:

24 301.37 (1) The department shall fix reasonable standards and regulations for  
25 the design, construction, repair, and maintenance of all houses of correction,

1 reforestation camps maintained under s. 303.07, jails, as defined in s. 302.30,  
2 extensions of jails under s. 59.54 (14) (g), rehabilitation facilities under s. 59.53 (8),  
3 lockup facilities, as defined in s. 302.30, work camps under s. 303.10, Huber facilities  
4 under s. 303.09, and, after consulting with the department of health and family  
5 services children and families, all juvenile detention facilities, with respect to their  
6 adequacy and fitness for the needs which they are to serve.

7 **SECTION 3130.** 301.45 (7) (a) of the statutes is amended to read:

8 301.45 (7) (a) The department shall maintain information provided under sub.  
9 (2). The department shall keep the information confidential except as provided in  
10 ss. 301.03 (14) and 301.46, except as needed for law enforcement purposes and except  
11 to provide, in response to a request for information under s. 49.22 (2m) made by the  
12 department of ~~workforce development~~ children and families or a county child  
13 support agency under s. 59.53 (5), the name and address of an individual registered  
14 under this section, the name and address of the individual's employer and financial  
15 information related to the individual.

16 **SECTION 3131.** 301.45 (9) of the statutes is amended to read:

17 301.45 (9) COOPERATION. The department of health and family services, the  
18 department of ~~workforce development~~ children and families, the department of  
19 transportation and all circuit courts shall cooperate with the department of  
20 corrections in obtaining information under this section.

21 **SECTION 3132.** 301.45 (10) of the statutes is amended to read:

22 301.45 (10) The department may require a person who must register as a sex  
23 offender and who is in its custody or on probation, parole, or extended supervision  
24 to pay an annual fee to partially offset its costs in monitoring persons on probation,

1 ~~parole, or extended supervision who must register as sex offenders.~~ The department  
2 shall establish any such fee by rule, but the fee may not exceed \$50 \$100.

3 **SECTION 3132r.** 301.46 (2m) (am) of the statutes is amended to read:

4 301.46 (2m) (am) If an agency with jurisdiction confines a person under s.  
5 301.046, provides a person entering the intensive sanctions program under s.  
6 301.048 with a sanction other than a placement in a Type 1 prison or a jail, or releases  
7 a person from confinement in a state correctional institution or institutional care,  
8 and the person has been found to be a sexually violent person under ch. 980 or has,  
9 on 2 or more separate occasions, been convicted or found not guilty or not responsible  
10 by reason of mental disease or defect for a sex offense or for a violation of a law of this  
11 state that is comparable to a sex offense, the agency with jurisdiction shall notify the  
12 police chief of any community and the sheriff of any county in which the person will  
13 be residing, employed or attending school and through or to which the person will be  
14 regularly traveling. Notification under this paragraph shall be in addition to  
15 providing access to information under sub. (2) and to any other notification that an  
16 agency with jurisdiction is authorized to provide.

17 **SECTION 3133.** 301.46 (4) (a) 10m. of the statutes is created to read:

18 301.46 (4) (a) 10m. The department children and families.

19 **SECTION 3134m.** 301.48 (1) (cm) and (cn) of the statutes are created to read:

20 301.48 (1) (cm) "Level 1 child sex offense" means a violation of s. 948.02 or  
21 948.025 in which any of the following occurs:

22 1. The actor has sexual contact or sexual intercourse with an individual who  
23 is not a relative of the actor and who has not attained the age of 13 years and causes  
24 great bodily harm, as defined in s. 939.22 (14), to the individual.

1           2. The actor has sexual intercourse with an individual who is not a relative of  
2 the actor and who has not attained the age of 12 years.

3           (cn) "Level 2 child sex offense" means a violation of s. 948.02 or 948.025 in which  
4 any of the following occurs:

5           1. The actor has sexual intercourse, by use or threat of force or violence, with  
6 an individual who is not a relative of the actor and who has not attained the age of  
7 16 years.

8           2. The actor has sexual contact, by use or threat of force or violence, with an  
9 individual who has not attained the age of 16 years and who is not a relative of the  
10 actor, and the actor is at least 18 years of age when the sexual contact occurs.

11           **SECTION 3135a.** 301.48 (1) (d) of the statutes, as created by 2005 Wisconsin Act  
12 431, is amended to read:

13           301.48 (1) (d) "Lifetime tracking" means global positioning system tracking  
14 that is required for a person for the remainder of the person's life or until terminated  
15 under sub. (2m), sub. (6), if applicable, or sub. (7) or ~~(8)~~ (7m). "Lifetime tracking" does  
16 not include global positioning system tracking under sub. (2) ~~(e)~~ or (d), regardless of  
17 how long it is required.

18           **SECTION 3136g.** 301.48 (1) (dr) of the statutes is created to read:

19           301.48 (1) (dr) "Relative" means a son, daughter, brother, sister, first cousin,  
20 2nd cousin, nephew, niece, grandchild, or great grandchild, or any other person  
21 related by blood, marriage, or adoption.

22           **SECTION 3136m.** 301.48 (1) (e) of the statutes, as created by 2005 Wisconsin Act  
23 431, is repealed and recreated to read:

24           301.48 (1) (e) "Serious child sex offense" means a level 1 child sex offense or a  
25 level 2 child sex offense.

1       **SECTION 3136r.** 301.48 (1) (fm) of the statutes is created to read:

2           301.48 (1) (fm) "Sexual contact" has the meaning given in s. 948.01 (5).

3       **SECTION 3137a.** 301.48 (2) (a) (intro.) of the statutes, as created by 2005  
4       Wisconsin Act 431, is amended to read:

5           301.48 (2) (a) (intro.) Except as provided in sub. (2m), the department shall  
6       maintain lifetime tracking of a person if any of the following occurs with respect to  
7       the person on or after ~~July 1, 2007~~ January 1, 2008:

8           **SECTION 3138g.** 301.48 (2) (a) 1. of the statutes, as created by 2005 Wisconsin  
9       Act 431, is amended to read:

10           301.48 (2) (a) 1. A court places the person on probation for committing a serious  
11       level 1 child sex offense.

12           **SECTION 3138r.** 301.48 (2) (a) 1m. of the statutes is created to read:

13           301.48 (2) (a) 1m. The person is convicted for committing a level 2 child sex  
14       offense and the court places the person on probation for committing the level 2 child  
15       sex offense.

16           **SECTION 3139a.** 301.48 (2) (a) 2. of the statutes, as created by 2005 Wisconsin  
17       Act 431, is amended to read:

18           301.48 (2) (a) 2. The department releases the person to extended supervision  
19       or parole while the person is serving a sentence for committing a serious level 1 child  
20       sex offense.

21           **SECTION 3139r.** 301.48 (2) (a) 2m. of the statutes is created to read:

22           301.48 (2) (a) 2m. The person is convicted for committing a level 2 child sex  
23       offense and the department releases the person to extended supervision or parole  
24       while the person is serving the sentence for committing the level 2 child sex offense.

1           **SECTION 3140g.** 301.48 (2) (a) 3. of the statutes, as created by 2005 Wisconsin  
2 Act 431, is amended to read:

3           301.48 (2) (a) 3. The department releases the person from prison upon the  
4 completion of a sentence imposed for a serious level 1 child sex offense.

5           **SECTION 3140r.** 301.48 (2) (a) 3m. of the statutes is created to read:

6           301.48 (2) (a) 3m. The person is convicted for committing a level 2 child sex  
7 offense and the department releases the person from prison upon the completion of  
8 the sentence imposed for the level 2 child sex offense.

9           **SECTION 3141g.** 301.48 (2) (a) 6., 7. and 8. of the statutes are created to read:

10           301.48 (2) (a) 6. The court places a person on lifetime supervision under s.  
11 939.615 for committing a serious child sex offense and the person is released from  
12 prison.

13           7. A police chief or a sheriff receives a notification under s. 301.46 (2m) (am)  
14 regarding the person.

15           8. The department makes a determination under sub. (2g) that global  
16 positioning system tracking is appropriate for the person.

