

1 ***-1942/P1.72* SECTION 823.** 560.798 (3) (a) of the statutes is amended to read:

2 560.798 (3) (a) The Except as provided under par. (c), the department may
3 certify for tax benefits in an agricultural development zone a new or expanding
4 agricultural business that is located in the agricultural development zone. In
5 determining whether to certify a business under this subsection, the department
6 shall consider, among other things, the number of jobs that will be created or retained
7 by the business.

8 ***-1942/P1.73* SECTION 824.** 560.798 (3) (c) of the statutes is created to read:

9 560.798 (3) (c) No business may be certified under this subsection on or after
10 the effective date of this paragraph [LRB inserts date].

11 ***-1942/P1.74* SECTION 825.** 560.7995 (2) (a) (intro.) of the statutes is amended
12 to read:

13 560.7995 (2) (a) (intro.) Subject to ~~par.~~ pars. (c) and (e), the department may
14 designate an area as an airport development zone if the department determines all
15 of the following:

16 ***-1942/P1.75* SECTION 826.** 560.7995 (2) (d) of the statutes is amended to
17 read:

18 560.7995 (2) (d) Notwithstanding pars. (a) to (c), and except as provided in par.
19 (e), the department shall designate as an airport development zone the area within
20 the boundaries of Adams, Fond du Lac, Green Lake, Juneau, Langlade, Lincoln,
21 Marathon, Marquette, Menominee, Oneida, Portage, Price, Shawano, Taylor,
22 Waupaca, Waushara, Winnebago, Wood, and Vilas counties.

23 ***-1942/P1.76* SECTION 827.** 560.7995 (2) (e) of the statutes is created to read:

1 560.7995 (2) (e) No area may be designated as an airport development zone
2 under this subsection on or after the effective date of this paragraph [LRB inserts
3 date].

4 ***-1942/P1.77* SECTION 828.** 560.7995 (4) (ar) of the statutes is created to read:

5 560.7995 (4) (ar) The department may not accept or approve any applications
6 or business plans submitted under par. (a) on or after the effective date of this
7 paragraph [LRB inserts date].

8 ***-1942/P1.78* SECTION 829.** 560.7995 (4) (b) of the statutes is renumbered
9 560.7995 (4) (b) 1. and amended to read:

10 560.7995 (4) (b) 1. If Except as provided in subd. 2., if the department approves
11 a business plan under par. (a) or (am), the department shall certify the person as
12 eligible for tax benefits. The department shall notify the department of revenue
13 within 30 days of certifying a person under this paragraph.

14 ***-1942/P1.79* SECTION 830.** 560.7995 (4) (b) 2. of the statutes is created to
15 read:

16 560.7995 (4) (b) 2. No person may be certified under this paragraph on or after
17 the effective date of this subdivision [LRB inserts date].

18 ***-1942/P1.80* SECTION 831.** 560.84 (2) (c) 2. of the statutes is amended to read:

19 560.84 (2) (c) 2. ~~A development zone designated under s. 560.71, a development~~
20 ~~opportunity zone designated under s. 560.795 or an enterprise development zone~~
21 ~~designated under s. 560.797.~~

22 ***-1942/P1.81* SECTION 832.** 560.96 (2) (a) of the statutes is amended to read:

23 560.96 (2) (a) The Except as provided in par. (c), the department may designate
24 up to 8 areas in the state as technology zones. A business that is located in a

1 technology zone and that is certified by the department under sub. (3) is eligible for
2 a tax credit as provided in sub. (3).

3 ***-1942/P1.82* SECTION 833.** 560.96 (2) (c) of the statutes is created to read:

4 560.96 (2) (c) No area may be designated as a technology zone under this
5 subsection on or after the effective date of this paragraph [LRB inserts date].

6 ***-1942/P1.83* SECTION 834.** 560.96 (3) (a) (intro.) of the statutes is amended
7 to read:

8 560.96 (3) (a) (intro.) The Except as provided in par. (e), the department may
9 certify for tax credits in a technology zone a business that satisfies all of the following
10 requirements:

11 ***-1942/P1.84* SECTION 835.** 560.96 (3) (e) of the statutes is created to read:

12 560.96 (3) (e) No business may be certified under this subsection on or after the
13 effective date of this paragraph [LRB inserts date].

14 ***-1894/1.1* SECTION 836.** 704.35 of the statutes is created to read:

15 **704.35 Residential rental property in foreclosure. (1) DUTY OF LANDLORD**
16 **TO PROVIDE NOTICE OF FORECLOSURE.** If a foreclosure action has been commenced
17 against residential rental property, during the pendency of the action and before the
18 expiration of the redemption period, the owner of the property shall notify any
19 prospective tenant in writing of all of the following:

20 (a) That a foreclosure action has been commenced against the rental property.

21 (b) If judgment has been entered, the date on which the redemption period
22 expires.

23 **(2) RENTAL AGREEMENT MUST VERIFY NOTICE OR IS VOIDABLE.** Any rental
24 agreement entered into between the property owner and a tenant during the
25 pendency of the foreclosure action and before the expiration of the redemption period

1 shall include a separate written statement, signed by the tenant, that the owner has
2 provided written notice as required under sub. (1). A rental agreement that does not
3 include the statement signed by the tenant is voidable at the option of the tenant.

4 (3) TENANT PROTECTIONS. The protections under s. 846.35 apply to a residential
5 tenant if a foreclosure action is or has been commenced against the real property
6 containing the dwelling unit occupied by the tenant.

7 *-1890/1.3* SECTION 837. 799.40 (4) of the statutes is renumbered 799.40 (4)
8 (a).

9 *-1890/1.4* SECTION 838. 799.40 (4) (b) of the statutes is created to read:
10 799.40 (4) (b) The court shall stay the proceedings in a civil action of eviction
11 against a foreclosed homeowner, as defined in s. 846.40 (1) (b), under the
12 circumstances and as provided in s. 846.40 (9).

13 *-1894/1.2* SECTION 839. 846.35 of the statutes is created to read:

14 **846.35 Protections for tenants in foreclosure actions. (1) NOTICES FROM**
15 **PLAINTIFF.** (a) If residential rental property is the subject of a foreclosure action, the
16 plaintiff shall provide the following notices at the following times to the tenants who
17 are in possession of each rental unit when a notice is given:

18 1. No later than 5 days after the foreclosure action is filed, notice that the
19 plaintiff has commenced a foreclosure action with respect to the rental property.

20 2. No later than 5 days after the judgment of foreclosure is entered, notice that
21 the plaintiff has been granted a judgment of foreclosure with respect to the rental
22 property and notice of the date on which the redemption period ends.

23 3. When the confirmation of sale hearing has been scheduled, notice of the date
24 and time of the hearing.

25 (b) The notices under par. (a) may be given in any of the following ways:

1 1. By personal service as provided in s. 801.11 (1).

2 2. By certified mail with return receipt requested. Notice given under this
3 subdivision is considered completed when it is mailed, unless the envelope enclosing
4 the notice is returned unopened to the plaintiff. All notices mailed under this
5 subdivision shall be mailed in envelopes upon which the plaintiff's, or the plaintiff's
6 attorney's, return address appears, with a request to return to that address.

7 (c) If a plaintiff fails to provide a notice under par. (a) in accordance with pars.
8 (a) and (b), the court shall award the tenant to whom the notice should have been
9 given \$250 in damages, plus reasonable attorney fees. A tenant may not recover
10 under this paragraph for more than one notice violation.

11 **(2) EXTENDED POSSESSION OF PREMISES; WITHHOLDING LAST MONTH'S RENT.** (a)
12 Notwithstanding ch. 704, all of the following apply to a tenant whose tenancy is
13 terminated as a result of a foreclosure judgment and sale with respect to the rental
14 property:

15 1. Subject to subd. 3., the tenant may retain possession of the tenant's rental
16 unit for up to 2 months after the end of the month in which the sale of the property
17 is confirmed.

18 2. The tenant may withhold rent in an amount equal to the security deposit
19 during the last period the tenant actually retains possession of the rental unit,
20 regardless of whether the tenant retains possession after the sale of the property is
21 confirmed, as authorized under subd. 1.

22 3. The tenant's right to retain possession of the rental unit expires at the end
23 of the month for which the tenant withholds rent, as authorized under subd. 2.

24 (b) Subject to par. (a) 2., a tenant who retains possession of the rental unit after
25 the sale of the property is confirmed shall pay rent for the period during which the

1 tenant retains possession at the same rate that applied immediately before the
2 confirmation of the sale of the property.

3 (3) EXECUTION OF WRIT OF ASSISTANCE OR RESTITUTION. No writ of assistance or
4 writ of restitution for the removal of a tenant whose tenancy is terminated as a result
5 of a foreclosure judgment and sale may be executed before the end of the 2nd month
6 beginning after the month in which the sale of the property is confirmed, unless the
7 tenant has waived in writing the right under sub. (2) (a) 1. to retain possession of the
8 rental unit.

9 (4) EXCLUSION OF INFORMATION FROM THE CONSOLIDATED COURT AUTOMATION
10 PROGRAMS. No information in a civil action, including a writ of assistance, writ of
11 restitution, or entry of judgment of eviction, concerning the removal of a tenant from
12 residential rental property may be included in the consolidated court automation
13 programs that are accessible to the public through the circuit court public access Web
14 site if that removal is the result of a mortgage foreclosure of that residential rental
15 property.

16 *-1890/1.5* SECTION 840. 846.40 of the statutes is created to read:

17 **846.40 Regulation of foreclosure reconveyances. (1) DEFINITIONS.** In this
18 section:

19 (a) "Closing" means an in-person meeting to complete final documents incident
20 to the sale of real property or the creation of a mortgage on real property that is
21 conducted by a closing agent who is not employed by, an affiliate of, or employed by
22 an affiliate of, any foreclosure purchaser involved in the closing, and who does not
23 have a business or personal relationship with any foreclosure purchaser involved in
24 the closing other than the provision of real estate settlement services.

25 (b) "Foreclosed homeowner" means an owner of a residence in foreclosure.

1 (c) "Foreclosure purchaser" means a person that has acted as the acquirer in
2 a foreclosure reconveyance. "Foreclosure purchaser" also includes a person that has
3 acted in joint venture or joint enterprise with one or more acquirers in a foreclosure
4 reconveyance. "Foreclosure purchaser" does not include any of the following:

5 1. A natural person who shows that he or she is not in the business of
6 foreclosure purchasing and who has a prior personal relationship with the foreclosed
7 homeowner.

8 2. A federal or state chartered bank, savings bank, savings and loan
9 association, or credit union.

10 (d) "Foreclosure reconveyance" means a transaction involving all of the
11 following:

12 1. The transfer of title to real property by a foreclosed homeowner during a
13 foreclosure proceeding, either by a transfer of interest from the foreclosed
14 homeowner or by the creation of a mortgage or other lien or encumbrance during the
15 foreclosure process.

16 2. The subsequent conveyance, or promise of a subsequent conveyance, of an
17 interest back to the foreclosed homeowner by the acquirer or a person acting in
18 participation with the acquirer that allows the foreclosed homeowner to possess
19 either the residence in foreclosure or other real property, which interest includes an
20 interest in a land contract, purchase agreement, option to purchase, or lease.

