



1 **SECTION 3597.** 560.605 (1) (c) of the statutes is amended to read:

2 560.605 (1) (c) ~~The~~ Whether the project is not likely to might not occur without
3 the grant or loan.

4 **SECTION 3598.** 560.605 (1) (d) of the statutes is amended to read:

5 560.605 (1) (d) ~~Financing~~ Whether financing is unavailable available from any
6 other another source on reasonably equivalent terms.

7 **SECTION 3599.** 560.605 (1) (e) of the statutes is amended to read:

8 560.605 (1) (e) ~~Except as provided in s. 560.68 (6), the eligible recipient~~
9 receiving the grant or loan will contribute, from The extent to which the project will
10 be financed with funds not provided by this state, ~~not less than 25% of the cost of the~~
11 project.

12 **SECTION 3600.** 560.605 (1) (f) of the statutes is repealed.

13 **SECTION 3601.** 560.605 (1) (g) of the statutes is amended to read:

14 560.605 (1) (g) ~~Funds~~ Whether funds from the grant or loan under s. 560.62,
15 560.63, 560.65 or 560.66 will not be used to pay overhead costs, ~~except as provided~~
16 in s. 560.65 (1m) (b), or to replace funds from any other another source.

17 **SECTION 3602.** 560.605 (1) (h) of the statutes is amended to read:

18 560.605 (1) (h) ~~The~~ Whether the project will not displace any workers in this
19 state.

20 **SECTION 3603.** 560.605 (1) (i) of the statutes is repealed.

21 **SECTION 3604.** 560.605 (1) (p) of the statutes is amended to read:

22 560.605 (1) (p) For an ethanol production facility on which construction begins
23 after July 27, 2005, whether a competitive bidding process is used for the
24 construction of the ethanol production facility.

25 **SECTION 3605.** 560.605 (2) (intro.) of the statutes is repealed.

1 **SECTION 3606.** 560.605 (2) (a) of the statutes is renumbered 560.605 (1) (j).

2 **SECTION 3607.** 560.605 (2) (b) of the statutes is renumbered 560.605 (1) (k).

3 **SECTION 3608.** 560.605 (2) (c) of the statutes is renumbered 560.605 (1) (L).

4 **SECTION 3609.** 560.605 (2) (d) of the statutes is renumbered 560.605 (1) (m) and
5 amended to read:

6 560.605 (1) (m) The financial soundness of the business eligible recipient.

7 **SECTION 3610.** 560.605 (2) (e) of the statutes is renumbered 560.605 (1) (n).

8 **SECTION 3611.** 560.605 (2) (f) of the statutes is renumbered 560.605 (1) (o).

9 **SECTION 3612.** 560.605 (2m) (intro.) of the statutes is amended to read:

10 560.605 (2m) (intro.) When considering whether a project under ~~s. 560.62,~~
11 ~~560.63 or 560.66~~ will be located in a targeted area, the board shall may consider all
12 any of the following:

13 **SECTION 3613.** 560.605 (2m) (c) of the statutes is repealed.

14 **SECTION 3614.** 560.605 (2m) (d) of the statutes is repealed.

15 **SECTION 3615.** 560.605 (2m) (e) of the statutes is repealed.

16 **SECTION 3616.** 560.605 (4) of the statutes is repealed.

17 **SECTION 3617.** 560.605 (5) of the statutes is repealed.

18 **SECTION 3618.** 560.605 (5m) of the statutes is repealed.

19 **SECTION 3619.** 560.605 (6) of the statutes is repealed.

20 **SECTION 3621.** 560.607 (1) of the statutes is amended to read:

21 560.607 (1) Evaluations of proposed technical research projects ~~under s.~~
22 ~~560.62.~~

23 **SECTION 3622.** 560.61 (intro.) and (1) of the statutes are consolidated,
24 renumbered 560.61 and amended to read:

1 **560.61 Wisconsin development fund.** At the request of the board, the
2 department shall do all of the following: ~~(1) Make may make a grant or loan to an~~
3 eligible recipient for a project that meets the criteria for funding under s. 560.605 (1)
4 and ~~(2) and under s. 560.62, 560.63, 560.65 or 560.66, whichever is appropriate, from~~
5 the appropriations under s. 20.143 (1) (c) and (ie).

6 **SECTION 3623.** 560.61 (3) of the statutes is repealed.

7 **SECTION 3624.** 560.62 of the statutes is repealed.

8 **SECTION 3625.** 560.63 of the statutes is repealed.

9 **SECTION 3626.** 560.65 of the statutes is repealed.

10 **SECTION 3627.** 560.66 of the statutes is repealed.

11 **SECTION 3628.** 560.68 (1m) of the statutes is created to read:

12 **560.68 (1m)** The department shall establish criteria for the award of grants
13 and loans under s. 560.61, including the types of projects that are eligible for funding
14 and the types of eligible projects that will receive priority.

15 **SECTION 3629.** 560.68 (2m) of the statutes is created to read:

16 **560.68 (2m)** The department shall determine conditions applicable to a grant
17 or loan under s. 560.61.

18 **SECTION 3630.** 560.68 (3) of the statutes is amended to read:

19 **560.68 (3)** The department may charge a grant or loan recipient an origination
20 fee of up to not more than 2% of the grant or loan amount if the grant or loan equals
21 or exceeds \$200,000 and is awarded under s. 560.63 or 560.66. The department shall
22 deposit all origination fees collected under this subsection in the appropriation
23 account under s. 20.143 (1) (gm).

24 **SECTION 3631.** 560.68 (5) of the statutes is renumbered 560.68 (5) (intro.) and
25 amended to read:

1 560.68 (5) (intro.) The department, with the approval of the board, shall
2 develop procedures ~~to evaluate~~ related to grants and loans under s. 560.61 for all of
3 the following:

4 **(b)** Evaluating applications, ~~monitor.~~

5 **(c)** Monitoring project performance and audit.

6 **(d)** Auditing the grants and loans awarded under this subchapter.

7 **SECTION 3632.** 560.68 (5) (a) of the statutes is created to read:

8 560.68 (5) (a) Submitting applications for grants and loans.

9 **SECTION 3633.** 560.68 (6) of the statutes is amended to read:

10 560.68 (6) ~~If appropriate, the~~ The board may shall require that ~~more, as a~~
11 condition of a grant or loan, that a recipient contribute to a project an amount that
12 is not less than 25% of the cost of any project or category of projects be paid from funds
13 not provided by this state amount of the grant or loan.

14 **SECTION 3634.** 560.68 (7) (a) of the statutes is amended to read:

15 560.68 (7) (a) Publish and disseminate information about the projects under
16 ~~ss. 560.62 to 560.66~~ that may be funded by a grant or loan under s. 560.61 and the
17 about procedures for applying for grants and loans under s. 560.61.

18 **SECTION 3635.** 560.795 (2) (a) of the statutes is amended to read:

19 560.795 (2) (a) Except as provided in par. (d), the designation of each area under
20 sub. (1) (a), (b), and (c) as a development opportunity zone shall be effective for 36
21 months, with the designation of the areas under sub. (1) (a) and (b) beginning on
22 April 23, 1994, and the designation of the area under sub. (1) (c) beginning on
23 April 28, 1995. Except as provided in par. (d), the designation of each area under sub.
24 (1) (d), and (e), ~~and~~ (f) as a development opportunity zone shall be effective for 84
25 months, with the designation of the area under sub. (1) (d) beginning on

1 January 1, 2000, and the designations designation of the areas area under sub. (1)
2 (e) and (f) beginning on September 1, 2001. Except as provided in par. (d), the
3 designation of the area under sub. (1) (f) as a development opportunity zone shall be
4 effective for 108 months, with the designation of the area under sub. (1) (f) beginning
5 on September 1, 2001.

6 **SECTION 3636.** 560.795 (2) (b) 6. of the statutes is amended to read:

7 560.795 (2) (b) 6. The limit for tax benefits for the development opportunity
8 zone under sub. (1) (f) is ~~\$4,700,000~~ \$6,700,000.

9 **SECTION 3637.** 560.799 (6) (e) of the statutes is created to read:

10 560.799 (6) (e) The department shall determine the maximum amount of the
11 tax credits under ss. 71.07 (3w), 71.28 (3w), and 71.47 (3w) that a certified business
12 may claim and shall notify the department of revenue of this amount.

13 **SECTION 3638.** 560.799 (6) (f) of the statutes is created to read:

14 560.799 (6) (f) The department shall annually verify the information submitted
15 to the department under ss. 71.07 (3w), 71.28 (3w), or 71.47 (3w).

16 **SECTION 3639.** 560.9806 (1) (a) 3. of the statutes is amended to read:

17 560.9806 (1) (a) 3. A community action agency under s. 46.30 49.265.

18 **SECTION 3640.** 562.05 (1e) of the statutes is amended to read:

19 562.05 (1e) If an applicant for a license under this section is an individual who
20 does not have a social security number, the applicant shall submit to the department
21 with his or her application a statement made or subscribed under oath or affirmation
22 that the applicant does not have a social security number. The form of the statement
23 shall be prescribed by the department of ~~workforce development~~ children and
24 families. A license issued in reliance upon a false statement submitted under this
25 subsection is invalid.