17           **SECTION 3143m.** 301.48 (2) (b) (intro.) of the statutes, as created by 2005  
18 Wisconsin Act 431, is amended to read:

19           301.48 (2) (b) (intro.) The department shall maintain lifetime tracking of a  
20 person if any of the following occurs with respect to the person on or after July 1, 2007  
21 January 1, 2008:

22           **SECTION 3144m.** 301.48 (2) (b) 2. of the statutes, as created by 2005 Wisconsin  
23 Act 431, is amended to read:

1       301.48 (2) (b) 2. A court discharges the person under s. 980.09 ~~or 980.10~~ (4).  
2       This subdivision does not apply if the person was on supervised release immediately  
3       before being discharged.

4       **SECTION 3145m.** 301.48 (2) (c) of the statutes, as created by 2005 Wisconsin Act  
5       431, is repealed.

6       **SECTION 3148g.** 301.48 (2) (d) of the statutes, as created by 2005 Wisconsin Act  
7       431, is amended to read:

8       301.48 (2) (d) If, on or after ~~July 1, 2007~~ January 1, 2008, a person is being  
9       placed on probation, extended supervision, ~~or parole, or lifetime supervision~~ for  
10       committing a sex offense and par. (a), or (b), ~~or (e)~~ does not apply, the department may  
11       have the person tracked using a global positioning system tracking device as a  
12       condition of the person's probation, extended supervision, ~~or parole, or lifetime~~  
13       supervision.

14       **SECTION 3148r.** 301.48 (2g) of the statutes is created to read:

15       301.48 (2g) DEPARTMENT DETERMINATION. If a person who committed a serious  
16       child sex offense, or a person under supervision under the interstate corrections  
17       compact for a serious child sex offense, is not subject to lifetime tracking under sub.  
18       (2), the department shall assess the person's risk using a standard risk assessment  
19       instrument to determine if global positioning system tracking is appropriate for the  
20       person.

21       **SECTION 3149m.** 301.48 (2m) of the statutes, as created by 2005 Wisconsin Act  
22       431, is amended to read:

23       301.48 (2m) PASSIVE POSITIONING SYSTEM TRACKING. If a person who is subject  
24       to lifetime tracking under sub. (2) (a) 1., 1m., 2., ~~or, 2m.~~, 3., or 3m. completes his or  
25       her sentence, including any probation, parole, or extended supervision, the

1 department may decide to use passive positioning system tracking instead of  
2 maintaining lifetime tracking.

3 **SECTION 3151m.** 301.48 (3) (a) 1. of the statutes, as created by 2005 Wisconsin  
4 Act 431, is amended to read:

5 301.48 (3) (a) 1. Use field monitoring equipment that supports cellular  
6 communications with as large a coverage area as possible and shall automatically  
7 provide instantaneous or nearly instantaneous information regarding the  
8 whereabouts of a person who is being monitored, including information regarding  
9 the person's presence in an exclusion zone established under par. (c) or absence from  
10 an inclusion zone established under par. (c).

11 **SECTION 3153m.** 301.48 (3) (b) of the statutes, as created by 2005 Wisconsin  
12 Act 431, is amended to read:

13 301.48 (3) (b) The department shall contract with a vendor using a competitive  
14 process under s. 16.75 to provide staff in this state to install, remove, and maintain  
15 equipment related to global positioning system tracking services and passive  
16 positioning system tracking services for purposes of this section. The term of the  
17 contract may not exceed 3 years.

18 **SECTION 3154m.** 301.48 (3) (c) of the statutes, as created by 2005 Wisconsin Act  
19 431, is amended to read:

20 301.48 (3) (c) For each person who is subject to global positioning system  
21 tracking under this section, the department shall create individualized exclusion  
22 and inclusion zones for the person, if necessary to protect public safety. In creating  
23 exclusion zones, the department shall focus on areas where children congregate,  
24 with perimeters of 100 to 250 feet, and on areas where the person has been prohibited  
25 from going as a condition of probation, extended supervision, parole, conditional

1 release, or supervised release, or lifetime supervision. In creating inclusion zones  
2 for a person on supervised release, the department shall consider s. 980.08 ~~(7)~~ (9).

3 **SECTION 3156m.** 301.48 (4) (b) of the statutes, as created by 2005 Wisconsin  
4 Act 431, is amended to read:

5 301.48 (4) (b) If required by the department, a person who is subject to global  
6 positioning system tracking or passive positioning system tracking shall pay for the  
7 cost of tracking up to the amount calculated for the person under par. (a) 2. The  
8 department shall collect moneys paid by the person under this paragraph and credit  
9 those moneys to the appropriation under s. 20.410 (1) (gk).

10 **SECTION 3164m.** 301.48 (7m) of the statutes is created to read:

11 301.48 (7m) TERMINATION IF PERSON MOVES OUT OF STATE. Notwithstanding sub.  
12 (2), if a person who is subject to being tracked under this section moves out of state,  
13 the department shall terminate the person's tracking. If the person returns to the  
14 state, the department shall reinstate the person's tracking except as provided under  
15 sub. (6) or (7).

16 **SECTION 3165m.** 301.48 (8) of the statutes, as created by 2005 Wisconsin Act  
17 431, is repealed.

18 **SECTION 3167.** 302.045 (3) of the statutes is amended to read:

19 302.045 (3) PAROLE ELIGIBILITY. Except as provided in sub. (4), if the department  
20 determines that an inmate serving a sentence other than one imposed under s.  
21 973.01 has successfully completed the challenge incarceration program, the parole  
22 earned release review commission shall parole the inmate for that sentence under  
23 s. 304.06, regardless of the time the inmate has served. When the parole earned  
24 release review commission grants parole under this subsection, it must require the

1 parolee to participate in an intensive supervision program for drug abusers as a  
2 condition of parole.

3 **SECTION 3168.** 302.05 (1) (c) of the statutes is amended to read:

4 302.05 (1) (c) ~~The Robert E. Ellsworth Correctional Center~~ The department of  
5 corrections and the department of health and family services shall, at any  
6 correctional facility the departments determine is appropriate, provide a substance  
7 abuse treatment program for inmates for the purposes of the earned release program  
8 described in sub. (3).

9 **SECTION 3169.** 302.05 (3) (b) of the statutes is amended to read:

10 302.05 (3) (b) Except as provided in par. (d), if the department determines that  
11 an eligible inmate serving a sentence other than one imposed under s. 973.01 has  
12 successfully completed a treatment program described in sub. (1), the parole earned  
13 release review commission shall parole the inmate for that sentence under s. 304.06,  
14 regardless of the time the inmate has served. If the parole earned release review  
15 commission grants parole under this paragraph, it shall require the parolee to  
16 participate in an intensive supervision program for drug abusers as a condition of  
17 parole.

18 **SECTION 3170.** 302.11 (1g) (b) (intro.) of the statutes is amended to read:

19 302.11 (1g) (b) (intro.) Before an incarcerated inmate with a presumptive  
20 mandatory release date reaches the presumptive mandatory release date specified  
21 under par. (am), the parole earned release review commission shall proceed under  
22 s. 304.06 (1) to consider whether to deny presumptive mandatory release to the  
23 inmate. If the parole earned release review commission does not deny presumptive  
24 mandatory release, the inmate shall be released on parole. The parole earned release

1 review commission may deny presumptive mandatory release to an inmate only on  
2 one or more of the following grounds:

3 **SECTION 3171.** 302.11 (1g) (b) 2. of the statutes is amended to read:

4 302.11 (1g) (b) 2. Refusal by the inmate to participate in counseling or  
5 treatment that the social service and clinical staff of the institution determines is  
6 necessary for the inmate, including pharmacological treatment using an  
7 antiandrogen or the chemical equivalent of an antiandrogen if the inmate is a serious  
8 child sex offender as defined in s. 304.06 (1q) (a). The parole earned release review  
9 commission may not deny presumptive mandatory release to an inmate because of  
10 the inmate's refusal to participate in a rehabilitation program under s. 301.047.

11 **SECTION 3172.** 302.11 (1g) (c) of the statutes is amended to read:

12 302.11 (1g) (c) If the parole earned release review commission denies  
13 presumptive mandatory release to an inmate under par. (b), the parole earned  
14 release review commission shall schedule regular reviews of the inmate's case to  
15 consider whether to parole the inmate under s. 304.06 (1).

16 **SECTION 3173.** 302.11 (1g) (d) of the statutes is amended to read:

17 302.11 (1g) (d) An inmate may seek review of a decision by the parole earned  
18 release review commission relating to the denial of presumptive mandatory release  
19 only by the common law writ of certiorari.

