

(b) *Transition plan.* On the effective date of this paragraph, the county and the department shall begin the transition from the county to the department of administrative functions for the programs specified in section 49.826 (2) (a) of the statutes, as created by this act, and shall cooperate in the transition. The department shall develop a transition plan that includes the reporting, exchange of information, and staff deployment that the department needs and that the county department must provide for the transition. The secretary of administration shall resolve any disagreement between the department and the county or county department.

(c) *Records.* By January 15, 2010, the county shall transfer to the department all records in the possession of the county that are related to the administrative functions specified in section 49.826 (2) (a) of the statutes, as created by this act. The county department and the department shall jointly identify those records and jointly develop and implement a plan for the orderly transfer of the records.

(d) *County administration.* In calendar year 2009, the county shall continue to perform the administrative functions specified in section 49.826 (2) (a) of the statutes, as created by this act, as provided under any contracts requiring those administrative functions until the department notifies the county that it is prepared to assume responsibility for the administrative functions. The county and department shall contract with respect to any functions that the department requires the county to perform to assist the department in performing the administrative functions specified in section 49.826 (2) (a) of the statutes, as created by this act, for the years after 2009.

(e) *Future operation.* The department and county shall identify the standards required for county operation of the child care subsidy program under section 49.155 of the statutes in the county and initiate discussions regarding who shall operate the child care subsidy program in the county in the future and how the program shall be operated.

(f) *Position increase.* The authorized FTE positions for the department of children and families are increased by 7.0 FED positions, to be funded from the appropriation under section 20.437 (2) (mc) of the statutes, for the purpose of performing child care subsidy program functions.

(8q) **CONTRACT PROVISION PROHIBITING CERTAIN JOB SEARCHES.** The department of children and families shall include in each contract with a Wisconsin Works agency for the years 2010 and 2011 a provision that prohibits the agency from requiring a Wisconsin Works applicant or participant to conduct a job search prior to actual participation in Wisconsin Works such that the effect is to delay, during the job search, the individual's participation in and receipt of benefits under Wisconsin Works.

(8u) **MILWAUKEE CHILD WELFARE OMBUDSMAN.** By January 1, 2010, the department of children and families shall submit to the joint committee on finance a plan for improving the effectiveness of the ombudsman contracted by that department in reviewing and resolving complaints concerning the bureau of Milwaukee child welfare in that department.

(8v) **FOSTER CARE INFORMATION FUNDING.** From the appropriation account under section 20.437 (1) (kx) of the statutes, the department of children and families shall expend \$77,800 in each fiscal year of the fiscal biennium in which this subsection takes effect for the foster care public information campaign under section 48.47 (40) of the statutes, as created by this act.

(9k) **SWIPE CARD SYSTEM.** The department of children and families may request the joint committee on finance to take action under section 13.10 of the statutes to release funding from the committee's appropriation account under section 20.865 (4) (a) of the statutes for use by the department to implement a "swipe card" system to electronically record and monitor child care attendance in licensed child care facilities that receive reimbursement under the child care subsidy program under section 49.155 of the statutes, as affected by this act. Included with its request, the department shall provide a detailed plan of how the swipe card system would work and how the funds, if released, would be spent.

SECTION 9109. Nonstatutory provisions; Circuit Courts.

(1) **COURT INTERPRETER PILOT PROGRAM.** Notwithstanding section 758.19 (8) (a) of the statutes, the director of state courts may create a 2-year pilot program under which the director of state courts may establish a schedule of payments and make payments to court interpreters who provide court interpretative services for the circuit courts in the 7th judicial administrative district. The director of state courts may pay for circuit court interpreter services under this subsection from the amount appropriated under section 20.625 (1) (c) of the statutes, as affected by this act, if the counties in the 7th judicial administrative district agree to forego reimbursement for court interpreter services allowed under section 758.19 (8) (a) of the statutes during the term of the pilot program.

SECTION 9110. Nonstatutory provisions; Commerce.

(3) **RURAL HEALTH DEVELOPMENT COUNCIL TRANSFER.**

(a) *Members.* Notwithstanding section 15.917 (1) of the statutes, as affected by this act, any member who is serving on the rural health development council on the day before the effective date of this paragraph may continue to serve as a member of the council for the term for which the member was appointed or until his or her successor is appointed and qualified, whichever occurs later.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, includ-

ing records, of the department of commerce that is primarily related to the functions of the rural health development council, as determined by the secretary of administration, is transferred to the University of Wisconsin System.