1 **SECTION 3641.** 562.05 (5) (a) 9. of the statutes is amended to read:

2 562.05 (5) (a) 9. The person is delinquent in making court-ordered payments
3 of child or family support, maintenance, birth expenses, medical expenses or other
4 expenses related to the support of a child or former spouse, or fails to comply, after
5 appropriate notice, with a subpoena or warrant issued by the department of
6 ~~workforce development~~ children and families or a county child support agency under
7 s. 59.53 (5) and relating to paternity or child support proceedings, as provided in a
8 memorandum of understanding entered into under s. 49.857.

9 **SECTION 3642.** 562.05 (8) (d) of the statutes is amended to read:

10 562.05 (8) (d) If required in a memorandum of understanding entered into
11 under s. 49.857, the department shall suspend or restrict or not renew the license of
12 any person who is delinquent in making court-ordered payments of child or family
13 support, maintenance, birth expenses, medical expenses or other expenses related
14 to the support of a child or former spouse or who has failed to comply, after
15 appropriate notice, with a subpoena or warrant issued by the department of
16 ~~workforce development~~ children and families or a county child support agency under
17 s. 59.53 (5) and relating to paternity or child support proceedings.

18 **SECTION 3643.** 562.05 (8m) (a) of the statutes is amended to read:

19 562.05 (8m) (a) If the applicant for any license is an individual, the department
20 shall disclose his or her social security number to the department of workforce
21 development children and families for the purpose of administering s. 49.22 and to
22 the department of revenue for the purpose of requesting certifications under s.
23 73.0301.

24 **SECTION 3644.** 562.06 (3) of the statutes is amended to read:

1 562.06 (3) DAY CARE. Nothing in this section prohibits a licensee from operating
2 a day care area at a track if the day care area is licensed by the department of health
3 and family services children and families under s. 48.65.

4 **SECTION 3645.** 563.28 (1) of the statutes is amended to read:

5 563.28 (1) If required in a memorandum of understanding entered into under
6 s. 49.857, the department shall suspend or restrict the supplier's license of any
7 person who is delinquent in making court-ordered payments of child or family
8 support, maintenance, birth expenses, medical expenses or other expenses related
9 to the support of a child or former spouse or who has failed to comply, after
10 appropriate notice, with a subpoena or warrant issued by the department of
11 workforce development children and families or a county child support agency under
12 s. 59.53 (5) and relating to paternity or child support proceedings.

13 **SECTION 3646.** 563.28 (2) of the statutes is amended to read:

14 563.28 (2) The department shall disclose the social security number of any
15 applicant for a supplier's license to the department of workforce development
16 children and families for the purpose of administering s. 49.22.

17 **SECTION 3649.** 565.30 (5) of the statutes is amended to read:

18 565.30 (5) WITHHOLDING OF DELINQUENT STATE TAXES, CHILD SUPPORT OR DEBTS
19 OWED THE STATE. The administrator shall report the name, address and social security
20 number or federal income tax number of each winner of a lottery prize equal to or
21 greater than \$1,000 and the name, address and social security number or federal
22 income tax number of each person to whom a lottery prize equal to or greater than
23 \$1,000 has been assigned to the department of revenue to determine whether the
24 payee or assignee of the prize is delinquent in the payment of state taxes under ch.
25 71, 72, 76, 77, 78 or 139 or, if applicable, in the court-ordered payment of child

1 support or has a debt owing to the state. Upon receipt of a report under this
2 subsection, the department of revenue shall first ascertain based on certifications by
3 the department of workforce development or its designee under s. 49.855 (1) whether
4 any person named in the report is currently delinquent in court-ordered payment
5 of child support and shall next certify to the administrator whether any person
6 named in the report is delinquent in court-ordered payment of child support or
7 payment of state taxes under ch. 71, 72, 76, 77, 78 or 139. Upon this certification by
8 the department of revenue or upon court order the administrator shall withhold the
9 certified amount and send it to the department of revenue for remittance to the
10 appropriate agency or person. ~~At the time of remittance, the~~ The department of
11 revenue shall charge its the winner or assignee of the lottery prize for the department
12 of revenue's administrative expenses associated with withholding and remitting to
13 the debt owed to a state agency that has received the remittance and may withhold
14 the amount of the administrative expenses from the prize payment. The
15 administrative expenses received or withheld by the department of revenue shall be
16 credited to the appropriation under s. 20.566 (1) (h). In instances in which the payee
17 or assignee of the prize is delinquent both in payments for state taxes and in
18 court-ordered payments of child support, or is delinquent in one or both of these
19 payments and has a debt owing to the state, the amount remitted to the appropriate
20 agency or person shall be in proportion to the prize amount as is the delinquency or
21 debt owed by the payee or assignee.

22 **SECTION 3650.** 565.30 (5) of the statutes, as affected by 2007 Wisconsin Act
23 (this act), is amended to read:

24 **565.30 (5) WITHHOLDING OF DELINQUENT STATE TAXES, CHILD SUPPORT OR DEBTS**
25 **OWED THE STATE.** The administrator shall report the name, address and social security

1 number or federal income tax number of each winner of a lottery prize equal to or
2 greater than \$1,000 and the name, address and social security number or federal
3 income tax number of each person to whom a lottery prize equal to or greater than
4 \$1,000 has been assigned to the department of revenue to determine whether the
5 payee or assignee of the prize is delinquent in the payment of state taxes under ch.
6 71, 72, 76, 77, 78 or 139 or, if applicable, in the court-ordered payment of child
7 support or has a debt owing to the state. Upon receipt of a report under this
8 subsection, the department of revenue shall first ascertain based on certifications by
9 the department of workforce development children and families or its designee under
10 s. 49.855 (1) whether any person named in the report is currently delinquent in
11 court-ordered payment of child support and shall next certify to the administrator
12 whether any person named in the report is delinquent in court-ordered payment of
13 child support or payment of state taxes under ch. 71, 72, 76, 77, 78 or 139. Upon this
14 certification by the department of revenue or upon court order the administrator
15 shall withhold the certified amount and send it to the department of revenue for
16 remittance to the appropriate agency or person. The department of revenue shall
17 charge the winner or assignee of the lottery prize for the department of revenue's
18 administrative expenses associated with withholding and remitting debt owed to a
19 state agency and may withhold the amount of the administrative expenses from the
20 prize payment. The administrative expenses received or withheld by the department
21 of revenue shall be credited to the appropriation under s. 20.566 (1) (h). In instances
22 in which the payee or assignee of the prize is delinquent both in payments for state
23 taxes and in court-ordered payments of child support, or is delinquent in one or both
24 of these payments and has a debt owing to the state, the amount remitted to the

1 appropriate agency or person shall be in proportion to the prize amount as is the
2 delinquency or debt owed by the payee or assignee.

3 **SECTION 3651.** 565.30 (5m) (a) of the statutes is amended to read:

4 565.30 (5m) (a) The administrator shall report to the department of workforce
5 development children and families the name, address and social security number of
6 each winner of a lottery prize that is payable in installments and the name, address
7 and social security number or federal income tax number of the person who has been
8 assigned a lottery prize that is payable in installments. Upon receipt of the report,
9 the department of ~~workforce development~~ children and families shall certify to the
10 administrator whether any payee or assignee named in the report is obligated to
11 provide child support, spousal support, maintenance or family support under s.
12 767.001 (1) (f) or (g), 767.225, 767.34, 767.511, 767.531, 767.56, 767.805 (4), 767.85,
13 767.863 (3), 767.89 (3), 767.893 (2m) or 948.22 (7) or ch. 769 and the amount required
14 to be withheld from the lottery prize under s. 767.75. Subject to par. (b), the
15 administrator shall withhold the certified amount from each payment made to the
16 winner or assignee and remit the certified amount to the department of ~~workforce~~
17 ~~development~~ children and families.

18 **SECTION 3652.** 601.32 (1) of the statutes is amended to read:

19 601.32 (1) If the moneys credited to s. 20.145 (1) (g) 1, under other sections of
20 the statutes prove inadequate for the office's supervision of insurance industry
21 program, the commissioner may increase any or all of the fees imposed by s. 601.31,
22 or may in any year levy a special assessment on all domestic insurers, or both, for the
23 general operation of that program.

24 **SECTION 3652m.** 601.415 (8) of the statutes is created to read:

1 601.415 (8) LONG-TERM CARE PARTNERSHIP PROGRAM. The commissioner shall
2 provide the certifications required under s. 49.45 (31) (b) 5. and shall cooperate with
3 the department of health and family services in approving the training program
4 under s. 49.45 (31) (c) for agents who sell long-term care insurance policies.