20 **SECTION 3174.** 302.11 (1m) of the statutes is amended to read:

21 302.11 (1m) An inmate serving a life term is not entitled to mandatory release.  
22 Except as provided in ss. 939.62 (2m) (c) and 973.014, the parole earned release  
23 review commission may parole the inmate as specified in s. 304.06 (1).

24 **SECTION 3175.** 302.11 (7) (c) of the statutes is amended to read:

1           302.11 (7) (c) The parole earned release review commission may subsequently  
2 parole, under s. 304.06 (1), and the department may subsequently parole, under s.  
3 304.02, a parolee who is returned to prison for violation of a condition of parole.

4           **SECTION 3176.** 302.113 (2) of the statutes is amended to read:

5           302.113 (2) Except as provided in subs. (3) and (9), an inmate subject to this  
6 section is entitled to release to extended supervision after he or she has served the  
7 term of confinement in prison portion of the sentence imposed under s. 973.01, as  
8 modified by the sentencing court under sub. (9g) or s. 302.045 (3m) (b) 1., 302.05 (3)  
9 (c) 2. a., or 973.195 (1r), if applicable, or as adjusted by the earned release review  
10 commission under s. 304.06 (1) (b).

11           **SECTION 3178.** 302.372 (2) (b) of the statutes is amended to read:

12           302.372 (2) (b) Before seeking any reimbursement under this section, the  
13 county shall provide a form to be used for determining the financial status of  
14 prisoners. The form shall provide for obtaining the social security number of the  
15 prisoner, the age and marital status of a prisoner, the number and ages of children  
16 of a prisoner, the number and ages of other dependents of a prisoner, the income of  
17 a prisoner, type and value of real estate owned by a prisoner, type and value of  
18 personal property owned by a prisoner, the prisoner's cash and financial institution  
19 accounts, type and value of the prisoner's investments, pensions and annuities and  
20 any other personalty of significant cash value owned by a prisoner. The county shall  
21 use the form whenever investigating the financial status of prisoners. The  
22 information on a completed form is confidential and not open to public inspection or  
23 copying under s. 19.35 (1), except that the county shall provide the name and address  
24 of an individual, the name and address of the individual's employer and financial  
25 information related to the individual from a form completed under this paragraph

1 in response to a request for information under s. 49.22 (2m) made by the department  
2 of ~~workforce development~~ children and families or a county child support agency  
3 under s. 59.53 (5).

4 **SECTION 3179.** 302.38 (3) of the statutes is amended to read:

5 302.38 (3) The maximum amount that a governmental unit may pay for the  
6 costs of medical or hospital care under this section is limited for that care to the  
7 amount payable by medical assistance under subch. IV of ch. 49, ~~except s. excluding~~  
8 ss. 49.468 and 49.471 (11), for care for which a medical assistance rate exists. No  
9 provider of medical or hospital care may bill a prisoner under sub. (1) for the cost of  
10 care exceeding the amount paid under this subsection by the governmental unit. If  
11 no medical assistance rate exists for the care provided, there is no limitation under  
12 this subsection.

13 **SECTION 3180.** 302.386 (1) of the statutes is amended to read:

14 302.386 (1) Except as provided in sub. (5), liability for medical and dental  
15 services furnished to residents housed in prisons identified in s. 302.01, in a juvenile  
16 correctional facility, or in a secured residential care center for children and youth, or  
17 to forensic patients in state institutions for those services that are not provided by  
18 employees of the department shall be limited to the amounts payable under ss. 49.43  
19 to 49.47, ~~except s. 49.471~~, ~~excluding ss. 49.468 and 49.471 (11)~~, for similar services.  
20 The department may waive any such limit if it determines that needed services  
21 cannot be obtained for the applicable amount. No provider of services may bill the  
22 resident or patient for the cost of services exceeding the amount of the liability under  
23 this subsection.

24 **SECTION 3181.** 304.01 (title) of the statutes is amended to read:

1           **304.01** (title) **Parole Earned release review commission and**  
2 **commission chairperson; general duties.**

3           **SECTION 3182.** 304.01 (1) of the statutes is amended to read:

4           304.01 (1) The chairperson of the parole earned release review commission  
5 shall administer and supervise the commission and its activities and shall be the  
6 final parole-granting authority for granting parole, release to extended supervision,  
7 or termination of extended supervision, except as provided in s. 304.02 or 973.195.

8           **SECTION 3183.** 304.01 (2) (intro.) of the statutes is amended to read:

9           304.01 (2) (intro.) The parole earned release review commission shall conduct  
10 regularly scheduled interviews to consider the parole or release to extended  
11 supervision of eligible inmates of the adult correctional institutions under the  
12 control of the department of corrections, eligible inmates transferred under ch. 51  
13 and under the control of the department of health and family services and eligible  
14 inmates in any county house of correction. The department of corrections shall  
15 provide all of the following to the parole earned release review commission:

16           **SECTION 3184.** 304.01 (2) (b) of the statutes is amended to read:

17           304.01 (2) (b) Scheduling assistance for parole interviews for prisoners who  
18 have applied for parole or release to extended supervision at the correctional  
19 institutions.

20           **SECTION 3185.** 304.01 (2) (c) of the statutes is amended to read:

21           304.01 (2) (c) Clerical support related to the parole interviews for prisoners who  
22 have applied for parole or release to extended supervision.

23           **SECTION 3186.** 304.01 (2) (d) of the statutes is amended to read:

1 304.01 (2) (d) Appropriate physical space at the correctional institutions to  
2 conduct the parole interviews for prisoners who have applied for parole or release to  
3 extended supervision.

4 SECTION 3187. 304.06 (title) of the statutes is amended to read:

5 304.06 (title) **Paroles Release to parole or extended supervision from**  
6 **state prisons and house of correction; termination of extended supervision.**

7 SECTION 3188. 304.06 (1) (b) of the statutes is amended to read:

8 304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.  
9 302.045 (3), 302.05 (3) (b), 973.01 (6), or 973.0135, the parole earned release review  
10 commission may parole an inmate of the Wisconsin state prisons or any felon or any  
11 person serving at least one year or more in a county house of correction or a county  
12 reforestation camp organized under s. 303.07, when he or she has served 25% of the  
13 sentence imposed for the offense, or 6 months, whichever is greater. The earned  
14 release review board may release to extended supervision a person sentenced under  
15 s. 973.01 for a Class F to a Class I felony after the person has served at least 75  
16 percent of the term of confinement in prison portion of the sentence, and may  
17 terminate extended supervision of a person sentenced under s. 973.01 for a Class F  
18 to a Class I felony after the person has completed 75 percent of his or her extended  
19 supervision portion of the sentence. Except as provided in s. 939.62 (2m) (c) or  
20 973.014 (1) (b) or (c), (1g) or (2), the parole earned release review commission may  
21 parole an inmate serving a life term when he or she has served 20 years, as modified  
22 by the formula under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and  
23 (2), if applicable. The person serving the life term shall be given credit for time served  
24 prior to sentencing under s. 973.155, including good time under s. 973.155 (4). The  
25 secretary may grant special action parole releases under s. 304.02. The department

1 or the parole earned release review commission shall not provide any convicted  
2 offender or other person sentenced to the department's custody any parole eligibility  
3 or evaluation for parole or release to extended supervision until the person has been  
4 confined at least 60 days following sentencing.

5 **SECTION 3189.** 304.06 (1) (bn) of the statutes is created to read:

6 304.06 (1) (bn) The earned release review commission may consider any of the  
7 following as a ground for a petition under par. (b) for sentence reduction by a person  
8 who is sentenced under s. 973.01 for a Class F to Class I felony:

9 1. The inmate's conduct, efforts at and progress in rehabilitation, or  
10 participation and progress in education, treatment, or other correctional programs  
11 since he or she was sentenced.

12 2. A change in law or procedure related to sentencing or revocation of extended  
13 supervision effective after the inmate was sentenced that would have resulted in a  
14 shorter term of confinement in prison or, if the inmate was returned to prison upon  
15 revocation of extended supervision, a shorter period of confinement in prison upon  
16 revocation, if the change had been applicable when the inmate was sentenced.

17 3. The inmate is subject to a sentence of confinement in another state or the  
18 inmate is in the United States illegally and may be deported.

19 4. Sentence adjustment is otherwise in the interests of justice.