(c) *Contracts.* All contracts entered into by the department of commerce in effect on the effective date of this paragraph that are primarily related to the functions of the rural health development council, as determined by the secretary of administration, remain in effect and are transferred to the University of Wisconsin System. The University of Wisconsin System shall carry out any obligations under such a contract until the contract is modified or rescinded by the University of Wisconsin System to the extent allowed under the contract.

(4) PHYSICIAN AND DENTIST LOAN ASSISTANCE PROGRAM TRANSFER.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of commerce primarily related to the physician and dentist loan assistance program, as determined by the secretary of administration, shall become the assets and liabilities of the University of Wisconsin System.

(b) *Contracts.* All contracts entered into by the department of commerce in effect on the effective date of this paragraph that are primarily related to the physician and dentist loan assistance program, as determined by the secretary of administration, remain in effect and are transferred to the University of Wisconsin System. The University of Wisconsin System shall carry out any obligations under such a contract until the contract is modified or rescinded by the University of Wisconsin System to the extent allowed under the contract.

(c) *Pending matters.* Any matter pending with the department of commerce on the effective date of this paragraph primarily related to the physician and dentist loan assistance program, as determined by the secretary of administration, is transferred to the University of Wisconsin System and all materials submitted to or actions taken by the department of commerce with respect to the pending matter are considered as having been submitted to or taken by the University of Wisconsin System.

(d) *Rules and orders.* All rules promulgated by the department of commerce primarily related to the physician and dentist loan assistance program, as determined by the secretary of administration, that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until amended or repealed by the University of Wisconsin System. All orders issued by the department of commerce primarily related to the physician and dentist loan assistance program, as determined by the secretary of administration, that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until modified or rescinded by the University of Wisconsin System.

(e) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to the physician and dentist loan assistance program, as determined by the secretary of administration, is transferred to the University of Wisconsin System.

(5) HEALTH CARE PROVIDER LOAN ASSISTANCE PROGRAM TRANSFER.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of commerce primarily related to the health care provider loan assistance program, as determined by the secretary of administration, shall become the assets and liabilities of the University of Wisconsin System.

(b) *Contracts.* All contracts entered into by the department of commerce in effect on the effective date of this paragraph that are primarily related to the health care provider loan assistance program, as determined by the secretary of administration, remain in effect and are transferred to the University of Wisconsin System. The University of Wisconsin System shall carry out any obligations under such a contract until the contract is modified or rescinded by the University of Wisconsin System to the extent allowed under the contract.

(c) *Pending matters.* Any matter pending with the department of commerce on the effective date of this paragraph primarily related to the health care provider loan assistance program, as determined by the secretary of administration, is transferred to the University of Wisconsin System and all materials submitted to or actions taken by the department of commerce with respect to the pending matter are considered as having been submitted to or taken by the University of Wisconsin System.

(d) *Rules and orders.* All rules promulgated by the department of commerce primarily related to the health care provider loan assistance program, as determined by the secretary of administration, that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until amended or repealed by the University of Wisconsin System. All orders issued by the department of commerce primarily related to the health care provider loan assistance program, as determined by the secretary of administration, that are in effect on the effective date of this paragraph remain in effect until their specified expiration date or until modified or rescinded by the University of Wisconsin System.

(e) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of commerce that is primarily related to the health care provider loan assistance program, as determined by the secretary of administration, is transferred to the University of Wisconsin System.

(6) **JOBS TAX BENEFIT; EMERGENCY RULES.** The department of commerce may use the procedure under section 227.24 of the statutes to promulgate rules under section 560.2055 (5) (f) of the statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this subsection remain in effect until July 1, 2010, or the date on which permanent rules take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(7) **JOBS TAX BENEFIT; ECONOMIC IMPACT REPORT.** Notwithstanding sections 227.137 (2) and 227.138 (2) of the statutes, if the secretary of administration requires the department of commerce to prepare an economic impact report for the rules required under section 560.2055 (5) (f) of the statutes, as created by this act, the department may submit the proposed rules to the legislature for review under section 227.19 (2) of the statutes before the department completes the economic impact report and before the department receives a copy of the report and approval under section 227.138 (2) of the statutes.