5 **SECTION 3653.** 601.45 (3) of the statutes is amended to read:

6 601.45 (3) DEPOSIT. The commissioner may require any examinee, before or
7 from time to time during an examination, to deposit with the secretary of
8 administration such deposits as the commissioner deems necessary to pay the costs
9 of the examination. Any deposit and any payment made under subs. (1) and (2) shall
10 be credited to the appropriation account under s. 20.145 (1) (g) 1, in the percentage
11 specified in that paragraph subdivision.

12 **SECTION 3654.** 601.45 (4) of the statutes is amended to read:

13 601.45 (4) EXEMPTIONS. On the examinee's request or on the commissioner's
14 own motion, the commissioner may pay all or part of the costs of an examination from
15 the appropriation under s. 20.145 (1) (g) 1, whenever the commissioner finds that
16 because of the frequency of examinations or other factors, imposition of the costs
17 would place an unreasonable burden on the examinee. The commissioner shall
18 include in his or her annual report information about any instance in which the
19 commissioner applied this subsection.

20 **SECTION 3655.** 601.47 (1) of the statutes is amended to read:

21 601.47 (1) GENERAL. The commissioner may prepare books, pamphlets, and
22 other publications relating to insurance and sell them in the manner and at the
23 prices the commissioner determines. The cost of publication and distribution may
24 be paid from the appropriation under s. 20.145 (1) (g) 1.

25 **SECTION 3656.** 601.47 (3) of the statutes is amended to read:

1 601.47 (3) FREE DISTRIBUTION. The commissioner may furnish free copies of the
2 publications prepared under subs. (1) and (2) to public officers and libraries in this
3 state and elsewhere. The cost of free distribution shall be charged to the
4 appropriation under s. 20.145 (1) (g) 1.

5 **SECTION 3657.** 601.48 (1) of the statutes is amended to read:

6 601.48 (1) NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS. The
7 commissioner and the office of the commissioner shall maintain close relations with
8 the commissioners of other states and shall participate in the activities and affairs
9 of the National Association of Insurance Commissioners and other organizations so
10 far as it will, in the judgment of the commissioner, enhance the purposes of chs. 600
11 to 655. The actual and necessary expenses incurred thereby shall be reimbursed out
12 of the appropriation under s. 20.145 (1) (g) 1.

13 **SECTION 3658.** 601.62 (4) of the statutes is amended to read:

14 601.62 (4) FEES IN INVESTIGATIONS AND HEARINGS. The fees for stenographic
15 services in investigations, examinations, and hearings may not exceed the sum
16 provided for like services in the circuit court. The fees of officers, witnesses,
17 interpreters, and stenographers on behalf of the commissioner or the state shall be
18 paid by the secretary of administration, authorized by the certificate of the
19 commissioner, and shall be charged to the appropriation under s. 20.145 (1) (g) 1.

20 **SECTION 3659.** 604.04 (3) of the statutes is amended to read:

21 604.04 (3) EXPENSES. No full-time state officer or employee may receive
22 additional compensation for services under chs. 604 to 607. Appropriate portions of
23 the salaries of such persons who do work for the funds or supervise them, and other
24 expenses including reasonable charges for state-owned or state-rented office space
25 and the use of state-owned or state-rented office equipment shall be charged against

1 each fund. Each fund shall pay to the commissioner amounts charged for
2 organizational support services, which shall be credited to the appropriation account
3 under s. 20.145 (1) (g) 2. Each fund shall also be charged a sum equivalent to the state
4 premium tax that would be paid by a domestic mutual insurer organized or operating
5 under ch. 611 and doing the same kind of insurance business, except that no such
6 charge shall be made for the insurance of governmental units.

7 **SECTION 3660c.** 609.87 of the statutes is created to read:

8 **609.87 Coverage of treatment for autism spectrum disorders.** Defined
9 network plans are subject to s. 632.895 (15).

10 **SECTION 3660g.** 616.10 of the statutes is amended to read:

11 **616.10 Exemption from taxation.** Every mutual designated a school benefit
12 insurer under s. 616.03, every plan authorized under s. 616.06, and every corporation
13 organized under s. 616.08 is declared to be a charitable and benevolent corporation,
14 and its property, real, personal and mixed, and its income and property transferred
15 to it, are exempt from taxation as provided in ss. 70.11, 71.26 (1) (a) and 71.45 (1) (a).

16 **SECTION 3661.** 628.095 (4) (a) of the statutes is amended to read:

17 628.095 (4) (a) The commissioner shall disclose a social security number
18 obtained under sub. (1) or (3) to the department of workforce development children
19 and families in the administration of s. 49.22, as provided in a memorandum of
20 understanding entered into under s. 49.857.

21 **SECTION 3662.** 628.095 (5) of the statutes is amended to read:

22 628.095 (5) IF APPLICANT OR INTERMEDIARY HAS NO SOCIAL SECURITY NUMBER. If an
23 applicant who is a natural person does not have a social security number, the
24 applicant shall provide to the commissioner, along with the application for a license
25 and on a form prescribed by the department of workforce development children and

1 families, a statement made or subscribed under oath or affirmation that the
2 applicant does not have a social security number. If an intermediary who is a natural
3 person does not have a social security number, the intermediary shall provide to the
4 commissioner, each time that the annual fee is paid under s. 601.31 (1) (m) and on
5 a form prescribed by the department of ~~workforce development~~ children and
6 families, a statement made or subscribed under oath or affirmation that the
7 applicant does not have a social security number.

8 **SECTION 3663.** 628.097 (1m) of the statutes is amended to read:

9 628.097 (1m) FOR FAILURE TO PAY SUPPORT OR TO COMPLY WITH SUBPOENA OR
10 WARRANT. The commissioner shall refuse to issue to a natural person a license,
11 including a temporary license, under this subchapter if the natural person is
12 delinquent in court-ordered payments of child or family support, maintenance, birth
13 expenses, medical expenses or other expenses related to the support of a child or
14 former spouse, or if the natural person fails to comply, after appropriate notice, with
15 a subpoena or warrant issued by the department of ~~workforce development~~ children
16 and families or a county child support agency under s. 59.53 (5) and related to
17 paternity or child support proceedings, as provided in a memorandum of
18 understanding entered into under s. 49.857.

19 **SECTION 3664.** 628.10 (2) (c) of the statutes is amended to read:

20 628.10 (2) (c) *For failure to pay support or to comply with subpoena or warrant.*
21 The commissioner shall suspend or limit the license of an intermediary who is a
22 natural person, or a temporary license of a natural person under s. 628.09, if the
23 natural person is delinquent in court-ordered payments of child or family support,
24 maintenance, birth expenses, medical expenses or other expenses related to the
25 support of a child or former spouse, or if the natural person fails to comply, after

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

5 **SECTION 3664c.** 628.348 of the statutes is created to read:

6 **628.348 Sale of long-term care insurance. (1) TRAINING REQUIREMENT.** No

7 person may solicit, negotiate, or sell long-term care insurance unless the person is
8 a licensed intermediary and he or she completes the initial training portion of the
9 training program under s. 49.45 (31) (c) by January 1, 2009, and completes the
10 ongoing training under s. 49.45 (31) (c) every 24 months after completing the initial
11 training.

12 **(2) INSURER VERIFICATION.** Insurers providing long-term care insurance shall
13 do all of the following:

14 (a) Obtain from intermediaries selling long-term care insurance on behalf of
15 the insurer verification that the intermediary is in compliance with the training
16 requirements under sub. (1).

17 (b) Maintain records related to the verifications obtained under par. (a).

18 (c) Make the records under par. (b) available to the commissioner upon request.

19 **SECTION 3666.** 632.48 (3) of the statutes is created to read:

20 **632.48 (3) NOTICE OF CHANGES.** An insurer that receives a request from the
21 department of health and family services under s. 49.47 (4) (cr) 2. for notification
22 shall comply with the request and notify the department of any changes to or
23 payments made under the annuity contract to which the request for notification
24 relates.

25 **SECTION 3667.** 632.68 (2) (b) 3m. of the statutes is amended to read:

1 632.68 (2) (b) 3m. If a natural person who does not have a social security
2 number, provides on a form prescribed by the department of workforce development
3 children and families a statement made or subscribed under oath or affirmation that
4 the applicant does not have a social security number.

5 **SECTION 3668.** 632.68 (2) (bc) 1. of the statutes is amended to read:

6 632.68 (2) (bc) 1. The commissioner shall disclose a social security number
7 obtained under par. (b) to the department of workforce development children and
8 families in the administration of s. 49.22, as provided in a memorandum of
9 understanding entered into under s. 49.857.

10 **SECTION 3669.** 632.68 (2) (bm) 1. of the statutes is amended to read:

11 632.68 (2) (bm) 1. Notwithstanding par. (b), the commissioner may not issue
12 a license under this subsection to a natural person who is delinquent in
13 court-ordered payments of child or family support, maintenance, birth expenses,
14 medical expenses or other expenses related to the support of a child or former spouse,
15 or who fails to comply, after appropriate notice, with a subpoena or warrant issued
16 by the department of workforce development children and families or a county child
17 support agency under s. 59.53 (5) and related to paternity or child support
18 proceedings, as provided in a memorandum of understanding entered into under s.
19 49.857.