20 **SECTION 3190.** 304.06 (1) (br) of the statutes is created to read:

21 304.06 (1) (br) 1. Except as provided under subd. 2., the earned release review  
22 commission may reduce the term of confinement of a person who is sentenced under  
23 s. 973.01 for a Class F to Class I felony only as follows:

24 a. If the inmate is serving the term of confinement in prison portion of the  
25 sentence, a reduction in the term of confinement in prison by the amount of time

1 remaining in the term of confinement in prison portion of the sentence, less up to 30  
2 days, and a corresponding increase in the term of extended supervision.

3 b. If the inmate is confined in prison upon revocation of extended supervision,  
4 a reduction in the amount of time remaining in the period of confinement in prison  
5 imposed upon revocation, less up to 30 days, and a corresponding increase in the term  
6 of extended supervision.

7 2. a. If the earned release review commission adjusts a sentence under subd.  
8 1. on the basis of a change in law or procedure as provided under par. (bn) 2. and the  
9 total sentence length of the adjusted sentence is greater than the maximum sentence  
10 length that the offender could have received if the change in law or procedure had  
11 been applicable when the inmate was originally sentenced, the earned release review  
12 commission may reduce the length of the term of extended supervision so that the  
13 total sentence length does not exceed the maximum sentence length that the offender  
14 could have received if the change in law or procedure had been applicable when the  
15 inmate was originally sentenced.

16 b. If the earned release review commission adjusts a sentence under subd. 1.  
17 on the basis of a change in law or procedure as provided under par. (bn) 2. and the  
18 adjusted term of extended supervision is greater than the maximum term of  
19 extended supervision that the offender could have received if the change in law or  
20 procedure had been applicable when the inmate was originally sentenced, the earned  
21 release review commission may reduce the length of the term of extended  
22 supervision so that the term of extended supervision does not exceed the maximum  
23 term of extended supervision that the offender could have received if the change in  
24 law or procedure had been applicable when the inmate was originally sentenced.

25 **SECTION 3191.** 304.06 (1) (bu) of the statutes is created to read:

1           304.06 (1) (bu) An inmate who is sentenced under s. 973.01 for a Class F to Class  
2 I felony may submit only one petition under this subsection for each sentence  
3 imposed under s. 973.01.

4           **SECTION 3192.** 304.06 (1) (c) (intro.) of the statutes is amended to read:

5           304.06 (1) (c) (intro.) If an inmate applies for parole, release to extended  
6 supervision, or termination of extended supervision under this subsection, the  
7 parole earned release review commission shall make a reasonable attempt to notify  
8 the following, if they can be found, in accordance with par. (d):

9           **SECTION 3193.** 304.06 (1) (d) 1. of the statutes is amended to read:

10           304.06 (1) (d) 1. The notice under par. (c) shall inform the offices and persons  
11 under par. (c) 1. to 3. of the manner in which they may provide written statements  
12 under this subsection, shall inform persons under par. (c) 3. of the manner in which  
13 they may attend interviews or hearings and make statements under par. (e) and  
14 shall inform persons under par. (c) 3. who are victims, or family members of victims,  
15 of crimes specified in s. 940.01, 940.03, 940.05, 940.225 (1) ~~or~~, (2), or (3), 948.02 (1)  
16 or (2), 948.025, 948.06 or 948.07 of the manner in which they may have direct input  
17 in the parole decision-making process under par. (e) for parole, release to extended  
18 supervision, or termination of extended supervision. The parole earned release  
19 review commission shall provide notice under this paragraph for an inmate's first  
20 application for parole, release to extended supervision, or termination of extended  
21 supervision and, upon request, for subsequent applications for parole.

22           **SECTION 3194.** 304.06 (1) (e) of the statutes is amended to read:

23           304.06 (1) (e) The parole earned release review commission shall permit any  
24 office or person under par. (c) 1. to 3. to provide written statements. The parole  
25 earned release review commission shall give consideration to any written statements

1 provided by any such office or person and received on or before the date specified in  
2 the notice. This paragraph does not limit the authority of the parole earned release  
3 review commission to consider other statements or information that it receives in a  
4 timely fashion.

5 **SECTION 3195.** 304.06 (1) (eg) of the statutes is amended to read:

6 304.06 (1) (eg) The parole earned release review commission shall permit any  
7 person under par. (c) 3. to attend any interview or hearing on the parole application  
8 for parole, release to extended supervision, or termination of extended supervision  
9 of an applicable inmate and to make a statement at that interview or hearing.

10 **SECTION 3196.** 304.06 (1) (em) of the statutes is amended to read:

11 304.06 (1) (em) The parole earned release review commission shall promulgate  
12 rules that provide a procedure to allow any person who is a victim, or a family  
13 member of a victim, of a crime specified in s. 940.01, 940.03, 940.05, 940.225 (1) or  
14 (2), or (3), 948.02 (1) or (2), 948.025, 948.06 or 948.07 to have direct input in the parole  
15 decision-making process for parole, release to extended supervision, or termination  
16 of extended supervision.

17 **SECTION 3197.** 304.06 (1) (f) of the statutes is amended to read:

18 304.06 (1) (f) The parole earned release review commission shall design and  
19 prepare cards for persons specified in par. (c) 3. to send to the commission. The cards  
20 shall have space for these persons to provide their names and addresses, the name  
21 of the applicable prisoner and any other information the parole earned release  
22 review commission determines is necessary. The parole earned release review  
23 commission shall provide the cards, without charge, to district attorneys. District  
24 attorneys shall provide the cards, without charge, to persons specified in par. (c) 3.  
25 These persons may send completed cards to the parole earned release review

1 commission. All commission records or portions of records that relate to mailing  
2 addresses of these persons are not subject to inspection or copying under s. 19.35 (1).  
3 Before any written statement of a person specified in par. (c) 3. is made a part of the  
4 documentary record considered in connection with a parole hearing for parole,  
5 release to extended supervision, or termination of extended supervision under this  
6 section, the parole earned release review commission shall obliterate from the  
7 statement all references to the mailing addresses of the person. A person specified  
8 in par. (c) 3. who attends an interview or hearing under par. (eg) may not be required  
9 to disclose at the interview or hearing his or her mailing addresses.

10 **SECTION 3198.** 304.06 (1) (g) of the statutes is amended to read:

11 304.06 (1) (g) Before a person is released on parole or released to extended  
12 supervision under this subsection, the parole earned release review commission  
13 shall so notify the municipal police department and the county sheriff for the area  
14 where the person will be residing. The notification requirement under this  
15 paragraph does not apply if a municipal department or county sheriff submits to the  
16 parole earned release review commission a written statement waiving the right to  
17 be notified. If applicable, the department shall also comply with s. 304.063.

18 **SECTION 3199.** 304.06 (1m) (intro.) of the statutes is amended to read:

19 304.06 (1m) (intro.) The parole earned release review commission may waive  
20 the 25% or 6-month service of sentence requirement under sub. (1) (b) under any of  
21 the following circumstances:

22 **SECTION 3200.** 304.06 (1q) (b) of the statutes is amended to read:

23 304.06 (1q) (b) The parole earned release review commission or the department  
24 may require as a condition of parole or that a serious child sex offender undergo  
25 pharmacological treatment using an antiandrogen or the chemical equivalent of an

1 antiandrogen. This paragraph does not prohibit the department from requiring  
2 pharmacological treatment using an antiandrogen or the chemical equivalent of an  
3 antiandrogen as a condition of probation.

4 **SECTION 3201.** 304.06 (1q) (c) of the statutes is amended to read:

5 304.06 (1q) (c) In deciding whether to grant a serious child sex offender release  
6 on parole under this subsection, the parole earned release review commission may  
7 not consider, as a factor in making its decision, that the offender is a proper subject  
8 for pharmacological treatment using an antiandrogen or the chemical equivalent of  
9 an antiandrogen or that the offender is willing to participate in pharmacological  
10 treatment using an antiandrogen or the chemical equivalent of an antiandrogen.

11 **SECTION 3202.** 304.06 (1x) of the statutes is amended to read:

12 304.06 (1x) The parole earned release review commission may require as a  
13 condition of parole that the person is placed in the intensive sanctions program under  
14 s. 301.048. In that case, the person is in the legal custody of the department under  
15 that section and is subject to revocation of parole under sub. (3).