21 (e) "Primary housing expenses" means the sum of payments for regular
22 principal, interest, rent, utilities, fire and casualty insurance, real estate taxes, and
23 association dues.

24 (f) "Resale" means a bona fide market sale of the property subject to the
25 foreclosure reconveyance by the foreclosure purchaser to an unaffiliated 3rd party.

1 (g) "Resale price" means the gross sale price of the property on resale.

2 (h) "Residence in foreclosure" means residential real property located in this
3 state that consists of one to 4 family dwelling units and with respect to which real
4 property there is a delinquency or default on any loan payment or debt secured by
5 or attached to the residential real property, including land contract payments. The
6 owner of the residential real property may, but is not required to, occupy the
7 residential real property as the owner's principal place of residence.

8 (2) CONTRACT REQUIREMENT; FORM AND LANGUAGE. A foreclosure purchaser that
9 enters into any foreclosure reconveyance shall do so by a written contract. Every
10 contract must be written in letters of not less than 12-point boldface type, both in
11 English and in the same language principally used by the foreclosure purchaser and
12 foreclosed homeowner to negotiate the sale of the residence in foreclosure if other
13 than English, and must be fully completed, signed, and dated by the foreclosed
14 homeowner and foreclosure purchaser before the execution of any instrument of
15 conveyance of the residence in foreclosure.

16 (3) CONTRACT TERMS. (a) Every contract required by sub. (2) must contain the
17 entire agreement of the parties and must include all of the following terms:

18 1. The name, business address, and telephone number of the foreclosure
19 purchaser.

20 2. The address of the residence in foreclosure.

21 3. The total consideration to be given by the foreclosure purchaser in connection
22 with or incident to the sale.

23 4. A complete description of the terms of payment or other consideration,
24 including any services of any nature that the foreclosure purchaser represents he or
25 she will perform for the foreclosed homeowner before or after the sale.

1 5. The time at which possession is to be transferred to the foreclosure
2 purchaser.

3 6. A complete description of the terms of any related agreement designed to
4 allow the foreclosed homeowner to remain in possession of the home, such as a rental
5 agreement, repurchase agreement, land contract, or lease with option to purchase.

6 7. The time for determining the fair market value of the property, as provided
7 under sub. (8) (b) 2. b.

8 8. A notice of cancellation as provided in sub. (5) (b).

9 9. Immediately above the statement required by sub. (5) (a), in not less than
10 14-point boldface type if the contract is printed or in capital letters if the contract
11 is typed, and completed with the name of the foreclosure purchaser, the following
12 notice:

13 **NOTICE REQUIRED BY WISCONSIN LAW**

14 Until your right to cancel this contract has ended, (Name of foreclosure
15 purchaser) or anyone working for (Name of foreclosure purchaser) CANNOT ask
16 you to sign or have you sign any deed or any other document.

17 (b) The contract required by this subsection survives delivery of any
18 instrument of conveyance of the residence in foreclosure and has no effect on persons
19 other than the parties to the contract.

20 **(4) CONTRACT CANCELLATION.** (a) In addition to any other right of rescission, the
21 foreclosed homeowner has the right to cancel any contract with a foreclosure
22 purchaser until midnight of the 5th business day following the day on which the
23 foreclosed homeowner signs a contract that complies with subs. (2) to (6) or until 8:00
24 a.m. on the last day of the period during which the foreclosed homeowner has a right
25 of redemption, whichever occurs first.

1 (b) Cancellation occurs when the foreclosed homeowner delivers to the
2 foreclosure purchaser, personally or by certified mail, a signed and dated written
3 notice of cancellation. The contract and notice of cancellation form under sub. (5) (b)
4 must contain a street or physical address to which notice of cancellation may be
5 mailed by certified mail or personally delivered. A post office box may be designated
6 for delivery by certified mail only if it is accompanied by a street or physical address
7 at which the notice may be personally delivered. If the notice of cancellation is
8 personally delivered, the foreclosure purchaser must provide a receipt to the
9 foreclosed homeowner. If cancellation is mailed by certified mail, delivery is effective
10 when the notice of cancellation is deposited in the U.S. mail. If cancellation is
11 personally delivered, delivery is effective when the notice of cancellation is handed
12 to the foreclosure purchaser.

13 (c) A notice of cancellation given by the foreclosed homeowner need not take the
14 particular form provided under sub. (5) (b).

15 (d) Within 10 days following receipt of a notice of cancellation given in
16 accordance with this subsection, the foreclosure purchaser shall return without
17 condition any original contract and any other documents signed by the foreclosed
18 homeowner.

19 **(5) NOTICE OF CANCELLATION.** (a) 1. The contract must contain conspicuously
20 and in immediate proximity to the space reserved for the foreclosed homeowner's
21 signature, in not less than 14-point boldface type if the contract is printed or in
22 capital letters if the contract is typed, the following statement: "You may cancel this
23 contract for the sale of your house without any penalty or obligation at any time
24 before (date and time of day). See the attached notice of cancellation form for an
25 explanation of this right."

1 2. The foreclosure purchaser shall accurately enter the date and time of day on
2 which the cancellation right ends.

3 (b) The contract must be accompanied by a completed form in duplicate,
4 captioned "NOTICE OF CANCELLATION" in 12-point boldface type if the contract is
5 printed or in capital letters if the contract is typed, followed by a space in which the
6 foreclosure purchaser shall enter the date on which the foreclosed homeowner
7 executes the contract. This form must be attached to the contract, must be easily
8 detachable, and must contain, in not less than 10-point type if the contract is printed
9 or in capital letters if the contract is typed, the following statement:

10 NOTICE OF CANCELLATION

11 (Enter date contract signed)

12 1. You may cancel this contract for the sale of your house, without any penalty
13 or obligation, at any time before (date and time of day).

14 2. To cancel this transaction, you may mail by certified mail or personally
15 deliver a signed and dated copy of this notice of cancellation to (name of purchaser)
16 at (street or physical address of purchaser's place of business) NOT LATER THAN
17 (date and time of day). If you personally deliver this notice of cancellation,
18 (name of purchaser) must give you a receipt.

19 3. I hereby cancel this transaction.

20 (Date)

21 (Seller's signature)

22 (c) The foreclosure purchaser shall provide the foreclosed homeowner with a
23 copy of the contract and the attached notice of cancellation form at the time the
24 contract is executed by all parties.

1 (d) The 5-day period under sub. (4) (a) during which the foreclosed homeowner
2 may cancel the contract does not begin to run until all parties to the contract have
3 executed the contract and the foreclosure purchaser has complied with this
4 subsection.

5 (6) WAIVER. Any waiver of the provisions of this section is void and
6 unenforceable as contrary to public policy, except that a foreclosed homeowner may
7 waive the 5-day right to cancel under sub. (4) (a) if the property is subject to a
8 foreclosure sale within the 5 business days and the foreclosed homeowner agrees to
9 waive his or her right to cancel in a handwritten statement signed by all parties
10 holding title to the foreclosed property.

11 (7) LIABILITY. Any provision in a contract entered into on or after the effective
12 date of this subsection [LRB inserts date], that attempts or purports to require
13 arbitration of any dispute arising under this section is void at the option of the
14 foreclosed homeowner.

15 (8) GENERAL PROHIBITIONS AND REQUIREMENTS. (a) A foreclosure purchaser may
16 not enter into, or attempt to enter into, a foreclosure reconveyance with a foreclosed
17 homeowner unless all of the following are satisfied:

18 1. The foreclosure purchaser verifies and can demonstrate that the foreclosed
19 homeowner has a reasonable ability to pay for the subsequent conveyance of an
20 interest back to the foreclosed homeowner. In the case of a lease with an option to
21 purchase, payment ability also includes the reasonable ability to make the lease
22 payments and purchase the property within the term of the option to purchase.
23 There is a rebuttable presumption that a foreclosed homeowner is reasonably able
24 to pay for the subsequent conveyance if the foreclosed homeowner's payments for
25 primary housing expenses and regular principal and interest payments on other

1 personal debt, on a monthly basis, do not exceed 60 percent of the foreclosed
2 homeowner's monthly gross income. There is a rebuttable presumption that the
3 foreclosure purchaser has not verified reasonable payment ability if the foreclosure
4 purchaser has not obtained documents other than a statement by the foreclosed
5 homeowner of assets, liabilities, and income.

6 2. The foreclosure purchaser and the foreclosed homeowner complete a closing
7 for any foreclosure reconveyance in which the foreclosure purchaser obtains a deed
8 or mortgage from a foreclosed homeowner.

9 3. The foreclosure purchaser obtains the written consent of the foreclosed
10 homeowner to a grant by the foreclosure purchaser of any interest in the property
11 during such times as the foreclosed homeowner maintains any interest in the
12 property.

13 (b) A foreclosure purchaser shall do either of the following:

14 1. Ensure that title to the subject dwelling has been reconveyed to the
15 foreclosed homeowner.

16 2. Make a payment to the foreclosed homeowner such that the foreclosed
17 homeowner has received consideration in an amount of at least 82 percent of the fair
18 market value of the property within 150 days after either the eviction of, or voluntary
19 relinquishment of possession of the dwelling by, the foreclosed homeowner. The
20 foreclosure purchaser shall make a detailed accounting of the basis for the payment
21 amount, or a detailed accounting of the reasons for failure to make a payment,
22 including providing written documentation of expenses, within this 150-day period.
23 The accounting shall be on a form prescribed by the attorney general, in consultation
24 with the secretary of agriculture, trade and consumer protection. For purposes of
25 this subdivision, all of the following apply:

1 a. There is a rebuttable presumption that an appraisal by a person licensed or
2 certified by an agency of the federal government or this state to appraise real estate
3 constitutes the fair market value of the property.

4 b. The time for determining the fair market value amount shall be specified in
5 the foreclosure reconveyance contract as either at the time of the execution of the
6 foreclosure reconveyance contract or at resale. If the contract states that the fair
7 market value shall be determined at the time of resale, the fair market value shall
8 be the resale price if it is sold within 120 days after the eviction of, or voluntary
9 relinquishment of the property by, the foreclosed homeowner. If the contract states
10 that the fair market value shall be determined at the time of resale, and the resale
11 is not completed within 120 days after the eviction of, or voluntary relinquishment
12 of the property by, the foreclosed homeowner, the fair market value shall be
13 determined by an appraisal conducted during this 120-day period and payment, if
14 required, shall be made to the foreclosed homeowner, but the fair market value shall
15 be recalculated as the resale price on resale and an additional payment amount, if
16 appropriate based on the resale price, shall be made to the foreclosed homeowner
17 within 15 days after resale, and a detailed accounting of the basis for the payment
18 amount, or a detailed accounting of the reasons for failure to make additional
19 payment, shall be made within 15 days after resale, including providing written
20 documentation of expenses. The accounting shall be on a form prescribed by the
21 attorney general, in consultation with the secretary of agriculture, trade and
22 consumer protection.