20 **SECTION 3670.** 632.68 (2) (e) of the statutes is amended to read:

21 632.68 (2) (e) Except as provided in sub. (3), a license issued under this
22 subsection shall be renewed annually on July 1 upon payment of the fee specified in
23 s. 601.31 (1) (mp) and upon providing the licensee's social security number, unless
24 the licensee does not have a social security number, or federal employer
25 identification number, as applicable, if not previously provided on the application for

1 the license or at a previous renewal of the license. If the licensee is a natural person
2 who does not have a social security number, the license shall be renewed annually
3 on July 1 upon payment of the fee specified in s. 601.31 (1) (mp) and upon providing
4 to the commissioner a statement made or subscribed under oath or affirmation, on
5 a form prescribed by the department of ~~workforce development~~ children and
6 families, that the licensee does not have a social security number.

7 **SECTION 3671.** 632.68 (3) (b) 1. of the statutes is amended to read:

8 632.68 (3) (b) 1. The commissioner shall suspend, limit or refuse to renew a
9 viatical settlement provider license issued to a natural person if the natural person
10 is delinquent in court-ordered payments of child or family support, maintenance,
11 birth expenses, medical expenses or other expenses related to the support of a child
12 or former spouse, or if the natural person fails to comply, after appropriate notice,
13 with a subpoena or warrant issued by the department of ~~workforce development~~
14 children and families or a county child support agency under s. 59.53 (5) and related
15 to paternity or child support proceedings, as provided in a memorandum of
16 understanding entered into under s. 49.857.

17 **SECTION 3672.** 632.68 (4) (b) of the statutes is amended to read:

18 632.68 (4) (b) A person may apply to the commissioner for a viatical settlement
19 broker license on a form prescribed by the commissioner for that purpose. The
20 application form shall require the applicant to provide the applicant's social security
21 number, if the applicant is a natural person unless the applicant does not have a
22 social security number, or the applicant's federal employer identification number, if
23 the applicant is not a natural person. The fee specified in s. 601.31 (1) (mr) shall
24 accompany the application. The commissioner may not issue a license under this
25 subsection unless the applicant provides his or her social security number, unless the

1 applicant does not have a social security number, or its federal employer
2 identification number, whichever is applicable. If the applicant is a natural person
3 who does not have a social security number, the commissioner may not issue a license
4 under this subsection unless the applicant provides, on a form prescribed by the
5 department of ~~workforce development~~ children and families, a statement made or
6 subscribed under oath or affirmation that the applicant does not have a social
7 security number.

8 **SECTION 3673.** 632.68 (4) (bc) 1. of the statutes is amended to read:

9 632.68 (4) (bc) 1. The commissioner shall disclose a social security number
10 obtained under par. (b) to the department of ~~workforce development~~ children and
11 families in the administration of s. 49.22, as provided in a memorandum of
12 understanding entered into under s. 49.857.

13 **SECTION 3674.** 632.68 (4) (bm) 1. of the statutes is amended to read:

14 632.68 (4) (bm) 1. The commissioner may not issue a license under this
15 subsection to a natural person who is delinquent in court-ordered payments of child
16 or family support, maintenance, birth expenses, medical expenses or other expenses
17 related to the support of a child or former spouse, or who fails to comply, after
18 appropriate notice, with a subpoena or warrant issued by the department of
19 ~~workforce development~~ children and families or a county child support agency under
20 s. 59.53 (5) and related to paternity or child support proceedings, as provided in a
21 memorandum of understanding entered into under s. 49.857.

22 **SECTION 3675.** 632.68 (4) (c) of the statutes is amended to read:

23 632.68 (4) (c) Except as provided in sub. (5), a license issued under this
24 subsection shall be renewed annually on July 1 upon payment of the fee specified in
25 s. 601.31 (1) (ms) and upon providing the licensee's social security number, unless the

1 licensee does not have a social security number, or federal employer identification
2 number, as applicable, if not previously provided on the application for the license
3 or at a previous renewal of the license. If the licensee is a natural person who does
4 not have a social security number, the license shall be renewed annually, except as
5 provided in sub. (5), on July 1 upon payment of the fee specified in s. 601.31 (1) (ms)
6 and upon providing to the commissioner a statement made or subscribed under oath
7 or affirmation, on a form prescribed by the department of ~~workforce development~~
8 children and families, that the licensee does not have a social security number.

9 **SECTION 3676.** 632.68 (5) (b) 1. of the statutes is amended to read:

10 632.68 (5) (b) 1. The commissioner shall suspend, limit or refuse to renew a
11 viatical settlement broker license issued to a natural person if the natural person is
12 delinquent in court-ordered payments of child or family support, maintenance, birth
13 expenses, medical expenses or other expenses related to the support of a child or
14 former spouse, or if the natural person fails to comply, after appropriate notice, with
15 a subpoena or warrant issued by the department of ~~workforce development~~ children
16 and families or a county child support agency under s. 59.53 (5) and related to
17 paternity or child support proceedings, as provided in a memorandum of
18 understanding entered into under s. 49.857.

19 **SECTION 3677c.** 632.726 of the statutes is created to read:

20 **632.726 Current procedural terminology code changes.** (1) In this
21 section, "current procedural terminology code" means a number established by the
22 American Medical Association that a health care provider puts on a health insurance
23 claim form to describe the services that he or she performed.

24 (2) If an insurer changes a current procedural terminology code that was
25 submitted by a health care provider on a health insurance claim form, the insurer

1 shall include on the explanation of benefits form the reason for the change to the
2 current procedural terminology code and shall cite on the explanation of benefits
3 form the source for the change.

4 **SECTION 3678.** 632.745 (6) (a) 2m. of the statutes is amended to read:

5 632.745 (6) (a) 2m. A family long-term care district under s. 46.2895.

6 **SECTION 3679.** 632.746 (7m) (b) 1. of the statutes is amended to read:

7 632.746 (7m) (b) 1. The employee or dependent is eligible for benefits under the
8 Medical Assistance program under s. 49.471 or 49.472 or for coverage under the
9 Badger Care health care program under s. 49.665.

10 **SECTION 3685f.** 632.857 of the statutes is created to read:

11 **632.857 Explanation required for restriction or termination of**
12 **coverage.** If an insurer restricts or terminates an insured's coverage for the
13 treatment of a condition or complaint and, as a result, the insured becomes liable for
14 payment for all of his or her treatment for the condition or complaint, the insurer
15 shall provide on the explanation of benefits form a detailed explanation of the clinical
16 rationale and of the basis in the policy, plan, or contract or in applicable law for the
17 insurer's restriction or termination of coverage.

18 **SECTION 3686w.** 632.875 (2) (g) of the statutes is amended to read:

19 632.875 (2) (g) A reasonable detailed explanation of the factual basis clinical
20 rationale and of the basis in the policy, plan, or contract or in applicable law for the
21 insurer's restriction or termination of coverage.

22 **SECTION 3687r.** 632.895 (15) of the statutes is created to read:

23 632.895 (15) TREATMENT FOR AUTISM SPECTRUM DISORDERS. (a) In this subsection,
24 "autism spectrum disorder" means any of the following:

25 1. Autism disorder.

1 2. Asperger's syndrome.

2 3. Pervasive developmental disorder not otherwise specified.

3 (b) Except as provided in par. (d), every disability insurance policy, and every
4 self-insured health plan of the state or a county, city, town, village, or school district,
5 shall provide coverage for an insured of treatment for an autism spectrum disorder
6 if the treatment is provided by any of the following:

7 1. A psychiatrist, as defined in s. 146.34 (1) (h).

8 2. A person who practices psychology, as described in s. 455.01 (5).

9 3. A social worker, as defined in s. 252.15 (1) (er), who is certified or licensed
10 to practice psychotherapy, as defined in s. 457.01 (8m).

11 4. A speech-language pathologist, as defined in s. 459.20 (4).

12 5. A paraprofessional working under the supervision of a provider listed under
13 subds. 1. to 4.

14 6. A professional working under the supervision of an outpatient mental health
15 clinic certified under s. 51.038.

16 (c) The coverage required under par. (b) may be subject to any limitations,
17 exclusions, and cost-sharing provisions that apply generally under the disability
18 insurance policy or self-insured health plan.

19 (d) This subsection does not apply to any of the following:

20 1. A disability insurance policy that covers only certain specified diseases.

21 2. A health care plan offered by a limited service health organization, as defined
22 in s. 609.01 (3), or by a preferred provider plan, as defined in s. 609.01 (4), that is not
23 a defined network plan, as defined in s. 609.01 (1b).

24 3. A long-term care insurance policy.

25 4. A medicare replacement policy or a medicare supplement policy.

1 **SECTION 3689.** 632.897 (10) (am) 2. of the statutes is amended to read:

2 632.897 (10) (am) 2. Provide family coverage under the group policy or
3 individual policy for the individual's child, if eligible for coverage, upon application
4 by the individual, the child's other parent, the department of workforce development
5 children and families or the county child support agency under s. 59.53 (5).