16 **SECTION 3203.** 304.06 (2m) (d) of the statutes is amended to read:

17 304.06 (2m) (d) The parole earned release review commission or the  
18 department shall determine a prisoner's county of residence for the purposes of this  
19 subsection by doing all of the following:

20 1. The parole earned release review commission or the department shall  
21 consider residence as the voluntary concurrence of physical presence with intent to  
22 remain in a place of fixed habitation and shall consider physical presence as prima  
23 facie evidence of intent to remain.

24 2. The parole earned release review commission or the department shall apply  
25 the criteria for consideration of residence and physical presence under subd. 1. to the

1 facts that existed on the date that the prisoner committed the serious sex offense that  
2 resulted in the sentence the prisoner is serving.

3 **SECTION 3204.** 304.071 (1) of the statutes is amended to read:

4 304.071 (1) The parole earned release review commission may at any time  
5 grant a parole or release to extended supervision to any prisoner in any penal  
6 institution of this state, or the department may at any time suspend the supervision  
7 of any person who is on probation ~~or~~, parole, or extended supervision to the  
8 department, if the prisoner or person on probation ~~or~~, parole, or extended supervision  
9 is eligible for induction into the U.S. armed forces. The suspension of parole,  
10 extended supervision, or probation shall be for the duration of his or her service in  
11 the armed forces; and the parole, extended supervision, or probation shall again  
12 become effective upon his or her discharge from the armed forces in accordance with  
13 regulations prescribed by the department. If he or she receives an honorable  
14 discharge from the armed forces, the governor may discharge him or her and the  
15 discharge has the effect of a pardon. Upon the suspension of parole, extended  
16 supervision, or probation by the department, the department shall issue an order  
17 setting forth the conditions under which the parole, extended supervision, or  
18 probation is suspended, including instructions as to where and when and to whom  
19 the ~~paroled~~ person on parole or extended supervision shall report upon discharge  
20 from the armed forces.

21 **SECTION 3210.** 341.51 (4) (an) of the statutes is amended to read:

22 341.51 (4) (an) If the applicant is an individual who does not have a social  
23 security number, a statement made or subscribed under oath or affirmation that the  
24 applicant does not have a social security number. The form of the statement shall  
25 be prescribed by the department of ~~workforce development~~ children and families. A

1 registration that is issued under this section in reliance on a statement submitted  
2 under this paragraph is invalid if the statement is false.

3 **SECTION 3211.** 341.51 (4g) (b) of the statutes is amended to read:

4 341.51 (4g) (b) The department of transportation may not disclose any  
5 information obtained under sub. (4) (am) or (ar) to any person except to the  
6 department of ~~workforce development~~ children and families for the sole purpose of  
7 administering s. 49.22 or the department of revenue for the sole purpose of  
8 requesting certifications under s. 73.0301.

9 **SECTION 3212.** 341.51 (4m) (a) of the statutes is amended to read:

10 341.51 (4m) (a) A registration shall be denied, restricted, limited or suspended  
11 if the applicant or licensee is an individual who is delinquent in making  
12 court-ordered payments of child or family support, maintenance, birth expenses,  
13 medical expenses or other expenses related to the support of a child or former spouse,  
14 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
15 by the department of ~~workforce development~~ children and families or a county child  
16 support agency under s. 59.53 (5) and related to paternity or child support  
17 proceedings, as provided in a memorandum of understanding entered into under s.  
18 49.857.

19 **SECTION 3213.** 342.06 (1) (eg) of the statutes is amended to read:

20 342.06 (1) (eg) Except as provided in par. (eh), if the applicant is an individual,  
21 the social security number of the applicant. The department of transportation may  
22 not disclose a social security number obtained under this paragraph to any person  
23 except to the department of ~~workforce development~~ children and families for the sole  
24 purpose of administering s. 49.22 and to the department of revenue for the purposes  
25 of administering state taxes and collecting debt.

1           **SECTION 3214.** 342.06 (1) (eh) of the statutes is amended to read:

2           342.06 (1) (eh) If the applicant does not have a social security number, a  
3           statement made or subscribed under oath or affirmation that the applicant does not  
4           have a social security number. The form of the statement shall be prescribed by the  
5           department of ~~workforce development~~ children and families. A certificate of title  
6           that is issued in reliance on a statement submitted under this paragraph is invalid  
7           if the statement is false.

8           **SECTION 3216.** 342.14 (1r) of the statutes is amended to read:

9           342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental  
10          impact fee of \$9, by the person filing the application. All moneys collected under this  
11          subsection shall be credited to the environmental fund for environmental  
12          management. This subsection does not apply after December 31, 2007 2009.

13          **SECTION 3217.** 342.14 (3m) of the statutes is amended to read:

14          342.14 (3m) Upon filing an application under sub. (1) or (3), a supplemental  
15          title fee of ~~\$7.50~~ \$9.50 by the owner of the vehicle, except that this fee shall be waived  
16          with respect to an application under sub. (3) for transfer of a decedent's interest in  
17          a vehicle to his or her surviving spouse. The fee specified under this subsection is  
18          in addition to any other fee specified in this section.

19          **SECTION 3244b.** 343.14 (2) (br) of the statutes is amended to read:

20          343.14 (2) (br) If the applicant does not have a social security number, a  
21          statement made or subscribed under oath or affirmation that the applicant does not  
22          have a social security number. The form of the statement shall be prescribed by the  
23          department of ~~workforce development~~ children and families. A license that is issued  
24          or renewed under s. 343.17 in reliance on a statement submitted under this  
25          paragraph is invalid if the statement is false.

1           **SECTION 3249b.** 343.14 (2j) (b) of the statutes, as affected by 2005 Wisconsin  
2 Acts 25 and 59, is repealed and recreated to read:

3           343.14 **(2j)** (b) Except as otherwise required to administer and enforce this  
4 chapter, the department of transportation may not disclose a social security number  
5 obtained from an applicant for a license under sub. (2) (bm) to any person except to  
6 the department of children and families for the sole purpose of administering s. 49.22  
7 or to the department of revenue for the purposes of administering state taxes and  
8 collecting debt.

9           **SECTION 3303.** 343.305 (6) (e) 2. am. of the statutes is amended to read:

10           343.305 **(6)** (e) 2. am. In the case of an individual who does not have a social  
11 security number, a statement made or subscribed under oath or affirmation that the  
12 applicant does not have a social security number. The form of the statement shall  
13 be prescribed by the department of ~~workforce development~~ children and families. A  
14 permit or approval that is issued or renewed under this section in reliance on a  
15 statement submitted under this subd. 2. am. is invalid if the statement is false.

16           **SECTION 3304.** 343.305 (6) (e) 3. b. of the statutes is amended to read:

17           343.305 **(6)** (e) 3. b. The licensor may not disclose any information received  
18 under subd. 2. a. or b. except to the department of ~~workforce development~~ children  
19 and families for purposes of administering s. 49.22 or the department of revenue for  
20 the sole purpose of requesting certifications under s. 73.0301.

21           **SECTION 3351.** 343.345 of the statutes is amended to read:

22           **343.345 Restriction, limitation or suspension of operating privilege.**

23           The department shall restrict, limit or suspend a person's operating privilege if the  
24 person is delinquent in making court-ordered payments of child or family support,  
25 maintenance, birth expenses, medical expenses or other expenses related to the

1 support of a child or former spouse, or who fails to comply, after appropriate notice,  
2 with a subpoena or warrant issued by the department of ~~workforce development~~  
3 children and families or a county child support agency under s. 59.53 (5) and related  
4 to paternity or child support proceedings, as provided in a memorandum of  
5 understanding entered into under s. 49.857.

6 **SECTION 3387m.** 343.50 (8) (b) of the statutes is amended to read:

7 343.50 (8) (b) The department may not disclose any record or other information  
8 concerning or relating to an applicant or identification card holder to any person  
9 other than a court, district attorney, county corporation counsel, city, village or town  
10 attorney, law enforcement agency, the applicant or identification card holder or, if the  
11 applicant or identification card holder is under 18 years of age, his or her parent or  
12 guardian. Except for photographs disclosed to a law enforcement agency under s.  
13 343.237, persons entitled to receive any record or other information under this  
14 paragraph shall not disclose the record or other information to other persons or  
15 agencies. This paragraph does not prohibit the disclosure of a person's name or  
16 address, of the name or address of a person's employer or of financial information  
17 that relates to a person when requested under s. 49.22 (2m) by the department of  
18 ~~workforce development~~ children and families or a county child support agency under  
19 s. 59.53 (5).