23 c. "Consideration" means any payment or thing of value provided to the
24 foreclosed homeowner, including unpaid rent or land contract payments owed by the
25 foreclosed homeowner prior to the date of eviction or voluntary relinquishment of the

1 property, reasonable costs paid to 3rd parties necessary to complete the foreclosure
2 reconveyance transaction, payment of money to satisfy a debt or legal obligation of
3 the foreclosed homeowner, the reasonable cost of repairs for damage to the dwelling
4 caused by the foreclosed homeowner, or a penalty imposed by a court for the filing
5 of a frivolous claim in an eviction action under sub. (9). "Consideration" does not
6 include amounts imputed as a down payment or fee to the foreclosure purchaser, or
7 a person acting in participation with the foreclosure purchaser, incident to a land
8 contract, lease, or option to purchase entered into as part of the foreclosure
9 reconveyance, except for reasonable costs paid to 3rd parties necessary to complete
10 the foreclosure reconveyance.

11 (c) A foreclosure purchaser may not enter into repurchase or lease terms as part
12 of the subsequent conveyance that are unfair or commercially unreasonable, or
13 engage in any other unfair conduct.

14 (d) A foreclosure purchaser may not represent, directly or indirectly, any of the
15 following:

16 1. That the foreclosure purchaser is acting as an advisor or consultant, or in any
17 other manner represent that the foreclosure purchaser is acting on behalf of the
18 foreclosed homeowner.

19 2. That the foreclosure purchaser has certification or licensure that the
20 foreclosure purchaser does not have, or that the foreclosure purchaser is not a
21 member of a licensed profession if that is untrue.

22 3. That the foreclosure purchaser is assisting the foreclosed homeowner to save
23 the house, or a substantially similar phrase.

1 4. That the foreclosure purchaser is assisting the foreclosed homeowner in
2 preventing a completed foreclosure if the result of the transaction is that the
3 foreclosed homeowner will not complete a redemption of the property.

4 (e) A foreclosure purchaser may not make any other statements, directly or by
5 implication, or engage in any other conduct that is false, deceptive, or misleading,
6 or that has the likelihood to cause confusion or misunderstanding, including
7 statements regarding the value of the residence in foreclosure, the amount of
8 proceeds the foreclosed homeowner will receive after a foreclosure sale, any contract
9 term, or the foreclosed homeowner's rights or obligations incident to or arising out
10 of the foreclosure reconveyance.

11 (f) Until the time during which the foreclosed homeowner may cancel the
12 transaction has fully elapsed, a foreclosure purchaser may not do any of the
13 following:

14 1. Accept from the foreclosed homeowner an execution of, or induce the
15 foreclosed homeowner to execute, any instrument of conveyance of any interest in the
16 residence in foreclosure.

17 2. Record or file with the register of deeds any document, including any
18 instrument of conveyance, signed by the foreclosed homeowner.

19 3. Transfer or encumber or purport to transfer or encumber any interest in the
20 residence in foreclosure to any 3rd party, provided no grant of any interest or
21 encumbrance is defeated or affected as against a bona fide purchaser or
22 encumbrance for value and without notice of a violation of this subdivision.
23 Knowledge on the part of any such person or entity that the property was residential
24 real property in foreclosure does not constitute notice of a violation of this

1 subdivision. This subdivision does not abrogate any duty of inquiry that exists as to
2 rights or interests of persons in possession of the residence in foreclosure.

3 4. Pay the foreclosed homeowner any consideration.

4 (g) If a foreclosure purchaser extends credit to, or arranges for credit to be
5 extended to, the foreclosed homeowner, the foreclosure purchaser or other person
6 with whom the foreclosure purchaser has arranged for the extension of credit shall
7 comply with all requirements specified in Regulation Z under the federal Truth in
8 Lending Act, 12 CFR 226, that apply to a creditor, as defined in 12 CFR 226.2 (a) (17)
9 (i), in a residential mortgage transaction, as defined in 12 CFR 226.2 (24), regardless
10 of whether the foreclosure purchaser or other person extending credit actually meets
11 the definition of a creditor under 12 CFR 226.2 (a) (17) (i).

12 **(9) STAY OF PROCEEDINGS IN EVICTION ACTIONS.** (a) A court hearing an eviction
13 action against a foreclosed homeowner shall stay the proceedings, without the
14 imposition of a bond, if a defendant makes a prima facie showing of all of the
15 following:

16 1. That any of the following applies to the defendant:

17 a. The defendant has commenced an action concerning a foreclosure
18 reconveyance with respect to the property that is the subject of the eviction action.

19 b. The defendant asserts, in connection with a foreclosure reconveyance, any
20 violation of this section or a claim or affirmative defense of fraud, false pretense, false
21 promise, misrepresentation, misleading statement, or deceptive practice.

22 2. That the defendant owned the foreclosed residence.

23 3. That the defendant conveyed title to the foreclosed residence to a 3rd party
24 upon a promise that the defendant would be allowed to occupy the foreclosed
25 residence or other real property in which the foreclosure purchaser or a person acting

1 in participation with the foreclosure purchaser has an interest and that the
2 foreclosed residence or other real property would be the subject of a foreclosure
3 reconveyance.

4 4. That since the conveyance to the 3rd party, the defendant has continuously
5 occupied the foreclosed residence or other real property in which the foreclosure
6 purchaser or a person acting in participation with the foreclosure purchaser has an
7 interest.

8 (b) For purposes of par. (a), notarized affidavits are acceptable means of proof
9 for meeting the defendant's burden of proof. A defendant may request, and upon a
10 showing of good cause the court may grant, up to an additional 2 weeks to produce
11 evidence to make the prima facie showing required under par. (a).

12 (c) The stay under this subsection shall remain in effect for 90 days if the
13 defendant has not yet commenced and does not commence, within 90 days from the
14 issuance of the stay, an action in connection with a foreclosure reconveyance
15 transaction. If the defendant has commenced, or commences within 90 days from the
16 issuance of the stay, an action in connection with a foreclosure reconveyance
17 transaction, the stay shall remain in effect until the court hearing the action related
18 to the foreclosure reconveyance renders a final decision in the matter.

19 **(10) ENFORCEMENT.** (a) A violation of this section shall be considered a fraud.

20 (b) A foreclosed homeowner against whom a violation of this section is
21 committed may bring an action for damages.

22 (c) A court may order punitive damages under s. 895.043 for a violation of this
23 section.

24 (d) 1. A foreclosure purchaser who violates this section by engaging in any
25 practice that would operate as a fraud or deceit upon a foreclosed homeowner may

1 be fined not more than \$50,000 or imprisoned for not more than one year in the
2 county jail or both.

3 2. In the absence of additional misconduct, a failure of the parties to complete
4 a foreclosure reconveyance transaction shall not subject a foreclosure purchaser to
5 the criminal penalties under subd. 1.

6 *-1890/1.6* SECTION 841. 846.45 of the statutes is created to read:

7 **846.45 Regulation of foreclosure consultants. (1) DEFINITIONS.** In this
8 section, unless the context requires otherwise:

9 (a) "Contract" means an agreement, or any term in an agreement, between a
10 foreclosure consultant and a foreclosed homeowner for the rendition of any service.

11 (b) "Foreclosed homeowner" has the meaning given in s. 846.40 (1) (b).

12 (c) 1. Except as provided in subd. 2., "foreclosure consultant" means a person
13 who, directly or indirectly, makes a solicitation, representation, or offer to a
14 foreclosed homeowner to perform for compensation, or who for compensation
15 performs, any service that the person in any manner represents will in any manner
16 do any of the following:

17 a. Stop or postpone the foreclosure sale.

18 b. Obtain any forbearance from a beneficiary or mortgagee.

19 c. Obtain a waiver of an acceleration clause contained in a promissory note or
20 contract secured by a mortgage on the residence in foreclosure or contained in the
21 mortgage.

22 d. Assist the foreclosed homeowner to obtain a loan or advance of funds.

23 e. Avoid or ameliorate the impairment of the foreclosed homeowner's credit
24 resulting from the recording of a lis pendens or the conduct of a foreclosure sale.

25 f. Save the residence in foreclosure from foreclosure.

- 1 2. "Foreclosure consultant" does not include any of the following:
- 2 a. A person licensed to practice law in this state when the person renders
- 3 service in the course of his or her practice as an attorney at law.
- 4 b. A person licensed as a real estate broker or salesperson under ch. 452 when
- 5 the person engages in acts for which licensure under that chapter is required, unless
- 6 the person is engaged in offering services designed to, or purportedly designed to,
- 7 enable the foreclosed homeowner to retain possession of the residence in foreclosure.
- 8 c. A person certified or licensed to practice as a certified public accountant
- 9 under ch. 442 when the person is acting in any capacity for which the person is
- 10 certified or licensed under that chapter.
- 11 d. A person, or the person's authorized agent, acting under the express
- 12 authority or written approval of the department of housing and urban development
- 13 or other department or agency of the United States or this state to provide services.
- 14 e. A person who holds or is owed an obligation secured by a lien on any residence
- 15 in foreclosure when the person performs services in connection with this obligation
- 16 or lien if the obligation or lien did not arise as the result of or as part of a proposed
- 17 foreclosure reconveyance.
- 18 f. A person or entity doing business under any law of this state, or of the United
- 19 States, relating to a financial institution, as defined in s. 214.01 (1) (jn), to a lender
- 20 licensed under s. 138.09, to an insurance company, or to a mortgagee that is a federal
- 21 department of housing and urban development approved mortgagee; a subsidiary or
- 22 affiliate of any of these persons or entities; or an agent or employee of any of these
- 23 persons or entities while engaged in the business of these persons or entities.
- 24 g. A person registered under s. 224.72 as a mortgage banker, loan originator,
- 25 or mortgage broker, when acting under the authority of that registration.

1 h. A judgment creditor of the foreclosed homeowner, to the extent that the
2 judgment creditor's claim accrued prior to the recording of the lis pendens in the
3 foreclosure action.

4 i. A foreclosure purchaser.

5 j. An adjustment service company licensed under s. 218.02, but only when
6 engaged in business unrelated to real estate.

7 (d) "Foreclosure purchaser" has the meaning given in s. 846.40 (1) (c).

8 (e) "Foreclosure reconveyance" has the meaning given in s. 846.40 (1) (d).

9 (f) "Person" means any individual, partnership, corporation, limited liability
10 company, association, or other group, however organized.

11 (g) "Residence in foreclosure" has the meaning given in s. 846.40 (1) (h).

12 (h) "Service" includes any of the following:

13 1. Debt, budget, or financial counseling of any type.

14 2. Receiving money for the purpose of distributing it to creditors in payment
15 or partial payment of any obligation secured by a lien on a residence in foreclosure.

16 3. Contacting creditors on behalf of a foreclosed homeowner.

17 4. Arranging or attempting to arrange for a delay or postponement of the time
18 of sale of the residence in foreclosure.

19 5. Advising the filing of any document, or assisting in any manner in the
20 preparation of any document for filing, with a bankruptcy court.