6 **SECTION 3690.** 633.14 (1) (e) of the statutes is amended to read:

7 633.14 (1) (e) If an individual who does not have a social security number,
8 provides on a form prescribed by the department of workforce development children
9 and families a statement made or subscribed under oath or affirmation that he or she
10 does not have a social security number.

11 **SECTION 3691.** 633.14 (2c) (a) of the statutes is amended to read:

12 633.14 (2c) (a) The commissioner shall disclose a social security number
13 obtained under sub. (1) (d) to the department of workforce development children and
14 families in the administration of s. 49.22, as provided in a memorandum of
15 understanding entered into under s. 49.857.

16 **SECTION 3692.** 633.14 (2m) (a) of the statutes is amended to read:

17 633.14 (2m) (a) Notwithstanding sub. (1), the commissioner may not issue a
18 license under this section if the individual applying for the license is delinquent in
19 court-ordered payments of child or family support, maintenance, birth expenses,
20 medical expenses or other expenses related to the support of a child or former spouse,
21 or if the individual fails to comply, after appropriate notice, with a subpoena or
22 warrant issued by the department of workforce development children and families
23 or a county child support agency under s. 59.53 (5) and related to paternity or child
24 support proceedings, as provided in a memorandum of understanding entered into
25 under s. 49.857.

1 **SECTION 3693.** 633.15 (1m) of the statutes is amended to read:

2 633.15 **(1m)** SOCIAL SECURITY NUMBER, FEDERAL EMPLOYER IDENTIFICATION
3 NUMBER OR STATEMENT. At an annual renewal, an administrator shall provide his or
4 her social security number, if the administrator is an individual unless he or she does
5 not have a social security number, or its federal employer identification number, if
6 the administrator is a corporation, limited liability company or partnership, if the
7 social security number or federal employer identification number was not previously
8 provided on the application for the license or at a previous renewal of the license. If
9 an administrator who is an individual does not have a social security number, the
10 individual shall provide to the commissioner, at each annual renewal and on a form
11 prescribed by the department of ~~workforce development~~ children and families, a
12 statement made or subscribed under oath or affirmation that the administrator does
13 not have a social security number.

14 **SECTION 3694.** 633.15 (2) (c) of the statutes is amended to read:

15 633.15 **(2)** (c) *Failure to pay support or to comply with subpoena or warrant.*
16 The commissioner shall suspend, limit or refuse to renew a license issued under this
17 section to an individual if the individual is delinquent in court-ordered payments of
18 child or family support, maintenance, birth expenses, medical expenses or other
19 expenses related to the support of a child or former spouse, or if the individual fails
20 to comply, after appropriate notice, with a subpoena or warrant issued by the
21 department of ~~workforce development~~ children and families or a county child
22 support agency under s. 59.53 (5) and related to paternity or child support
23 proceedings, as provided in a memorandum of understanding entered into under s.
24 49.857.

25 **SECTION 3695.** 645.09 (2) (a) of the statutes is amended to read:

1 645.09 (2) (a) *Causes of delinquency.* The commissioner may include in his or
2 her annual report, not later than the 2nd annual report following the initiation of any
3 formal proceedings under this chapter, a detailed analysis of the basic causes and the
4 contributing factors making the initiation of formal proceedings necessary, and may
5 make recommendations for remedial legislation. For this purpose the commissioner
6 may appoint a special assistant qualified in insurance, finance, and accounting to
7 conduct the study and prepare the analysis, and may determine the special
8 assistant's compensation, which shall be paid from the appropriation under s. 20.145

9 (1) (g) 1.

10 **SECTION 3696.** 645.09 (2) (b) of the statutes is amended to read:

11 645.09 (2) (b) *Final study.* The commissioner may include in his or her annual
12 report, not later than the 2nd annual report following discharge of the receiver, a
13 detailed study of the delinquency proceeding for each insurer subjected to a formal
14 proceeding, with an analysis of the problems faced and their solutions. The
15 commissioner may also suggest alternative solutions, as well as other material of
16 interest, for the purpose of assisting and guiding liquidators or rehabilitators in the
17 future. For this purpose the commissioner may appoint a special assistant qualified
18 to conduct the study and prepare the analysis, and may determine his or her
19 compensation, which shall be paid from the appropriation under s. 20.145 (1) (g) 1.

20 **SECTION 3697.** 645.46 (4) of the statutes is amended to read:

21 645.46 (4) Defray all expenses of taking possession of, conserving, conducting,
22 liquidating, disposing of, or otherwise dealing with the business and property of the
23 insurer. If the property of the insurer does not contain sufficient cash or liquid assets
24 to defray the costs incurred, the liquidator may advance the costs so incurred out of
25 the appropriation under s. 20.145 (1) (g) 1. Any amounts so paid shall be deemed

1 expense of administration and shall be repaid for the credit of the office of the
2 commissioner of insurance out of the first available moneys of the insurer.

3 **SECTION 3698.** 647.02 (2) (g) of the statutes is amended to read:

4 647.02 (2) (g) The figure to be used by the provider as the actual or projected
5 length of a resident's stay in the facility in the formula in the contract provision
6 required under s. 647.05 (9) (1m) (i) and supporting information showing how the
7 figure was determined.

8 **SECTION 3699.** 647.04 (5) of the statutes is amended to read:

9 647.04 (5) Inform the commissioner of any change in the figure used by the
10 provider as the actual or projected length of a resident's stay in the facility in the
11 formula in the contract provision required under s. 647.05 (9) (1m) (i) within 30 days
12 after the change is made and submit supporting information showing how the
13 change was determined.

14 **SECTION 3700.** 647.05 of the statutes is renumbered 647.05 (1m), and 647.05
15 (1m) (g), as renumbered, is amended to read:

16 647.05 (1m) (g) Provides that if a resident dies or the continuing care contract
17 is terminated after the first 30 days of occupancy, but within the first 90 days of
18 occupancy, the provider will refund at least 90% of the amount computed under sub-
19 (6) par. (f).

20 **SECTION 3701.** 647.05 (2m) of the statutes is created to read:

21 647.05 (2m) Subject to s. 49.455, a continuing care contract may require that,
22 before a resident applies for medical assistance, the resident must spend on his or
23 her care the resources declared for purposes of admission to the facility.

24 **SECTION 3702.** 655.27 (2) of the statutes is amended to read:

1 655.27 (2) FUND ADMINISTRATION AND OPERATION. Management of the fund shall
2 be vested with the board of governors. The commissioner shall either provide staff
3 services necessary for the operation of the fund or, with the approval of the board of
4 governors, contract for all or part of these services. Such a contract is subject to ss.
5 16.753 and 16.765, but is otherwise exempt from subch. IV of ch. 16. The
6 commissioner shall adopt rules governing the procedures for creating and
7 implementing these contracts before entering into the contracts. At least annually,
8 the contractor shall report to the commissioner and to the board of governors
9 regarding all expenses incurred and subcontracting arrangements. If the board of
10 governors approves, the contractor may hire legal counsel as needed to provide staff
11 services. The cost of contracting for staff services shall be funded from the
12 appropriation under s. 20.145 (2) (u). The fund shall pay to the commissioner
13 amounts charged for organizational support services, which shall be credited to the
14 appropriation account under s. 20.145 (1) (g) 2.

15 **SECTION 3703.** 701.06 (5) (intro.) of the statutes is amended to read:

16 701.06 (5) CLAIMS FOR PUBLIC SUPPORT. (intro.) Notwithstanding any provision
17 in the creating instrument or subs. (1) and (2), if the settlor is legally obligated to pay
18 for the public support of a beneficiary under s. 46.10, 49.345, or 301.12 or the
19 beneficiary is legally obligated to pay for the beneficiary's public support or that
20 furnished the beneficiary's spouse or minor child under s. 46.10, 49.345, or 301.12,
21 upon application by the appropriate state department or county official, the court
22 may:

23 **SECTION 3703g.** 703.02 (10) of the statutes is amended to read:

1 703.02 (10) "~~Limited common elements~~" ~~mean those element~~ means a common
2 ~~elements~~ element identified in a declaration or on a condominium plat as reserved
3 for the exclusive use of one or more but less than all of the unit owners.

4 **SECTION 3703r.** 703.38 (1) of the statutes is amended to read:

5 703.38 (1) Except as otherwise provided in this section and s. 30.1335, this
6 chapter is applicable to all condominiums, whether established before or after
7 August 1, 1978. However, with respect to condominiums existing on August 1, 1978,
8 the declaration, bylaws or condominium plat need not be amended to comply with
9 the requirements of this chapter.

10 **SECTION 3704.** 751.15 (1) of the statutes is amended to read:

11 751.15 (1) The supreme court is requested to enter into a memorandum of
12 understanding with the department of ~~workforce development~~ children and families
13 under s. 49.857.