20 **SECTION 3391.** 343.61 (2) (a) 1m. of the statutes is amended to read:

21 343.61 (2) (a) 1m. In the case of an individual who does not have a social  
22 security number, a statement made or subscribed under oath or affirmation that the  
23 individual does not have a social security number. The form of the statement shall  
24 be prescribed by the department of ~~workforce development~~ children and families. A

1 license that is issued by the department in reliance on a statement submitted under  
2 this subdivision is invalid if the statement is false.

3 **SECTION 3392.** 343.61 (2) (b) of the statutes is amended to read:

4 343.61 (2) (b) The department of transportation may not disclose any  
5 information received under par. (a) 1. or 2. to any person except to the department  
6 of ~~workforce development~~ children and families for purposes of administering s.  
7 49.22 or the department of revenue for the sole purpose of requesting certifications  
8 under s. 73.0301.

9 **SECTION 3393.** 343.62 (2) (am) of the statutes is amended to read:

10 343.62 (2) (am) If the applicant does not have a social security number, a  
11 statement made or subscribed under oath or affirmation that the applicant does not  
12 have a social security number. The form of the statement shall be prescribed by the  
13 department of ~~workforce development~~ children and families. A license that is issued  
14 by the department in reliance on a statement submitted under this paragraph is  
15 invalid if the statement is false.

16 **SECTION 3394.** 343.62 (2) (b) of the statutes is amended to read:

17 343.62 (2) (b) The department of transportation may not disclose a social  
18 security number obtained under par. (a) to any person except to the department of  
19 ~~workforce development~~ children and families for the sole purpose of administering  
20 s. 49.22 or the department of revenue for the sole purpose of requesting certifications  
21 under s. 73.0301.

22 **SECTION 3395.** 343.66 (2) of the statutes is amended to read:

23 343.66 (2) The secretary shall deny, restrict, limit or suspend any driver school  
24 license issued under s. 343.61 or instructor's license issued under s. 343.62 or refuse  
25 to renew a driver school license or instructor's license if the applicant or licensee is

1 an individual who is delinquent in making court-ordered payments of child or family  
2 support, maintenance, birth expenses, medical expenses or other expenses related  
3 to the support of a child or former spouse, or who fails to comply, after appropriate  
4 notice, with a subpoena or warrant issued by the department of workforce  
5 development children and families or a county child support agency under s. 59.53  
6 (5) and related to paternity or child support proceedings, as provided in a  
7 memorandum of understanding entered into under s. 49.857.

8 **SECTION 3436.** 349.19 of the statutes is amended to read:

9 **349.19 Authority to require accident reports.** Any city, village, town or  
10 county may by ordinance require the operator of a vehicle involved in an accident to  
11 file with a designated municipal department or officer a report of such accident or  
12 a copy of any report required to be filed with the department. All such reports are  
13 for the confidential use of such department or officer and are otherwise subject to s.  
14 346.73, except that this section does not prohibit the disclosure of a person's name  
15 or address, of the name or address of a person's employer or of financial information  
16 that relates to a person when requested under s. 49.22 (2m) to the department of  
17 workforce development children and families or a county child support agency under  
18 under s. 59.53 (5).

19 **SECTION 3437.** 350.055 of the statutes is renumbered 350.055 (1) and amended  
20 to read:

21 350.055 (1) The department shall establish a program of instruction on  
22 snowmobile laws, including the intoxicated snowmobiling law, regulations, safety  
23 and related subjects. The program shall be conducted by instructors certified by the  
24 department. The department may procure liability insurance coverage for certified  
25 instructors for work within the scope of their duties under this section. For each

1 person who is under the age of 16 years, the program shall include 6 hours of  
2 classroom instruction, and the instructor may provide to the person up to 2  
3 additional hours of instruction on a snowmobile as to how it is actually operated.  
4 Each person satisfactorily completing this program shall receive a snowmobile  
5 safety certificate from the department. The department shall establish by rule an  
6 instruction fee for this program. An instructor conducting a program of instruction  
7 under this section shall collect the instruction fee from each person who receives  
8 instruction. The department may determine the portion of this fee, which may not  
9 exceed 50%, that the instructor may retain to defray expenses incurred by the  
10 instructor in conducting the program. The instructor shall remit the remainder of  
11 the fee or, if nothing is retained, the entire fee to the department. The department  
12 shall issue a duplicate certificate of accomplishment to a person who is entitled to a  
13 duplicate certificate of accomplishment and who pays a fee of \$2.75.

14 **(2)** A person who is required to hold a valid snowmobile safety certificate may  
15 operate a snowmobile in this state if the person holds a valid snowmobile safety  
16 certificate issued by another state or province of the Dominion of Canada and if the  
17 course content of the program in such other state or province substantially meets  
18 that established by the department under this section.

19 **SECTION 3449.** 440.03 (9) (intro.) of the statutes is renumbered 440.03 (9) (a)  
20 (intro.) and amended to read:

21 440.03 **(9)** (a) (intro.) The Subject to pars. (b) and (c), the department shall  
22 include all of the following with each biennial budget request that it makes under s.  
23 16.42, biennially, determine each fee for an initial credential for which no  
24 examination is required, for a reciprocal credential, and for a credential renewal by  
25 doing all of the following:

1           **SECTION 3450.** 440.03 (9) (a) of the statutes is renumbered 440.03 (9) (a) 1. and  
2 amended to read:

3           440.03 (9) (a) 1. ~~A recalculation of~~ Recalculating the administrative and  
4 enforcement costs of the department that are attributable to the regulation of each  
5 occupation or business under chs. 440 to 480 ~~and that are included in the budget~~  
6 ~~request.~~

7           **SECTION 3451.** 440.03 (9) (b) of the statutes is renumbered 440.03 (9) (a) 2. and  
8 amended to read:

9           440.03 (9) (a) 2. ~~A recommended change to~~ Not later than January 31 of each  
10 odd-numbered year, adjusting for the succeeding fiscal biennium each fee specified  
11 under s. 440.05 (1) for an initial credential for which an examination is not required,  
12 under s. 440.05 (2) for a reciprocal credential, and under, subject to s. 440.08 (2) (a),  
13 for a credential renewal, if the change an adjustment is necessary to reflect the  
14 approximate administrative and enforcement costs of the department that are  
15 attributable to the regulation of the particular occupation or business during the  
16 period in which the initial or reciprocal credential or credential renewal is in effect  
17 and, for purposes of ~~the recommended change to~~ each fee specified under s. 440.08  
18 (2) (a) for a credential renewal, to reflect an estimate of any additional moneys  
19 available for the department's general program operations, ~~during the budget period~~  
20 ~~to which the biennial budget request applies,~~ as a result of appropriation transfers  
21 that have been or are estimated to be made under s. 20.165 (1) (i) ~~prior to and during~~  
22 ~~that budget period~~ during the fiscal biennium in progress at the time of the deadline  
23 for an adjustment under this subdivision or during the fiscal biennium beginning on  
24 the July 1 immediately following the deadline for an adjustment under this  
25 subdivision.

1       **(b)** The department may not recommend an initial credential fee that exceeds  
2       the amount of the fee that the department recommends for a renewal of the same  
3       credential, if no examination is required for the initial credential.

4       **SECTION 3452.** 440.03 (9) (c) of the statutes is created to read:

5       440.03 (9) (c) The cemetery board may by rule impose a fee in addition to the  
6       renewal fee determined by the department under this subsection for renewal of a  
7       license granted under s. 440.91 (1).

8       **SECTION 3453.** 440.03 (9) (d) of the statutes is created to read:

9       440.03 (9) (d) Not later than 14 days after completing proposed fee adjustments  
10       under par. (a), the department shall send a report detailing the proposed fee  
11       adjustments to the cochairpersons of the joint committee on finance. If, within 14  
12       working days after the date that the department submits the report, the  
13       cochairpersons of the committee notify the secretary that the committee has  
14       scheduled a meeting for the purpose of reviewing the proposed adjustments, the  
15       department may not impose the fee adjustments until the committee approves the  
16       report. If the cochairpersons of the committee do not notify the secretary, the  
17       department shall notify credential holders of the fee adjustments by posting the fee  
18       adjustments on the department's Internet Web site and in credential renewal notices  
19       sent to affected credential holders under s. 440.08 (1).