21 6. Giving any advice, explanation, or instruction to a foreclosed homeowner
22 that in any manner relates to curing a default in or reinstating an obligation secured
23 by a lien on the residence in foreclosure, the full satisfaction of that obligation, or the
24 postponement or avoidance of a sale of a residence in foreclosure, under a power of
25 sale contained in any mortgage.

1 **(2) CANCELLATION OF FORECLOSURE CONSULTANT CONTRACT.** (a) In addition to any
2 other right under law to rescind a contract, a foreclosed homeowner has the right to
3 cancel a contract until midnight of the 3rd business day after the day on which the
4 foreclosed homeowner signs a contract that complies with sub. (3).

5 (b) 1. Cancellation occurs when the foreclosed homeowner delivers, personally
6 or by certified mail, written notice of cancellation to the foreclosure consultant at the
7 foreclosure consultant's address specified in the contract.

8 2. If notice of cancellation is given by certified mail, cancellation is effective
9 when the notice is deposited in the U.S. mail, properly addressed with postage
10 prepaid. If notice of cancellation is personally delivered, the foreclosure consultant
11 must give the foreclosed homeowner a receipt. Cancellation, if personally delivered,
12 is effective when the foreclosed homeowner hands the notice to the foreclosure
13 consultant.

14 (c) Notice of cancellation given by the foreclosed homeowner need not take the
15 particular form provided with the contract under sub. (3) (e). However expressed,
16 notice is effective if it indicates the intention of the foreclosed homeowner not to be
17 bound by the contract.

18 **(3) CONTRACT.** (a) Every contract must be in writing and must fully disclose
19 the exact nature of the foreclosure consultant's services and the total amount and
20 terms of compensation.

21 (b) The following notice, printed in not less than 14-point boldface type and
22 completed with the name of the foreclosure consultant, must be printed immediately
23 above the statement required by par. (c):

24 NOTICE REQUIRED BY WISCONSIN LAW

1 (name of foreclosure consultant) or anyone working for him or her CANNOT
2 do any of the following:

3 1. Take any money from you or ask you for money until (name of foreclosure
4 consultant) has completely finished doing everything he or she said he or she would
5 do.

6 2. Ask you to sign or have you sign any lien, mortgage, or deed.

7 (c) The contract must be written both in English and in the same language as
8 principally used by the foreclosure consultant to describe his or her services or to
9 negotiate the contract if other than English, must be dated and signed by the
10 foreclosed homeowner, and must contain in immediate proximity to the space
11 reserved for the foreclosed homeowner's signature, in not less than 10-point boldface
12 type, the following statement: "You, the owner, may cancel this transaction at any
13 time prior to midnight of the 3rd business day after the date of this transaction. See
14 the attached notice of cancellation form for an explanation of this right."

15 (d) The notice of cancellation form under par. (e) must contain, and the contract
16 must contain on the first page, in a type size that is no smaller than that generally
17 used in the body of the document, both of the following:

18 1. The name and street or physical address of the foreclosure consultant to
19 which the notice of cancellation is to be mailed by certified mail or personally
20 delivered. A post office box does not constitute a physical address. A post office box
21 may be designated for delivery by certified mail only if it is accompanied by a street
22 or physical address at which the notice may be personally delivered.

23 2. The date the foreclosed homeowner signed the contract.

24 (e) The contract must be accompanied by a completed form in duplicate,
25 captioned "NOTICE OF CANCELLATION." This form must be attached to the contract,

1 must be easily detachable, and must contain, in not less than 10-point type and
2 written in the same language or languages as used in the contract, the following
3 statement:

4 NOTICE OF CANCELLATION

5 (Enter date of transaction)

6 1. You may cancel this transaction, without any penalty or obligation, within
7 3 business days from the above date.

8 2. To cancel this transaction, you may either mail by certified mail or personally
9 deliver a signed and dated copy of this notice of cancellation, or any other written
10 notice of cancellation, to (name of foreclosure consultant) at (street or physical
11 address of foreclosure consultant's place of business) NOT LATER THAN
12 MIDNIGHT OF (date). If you personally deliver a notice of cancellation, (name
13 of foreclosure consultant) must give you a receipt.

14 3. I hereby cancel this transaction.

15 (Date)

16 (Owner's signature)

17 (f) The foreclosure consultant shall provide the foreclosed homeowner with a
18 copy of the contract and the attached notice of cancellation immediately upon
19 execution of the contract.

20 (g) The 3 business days during which the foreclosed homeowner may cancel the
21 contract shall not begin to run until the foreclosure consultant has complied with this
22 subsection.

23 (4) VIOLATIONS. It is a violation of this section for a foreclosure consultant to
24 do any of the following:

1 (a) Claim, demand, charge, collect, or receive any compensation until after the
2 foreclosure consultant has fully performed each and every service the foreclosure
3 consultant contracted to perform or represented that he or she would perform.

4 (b) Claim, demand, charge, collect, or receive any fee, interest, or any other
5 compensation for any reason that exceeds 8 percent per year of the amount of any
6 loan that the foreclosure consultant may make to the foreclosed homeowner. Any
7 loan may not, as provided in par. (c), be secured by the residence in foreclosure or any
8 other real or personal property.

9 (c) Take a wage assignment, a lien of any type on real or personal property, or
10 any other security to secure the payment of compensation. Any security taken to
11 secure the payment of compensation is void and unenforceable.

12 (d) Receive any consideration from any 3rd party in connection with services
13 rendered to a foreclosed homeowner unless the consideration is first fully disclosed
14 to the foreclosed homeowner.

15 (e) Acquire any interest, directly or indirectly or by means of a subsidiary or
16 affiliate, in a residence in foreclosure from a foreclosed homeowner with whom the
17 foreclosure consultant has contracted.

18 (f) Except as otherwise provided by law, take any power of attorney from a
19 foreclosed homeowner for any purpose.

20 (g) Induce or attempt to induce any foreclosed homeowner to enter into a
21 contract that does not comply in all respects with subs. (2) and (3).

22 (h) Fail to give a receipt to a foreclosed homeowner if the foreclosed homeowner
23 personally delivers timely written notice of cancellation of a contract under sub. (2)

24 (b).

1 (5) WAIVER NOT ALLOWED. Any waiver by a foreclosed homeowner of this section
2 or of a foreclosed homeowner's rights under this section is void and unenforceable as
3 contrary to public policy. Any attempt by a foreclosure consultant to induce a
4 foreclosed homeowner to waive the foreclosed homeowner's rights is a violation of
5 this section.

6 (6) PENALTIES AND REMEDIES. (a) The department of agriculture, trade and
7 consumer protection may investigate violations of this section under ss. 93.14 and
8 93.15.

9 (b) Any person suffering a pecuniary loss because of a violation of this section
10 may commence an action against the violator. If the court determines that the person
11 suffered a pecuniary loss because of the violation, the court shall award the person
12 twice the amount of the pecuniary loss or \$200, whichever is greater, for each
13 violation, together with costs and, notwithstanding s. 814.04 (1), reasonable attorney
14 fees.

15 (c) The department of agriculture, trade and consumer protection may
16 commence an action to restrain a violation of this section. In addition to providing
17 any equitable relief, the court may award any person who suffered a pecuniary loss
18 because of the violation twice the amount of the pecuniary loss or \$200, whichever
19 is greater, for each violation.

20 (d) The department of agriculture, trade and consumer protection or the
21 district attorney may commence an action to recover a forfeiture of not less than \$100
22 nor more than \$10,000 for a violation of this section.

23 (e) Whoever violates this section may be fined not less than \$25 nor more than
24 \$10,000 or imprisoned for not more than one year in the county jail, or both.

1 **(7) CONTRACT PROVISION FOR ARBITRATION VOIDABLE.** Any provision in a contract
2 entered into on or after the effective date of this subsection [LRB inserts date],
3 that attempts or purports to require arbitration of any dispute arising under this
4 section is voidable at the option of the foreclosed homeowner.

5 **(8) STATUTORY CONFLICTS RELATED TO ADJUSTMENT SERVICE COMPANIES.** To the
6 extent that any provision of this section is inconsistent with s. 218.02 with respect
7 to a foreclosure consultant that is licensed under s. 218.02 and engages in
8 adjustment service company business related to real estate, the provisions of this
9 section shall supersede any conflicting provision of s. 218.02.

10 ***-1896/1.183* SECTION 842.** 943.62 (2m) of the statutes is amended to read:

11 943.62 **(2m)** This section does not apply to a savings and loan association,
12 credit union, bank, savings bank, or a mortgage banker, mortgage loan originator,
13 or mortgage broker ~~registered~~ licensed under s. 224.72 or 224.725.

14 ***-1638/7.1* SECTION 843.** 2007 Wisconsin Act 20, section 9201 (1c) (a) is
15 amended to read:

16 [2007 Wisconsin Act 20] Section 9201 (1c) (a) Notwithstanding sections 20.001
17 (3) (a) to (c) and 25.40 (3) of the statutes, but subject to paragraph (d), the secretary
18 of administration shall lapse to the general fund or transfer to the general fund from
19 the unencumbered balances of state operations appropriations to executive branch
20 state agencies, other than sum sufficient appropriations and appropriations of
21 federal revenues, an amount equal to \$200,000,000 during the 2007-09 fiscal
22 biennium ~~and \$200,000,000 during the 2009-11 fiscal biennium.~~ This paragraph
23 shall not apply to appropriations to the Board of Regents of the University of
24 Wisconsin System and to the technical college system board.

1 ***-1638/7.2*** SECTION 844. 2007 Wisconsin Act 20, section 9201 (1c) (b) is
2 amended to read:

3 [2007 Wisconsin Act 20] Section 9201 (1c) (b) Notwithstanding section 20.001
4 (3) (a) to (c) of the statutes, but subject to paragraph (d), the secretary of
5 administration shall lapse to the general fund or transfer to the general fund from
6 the unencumbered balances of appropriations to the Board of Regents of the
7 University of Wisconsin System, other than sum sufficient appropriations and
8 appropriations of federal revenues, an amount equal to \$25,000,000 during the
9 2007-09 fiscal biennium and ~~\$25,000,000 during the 2009-11 fiscal biennium~~ from
10 moneys allocated for University of Wisconsin System and campus administration.

11 ***-1638/7.3*** SECTION 845. 2007 Wisconsin Act 20, section 9201 (1c) (c) is
12 amended to read:

13 [2007 Wisconsin Act 20] Section 9201 (1c) (c) Notwithstanding section 20.001
14 (3) (a) to (c) of the statutes, but subject to paragraph (d), the secretary of
15 administration shall lapse to the general fund or transfer to the general fund from
16 the unencumbered balances of appropriations to the technical college system board,
17 other than sum sufficient appropriations and appropriations of federal revenues, an
18 amount equal to \$1,000,000 during the 2007-09 fiscal biennium and ~~\$1,000,000~~
19 ~~during the 2009-11 fiscal biennium~~.

20 **SECTION 9110. Nonstatutory provisions; Commerce.**

21 ***-1885/P2.9110*** (1) TENANT RESOURCE CENTER GRANT. In fiscal year 2008-09,
22 the department of commerce shall award to the Tenant Resource Center in Madison
23 from the appropriation under section 20.143 (2) (b) of the statutes, as affected by this
24 act, a grant not to exceed \$200,000, for providing foreclosure education and
25 assistance to tenants throughout the state.