14 **SECTION 3705.** 751.15 (2) of the statutes is amended to read:

15 751.15 (2) The supreme court is requested to promulgate rules that require
16 each person who has a social security number, as a condition of membership in the
17 state bar, to provide the board of bar examiners with his or her social security
18 number, that require each person who does not have a social security number, as a
19 condition of membership in the state bar, to provide the board of bar examiners with
20 a statement made or subscribed under oath or affirmation on a form prescribed by
21 the department of ~~workforce development~~ children and families that the person does
22 not have a social security number, and that prohibit the disclosure of that number
23 to any person except the department of ~~workforce development~~ children and families
24 for the purpose of administering s. 49.22.

25 **SECTION 3706.** 751.15 (3) of the statutes is amended to read:

1 751.15 (3) The supreme court is requested to promulgate rules that deny,
2 suspend, restrict or refuse to renew a license to practice law if the applicant or
3 licensee fails to provide the information required under rules promulgated under
4 sub. (2) or fails to comply, after appropriate notice, with a subpoena or warrant issued
5 by the department of ~~workforce development~~ children and families or a county child
6 support agency under s. 59.53 (5) and related to paternity or child support
7 proceedings or if the department of ~~workforce development~~ children and families
8 certifies that the applicant or licensee has failed to pay court-ordered payments of
9 child or family support, maintenance, birth expenses, medical expenses or other
10 expenses related to the support of a child or former spouse. The supreme court is also
11 requested to promulgate rules that invalidate a license to practice law if issued in
12 reliance upon a statement made or subscribed under oath or affirmation under rules
13 promulgated under sub. (2) that is false.

14 **SECTION 3706g.** 753.06 (2) (a) of the statutes is amended to read:

15 753.06 (2) (a) Kenosha County. The circuit has 7 branches. Commencing
16 August 1, 2009, the circuit has 8 branches.

17 **SECTION 3707b.** 753.06 (6) (e) of the statutes is amended to read:

18 753.06 (6) (e) Juneau County. The circuit has one branch. Commencing August
19 1, 2008, the circuit has 2 branches.

20 **SECTION 3707e.** 757.83 (4) of the statutes is amended to read:

21 757.83 (4) STAFF. The judicial commission shall hire an executive director, and
22 may hire one staff member, in the unclassified service. The executive director shall
23 be a member of the State Bar of Wisconsin and shall provide staff services to the
24 judicial commission and the judicial council.

25 **SECTION 3707p.** 758.13 (1) (a) 7. of the statutes is amended to read:

1 758.13 (1) (a) 7. The revisor of statutes or an assistant designated by the revisor
2 chief of the legislative reference bureau or his or her designee.

3 **SECTION 3707r.** 758.13 (1) (b) of the statutes is amended to read:

4 758.13 (1) (b) The names of the judicial council members shall be certified to
5 the secretary of state by the ~~executive secretary of the judicial commission~~ judicial
6 council attorney. Members shall hold office until their successors have been selected.
7 Members shall receive no compensation, but shall be reimbursed from the
8 appropriation made by s. ~~20.665 (1)~~ 20.670 (1) for expenses necessarily incurred by
9 members in attending council meetings.

10 **SECTION 3707s.** 758.13 (3) (g) of the statutes is created to read:

11 758.13 (3) (g) 1. In this paragraph:

12 a. "Candidate" has the meaning given in s. 11.01 (1).

13 b. "Contribution" has the meaning given in s. 11.01 (6).

14 c. "Local office" has the meaning given in s. 5.02 (9).

15 d. "State office" has the meaning give in s. 5.02 (23).

16 2. The judicial council may appoint outside of the classified service an attorney,
17 who is a member in good standing of the State Bar of Wisconsin, who shall be strictly
18 nonpartisan, and who shall not make a contribution to a candidate for state office or
19 local office while employed by the judicial council, to provide staff services to the
20 council.

21 **SECTION 3708.** 758.19 (4m) of the statutes is created to read:

22 758.19 (4m) The director of state courts may establish and charge fees for
23 electronic filing of court documents under the circuit court automated information
24 systems created under this section. The secretary of administration shall credit all

1 moneys collected under this subsection to the appropriation account under s. 20.680

2 (2) (j).

3 **SECTION 3709g.** 758.19 (5) (a) (intro.) of the statutes is amended to read:

4 758.19 (5) (a) (intro.) In this subsection, “

5 1d. “Circuit court costs” means one or more of the following costs:

6 **SECTION 3709m.** 758.19 (5) (a) 1. and 2. of the statutes are renumbered 758.19

7 (5) (a) 1d. a. and b.

8 **SECTION 3709p.** 758.19 (5) (a) 1g., 1m. and 1r. of the statutes are created to

9 read:

10 758.19 (5) (a) 1g. “Judicial officer need” means the total need for judicial officers

11 as calculated by the director of state courts using the weighted caseload formula

12 based on case filings in the previous calendar year.

13 1m. “Judicial officers” means circuit court commissioners and circuit court
14 judges.

15 1r. “Weighted caseload formula” means the formula utilized by the director of

16 state courts to determine the number of cases filed in a calendar year and the judicial

17 officer time needed to process those cases.

18 **SECTION 3710m.** 758.19 (5) (a) 3. of the statutes is renumbered 758.19 (5) (a)

19 1d. c. and amended to read:

20 758.19 (5) (a) 1d. c. Witness fees set under s. 814.67 (1) (b) 1. and (c) for

21 witnesses called by the circuit court on its own motion or called by, or subpoenaed at

22 the request of, a district attorney, the state public defender or a private attorney

23 appointed under s. 977.08. Nothing in this subdivision affects the determination of

24 who is obligated to pay for fees set under s. 814.67 (1) (b) 1. and (c) for witnesses called

1 by, or subpoenaed at the request of the state public defender or a private attorney
2 appointed under s. 977.08.

3 **SECTION 3711m.** 758.19 (5) (a) 4m. of the statutes is renumbered 758.19 (5) (a)
4 1d. d. and amended to read:

5 758.19 (5) (a) 1d. d. Fees for expert witnesses appointed under s. 907.06 by the
6 circuit court on its own motion or by the circuit court at the request of the district
7 attorney, the state public defender or a private attorney appointed under s. 977.08
8 or by the circuit court upon agreement of the district attorney, the state public
9 defender or a private attorney appointed under s. 977.08. Nothing in this subdivision
10 affects the determination of who is obligated to pay fees for an expert witness
11 appointed under s. 907.06.

12 **SECTION 3712m.** 758.19 (5) (a) 5. of the statutes is renumbered 758.19 (5) (a)
13 1d. e. and amended to read:

14 758.19 (5) (a) 1d. e. Fees for witnesses or expert witnesses subpoenaed by the
15 circuit court at the request of the district attorney, coroner or medical examiner
16 under s. 979.06 (1) and (2).

17 **SECTION 3712p.** 758.19 (5) (a) 6. of the statutes is renumbered 758.19 (5) (a)
18 1d. f.

19 **SECTION 3713m.** 758.19 (5) (a) 8. of the statutes is renumbered 758.19 (5) (a)
20 1d. g. and amended to read:

21 758.19 (5) (a) 1d. g. Any other circuit court costs, except costs related to
22 courtroom security, including security personnel, and costs related to rent, utilities,
23 maintenance, rehabilitation and construction of circuit court facilities.

24 **SECTION 3714.** 758.19 (5) (am) of the statutes is created to read:

1 758.19 (5) (am) The director of state courts may create a uniform chart of
2 accounts that each county shall be required to use for the recording of all financial
3 transactions relating to the operation of circuit courts and may audit the information
4 submitted under par. (e). If the director of state courts decides to create a uniform
5 chart of accounts, he or she shall consult with the department of revenue regarding
6 the creation of that chart.

7 **SECTION 3717.** 758.19 (5) (e) of the statutes is amended to read:

8 758.19 (5) (e) ~~No later than July 1, 1994, and no later than July 1~~ May 15, 2009,
9 and no later than May 15 of each year thereafter, each county shall submit to the
10 director of state courts, in a format that is established by the director of state courts,
11 and in a manner that comports with the uniform chart of accounts under par. (am),
12 information regarding the amount of actual circuit court costs that the county
13 incurred in the previous calendar year ~~for each of the court costs listed in par. (a) 1.~~
14 ~~to 8~~ and revenues collected or received by the circuit court in the previous calendar
15 year.

16 **SECTION 3718.** 758.19 (5) (f) of the statutes is amended to read:

17 758.19 (5) (f) A county that fails to meet the requirements under par. (e) is not
18 eligible for a payment under par. (b) for one fiscal year, as defined in s. 237.01 (3),
19 after the ~~July 1~~ May 15 that the information was not provided, or until the
20 information is provided, whichever is earlier. Except as provided in this paragraph
21 and par. (g), the information regarding the amount of actual costs reported under par.
22 (e) does not affect the amount paid to a county under par. (b).