20       **SECTION 3454.** 440.03 (11m) (am) of the statutes is amended to read:

21       440.03 (11m) (am) If an applicant specified in par. (a) 1. or 2. is an individual  
22       who does not have a social security number, the applicant shall submit a statement  
23       made or subscribed under oath that the applicant does not have a social security  
24       number. The form of the statement shall be prescribed by the department of

1 ~~workforce development~~ children and families. A credential or license issued in  
2 reliance upon a false statement submitted under this paragraph is invalid.

3 **SECTION 3455.** 440.03 (11m) (c) of the statutes is amended to read:

4 440.03 (11m) (c) The department of regulation and licensing may not disclose  
5 a social security number obtained under par. (a) to any person except the coordinated  
6 licensure information system under s. 441.50 (7); the department of ~~workforce~~  
7 development children and families for purposes of administering s. 49.22; and, for  
8 a social security number obtained under par. (a) 1., the department of revenue for the  
9 purpose of requesting certifications under s. 73.0301 and administering state taxes.

10 **SECTION 3456.** 440.03 (12m) of the statutes is amended to read:

11 440.03 (12m) The department of regulation and licensing shall cooperate with  
12 the departments of justice, children and families, and health and family services in  
13 developing and maintaining a computer linkup to provide access to information  
14 regarding the current status of a credential issued to any person by the department  
15 of regulation and licensing, including whether that credential has been restricted in  
16 any way.

17 **SECTION 3458.** 440.03 (14) (a) 1. c. of the statutes is amended to read:

18 440.03 (14) (a) 1. c. The person pays the initial credential fee specified in s.  
19 440.05 (1) determined by the department under s. 440.03 (9) (a) and files with the  
20 department evidence satisfactory to the department that he or she is certified,  
21 registered or accredited as required under subd. 1. a.

22 **SECTION 3459.** 440.03 (14) (a) 2. c. of the statutes is amended to read:

23 440.03 (14) (a) 2. c. The person pays the initial credential fee specified in s.  
24 440.05 (1) determined by the department under s. 440.03 (9) (a) and files with the

1 department evidence satisfactory to the department that he or she is certified,  
2 registered or accredited as required under subd. 2. a.

3 **SECTION 3460.** 440.03 (14) (a) 3. c. of the statutes is amended to read:

4 440.03 (14) (a) 3. c. The person pays the initial credential fee specified in s.  
5 ~~440.05 (1)~~ determined by the department under s. 440.03 (9) (a) and files with the  
6 department evidence satisfactory to the department that he or she is certified,  
7 registered or accredited as required under subd. 3. a.

8 **SECTION 3461.** 440.03 (14) (am) of the statutes is amended to read:

9 440.03 (14) (am) The department may promulgate rules that establish  
10 requirements for granting a license to practice psychotherapy to a person who is  
11 registered under par. (a). Rules promulgated under this paragraph shall establish  
12 requirements for obtaining such a license that are comparable to the requirements  
13 for obtaining a clinical social worker, marriage and family therapist, or professional  
14 counselor license under ch. 457. If the department promulgates rules under this  
15 paragraph, the department shall grant a license under this paragraph to a person  
16 registered under par. (a) who pays the initial credential fee specified in s. ~~440.05 (1)~~  
17 determined by the department under s. 440.03 (9) (a) and provides evidence  
18 satisfactory to the department that he or she satisfies the requirements established  
19 in the rules.

20 **SECTION 3462.** 440.03 (14) (c) of the statutes is amended to read:

21 440.03 (14) (c) The renewal dates for certificates granted under par. (a) and  
22 licenses granted under par. (am) are specified in s. 440.08 (2) (a). Renewal  
23 applications shall be submitted to the department on a form provided by the  
24 department and shall include the renewal fee specified in s. ~~440.08 (2) (a)~~ determined  
25 by the department under s. 440.03 (9) (a) and evidence satisfactory to the department

1 that the person's certification, registration, or accreditation specified in par. (a) 1. a.,  
2 2. a., or 3. a. has not been revoked.

3 **SECTION 3463.** 440.05 (1) (a) of the statutes is amended to read:

4 440.05 (1) (a) Initial credential: ~~\$53~~ An amount determined by the department  
5 under s. 440.03 (9) (a). Each applicant for an initial credential shall pay the initial  
6 credential fee to the department when the application materials for the initial  
7 credential are submitted to the department.

8 **SECTION 3464.** 440.05 (2) of the statutes is amended to read:

9 440.05 (2) Reciprocal credential, including any credential described in s.  
10 440.01 (2) (d) and any credential that permits temporary practice in this state in  
11 whole or in part because the person holds a credential in another jurisdiction: The  
12 applicable credential renewal fee ~~under s. 440.08 (2) (a)~~ determined by the  
13 department under s. 440.03 (9) (a) and, if an examination is required, an  
14 examination fee under sub. (1).

15 **SECTION 3465L.** 440.08 (2) (a) (intro.) and 1. to <sup>28</sup>27m. of the statutes are  
16 amended to read:

17 440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04,  
18 444.03, 444.11, 448.065, 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), the  
19 renewal dates and renewal fees for credentials are as follows:

20 1. Accountant, certified public: December 15 of each odd-numbered year; ~~\$59.~~

21 3. Accounting corporation or partnership: December 15 of each odd-numbered  
22 year; ~~\$56.~~

23 4. Acupuncturist: July 1 of each odd-numbered year; ~~\$70.~~

24 4m. Advanced practice nurse prescriber: October 1 of each even-numbered  
25 year; ~~\$73.~~

- 1           5. Aesthetician: April 1 of each odd-numbered year; \$87.
- 2           6. Aesthetics establishment: April 1 of each odd-numbered year; \$70.
- 3           7. Aesthetics instructor: April 1 of each odd-numbered year; \$70.
- 4           8. Aesthetics school: April 1 of each odd-numbered year; \$115.
- 5           9. Aesthetics specialty school: April 1 of each odd-numbered year; \$53.
- 6           9m. Substance abuse counselor, clinical supervisor, or prevention specialist:  
7           except as limited in s. 440.88 (4), March 1 of each odd-numbered year; \$70.
- 8           11. Appraiser, real estate, certified general: December 15 of each  
9           odd-numbered year; \$162.
- 10          11m. Appraiser, real estate, certified residential: December 15 of each  
11          odd-numbered year; \$167.
- 12          12. Appraiser, real estate, licensed: December 15 of each odd-numbered year;  
13          \$185.
- 14          13. Architect: August 1 of each even-numbered year; \$60.
- 15          14. Architectural or engineering firm, partnership or corporation: February 1  
16          of each even-numbered year; \$70.
- 17          14d. Athlete agent: July 1 of each even-numbered year; \$53.
- 18          14f. Athletic trainer: July 1 of each even-numbered year; \$53.
- 19          14g. Auction company: December 15 of each even-numbered year; \$56.
- 20          14r. Auctioneer: December 15 of each even-numbered year; \$174.
- 21          15. Audiologist: February 1 of each odd-numbered year; \$106.
- 22          16. Barbering or cosmetology establishment: April 1 of each odd-numbered  
23          year; \$56.
- 24          17. Barbering or cosmetology instructor: April 1 of each odd-numbered year;  
25          \$91.