1 ***-1888/P1.9110*** (2) WISCONSIN REGIONAL TRAINING PARTNERSHIP/BUILDING
2 INDUSTRY GROUP SKILLED TRADES EMPLOYMENT PROGRAM. In fiscal year 2008-09, from
3 the appropriation account under section 20.143 (1) (c) of the statutes, as affected by
4 this act, the department of commerce shall award \$1,000,000 in grant moneys to
5 expand the Wisconsin Regional Training Partnership/Building Industry Group
6 Skilled Trades Employment Program if, as a condition of receiving the award, the
7 Wisconsin Regional Training Partnership/Building Industry Group Skilled Trades
8 Employment Program enters into a contract with the department that specifies
9 permissible uses of the grant moneys and that requires the Wisconsin Regional
10 Training Partnership/Building Industry Group Skilled Trades Employment
11 Program to comply with the reporting and accountability measures established by
12 the department by rule under section 560.01 (2) (ae) 3., 6., and 7. of the statutes.

13 (3) GRANTS TO ORGANIZATIONS IN SPECIFIC BUILDING TRADES FOR GREEN JOB TRAINING
14 AND RETRAINING.

15 (a) *Grants.* Subject to paragraph (b), in fiscal year 2008-09, from the
16 appropriation account under section 20.143 (1) (c) of the statutes, as affected by this
17 act, the department of commerce shall distribute all of the following grants:

18 1. Painters and Allied Trades, District Council 7; Leadership in Energy and
19 Efficiency Design certification. A grant of \$150,000 to Painters and Allied Trades,
20 District Council 7, to train workers in the construction industry on the Leadership
21 in Energy and Efficiency Design certification process so that the workers will
22 understand green building practices, principles, and certification requirements and
23 be qualified to bid on green building projects.

24 2. Painters and Allied Trades, District Council 7; National Association of
25 Corrosion Engineers, International, and the Society for Protective Coatings

SECTION 9110

1 certification. A grant of \$175,000 to Painters and Allied Trades, District Council 7,
2 to certify individuals to provide instruction to workers in the construction industry
3 on standards established by the National Association of Corrosion Engineers,
4 International, and by the Society for Protective Coatings so that workers are trained
5 for remediation services such as lead paint abatement on bridges and overpasses.

6 3. Wisconsin State Council of Carpenters; alternative energy systems
7 installation. A grant of \$175,000 to the Wisconsin State Council of Carpenters to
8 train carpenters in the installation of windmills and other alternative energy
9 systems.

10 4. Wisconsin State Council of Carpenters; sustainable green building practices.
11 A grant of \$72,000 to the Wisconsin State Council of Carpenters to train carpenters
12 in sustainable green building practices.

13 5. Wisconsin Pipe Trades Association, Local 75; mobile worker training facility.
14 A grant of \$248,000 to the Wisconsin Pipe Trades Association, Local 75, to build,
15 using green building practices, a mobile training facility to be used in connection
16 with training programs for workers in the pipe trades. Training programs shall be
17 provided across the state and on new building codes, environmentally sound
18 construction practices, and new initiatives for green construction.

19 6. Wisconsin Laborers' District Council. A grant of \$265,000 to the Wisconsin
20 Laborers' District Council. The grant moneys awarded under this subdivision shall
21 be used as follows:

22 a. A grant of \$132,000 to provide safety instruction under guidelines
23 established by the occupational safety and health administration in the federal
24 department of labor to new workers hired to meet labor demand for incoming federal
25 stimulus or other projects.

1 b. A grant of \$80,000 to provide training to workers on proper handling of
2 hazardous wastes while conducting site reclamation on brownfields.

3 c. A grant of \$53,000 to provide training on proper methods for removing
4 asbestos to workers hired to meet labor demands for incoming federal stimulus or
5 other projects.

6 7. Wisconsin Operating Engineers; geothermal energy and wind energy
7 technologies. A grant of \$275,000 to the Wisconsin Operating Engineers to train
8 workers in the construction of geothermal energy and wind energy systems.

9 8. International Brotherhood of Electrical Workers; solar electricity
10 installation. A grant of \$210,000 to the International Brotherhood of Electrical
11 Workers to purchase equipment for three laboratories to be established in the state
12 for training workers in the installation of solar electricity systems.

13 9. International Brotherhood of Electrical Workers; solar electricity
14 installation. A grant of \$60,000 to the International Brotherhood of Electrical
15 Workers for instructor training and start-up costs in connection with the
16 laboratories described in subdivision 8.

17 (b) *Conditions for receiving a grant.* The department of commerce may not
18 award a grant to an organization under this subsection unless the organization, as
19 a condition of receiving the grant moneys, enters into a contract with the department
20 that specifies permissible uses of the grant moneys and that requires the
21 organization to comply with the reporting and accountability measures established
22 by the department by rule under section 560.01 (2) (ae) 3., 6., and 7. of the statutes.

23 *-1942/P1.9110* (4) DEVELOPMENT ZONE TAX BENEFIT CONSOLIDATION;
24 EMERGENCY RULES. The department of commerce may use the procedure under
25 section 227.24 of the statutes to promulgate rules under section 560.706 (2) of the

1 statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the
2 statutes, emergency rules promulgated under this subsection remain in effect until
3 July 1, 2010, or the date on which permanent rules take effect, whichever is sooner.
4 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not
5 required to provide evidence that promulgating a rule under this subsection as an
6 emergency rule is necessary for the preservation of the public peace, health, safety,
7 or welfare and is not required to provide a finding of emergency for a rule
8 promulgated under this subsection.

9 (5) DEVELOPMENT ZONE TAX BENEFIT CONSOLIDATION; ECONOMIC IMPACT REPORT.
10 Notwithstanding sections 227.137 (2) and 227.138 (2) of the statutes, if the secretary
11 of administration requires the department of commerce to prepare an economic
12 impact report for the rules required under section 560.706 (2) of the statutes, as
13 created by this act, the department may submit the proposed rules to the legislature
14 for review under section 227.19 (2) of the statutes before the department completes
15 the economic impact report and before the department receives a copy of the report
16 and approval under section 227.138 (2) of the statutes.

17 ***-1896/1.9117* SECTION 9117. Nonstatutory provisions; Financial**
18 **Institutions.**

19 (1) MORTGAGE LOAN ORIGINATORS, MORTGAGE BROKERS, AND MORTGAGE BANKERS.

20 (a) In this subsection, "division" means the division of banking in the
21 department of financial institutions.

22 (b) Notwithstanding any other provision of subchapter III of chapter 224 of the
23 statutes, as affected by this act, the division shall, by rule, institute any system of
24 initial license issuance or license renewal that it deems advisable for the purpose of
25 implementing an orderly and efficient transition from the registration system under

1 subchapter III of chapter 224, 2007 stats., to the license system under subchapter III
2 of chapter 224 of the statutes, as affected by this act. A transition system adopted
3 under this paragraph may include the requirement that registrants under section
4 224.72, 2007 stats., apply for a license under section 224.72 of the statutes, as
5 affected by this act, or under section 224.725 of the statutes, as created by this act,
6 and pay any applicable fees, before the scheduled expiration of the registration
7 period under section 224.72, 2007 stats. A transition system adopted under this
8 paragraph may also provide for the initial issuance of licenses under section 224.72
9 of the statutes, as affected by this act, and under section 224.725 of the statutes, as
10 created by this act, that are valid for an initial period that is greater or less than the
11 ordinary valid period of such licenses. If a transition system adopted under this
12 paragraph results in a shorter registration or license period than that which would
13 ordinarily be applicable, the division shall prorate or rebate fees corresponding to the
14 unused or unexpired portion of the ordinarily applicable registration or license
15 period. For previously registered or licensed individuals the division may establish
16 under the transition system expedited review and licensing procedures.

17 (c) The division shall submit in proposed form the rules required under
18 paragraph (b) to the legislative council staff under section 227.15 (1) of the statutes
19 no later than 60 days after the effective date of this paragraph.

20 (d) Using the emergency rules procedure under section 227.24 of the statutes,
21 the division shall promulgate the rules required under paragraph (b) for the period
22 before the effective date of the rules submitted under paragraph (c). The division
23 shall promulgate these emergency rules no later than 60 days after the effective date
24 of this paragraph. Notwithstanding section 227.24 (1) (c) and (2) of the statutes,
25 these emergency rules may remain in effect until July 1, 2011, or the date on which

1 permanent rules take effect, whichever is sooner. Notwithstanding section 227.24
2 (1) (a) and (3) of the statutes, the division is not required to provide evidence that
3 promulgating a rule under this paragraph as an emergency rule is necessary for the
4 preservation of the public peace, health, safety, or welfare and is not required to
5 provide a finding of emergency for a rule promulgated under this paragraph.

6 **SECTION 9122. Nonstatutory provisions; Health Services.**

7 ***-1152/P8.9122*** (1) HOSPITAL ASSESSMENT.

8 (a) *Assessment payment deadlines.* Notwithstanding section 50.38 (4) of the
9 statutes, as created by this act, hospitals shall pay the assessment for state fiscal
10 year 2008-09 that is required under section 50.38 (2) of the statutes, as created by
11 this act, in 2 equal amounts. Hospitals shall make the first payment by March 31,
12 2009, or 10 days after the effective date of this paragraph, whichever is later.
13 Hospitals shall make the 2nd payment by June 30, 2009. At the discretion of the
14 department of health services, a hospital that is unable timely to make a payment
15 by a date specified under this paragraph may be allowed to make a delayed payment.
16 A determination by the department that a hospital may not make a delayed payment
17 under this paragraph is final and is not subject to review under chapter 227 of the
18 statutes.

19 (b) *Medical Assistance fee-for-service schedule used as basis for managed care*
20 *reimbursement.* The department of health services shall present the inpatient and
21 outpatient hospital diagnosis related groupings rate schedule established by the
22 department for state fiscal year 2007-08 to health maintenance organizations and
23 hospitals as the applicable schedule for reimbursement rates under agreements
24 between health maintenance organizations and hospitals that reference the
25 fee-for-service schedule to establish the rates that health maintenance

1 organizations shall reimburse hospitals for services provided to recipients of the
2 Medical Assistance Program under subchapter IV of chapter 49 of the statutes in
3 state fiscal year 2008-09.

4 (c) *Reconciliation of 2008-09 expenses.*

5 1. Notwithstanding the deadline under section 50.38 (6) (b) of the statutes, as
6 created by this act, for state fiscal year 2008-09, the department shall make the
7 refunds required under section 50.38 (6) (b), by December 31, 2009.

8 2. Notwithstanding section 20.001 (3) (a) of the statutes, the unencumbered
9 balance in the appropriation under section 20.435 (4) (xc) of the statutes does not
10 revert to the hospital assessment fund at the end of state fiscal year 2008-09; and
11 the department of health services may expend in state fiscal year 2009-10 this
12 amount in addition to the amounts in the schedule under section 20.005 (3) of the
13 statutes for the appropriation under section 20.435 (4) (xc) of the statutes for state
14 fiscal year 2009-10.