23 **SECTION 3719.** 758.19 (5) (g) of the statutes is amended to read:

24 758.19 (5) (g) Beginning with the submittal of information under par. (e) on
25 July 1, 1995, if the director of state courts determines, based on the information

1 submitted under par. (e), that the payment made to a county under par. (b) for any
2 calendar year exceeds the circuit court costs incurred by the county for that calendar
3 year, the director of state courts shall deduct the difference from the next payment
4 under par. (b) made to that county after the director's determination. The difference
5 shall be apportioned as provided in par. (c) among the other counties for payment
6 under par. (b) to the other counties on that payment date. For purposes of this
7 paragraph, the director of state courts shall treat the period beginning on August 13,
8 1993, and ending on December 31, 1994, as a calendar year and determine from the
9 information submitted under par. (e) on July 1, 1994, and July 1, 1995, whether the
10 payment to a county under par. (b) on January 1, 1994, exceeds the circuit court costs
11 incurred by the county for the period beginning on August 13, 1993, and ending on
12 December 31, 1994.

13 **SECTION 3720.** 767.001 (1d) of the statutes is amended to read:

14 767.001 (1d) "Department" means the department of ~~workforce development~~
15 children and families.

16 **SECTION 3721.** 767.001 (2) (b) of the statutes is amended to read:

17 767.001 (2) (b) With respect to the department of ~~health and family services~~
18 or a county agency specified in s. 48.56 (1) or a licensed child welfare agency granted
19 legal custody of a child, the rights and responsibilities specified under s. 48.02 (12).

20 **SECTION 3722.** 767.205 (2) (a) 3. of the statutes is amended to read:

21 767.205 (2) (a) 3. Whenever aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,
22 49.19, or 49.45 is provided on behalf of a dependent child or benefits are provided to
23 the child's custodial parent under ss. 49.141 to 49.161.

24 **SECTION 3723.** 767.205 (2) (a) 4. of the statutes is amended to read:

1 767.205 (2) (a) 4. Whenever aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,
2 49.19, or 49.45 has, in the past, been provided on behalf of a dependent child, or
3 benefits have, in the past, been provided to the child's custodial parent under ss.
4 49.141 to 49.161, and the child's family is eligible for continuing child support
5 services under 45 CFR 302.33.

6 **SECTION 3724.** 767.217 (1) of the statutes is amended to read:

7 767.217 (1) NOTICE OF PLEADING OR MOTION. In an action affecting the family in
8 which either party is a recipient of benefits under ss. 49.141 to 49.161 or aid under
9 s. ~~46.261~~, 48.645, 49.19, or 49.45, each party shall, either within 20 days after serving
10 the opposite party with a motion or pleading requesting the court to order or to
11 modify a previous order relating to child support, maintenance, or family support,
12 or before filing the motion or pleading in court, serve a copy of the motion or pleading
13 on the county child support agency under s. 59.53 (5) of the county in which the action
14 is begun.

15 **SECTION 3725.** 767.407 (1) (c) 1. of the statutes is amended to read:

16 767.407 (1) (c) 1. Aid is provided under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,
17 49.19, or 49.45 on behalf of the child, or benefits are provided to the child's custodial
18 parent under ss. 49.141 to 49.161, but the state and its delegate under s. 49.22 (7)
19 are barred by a statute of limitations from commencing an action under s. 767.80 on
20 behalf of the child.

21 **SECTION 3726.** 767.41 (3) (a) of the statutes is amended to read:

22 767.41 (3) (a) If the interest of any child demands it, and if the court finds that
23 neither parent is able to care for the child adequately or that neither parent is fit and
24 proper to have the care and custody of the child, the court may declare the child to
25 be in need of protection or services and transfer legal custody of the child to a relative

1 of the child, as defined in s. 48.02 (15), to a county department, as defined under s.
2 48.02 (2g), ~~or to a licensed child welfare agency, or, in a county having a population~~
3 ~~of 500,000 or more, the department of health and family services.~~ If the court
4 transfers legal custody of a child under this subsection, in its order the court shall
5 notify the parents of any applicable grounds for termination of parental rights under
6 s. 48.415. If the court transfers legal custody under this section to an agency, the
7 court shall also refer the matter to the court intake worker, as defined in s. 48.02 (3),
8 who shall conduct an inquiry under s. 48.24 to determine whether a petition should
9 be filed under s. 48.13.

10 **SECTION 3727.** 767.41 (3) (a) of the statutes, as affected by 2007 Wisconsin Act
11 (this act), is amended to read:

12 767.41 (3) (a) If the interest of any child demands it, and if the court finds that
13 neither parent is able to care for the child adequately or that neither parent is fit and
14 proper to have the care and custody of the child, the court may declare the child to
15 be in need of protection or services and transfer legal custody of the child to a relative
16 of the child, as defined in s. 48.02 (15), to a county department, as defined under s.
17 48.02 (2g), to a licensed child welfare agency, or, in a county having a population of
18 500,000 or more, the department of ~~health and family services~~ children and families.
19 If the court transfers legal custody of a child under this subsection, in its order the
20 court shall notify the parents of any applicable grounds for termination of parental
21 rights under s. 48.415. If the court transfers legal custody under this section to an
22 agency, the court shall also refer the matter to the court intake worker, as defined in
23 s. 48.02 (3), who shall conduct an inquiry under s. 48.24 to determine whether a
24 petition should be filed under s. 48.13.

25 **SECTION 3728.** 767.41 (3) (am) of the statutes is created to read:

1 767.41 (3) (am) If the court transfers legal custody of a child under this
2 subsection, the order transferring custody shall include a finding that placement of
3 the child in his or her home would be contrary to the welfare of the child and a finding
4 that reasonable efforts have been made to prevent the removal of the child from the
5 home, while assuring that the health and safety of the child are the paramount
6 concerns, unless any of the circumstances specified in s. 48.355 (2d) (b) 1. to 5.
7 applies. If the legal custodian appointed under par. (a) is a county department, the
8 court shall order the child into the placement and care responsibility of the county
9 department as required under 42 USC 672 (a) (2) and shall assign the county
10 department primary responsibility for providing services to the child. The court
11 shall make the findings specified in this paragraph on a case-by-case basis based
12 on circumstances specific to the child and shall document or reference the specific
13 information on which those findings are based in the court order. A court order that
14 merely references this paragraph without documenting or referencing that specific
15 information in the court order or an amended court order that retroactively corrects
16 an earlier court order that does not comply with this paragraph is not sufficient to
17 comply with this paragraph.

18 **SECTION 3729.** 767.451 (7) of the statutes is amended to read:

19 767.451 (7) TRANSFER TO DEPARTMENT. The court may order custody transferred
20 to the department of health and family services only if that department agrees to
21 accept custody. If the court orders custody transferred to the department of health
22 and family services, the order transferring custody shall include the findings and
23 order specified in s. 767.41 (3) (am).

24 **SECTION 3730.** 767.451 (7) of the statutes, as affected by 2007 Wisconsin Act
25 (this act), is amended to read:

1 **767.451 (7) TRANSFER TO DEPARTMENT.** The court may order custody transferred
2 to the department of ~~health and family services~~ only if ~~that~~ the department agrees
3 to accept custody. If the court orders custody transferred to the department of ~~health~~
4 ~~and family services~~, the order transferring custody shall include the findings and
5 order specified in s. 767.41 (3) (am).

6 **SECTION 3731.** 767.521 (intro.) of the statutes is amended to read:

7 **767.521 Action by state for child support.** (intro.) The state or its delegate
8 under s. 49.22 (7) shall bring an action for support of a minor child under s. 767.001
9 (1) (f) or for paternity determination and child support under s. 767.80 if the child's
10 right to support is assigned to the state under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b)
11 2., ~~48.645 (3)~~, 49.145 (2) (s), 49.19 (4) (h) 1. b., or 49.775 (2) (bm) and all of the
12 following apply:

13 **SECTION 3732.** 767.55 (3) (a) 2. of the statutes is amended to read:

14 **767.55 (3) (a) 2.** The child's right to support is assigned to the state under s.
15 ~~46.261 (3)~~, 48.57 (3m) (b) 2. or (3n) (b) 2., ~~48.645 (3)~~, or 49.19 (4) (h) 1. b.

16 **SECTION 3733.** 767.57 (1e) (title) of the statutes is amended to read:

17 **767.57 (1e) (title)** RECEIVING AND DISBURSING ~~FEE~~ FEEES.

18 **SECTION 3734.** 767.57 (1e) (a) of the statutes is amended to read:

19 **767.57 (1e) (a)** For receiving and disbursing maintenance, child support, or
20 family support payments, including payments in arrears, and for maintaining the
21 records required under ~~par. (e) sub. (1) (c)~~, the department or its designee shall collect
22 an annual fee of ~~\$35~~ \$65 from a party ordered to make payments. The court shall
23 order each party ordered to make payments to pay the fee in each year for which
24 payments are ordered or in which an arrearage in any of those payments is owed.
25 In directing the manner of payment, the court shall order that the fee be withheld

1 from income and sent to the department or its designee, as provided under s. 767.75.
2 Fees under this paragraph shall be deposited in the appropriation account under s.
3 20.445 (3) (ja). At the time of ordering payment of the fee, the court shall notify each
4 party ordered to make payments of the requirement to pay, and the amount of, the
5 fee. If the fee under this paragraph is not paid when due, the department or its
6 designee may not deduct the fee from any maintenance, child or family support, or
7 arrearage payment, but may move the court for a remedial sanction under ch. 785.