(8) **FORWARD INNOVATION FUND; EMERGENCY RULES.** The department of commerce may use the procedure under section 227.24 of the statutes to promulgate rules under section 560.301 of the statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this subsection remain in effect until July 1, 2010, or the date on which permanent rules take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(9) **FORWARD INNOVATION FUND; ECONOMIC IMPACT REPORT.** Notwithstanding sections 227.137 (2) and 227.138 (2) of the statutes, if the secretary of administration requires the department of commerce to prepare an economic impact report for the rules required under section 560.301 of the statutes, as created by this act, the department may submit the proposed rules to the legislature for review under section 227.19 (2) of the statutes before the department completes the economic impact report and before the department receives a copy of the report and approval under section 227.138 (2) of the statutes.

(10q) **WiSYS TECHNOLOGY FOUNDATION, INC., GRANT.** In each of the fiscal years 2009–10 and 2010–11, from the appropriation under section 20.143 (1) (c) of the statutes,

as affected by this act, the department of commerce shall award to the WiSys Technology Foundation, Inc., a grant of not less than \$50,000, for providing intellectual property management services to the University of Wisconsin–Extension and all University of Wisconsin institutions and colleges other than the University of Wisconsin–Madison and the University of Wisconsin–Milwaukee.

(11f) **COMMERCIAL CONSTRUCTION EROSION CONTROL FUNCTIONS.**

(a) In this subsection, “commercial building site” means a building site for construction of public buildings and buildings that are places of employment.

(b) On or before the first day of the 7th month beginning after the effective date of this subsection, the department of commerce and the department of natural resources shall enter into a memorandum of understanding concerning the transfer of responsibilities relating to commercial building site erosion control from the department of commerce to the department of natural resources. The memorandum of understanding shall include all of the following:

1. The procedure that the department of commerce and the department of natural resources will use to transfer the responsibilities and records relating to erosion control at commercial building sites from the department of commerce to the department of natural resources.

2. The procedure that the department of commerce and the department of natural resources will use to coordinate the responsibilities of the department of natural resources relating to commercial building site erosion control under section 281.33 (3m) of the statutes, as affected by this act, with the responsibilities of the department of commerce relating to the review of essential drawings, calculations, and specifications under section 101.12 of the statutes and to construction site erosion control for one- and 2-family dwellings under section 101.653 of the statutes.

3. The procedure that the department of commerce will use to notify the department of natural resources when the department of commerce receives commercial building plans that may require an erosion control plan.

4. The procedure that the department of natural resources will use to notify the department of commerce when the department of natural resources receives an erosion control plan or a notice of such a plan for commercial building sites.

5. The procedure that the department of natural resources and the department of commerce will use to coordinate the training of building inspectors who are authorized to conduct soil erosion or construction inspections at commercial building sites.

(c) The rules promulgated, and orders issued, by the department of commerce under section 101.1205, 2007 stats., relating to erosion control, sediment control, and storm water management for commercial building sites

that are in effect on the effective date of this paragraph shall be considered rules and orders of the department of natural resources on the first day of the 7th month beginning after the effective date of this paragraph and shall remain in effect until rules are promulgated by the department of natural resources under section 281.33 (3m) of the statutes, as affected by this act, relating to erosion control, sediment control, and storm water management for commercial building sites. Any fees collected by the department of natural resources as authorized under the rules promulgated under section 101.1205, 2007 stats., shall be credited to the appropriation under section 20.370 (4) (bj) of the statutes, as affected by this act.

(d) Any matter pending with the department of commerce on the effective date of this paragraph that is primarily related to its commercial building site erosion control responsibilities under section 101.1205, 2007 stats., is transferred to the department of natural resources, and all materials submitted to or actions taken by the department of commerce with respect to the pending matter are considered as having been submitted to or taken by the department of natural resources.

(e) Any delegation of the authority to act under section 101.1205 (4), 2007 stats., made by the department of commerce to a county, city, village, or town that is in effect on the effective date of this paragraph remains in effect until revoked by the department of natural resources.

(f) The department of natural resources shall submit in proposed form the rules required under section 281.33 (3m) (h) of the statutes, as affected by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than January 1, 2011.

(11r) REPORT ON AT-RISK BUSINESSES AND CREATION OF EMERGENCY RESPONSE TEAM. Not later than 30 days after the effective date of this subsection, the department of commerce shall submit to the cochairpersons of the joint committee on finance a report that identifies retention methods the department could use to identify companies at risk for relocation or expansion outside of this state and that includes a plan to identify businesses outside of this state that are seeking to relocate or expand, or that could be encouraged to relocate or expand through the use of incentives. The department of commerce shall also develop an emergency response team that could contact prospects for expansion or relocation within 24 hours after notification.