15 (d) *Independent rural hospital supplement.* In state fiscal year 2008-09, from
16 the appropriation account under section 20.435 (4) (b) and (o) of the statutes, the
17 department of health services shall pay independent, rural, hospitals that are in
18 counties that border another state and that are not critical access hospitals one of the
19 following amounts:

20 1. If the percentage of the hospital's gross patient revenue that is attributable
21 to the Medical Assistance Program under subchapter IV of chapter 49 of the statutes
22 is less than 7 percent, \$250,000.

23 2. If the percentage of the hospital's gross patient revenue that is attributable
24 to the Medical Assistance Program under subchapter IV of chapter 49 of the statutes
25 is equal to or greater than 7 percent, \$500,000.

1 (e) *Budgeting practices.* This act does not affect any requirements under
 2 section 16.46 of the statutes. The departments of administration and health services
 3 shall review, reestimate, and request general purpose revenue for hospital payments
 4 under the Medical Assistance Program under subchapter IV of chapter 49 of the
 5 statutes as needed.

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6 ***-1857/2.9131* SECTION 9131. Nonstatutory provisions; Legislature.**

7 (1) REQUIRED GENERAL FUND STRUCTURAL BALANCE. Section 20.003 (4) (fv) and
 8 (4m) of the statutes shall not apply to the 2008-09 fiscal year.

9 ***-2008/P1.9150* SECTION 9150. Nonstatutory provisions;**
 10 **Transportation.**

PROJECTS ADVANCED BY CERTAIN

11 (1) ~~REPORT RELATED TO~~ FEDERAL ECONOMIC STIMULUS FUNDS.

12 (a) *Definitions.* In this subsection

13 1. "Federal economic stimulus bill" means federal legislation enacted during
 14 the 111th Congress, for the purpose of reviving the economy of the United States, that
 15 provides federal moneys to this state, including moneys intended to be used for
 16 transportation purposes.

17 2. "Federal economic stimulus funds" means federal moneys received or
 18 expected to be received by the state, pursuant to federal legislation enacted during
 19 the 111th Congress, for the purpose of reviving the economy of the United States,
 20 which moneys are intended to be used for transportation purposes.

21 (b) *Review of allocation plan for expenditure of federal economic stimulus funds.*

22 The department of transportation shall, for all federal economic stimulus funds in
 23 excess of \$300,000,000, submit to the joint committee on finance an allocation plan
 24 for expenditure of these federal economic stimulus funds. The department shall
 25 submit the plan as soon as possible after the plan is ready. After receiving the plan,

beginning on the effective date of this ^{paragraph} ~~subsection~~ and
 ending on June 30, 2011

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1 the cochairpersons of the joint committee on finance jointly shall determine whether
 2 the plan is complete. If the joint committee on finance meets and either approves or
 3 modifies and approves the plan within 14 days after the cochairpersons determine
 4 that the plan is complete, the department of transportation may implement the plan
 5 as approved by the committee. If the joint committee on finance does not meet and
 6 either approve or modify and approve the plan within 14 days after the
 7 cochairpersons determine that the plan is complete, the department of
 8 transportation may implement the proposed plan.

9 (b) (c) Projects advanced by federal economic stimulus funds.

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10 1. Except as provided in subdivision 2., the department of transportation may
 11 encumber or expend the first \$300,000,000 of federal economic stimulus funds only
 12 for one or more of the projects identified in paragraph (d).

13 2. If the department encumbered state funds or federal funds other than
 14 federal economic stimulus funds for any project identified in paragraph (d) before
 15 receiving the first \$300,000,000 of federal economic stimulus funds, the department
 16 may substitute a different project for that project in the list under paragraph (d).

17 (c) (d) List of projects. The department of transportation may encumber or expend
 18 the first \$300,000,000 of federal economic stimulus funds for the following projects:

- 19 1. The Sun Prairie bypass project on USH 151 in Dane County.
- 20 2. The Madison-Milwaukee Road project on I 94 in Dane County.
- 21 3. The Madison-Janesville Road project on I 39 in Dane County.
- 22 4. The Madison-Janesville Road project on I 90 in Dane County.
- 23 5. The Maple Street village of Palmyra project on STH 59 in Jefferson County.
- 24 6. The Whitewater-Palmyra Road project on STH 59 in Jefferson County.
- 25 7. The LaCrosse-West Salem/Monegan project on STH 16 in La Crosse County.

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- 1 8. The Footville-Janesville bypass project on STH 11 in Rock County.
- 2 9. The Lake Delton-I 90 Road project on USH 12 in Sauk County.
- 3 10. The Viroqua-LaFarge project on STH 82 in Vernon County.
- 4 11. The USH 12 project on USH 12 in Walworth County.
- 5 12. The Rock Freeway project on I 43 in Walworth County.
- 6 13. The Kewaskum-Eden project on USH 45 in Washington County.
- 7 14. The Meadow Lane Bridge and approach project on a town road in
- 8 Manitowoc County.
- 9 15. The Suamico-Abrams project on USH 41 in Oconto County.
- 10 16. The Kewaskum-Eden project on USH 45 in Fond du Lac County.
- 11 17. The Mishicot-I 43 project on STH 147 in Manitowoc County.
- 12 18. The Lily-Forest County line project on STH 52 in Langlade County.
- 13 19. The Merrill-Tomahawk project on USH 51 in Lincoln County.
- 14 20. The Mosinee-USH 45 project on STH 153 in Marathon County.
- 15 21. The Eagle River-Land O Lakes project on USH 45 in Vilas County.
- 16 22. The Fulton Street and Hillcrest Drive intersection project on STH 49 in
- 17 Waupaca County.
- 18 23. The Winchester-New London project on USH 45 in Waupaca County.
- 19 24. The Pittsville-Marshfield project on STH 13 in Wood County.
- 20 25. The Pittsville-Neillsville project on STH 73 in Wood County.
- 21 26. The Odanah-Saxon project on USH 2 in Ashland County.
- 22 27. The Siren-Spooner project on STH 70 in Burnett County.
- 23 28. The New Richmond-Bloomer Road project on STH 64 in Dunn County.
- 24 29. The Menomonie-Wheeler Road project on STH 25 in Dunn County.
- 25 30. The August-Fairchild Road project on USH 12 in Eau Claire County.

- 1 31. The St. Croix Falls-Turtle Lake project on USH 8 in Polk County.
- 2 32. The Ghost Lake-Clam Lake Road project on STH 77 in Sawyer County.
- 3 33. The New Richmond-Connorsville project on STH 64 in St. Croix County.
- 4 34. The North-South Freeway-"CTH" G interchange project on I 94 in Racine
5 County.
- 6 35. The North-South Freeway-"CTH" E interchange project on I 94 in Kenosha
7 County.
- 8 36. The North-South Freeway-STH 158 interchange project on I 94 in
9 Kenosha County.
- 10 37. The North-South Freeway-"CTH" C interchange project on I 94 in Kenosha
11 County.
- 12 38. The Port Washington-Manitowoc project on I 43 in Sheboygan County.
- 13 39. The Manitowoc-Green Bay project on I 43 in Manitowoc County.
- 14 40. The Milwaukee-Green Bay Road project on I 43 in Sheboygan County.
- 15 41. The Witzel Avenue overpass project on USH 41 in Winnebago County.
- 16 42. The Lake Butte des Morts Causeway project on USH 41 in Winnebago
17 County.
- 18 43. The Fountain Avenue-Snell Road overpass project on USH 41 in
19 Winnebago County.
- 20 44. The USH 45 and Fernau Avenue-Snell Road project on USH 41 in
21 Winnebago County.
- 22 45. The Stevens Point-Wausau project on I 39 in Marathon County.
- 23 46. The Green Bay-Suamico project on USH 41 in Brown County.
- 24 *-1940/2.9152* **SECTION 9152. Nonstatutory provisions; University of**
25 **Wisconsin Hospitals and Clinics Authority.**

1 (1) PAYMENT TO STATE. No later than June 30, 2009, the University of Wisconsin
 2 Hospitals and Clinics Authority shall pay to the state, for deposit in the general fund,
 3 an amount equal to \$49,000,000.

4 ***-1638/7.9201* SECTION 9201. Fiscal changes; Administration.**

5 (1) LAPSE OR TRANSFER OF UNENCUMBERED MONEYS IN APPROPRIATION ACCOUNTS
 6 AND FUNDS.

7 (a) In this subsection, "state agency" has the meaning given in section 20.001
 8 (1) of the statutes, but does not include the investment board or the department of
 9 employee trust funds.

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10 (b) Notwithstanding section 20.001 (3) (a) to (c) and 25.40 (3) of the statutes,
 11 but subject to paragraph (c), the secretary of administration shall lapse or transfer
 12 to the general fund from the unencumbered balances of appropriations to state
 13 agencies, other than appropriations of federal revenues, and from unappropriated
 14 moneys in state funds an amount equal to \$125,000,000 before July 1, 2011. The
 15 secretary may reestimate appropriation amounts of sum sufficient appropriations to
 16 achieve the required lapse or transfer. The amounts lapsed or transferred under this
 17 paragraph shall be in addition to the amounts lapsed or transferred under 2007
 18 Wisconsin Act 20, section 9201 (1c) (a) to (c).

19 (c) 1. The secretary of administration may not lapse or transfer moneys under
 20 paragraph (b) if the lapse or transfer would violate a condition imposed by the federal
 21 government on the expenditure of the moneys or if the lapse or transfer would violate
 22 the federal or state constitution.

23 2. The secretary of administration may not lapse or transfer moneys under
 24 paragraph (b) from an appropriation to the department of transportation under

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1 section 20.395 (3) (bq), (cq), and (cr) of the statutes, other than moneys for
2 department operations and services engaged under section 84.01 (13) of the statutes.

3 ***-1902/2.9208* SECTION 9208. Fiscal changes; Children and Families.**

4 (1) TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAMS. In the schedule
5 under section 20.005 (3) of the statutes for the appropriation to the department of
6 children and families under section 20.437 (2) (dz) of the statutes, as affected by the
7 acts of 2009, the dollar amount is decreased by \$22,529,000 for the second fiscal year
8 of the fiscal biennium in which this subsection takes effect for the purposes for which
9 the appropriation is made.

10 (2) FEDERAL BLOCK GRANT AIDS. In the schedule under section 20.005 (3) of the
11 statutes for the appropriation to the department of children and families under
12 section 20.437 (2) (md) of the statutes, as affected by the acts of 2009, the dollar
13 amount is increased by \$47,175,000 for the second fiscal year of the fiscal biennium
14 in which this subsection takes effect for the purposes for which the appropriation is
15 made.