8 **SECTION 3735.** 767.57 (1e) (a) of the statutes, as affected by 2007 Wisconsin Act
9 (this act), is amended to read:

10 767.57 (1e) (a) For receiving and disbursing maintenance, child support, or
11 family support payments, including payments in arrears, and for maintaining the
12 records required under sub. (1) (c), the department or its designee shall collect an
13 annual fee of \$65 from a party ordered to make payments. The court shall order each
14 party ordered to make payments to pay the fee in each year for which payments are
15 ordered or in which an arrearage in any of those payments is owed. In directing the
16 manner of payment, the court shall order that the fee be withheld from income and
17 sent to the department or its designee, as provided under s. 767.75. Fees under this
18 paragraph shall be deposited in the appropriation account under s. ~~20.445 (3)~~ 20.437
19 (2) (ja). At the time of ordering payment of the fee, the court shall notify each party
20 ordered to make payments of the requirement to pay, and the amount of, the fee. If
21 the fee under this paragraph is not paid when due, the department or its designee
22 may not deduct the fee from any maintenance, child or family support, or arrearage
23 payment, but may move the court for a remedial sanction under ch. 785.

24 **SECTION 3736.** 767.57 (1e) (b) 1m. of the statutes is amended to read:

1 767.57 (1e) (b) 1m. The department or its designee may collect any unpaid fees
2 under s. 814.61 (12) (b), 1997 stats., that are shown on the department's automated
3 payment and collection system on December 31, 1998, and shall deposit all fees
4 collected under this subdivision in the appropriation account under s. ~~20.445 (3)~~
5 20.437 (2) (ja). The department or its designee may collect unpaid fees under this
6 subdivision through income withholding under s. 767.75 (2m). If the department or
7 its designee determines that income withholding is inapplicable, ineffective, or
8 insufficient for the collection of any unpaid fees under this subdivision, the
9 department or its designee may move the court for a remedial sanction under ch. 785.
10 The department or its designee may contract with or employ a collection agency or
11 other person for the collection of any unpaid fees under this subdivision and,
12 notwithstanding s. 20.930, may contract with or employ an attorney to appear in any
13 action in state or federal court to enforce the payment obligation. The department
14 or its designee may not deduct the amount of unpaid fees from any maintenance,
15 child or family support, or arrearage payment.

16 **SECTION 3737.** 767.57 (1e) (c) of the statutes is created to read:

17 767.57 (1e) (c) The department or its designee shall collect an annual fee of \$25
18 from every individual receiving child support or family support payments. In
19 applicable cases, the fee shall comply with all requirements under 42 USC 654 (6)
20 (B). The department or its designee may deduct the fee from maintenance, child or
21 family support, or arrearage payments. Fees collected under this paragraph shall
22 be deposited in the appropriation account under s. 20.445 (3) (ja).

23 **SECTION 3737d.** 767.57 (1e) (c) of the statutes, as created by 2007 Wisconsin
24 Act (this act), is amended to read:

1 767.57 (1e) (c) The department or its designee shall collect an annual fee of \$25
2 from every individual receiving child support or family support payments. In
3 applicable cases, the fee shall comply with all requirements under 42 USC 654 (6)
4 (B). The department or its designee may deduct the fee from maintenance, child or
5 family support, or arrearage payments. Fees collected under this paragraph shall
6 be deposited in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (ja).

7 **SECTION 3738.** 767.57 (1m) (c) of the statutes is amended to read:

8 767.57 (1m) (c) The party entitled to the support or maintenance money or a
9 minor child of the party has applied for or is receiving aid under s. ~~46.261~~ 48.645 or
10 public assistance under ch. 49 and there is an assignment to the state under s. ~~46.261~~
11 48.645 (3) or 49.19 (4) (h) 1. b. of the party's right to the support or maintenance
12 money.

13 **SECTION 3739.** 767.57 (2) of the statutes is amended to read:

14 767.57 (2) PROCEDURE IF RECIPIENT ON PUBLIC ASSISTANCE. If a party entitled to
15 maintenance or support, or both, is receiving public assistance under ch. 49, the
16 party may assign the party's right to support or maintenance to the county
17 department under s. 46.215, 46.22, or 46.23 granting the assistance. The assignment
18 shall be approved by order of the court granting the maintenance or support. The
19 assignment may not be terminated if there is a delinquency in the amount to be paid
20 to the assignee of maintenance and support previously ordered without the written
21 consent of the assignee or upon notice to the assignee and a hearing. When an
22 assignment of maintenance or support, or both, has been approved by the order, the
23 assignee shall be deemed a real party in interest within s. 803.01 solely for the
24 purpose of securing payment of unpaid maintenance or support ordered to be paid,
25 by participating in proceedings to secure the payment of unpaid amounts.

1 Notwithstanding assignment under this subsection, and without further order of the
2 court, the department or its designee, upon receiving notice that a party or a minor
3 child of the parties is receiving aid under s. ~~46.261~~ 48.645 or public assistance under
4 ch. 49 or that a kinship care relative or long-term kinship care relative of the minor
5 child is receiving kinship care payments or long-term kinship care payments for the
6 minor child, shall forward all support assigned under s. ~~46.261(3)~~, 48.57 (3m) (b) 2.
7 or (3n) (b) 2., 48.645 (3), 49.19 (4) (h) 1., or 49.45 (19) to the assignee under s. ~~46.261~~
8 (~~3~~), 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.19 (4) (h) 1., or 49.45 (19).

9 **SECTION 3740.** 767.57 (4) of the statutes is amended to read:

10 **767.57 (4) PROCEDURE FOR CERTAIN CHILD RECIPIENTS.** If an order or judgment
11 providing for the support of one or more children not receiving aid under s. ~~46.261~~,
12 48.57 (3m) or (3n), 48.645, or 49.19 includes support for a minor who is the
13 beneficiary of aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645, or 49.19, any support
14 payment made under the order or judgment is assigned to the state under s. ~~46.261~~
15 (~~3~~), 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), or 49.19 (4) (h) 1. b. in the amount that
16 is the proportionate share of the minor receiving aid under s. ~~46.261~~, 48.57 (3m) or
17 (3n), 48.645, or 49.19, except as otherwise ordered by the court on the motion of a
18 party.

19 **SECTION 3741.** 767.59 (1c) (a) (intro.) of the statutes is amended to read:

20 **767.59 (1c) (a) (intro.)** On the petition, motion, or order to show cause of either
21 of the parties, the department, a county department under s. 46.215, 46.22, or 46.23,
22 or a county child support agency under s. 59.53 (5) if an assignment has been made
23 under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.19 (4) (h), or 49.45 (19)
24 or if either party or their minor children receive aid under s. 48.57 (3m) or (3n) or
25 48.645 or ch. 49, a court may, except as provided in par. (b), do any of the following:

1 **SECTION 3742.** 767.59 (1f) (b) 4. of the statutes is amended to read:

2 767.59 (1f) (b) 4. A difference between the amount of child support ordered by
3 the court to be paid by the payer and the amount that the payer would have been
4 required to pay based on the percentage standard established by the department
5 under s. 49.22 (9) if the court did not use the percentage standard in determining the
6 child support payments and did not provide the information required under s. 46.10
7 (14) (d), 49.345 (14) (d), 301.12 (14) (d), or 767.511 (1n), whichever is appropriate.

8 **SECTION 3743.** 767.59 (2) (c) of the statutes is amended to read:

9 767.59 (2) (c) If the court revises a judgment or order providing for child support
10 that was entered under s. 48.355 (2) (b) 4., 48.357 (5m) (a), 48.363 (2), 938.183 (4),
11 938.355 (2) (b) 4., 938.357 (5m) (a) or 938.363 (2), the court shall determine child
12 support in the manner provided in s. 46.10 49.345 (14) or 301.12 (14), whichever is
13 applicable.

14 **SECTION 3744.** 767.59 (2s) of the statutes is amended to read:

15 767.59 (2s) STIPULATION FOR REVISION OF SUPPORT. In an action under sub. (1c),
16 the court may not approve a stipulation for the revision of a judgment or order with
17 respect to an amount of child support or family support unless the stipulation
18 provides for payment of an amount of child support or family support that is
19 determined in the manner required under s. 46.10 (14), 49.345 (14), 301.12 (14),
20 767.511, 767.805 (4), or 767.89, whichever is appropriate.

21 **SECTION 3745.** 767.87 (2m) of the statutes is amended to read:

22 767.87 (2m) ADMISSIBILITY OF CERTAIN MEDICAL AND GENETIC INFORMATION.
23 Medical and genetic information filed with the department of ~~health and family~~
24 ~~services~~ or the court under s. 48.425 (1) (am) or (2) is not admissible to prove the
25 paternity of the child.