(11u) DIESEL TRUCK IDLING REDUCTION; FEDERAL MONEYS. If the department of commerce receives federal moneys under P.L. 111-5 that may be used to award grants under section 560.125 (4) of the statutes, as affected by this act, the department shall expend the federal moneys before expending moneys appropriated under section 20.143 (3) (sm) of the statutes, as affected by this act. When expending federal moneys received under P.L. 111-5 for diesel emission reduction activities,

the department of commerce shall, to the extent permitted under federal law, give priority to diesel truck idling reduction activities for motor carriers eligible for grants under section 560.125 (4) of the statutes, as affected by this act. Notwithstanding section 20.143 (3) (sm) of the statutes, as affected by this act, and section 560.125 (2) and (4) (cm) of the statutes, as affected by this act, in fiscal year 2010-11, the department of commerce may not award a grant from the appropriation under section 20.143 (3) (sm) of the statutes, as affected by this act, unless the total amount of federal funds awarded in the 2009-11 fiscal biennium by the department of commerce and the department of natural resources for eligible costs under section 560.125 (4) (a) and (b) of the statutes is less than \$2,000,000, in which case the department of commerce may award grants the total amount of which may not exceed the difference between the total amount of federal funds awarded by the department of commerce and the department of natural resources for eligible costs under section 560.125 (4) (a) and (b) of the statutes and \$2,000,000. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for purposes of the 2011-13 biennial budget bill, the department of commerce shall submit information concerning the appropriation under section 20.143 (3) (sm) of the statutes, as affected by this act, as though the amount appropriated to the department under section 20.143 (3) (sm) of the statutes, as affected by this act, in fiscal year 2010-11 were \$1,000,000.

(12h) BELOIT CHILDREN'S PLAYGROUND GRANT. From the appropriation account under section 20.143 (1) (qm) of the statutes, as affected by this act, the department of commerce shall award a grant not to exceed \$50,000 to the town of Beloit to pay for 50 percent of the costs of constructing a children's playground at Preservation Park.

(12u) TRANSITIONAL HOUSING AND SHELTER GRANTS. Notwithstanding section 20.143 (2) (fm) of the statutes, as affected by this act, and sections 560.9806 (2) (a) and 560.9808 (2) (a) of the statutes, in each fiscal year of the 2009-11 fiscal biennium, the department of commerce shall award \$500,000 in grants under sections 560.9806 (2) (a) and 560.9808 (2) (a) of the statutes from the appropriation account under section 20.143 (2) (b) of the statutes, as affected by this act, except to the extent that the award of the grants from the appropriation account under section 20.143 (2) (b) of the statutes, as affected by this act, reduces the eligibility of the state or the department of commerce for federal funding.

(13u) RURAL OUTSOURCING GRANTS. From the appropriations under section 20.143 (1) (ie), (ig), (im), and (ir) of the statutes, as affected by this act, the department of commerce may award grants during the 2009-11 fiscal biennium to businesses for outsourcing work to rural areas of this state. The department shall require grantees to obtain funding from sources other than the

state in an amount at least equal to the amount of the grant. The total amount of grants awarded under this subsection may not exceed \$250,000. The department may promulgate rules necessary to administer this subsection.

(14u) VALUE SUPPLY CHAIN GRANTS. From the appropriation under section 20.143 (1) (bt) of the statutes, as created by this act, the department of commerce shall award grants for the development of a value supply chain for the state based on regional economies to identify where supply chain gaps exist and how Wisconsin businesses can fill the gaps. The department may promulgate rules necessary to administer this subsection.

(15u) ECONOMIC COMPETITIVENESS STUDY. In fiscal year 2009–10, using funds from the appropriations under section 20.143 (1) (ie), (ig), (im), and (ir) of the statutes, as affected by this act, the department of commerce shall enter into a contract with a nationally recognized organization to conduct a national and international competitiveness study of the state's economy. The department shall allocate \$50,000 for the study under this subsection. The study shall be submitted to the governor and to the legislature under s. 13.172 (2) no later than January 1, 2011. The department may promulgate rules necessary to administer this subsection.

(16i) GRANT TO ONEIDA SEVEN GENERATIONS CORPORATION. In each fiscal year of the 2009–11 fiscal biennium, the department of commerce shall award a grant to Oneida Seven Generations Corporation from funds that were encumbered in the appropriation under section 20.143 (1) (kj) of the statutes, as affected by this act, under section 560.138 of the statutes, as affected by this act, but were not disbursed for grants to Oneida Small Business, Inc., and Project 2000. The amount of each grant shall equal \$1,000,000 or one-half of the total amount of funds that were encumbered but not disbursed, whichever is less. The department of commerce shall require Oneida Seven Generations Corporation to do all of the following:

(a) Submit project-specific plans to the department of commerce detailing the proposed use of the grants for approval by the secretary of commerce.