16 **SECTION 9210. Fiscal changes; Commerce.**

17 ***-1885/P2.9210*** (1) HOUSING GRANTS AND LOANS; GENERAL PURPOSE REVENUE.
18 In the schedule under section 20.005 (3) of the statutes for the appropriation to the
19 Department of Commerce under section 20.143 (2) (b) of the statutes, as affected by
20 the acts of 2009, the dollar amount is increased by \$200,000 for the second fiscal year
21 of the fiscal biennium in which this subsection takes effect to fund the grant under
22 2009 Wisconsin Act (this act), ^{CS} section 9110 (1) of this act

23 ***-1888/P1.9210*** (2) WISCONSIN REGIONAL TRAINING PARTNERSHIP/BUILDING
24 INDUSTRY GROUP SKILLED TRADES EMPLOYMENT PROGRAM. In the schedule under section
25 20.005 (3) of the statutes for the appropriation to the department of commerce under

1 section 20.143 (1) (c) of the statutes, as affected by the acts of 2009, the dollar amount
2 is increased by \$1,000,000 for the second fiscal year of the fiscal biennium in which
3 this subsection takes effect for the purpose of expanding the Wisconsin Regional
4 Training Partnership/Building Industry Group Skilled Trades Employment
5 Program.

6 (3) GRANTS TO ORGANIZATIONS IN SPECIFIC BUILDING TRADES FOR GREEN JOB TRAINING
7 AND RETRAINING. In the schedule under section 20.005 (3) of the statutes for the
8 appropriation to the department of commerce under section 20.143 (1) (c) of the
9 statutes, as affected by the acts of 2009, the dollar amount is increased by \$1,630,000
10 for the second fiscal year of the fiscal biennium in which this subsection takes effect
11 for the purpose of providing training and retraining for green jobs in specific building
12 trades.

13 **SECTION 9222. Fiscal changes; Health Services.**

14 ***-1152/P8.9222*** (1) MEDICAL ASSISTANCE TRUST FUND. In the schedule under
15 section 20.005 (3) of the statutes for the appropriation to the department of health
16 services under section 20.435 (4) (w) of the statutes, as affected by the acts of 2009,
17 the dollar amount is increased by \$79,206,800 for the second fiscal year of the fiscal
18 biennium in which this subsection takes effect for the purpose for which the
19 appropriation is made.

20 (2) MEDICAL ASSISTANCE GENERAL PURPOSE REVENUE APPROPRIATION DECREASE. In
21 the schedule under section 20.005 (3) of the statutes for the appropriation to the
22 department of health services under section 20.435 (4) (b) of the statutes, as affected
23 by the acts of 2009, the dollar amount is decreased by \$78,456,800 for the second
24 fiscal year of the fiscal biennium in which this subsection takes effect for the
25 purposes for which the appropriation is made.

1 ***-1937/1.9222*** (3) MEDICAL ASSISTANCE GENERAL PURPOSE REVENUE
2 APPROPRIATION INCREASE. In the schedule under section 20.005 (3) of the statutes for
3 the appropriation to the department of health services under section 20.435 (4) (b)
4 of the statutes, as affected by the acts of 2009, the dollar amount is increased by
5 \$50,000,000 for the second fiscal year of the fiscal biennium in which this subsection
6 takes effect for the purposes for which the appropriation is made.

7 ***-1878/2.9248*** SECTION 9248. **Fiscal changes; Technical College**
8 **System.**

9 (1) TRAINING PROGRAM GRANTS. In the schedule under section 20.005 (3) of the
10 statutes for the appropriation to the technical college system under section 20.292
11 (1) (eh) of the statutes, as affected by the acts of 2009, the dollar amount is increased
12 by \$1,000,000 for the 2008-09 fiscal year to increase funding for the purpose for
13 which the appropriation is made.

14 ***-1949/P1.9310*** SECTION 9310. **Initial applicability; Commerce.**

15 (1) EARLY STAGE SEED INVESTMENT CREDIT. The treatment of section 560.205 (1)
16 (f) and (g), (2), and (3) (e) of the statutes first apply to taxable years beginning on
17 January 1, 2009.

18 ***-1152/P8.9322*** SECTION 9322. **Initial applicability; Health Services.**

19 (1) MEDICAL ASSISTANCE FEE-FOR-SERVICE HOSPITAL RATE INCREASES. Payments
20 under section 49.45 (3) (e) 11. of the statutes, as created by this act, for inpatient and
21 outpatient hospital services that are reimbursed on a fee-for-service basis first
22 apply to services provided on July 1, 2008.

23 ***-1899/P3.9325*** SECTION 9325. **Initial applicability; Housing and**
24 **Economic Development Authority.**

1 (1) BONDS FOR QUALIFIED SUBPRIME LOAN REFINANCING. The treatment of section
2 234.60 (1) of the statutes first applies to bonds issued after the effective date of this
3 subsection.

*and (23) (a) (intro.) 1. 2. 3.
and 3. and (b)*

4 **SECTION 9343. Initial applicability; Revenue.**

5 (1) COMBINED REPORTING. The treatment of sections 71.01 (1b), (1n), (5n), (5p),
6 (7v), and (10g), 71.04 (7) (d), (dj), and (dk), 71.05 (6) (a) 24. and (b) 46., 71.07 (2dr)
7 (a), 71.10 (1) and (1m), 71.22 (1g), (1r), (1t), (3g), (3h), (3m), (6d), and (9g), 71.25
8 (intro.), (5) (b) 1. and 2., and (9) (d), (dj), and (dk), 71.255, 71.26 (2) (a) 7. and 9. and
9 (3) (x), 71.28 (4) (ad) 1., 2., and 3. and (am) 1., 71.30 (2) and (2m), 71.34 (1c), (1d), (1h),
10 and (1k) (j) and (L), 71.42 (1sg), (1sh), (1t), and (3c), 71.43 (2), 71.45 (2) (a) 16. and
11 18., 71.47 (4) (ad) 1., 2., and 3. and (am), and 71.80 (1) (b) and (1m) of the statutes,
12 the renumbering of sections 71.04 (8) (a) and 71.25 (10) (a) of the statutes, and the
13 creation of sections 71.04 (8) (a) 2. and 71.25 (10) (a) 2. of the statutes first apply to
14 taxable years beginning on January 1, 2009, except that if this subsection takes

15 effect after May 1, 2009, the treatment of sections 71.01 (1b), (1n), (5n), (5p), (7v), and
16 (10g), 71.04 (7) (d), (dj), and (dk), 71.05 (6) (a) 24. and (b) 46., 71.07 (2dr) (a), 71.10
17 (1) and (1m), 71.22 (1g), (1r), (1t), (3g), (3h), (3m), (6d), and (9g), 71.25 (intro.), (5) (b)
18 1. and 2., and (9) (d), (dj), and (dk), 71.255, 71.26 (2) (a) 7. and 9. and (3) (x), 71.28
19 (4) (ad) 1., 2., and 3. and (am) 1., 71.30 (2) and (2m), 71.34 (1c), (1d), (1h), and (1k)
20 (j) and (L), 71.42 (1sg), (1sh), (1t), and (3c), 71.43 (2), 71.45 (2) (a) 16. and 18., 71.47
21 (4) (ad) 1., 2., and 3. and (am), and 71.80 (1) (b) and (1m) of the statutes, the
22 renumbering of sections 71.04 (8) (a) and 71.25 (10) (a) of the statutes, and the
23 creation of sections 71.04 (8) (a) 2. and 71.25 (10) (a) 2. of the statutes first apply to
24 taxable years beginning on January 1, 2010.

25 ***-1890/1.9357* SECTION 9357. Initial applicability; Other.**

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1 (1) FORECLOSURE RECONVEYANCES. The treatment of sections 227.01 (13) (rm)
2 and 846.40 of the statutes, the renumbering of section 799.40 (4) of the statutes, and
3 the creation of section 799.40 (4) (b) of the statutes first apply to foreclosure
4 reconveyances that are entered into on the effective date of this subsection.

5 (2) FORECLOSURE CONSULTANTS. The treatment of section 846.45 of the statutes
6 first applies to agreements or transactions between foreclosure consultants and
7 owners of residential real property that are entered into on the effective date of this
8 subsection.

9 ***-1894/1.9157*** (3) TENANT PROTECTIONS. The treatment of sections 704.35 (3)
10 and 846.35 of the statutes first applies to foreclosure actions that are commenced on
11 the effective date of this subsection.

12 (4) RENTAL AGREEMENTS. The treatment of section 704.35 (2) of the statutes first
13 applies to rental agreements entered into on the effective date of this subsection.

14 **SECTION 9400. Effective dates; general.** Except as otherwise provided in
15 SECTIONS 9401 to 9457 of this act, this act takes effect on the day after publication.

16 ***-1896/1.9417* SECTION 9417. Effective dates; Financial Institutions.**

17 (1) MORTGAGE LOAN ORIGINATORS, MORTGAGE BROKERS, AND MORTGAGE BANKERS.
18 The treatment of sections 15.09 (6), 15.187 (1) (intro.), (a), (b), (c), and (d), 49.857 (1)
19 (d) 12., 73.0301 (1) (d) 6., 100.55 (1) (d) 3., 220.02 (2) (g) and (3), 220.06 (1), 220.285
20 (1), 221.0402 (2) (b), 224.71 (1ag), (1b), (1bm), (1c), (1d), (1dm), (1f), (1g), (1h), (1m),
21 (1r), (1u), (2), (3) (a) 1. to 3. and (b) 1. to 7., 8., 9., 10., 11. and 12., (4) (a) and (b) 1. to
22 3., 4., 5., 6., 7., and 8., (5), (6) (a) 1. and 2. and (b), (7), (8), (10), (11), (12), (13), (15),
23 (16), and (18), 224.72 (title), (1) (intro.), (a), and (b), (1m), (2) (a), (b), (c) (title), and
24 (d), (2m), (3) (title), (a), (b), and (c), (4) (title), (a) (intro.), 1., 2., 3., and 4. and (d), (4m),
25 (4n) (intro.) and (a) 2., (4r), (5) (title), (a), and (b), (7) (title), (a), and (b), (bm), (c), (d),

1 and (e), (7m) (intro.), (am), (b), and (c), (7p), and (8), 224.725, 224.726, 224.728,
2 224.73 (title), (1), 224.74 (title), (1), (2) (title), (ag) 3. and 4., (ar), (b), and (c), and (3),
3 224.75 (title), (1) (a), (b) (intro.), 6., and 7., and (c) (intro.), (2), (3), (4), and (6), 224.76,
4 224.77 (title), (1) (intro.), (a), (b), (c), (d), (e), (f), (fg), (g), (gd), (gh), (gp), (h) to (L), (m)
5 to (q), (r), (s), (t), (tm), (u), (um), (v), (w), (x), and (y), (1m) (a), (b), and (d), (2m), (3m),
6 (4), (5) (a), (8), and (9), 224.79, 224.80 (1), (2) (intro.) and (a) 1., 224.81, 224.82, 224.83,
7 227.01 (13) (zy), 234.01 (5k), 234.49 (2) (a) 4., 234.59 (1) (h), 321.60 (1) (a) 12., 422.501
8 (2) (b) 8., 428.202 (6), 428.203 (9) (title), 428.204, 428.206, 452.01 (3) (g), and 943.62
9 (2m) of the statutes, the repeal of sections 224.74 (2) (a) (title), 224.77 (2) (title), (6)
10 (title), and (7) (title), and 224.78 (title) of the statutes, the renumbering of section
11 224.77 (1m) (c) of the statutes, the renumbering and amendment of sections 224.71
12 (5), 224.72 (1) (a), and (2) (intro.), 224.73 (2), (3), and (4), 224.74 (2) (a), 224.75 (1) (d),
13 224.755, 224.77 (2), (6), and (7), 224.78, and 428.202 (6) of the statutes, the
14 consolidation, renumbering, and amendment of section 224.77 (3) (a) and (b) of the
15 statutes, the amendment of section 224.73 (2) (title), (3) (title), and (4) (title) of the
16 statutes, the repeal and recreation of sections 224.72 (2) (title) and (7) (title) and
17 224.755 (title) of the statutes, and the creation of sections 224.73 (2) (b), (3) (b), and
18 (4) (b), 224.75 (1) (d) 2., 3., 4., and 5., 224.755 (1), (2), (3), and (4), 224.77 (1m) (c) 2.,
19 and 224.77 (3) (a) 3. and 4. of the statutes take effect on January 1, 2010, or on the
20 60th day after publication, whichever is later.