- 1 18. Barbering or cosmetology manager: April 1 of each odd-numbered year;  
2 \$71.
- 3 19. Barbering or cosmetology school: April 1 of each odd-numbered year; \$138.
- 4 20. Barber or cosmetologist: April 1 of each odd-numbered year; \$63.
- 5 21. Cemetery authority, licensed: December 15 of each even-numbered year;  
6 ~~\$343, plus an amount to be determined by rule by the cemetery board.~~
- 7 22. Cemetery preneed seller: December 15 of each even-numbered year; \$61.
- 8 23. Cemetery salesperson: December 15 of each even-numbered year; \$90.
- 9 23m. Charitable organization: August 1 of each year; \$15.
- 10 24. Chiropractor: December 15 of each even-numbered year; \$168.
- 11 24m. Crematory authority: January 1 of each even-numbered year; \$53.
- 12 25. Dental hygienist: October 1 of each odd-numbered year; \$57.
- 13 26. Dentist: October 1 of each odd-numbered year; \$131.
- 14 26m. Dentist, faculty member: October 1 of each odd-numbered year; \$131.
- 15 27. Designer of engineering systems: February 1 of each even-numbered year;  
16 \$58.
- 17 27m. Dietitian: November 1 of each even-numbered year; \$56.
- 18 *28. Drug distributor: June 1 of each even-numbered year; \$70.*  
**SECTION 3465pr.** 440.08 (2) (a) 29. to 71. of the statutes are amended to read:
- 19 440.08 (2) (a) 29. Drug manufacturer: June 1 of each even-numbered year;  
20 \$70.
- 21 30. Electrologist: April 1 of each odd-numbered year; \$76.
- 22 31. Electrology establishment: April 1 of each odd-numbered year; \$56.
- 23 32. Electrology instructor: April 1 of each odd-numbered year; \$86.
- 24 33. Electrology school: April 1 of each odd-numbered year; \$71.
- 25 34. Electrology specialty school: April 1 of each odd-numbered year; \$53.

- 1 35. Engineer, professional: August 1 of each even-numbered year; \$58.
- 2 35m. Fund-raising counsel: September 1 of each even-numbered year; \$53.
- 3 36. Funeral director: December 15 of each odd-numbered year; \$135.
- 4 37. Funeral establishment: June 1 of each odd-numbered year; \$56.
- 5 38. Hearing instrument specialist: February 1 of each odd-numbered year;
- 6 \$106.
- 7 38g. Home inspector: December 15 of each even-numbered year; \$53.
- 8 38m. Landscape architect: August 1 of each even-numbered year; \$56.
- 9 39. Land surveyor: February 1 of each even-numbered year; \$77.
- 10 42. Manicuring establishment: April 1 of each odd-numbered year; \$53.
- 11 43. Manicuring instructor: April 1 of each odd-numbered year; \$53.
- 12 44. Manicuring school: April 1 of each odd-numbered year; \$118.
- 13 45. Manicuring specialty school: April 1 of each odd-numbered year; \$53.
- 14 46. Manicurist: April 1 of each odd-numbered year; \$133.
- 15 46m. Marriage and family therapist: March 1 of each odd-numbered year; \$84.
- 16 46r. Massage therapist or bodyworker: March 1 of each odd-numbered year;
- 17 \$53.
- 18 46w. Midwife, licensed: July 1 of each even-numbered year; \$56.
- 19 48. Nurse, licensed practical: May 1 of each odd-numbered year; \$69.
- 20 49. Nurse, registered: March 1 of each even-numbered year; \$66.
- 21 50. Nurse-midwife: March 1 of each even-numbered year; \$70.
- 22 51. Nursing home administrator: July 1 of each even-numbered year; \$120.
- 23 52. Occupational therapist: November 1 of each odd-numbered year; \$59.
- 24 53. Occupational therapy assistant: November 1 of each odd-numbered year;
- 25 \$62.

**SECTION 3465pr**

- 1           54. Optometrist: December 15 of each odd-numbered year; ~~\$65.~~
- 2           54m. Perfusionist: November 1 of each odd-numbered year; ~~\$56.~~
- 3           55. Pharmacist: June 1 of each even-numbered year; ~~\$97.~~
- 4           56. Pharmacy, in-state and out-of-state: June 1 of each even-numbered year;
- 5           ~~\$56.~~
- 6           57. Physical therapist: November 1 of each odd-numbered year; ~~\$62.~~
- 7           57m. Physical therapist assistant: November 1 of each odd-numbered year;
- 8           ~~\$44.~~
- 9           58. Physician: November 1 of each odd-numbered year; ~~\$106.~~
- 10          59. Physician assistant: November 1 of each odd-numbered year; ~~\$72.~~
- 11          60. Podiatrist: November 1 of each odd-numbered year; ~~\$150.~~
- 12          61. Private detective: September 1 of each even-numbered year; ~~\$101.~~
- 13          62. Private detective agency: September 1 of each odd-numbered year; ~~\$53.~~
- 14          63. Private practice school psychologist: October 1 of each odd-numbered year;
- 15          ~~\$103.~~
- 16          63g. Private security person: September 1 of each even-numbered year; ~~\$53.~~
- 17          63m. Professional counselor: March 1 of each odd-numbered year; ~~\$76.~~
- 18          63t. Professional fund-raiser: September 1 of each even-numbered year; ~~\$93.~~
- 19          63u. Professional geologist: August 1 of each even-numbered year; ~~\$59.~~
- 20          63v. Professional geology, hydrology or soil science firm, partnership or
- 21          corporation: August 1 of each even-numbered year; ~~\$53.~~
- 22          63w. Professional hydrologist: August 1 of each even-numbered year; ~~\$53.~~
- 23          63x. Professional soil scientist: August 1 of each even-numbered year; ~~\$53.~~
- 24          64. Psychologist: October 1 of each odd-numbered year; ~~\$157.~~
- 25          65. Real estate broker: December 15 of each even-numbered year; ~~\$128.~~

- 1           66. Real estate business entity: December 15 of each even-numbered year;  
2           \$56.
- 3           67. Real estate salesperson: December 15 of each even-numbered year; \$83.
- 4           67m. Registered interior designer: August 1 of each even-numbered year; \$56.
- 5           67v. Registered music, art or dance therapist: October 1 of each odd-numbered  
6           year; \$53.
- 7           67x. Registered music, art, or dance therapist with psychotherapy license:  
8           October 1 of each odd-numbered year; \$53.
- 9           68. Respiratory care practitioner: November 1 of each odd-numbered year;  
10          \$65.
- 11          68b. Sanitarian: January 1 of each even-numbered year; \$53.
- 12          68d. Social worker: March 1 of each odd-numbered year; \$63.
- 13          68h. Social worker, advanced practice: March 1 of each odd-numbered year;  
14          \$70.
- 15          68p. Social worker, independent: March 1 of each odd-numbered year; \$58.
- 16          68t. Social worker, independent clinical: March 1 of each odd-numbered year;  
17          \$73.
- 18          68v. Speech-language pathologist: February 1 of each odd-numbered year;  
19          \$63.
- 20          69. Time-share salesperson: December 15 of each even-numbered year; \$119.
- 21          70. Veterinarian: December 15 of each odd-numbered year; \$105.
- 22          71. Veterinary technician: December 15 of each odd-numbered year; \$58.

23           **SECTION 3465s.** 440.08 (2) (a) 72. of the statutes, as created by 2007 Wisconsin  
24           Act .... (this act), is amended to read:

1           440.08 (2) (a) 72. Wholesale distributor of prescription drugs: June 1 of each  
2 even-numbered year; \$300, except that before June 1, 2010, the amount of the  
3 renewal fee is \$350.

4           **SECTION 3466.** 440.08 (2) (c) of the statutes is amended to read:

5           440.08 (2) (c) Except as provided in sub. (3), renewal applications shall include  
6 the applicable renewal fee specified in pars. (a) and (b) as determined by the  
7 department under s. 440.03 (9) (a) or as specified in par. (b).

8           **SECTION 3467.** 440.08 (3) (a) of the statutes is amended to read:

9           440.08 (3) (a) Except as provided in rules promulgated under par. (b), if the  
10 department does not receive an application to renew a credential before its renewal  
11 date, the holder of the credential may restore the credential by payment of the  
12 applicable renewal fee specified in sub. (2) (a) determined by the department under  
13 s. 440.03 (9) (a) and by payment of a late renewal fee of \$25.

14           **SECTION 3468.** 440.13 (1) (b) of the statutes is amended to read:

15           440.13 (1) (b) "Memorandum of understanding" means a memorandum of  
16 understanding entered into by the department of regulation and licensing and the  
17 department of ~~workforce development~~ children and families under s. 49.857.

18           **SECTION 3469.** 440.13 (2) (a) of the statutes is amended to read:

19           440.13 (2) (a) With respect to a credential granted by the department, the  
20 department shall restrict, limit or suspend a credential or deny an application for an  
21 initial credential or for reinstatement of an inactive license under s. 452.12 (6) (e) if  
22 the credential holder or applicant is delinquent in paying support or fails to comply,  
23 after appropriate notice, with a subpoena or warrant issued by the department of  
24 ~~workforce development~~ children and families or a county child support agency under  
25 s. 59.53 (5) and related to support or paternity proceedings.