(b) Submit a statement to the department of commerce indicating that Oneida Seven Generations Corporation will obtain matching funds in an amount not less than 25 percent of the amount of each grant from sources other than the state for the proposed use indicated in the plans under paragraph (a).

(c) Enter into a written agreement with the department of commerce specifying conditions for the use of the proceeds of the grants, including reporting and auditing requirements, and requiring Oneida Seven Generations Corporation to submit to the department, within 6 months after spending the full amount of the grant, a report detailing how the proceeds of the grants were used.

(16u) EMERGENCY RULES. The department of commerce may promulgate rules implementing sections

560.255 and 560.45 of the statutes, as created by this act, and under SECTION 9110 (13u), (14u), and (15u) of this act, as emergency rules under section 227.24 of the statutes. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(17q) GRANT TO PLEASANT PRAIRIE TECHNOLOGY INCUBATOR CENTER. In the 2011–13 fiscal biennium, but not later than July 31, 2011, from the appropriation under section 20.143 (1) (c) of the statutes, as affected by this act, the department of commerce shall award to Pleasant Prairie Technology Incubator Center a grant of \$700,000, if Pleasant Prairie Technology Incubator Center obtains at least an additional \$700,000 in funding from sources other than the state and enters into a written agreement with the department of commerce that does all of the following:

(a) Specifies conditions for the use of the proceeds of the grant, including reporting and auditing requirements.

(b) Requires Pleasant Prairie Technology Incubator Center to submit to the department, within 6 months after spending the full amount of the grant, a report detailing how the proceeds of the grant were used.

(17r) CONTRACTOR REGISTRATION RULES. Using the procedure under section 227.24 of the statutes, the department of commerce may promulgate rules required under section 101.147 (2) of the statutes, as created by this act, for the period before the effective date of the permanent rules promulgated under section 101.147 (2) of the statutes, as created by this act, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of commerce is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(18f) REGION ONE DEVELOPMENT MANAGER. Not later than October 1, 2009, the department of commerce shall fill the position of region one development manager.

SECTION 9111. Nonstatutory provisions; Corrections.

(2d) REPORTS TO JOINT COMMITTEE ON FINANCE. By January 4, 2010, the department of corrections shall submit to the cochairpersons of the joint committee on finance the following reports:

(a) A feasibility study and cost analysis for providing all correctional officers with a minimum of 16 hours of training in managing mentally ill inmates that is based on the Crisis Intervention Team Model best practices for

correctional officer intervention with persons who may have a mental illness.

(b) A feasibility study and cost analysis for implementing, consistent with the National Commission on Correctional Health Care standards, screening methods of identifying current inmates with developmental disabilities, as defined under section 51.01 (5) (a) of the statutes, implementing tests to further evaluate inmates who are identified as potentially developmentally disabled, and integrating appropriate screening methods for developmental disabilities into the prisoner intake and transfer process.

(c) A feasibility study and cost analysis for providing appropriate services, support, and rehabilitation for inmates with developmental disabilities, as defined under section 51.01 (5) (a) of the statutes, including the costs of providing those services, support, and rehabilitation in existing facilities or housing units for the inmates whose levels of functioning permits placement in facilities or housing units and the costs of creating a separate special housing unit for the inmates whose needs require placement within an existing correctional facility.

(d) A feasibility study and cost analysis for a plan under which all controlled medications at all department of corrections facilities are distributed by trained medical personnel with credentials at least equal to credentials of licensed practical nurses under section 441.10 of the statutes.

(2i) JUVENILE CORRECTIONAL SERVICES DEFICIT. The department of corrections and the department of administration shall jointly devise a statutory mechanism to address future deficits in the appropriation account under section 20.410 (3) (hm) of the statutes, as affected by this act. Those departments shall submit to the joint committee on finance a report on that mechanism, which shall include any proposed legislation that is necessary to implement that mechanism, by September 30, 2009.

(2j) YOUTH AIDS FUNDING DECREASE. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes, as affected by this act, for purposes of the 2011-13 biennial budget bill, the department of corrections shall submit information concerning the appropriation under section 20.410 (3) (cd) of the statutes as though the amount appropriated to the department under that appropriation for fiscal year 2010-11 had been the same as the amount appropriated to the department under that appropriation for fiscal year 2008-09.