21 ***-1152/P8.9422* SECTION 9422. Effective dates; Health Services.**

22 (1) HOSPITAL ASSESSMENT. The treatment of sections 20.435 (4) (gp), 46.27 (9)
23 (a) and (10) (a) 1., 46.275 (5) (a) and (c), 46.283 (5), 46.284 (5) (a), 46.485 (2g) (intro.),
24 49.45 (5m) (am), (5r), (6m) (ag) (intro.), (6v) (b), (6x) (a), (6y) (a), (am), (ap), and (ar),

1 (6z) (a) (intro.), (8) (b), (24m) (intro.), and (52), 49.472 (6) (a) and (b), 49.473 (5), and
2 146.99 of the statutes takes effect on July 1, 2009.

3 ***-0377/P10.9443* SECTION 9443. Effective dates; Revenue.**

4 (1) MAIN STREET EQUITY ACT. The repeal of sections 46.513, 77.51 (4), 77.51 (14)
5 (d), 77.51 (14) (i), 77.51 (14) (k), 77.51 (14) (L), 77.51 (14r), 77.51 (15), 77.52 (2) (a)
6 5. b., 77.52 (3m), 77.52 (3n), 77.52 (6), 77.52 (14) (a) 2., 77.523 (title), 77.53 (4), 77.53
7 (15), 77.54 (14g), 77.54 (14s), 77.54 (20), 77.54 (20m), 77.54 (22), 77.54 (40), 77.61 (3),
8 77.65 (2) (c), 77.72 (title), 77.72 (2) and (3) and 77.77 (2) of the statutes; the
9 renumbering of sections 77.524 (1) (a) and 77.54 (48) (b) of the statutes; the
10 renumbering and amendment of sections 77.51 (1), 77.51 (21m) (by SECTION 326),
11 77.51 (6m), 77.51 (14) (g), 77.52 (1), 77.523, 77.524 (1) (b), 77.53 (9m), 77.53 (11),
12 77.54 (48) (a), 77.61 (2), 77.72 (1) and 77.77 (1) of the statutes; the consolidation,
13 renumbering, and amendment of section 77.52 (14) (a) (intro.) and 1. and (b) of the
14 statutes; the amendment of sections 66.0615 (1m) (f) 2., 70.111 (23), 71.07 (5e) (b),
15 71.07 (5e) (c) 1., 71.07 (5e) (c) 3., 71.28 (5e) (b), 71.28 (5e) (c) 1., 71.28 (5e) (c) 3., 71.47
16 (5e) (b), 71.47 (5e) (c) 1., 71.47 (5e) (c) 3., 73.03 (50) (d), 76.07 (4g) (b) 8., 77.51 (2),
17 77.51 (5), 77.51 (9) (a), 77.51 (9) (am), 77.51 (10), 77.51 (12) (b), 77.51 (13) (a), 77.51
18 (13) (b), 77.51 (13) (c), 77.51 (13) (d), 77.51 (13) (e), 77.51 (13) (f), 77.51 (13) (i), 77.51
19 (13) (j), 77.51 (13) (k), 77.51 (13) (m), 77.51 (13) (n), 77.51 (13) (o), 77.51 (13g) (intro.),
20 77.51 (13g) (a), 77.51 (13g) (b), 77.51 (13r), 77.51 (14) (intro.), 77.51 (14) (a), 77.51 (14)
21 (b), 77.51 (14) (c), 77.51 (14) (h), 77.51 (14) (j), 77.51 (14g) (a), 77.51 (14g) (b), 77.51
22 (14g) (bm), 77.51 (14g) (c), 77.51 (14g) (cm), 77.51 (14g) (d), 77.51 (14g) (e), 77.51 (14g)
23 (em), 77.51 (14g) (f), 77.51 (14g) (g), 77.51 (14g) (h), 77.51 (17) (intro.), 77.51 (18),
24 77.51 (21), 77.51 (22) (a), 77.51 (22) (b), 77.52 (2) (intro.), 77.52 (2) (a) 5. a. (by SECTION
25 343), 77.52 (2) (a) 5m., 77.52 (2) (a) 10., 77.52 (2) (a) 11., 77.52 (2m) (a), 77.52 (2m)

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1 (b), 77.52 (4), 77.52 (7), 77.52 (12), 77.52 (13), 77.52 (15), 77.52 (16), 77.52 (17m) (b)
2 6., 77.52 (19), 77.525, 77.53 (1), 77.53 (2), 77.53 (3), 77.53 (9), 77.53 (10), 77.53 (12),
3 77.53 (14), 77.53 (16), 77.53 (17), 77.53 (17m), 77.53 (17r) (a), 77.53 (18), 77.54 (1),
4 77.54 (2), 77.54 (2m), 77.54 (3) (a), 77.54 (3m) (intro.), 77.54 (4), 77.54 (5) (intro.),
5 77.54 (6) (intro.), 77.54 (7m), 77.54 (8), 77.54 (9), 77.54 (9a) (intro.), 77.54 (10), 77.54
6 (11), 77.54 (12), 77.54 (13), 77.54 (14) (intro.), 77.54 (14) (a), 77.54 (14) (b), 77.54 (14)
7 (f) (intro.), 77.54 (15), 77.54 (16), 77.54 (17), 77.54 (18), 77.54 (21), 77.54 (23m), 77.54
8 (25), 77.54 (25m), 77.54 (26), 77.54 (26m), 77.54 (27), 77.54 (28), 77.54 (29), 77.54 (30)
9 (a) (intro.), 77.54 (30) (c), 77.54 (31), 77.54 (32), 77.54 (33), 77.54 (35), 77.54 (36),
10 77.54 (37), 77.54 (38), 77.54 (39), 77.54 (41), 77.54 (42), 77.54 (43), 77.54 (44), 77.54
11 (45), 77.54 (46), 77.54 (46m), 77.54 (47) (intro.), 77.54 (47) (b) 1., 77.54 (47) (b) 2.,
12 77.54 (49), 77.54 (54), 77.54 (56), 77.55 (1) (intro.), 77.55 (2), 77.55 (2m), 77.55 (3),
13 77.56 (1), 77.57, 77.58 (3) (a), 77.58 (3) (b), 77.58 (6), 77.59 (5m), 77.59 (9), 77.61 (1)
14 (b), 77.61 (1) (c), 77.61 (4) (a), 77.61 (4) (c), 77.61 (11), 77.65 (2) (a), 77.65 (2) (e), 77.65
15 (2) (f), 77.66, 77.70, 77.705, 77.706, 77.707 (1), 77.707 (2), 77.71 (1), 77.71 (2), 77.71
16 (3), 77.71 (4), 77.73 (2), 77.75, 77.785 (1), 77.785 (2), 77.98, 77.981, 77.99, 77.994 (1)
17 (intro.), 77.9941 (4), 77.995 (2), 77.996 (6), 86.195 (3) (b) 3., 218.0171 (2) (cq), 229.68
18 (15) and 229.824 (15) of the statutes; the repeal and recreation of sections 77.51 (7),
19 77.51 (12) (a), 77.51 (17m), 77.51 (20), 77.52 (1b), 77.52 (2n), 77.53 (1b), 77.63, 77.982
20 (2), 77.991 (2), 77.9951 (2), and 77.9972 (2) of the statutes; and the creation of sections
21 20.566 (1) (ho), 73.03 (28e), 73.03 (50b), 73.03 (61), 77.51 (1a), 77.51 (1b), 77.51 (1ba),
22 77.51 (1f), 77.51 (1fm), 77.51 (1pd), 77.51 (1r), 77.51 (2k), 77.51 (2m), 77.51 (3c), 77.51
23 (3n), 77.51 (3p), 77.51 (3pa), 77.51 (3pb), 77.51 (3pc), 77.51 (3pd), 77.51 (3pe), 77.51
24 (3pf), 77.51 (3pj), 77.51 (3pm), 77.51 (3pn), 77.51 (3po), 77.51 (3rm), 77.51 (3rn), 77.51
25 (3t), 77.51 (5d), 77.51 (5n), 77.51 (5r), 77.51 (7g), 77.51 (7k), 77.51 (7m), 77.51 (8m),

1 77.51 (9p), 77.51 (9s), 77.51 (10d), 77.51 (10f), 77.51 (10m), 77.51 (10n), 77.51 (10s),
2 77.51 (11d), 77.51 (11m), 77.51 (12m), 77.51 (12p), 77.51 (13g) (c), 77.51 (13rm), 77.51
3 (13rn), 77.51 (15a), 77.51 (15b), 77.51 (17w), 77.51 (17x), 77.51 (21n), 77.51 (21p),
4 77.51 (21q), 77.51 (22) (bm), 77.51 (24), 77.51 (25), 77.51 (26), 77.52 (1) (b), 77.52 (1)
5 (c), 77.52 (1) (d), 77.52 (2) (a) 5. am., 77.52 (2) (a) 5. c., 77.52 (2) (a) 13m., 77.52 (7b),
6 77.52 (14) (am), 77.52 (14) (bm), 77.52 (20), 77.52 (21), 77.52 (22), 77.52 (23), 77.522,
7 77.524 (1) (ag), 77.53 (9m) (b), 77.53 (9m) (c), 77.53 (11) (b), 77.54 (20n), 77.54 (20r),
8 77.54 (22b), 77.54 (50), 77.54 (51), 77.54 (52), 77.58 (6m), 77.58 (9a), 77.585, 77.59
9 (2m), 77.59 (9n), 77.59 (9p) (b), 77.59 (9r), 77.60 (13), 77.61 (2) (b), 77.61 (3m), 77.61
10 (5m), 77.61 (16), 77.61 (17), 77.61 (18), 77.65 (4) (fm), 77.67, 77.73 (3) and 77.77 (1)
11 (b) of the statutes take effect on October 1, 2009.

12 (2) MAIN STREET EQUITY ACT. The amendment of sections 77.51 (21m) (by
13 SECTION 325) and 77.52 (2) (a) 5. a. (by SECTION 342) of the statutes takes effect on
14 September 30, 2009.

15 (END)