(2k) JUVENILE CORRECTIONAL SERVICES COMPREHENSIVE REVIEW. The department of corrections and the department of administration, together with any other state agency that provides services that are relevant to the provision of juvenile correctional services, shall jointly conduct a comprehensive review of the juvenile correctional services provided in this state and of the funding of those services. As part of that review, those

departments and other state agencies shall make an inventory of all of the juvenile correctional services provided by counties and nonprofit organizations in this state and shall provide a description of the mental health and alcohol and other drug abuse services that are available to juveniles who are placed in Type 1 juvenile correctional facilities, as defined in section 938.02 (19) of the statutes. In conducting the review, those departments and other state agencies shall include the participation of youth counselors who work directly with juveniles who are placed at the Ethan Allen School, the Lincoln Hills School, and the Southern Oaks Girls School.

(3x) BOOK DONATIONS PROHIBITION. Within 60 days after the effective date of this subsection the department of corrections shall submit to the cochairpersons of the joint committee on finance a report demonstrating that the department of corrections has eliminated all prohibitions on inmates receiving donated books.

(12f) COUNCIL ON OFFENDER REENTRY. Notwithstanding the length of terms specified in section 15.145 (5) of the statutes, as created by this act, the governor shall appoint the members under section 15.145 (5) (a) to (e) of the statutes, as created by this act, for terms ending on July 1, 2011, and shall appoint the members under section 15.145 (5) (f) to (j) of the statutes, as created by this act, for terms ending on July 1, 2012; the director of state courts shall appoint the member under section 15.145 (5) (intro.) of the statutes, as created by this act, for a term ending on July 1, 2011; and the secretary of corrections shall appoint the member under section 15.145 (5) (intro.) of the statutes, as created by this act, for a term ending on July 1, 2012. The appointments shall occur by the first day of the 2nd month beginning after the effective date of this subsection.

(12g) EARNED RELEASE AND CHALLENGE INCARCERATION PROGRAM. The department of corrections shall, by December 31, 2009, submit a report to the joint committee on finance that explains how the department has implemented the expansions of the programs under sections 302.045 and 302.05 of the statutes. The report shall specify the types of programs the department offers under those sections, the length of each program, and the number of participants in each program and shall name the facility where each program is operated.

SECTION 9113. Nonstatutory provisions; District Attorneys.

(1) DISTRICT ATTORNEY POSITION: ST. CROIX COUNTY. From the appropriation account under section 20.505 (6) (p) of the statutes, the office of justice assistance in the department of administration shall expend \$82,700 in fiscal year 2009-10 and \$84,400 in fiscal year 2010-11 to fund 1.0 assistant district attorney position in St. Croix County.

(2) DISTRICT ATTORNEY POSITION: CHIPPEWA COUNTY. From the appropriation account under section 20.505 (6)

(p) of the statutes, the office of justice assistance in the department of administration shall expend \$24,750 in fiscal year 2009-10 and \$25,400 in fiscal year 2010-11 to fund 0.25 assistant district attorney position in Chippewa County.

(3) PROSECUTION OF DRUG CRIMES: ST. CROIX COUNTY. From the appropriation account under section 20.455 (2) (kp) of the statutes, the department of justice shall expend \$103,000 in fiscal year 2009-10 and \$106,000 in fiscal year 2010-11 to fund 1.0 assistant district attorney position in St. Croix County to prosecute criminal violations of chapter 961 of the statutes.

(4) PROSECUTION OF DRUG CRIMES: MILWAUKEE COUNTY. From the appropriation account under section 20.455 (2) (kp) of the statutes, the department of justice, and from the appropriation account under section 20.505 (6) (p) of the statutes, the office of justice assistance in the department of administration, shall expend \$153,250 in fiscal year 2009-10 and \$158,250 in fiscal year 2010-11 to fund 2.0 assistant district attorney positions in Milwaukee County to prosecute criminal violations of chapter 961 of the statutes. The department of administration shall determine the amounts to be expended from each appropriation account for each fiscal year.

(5) PROSECUTION OF DRUG CRIMES: DANE COUNTY. From the appropriation account under section 20.455 (2) (kp) of the statutes, the department of justice, and from the appropriation account under section 20.505 (6) (p) of the statutes, the office of justice assistance in the department of administration, shall expend \$85,000 in fiscal year 2009-10 and \$87,500 in fiscal year 2010-11 to fund 0.75 assistant district attorney position in Dane County to prosecute criminal violations of chapter 961 of the statutes. The department of administration shall determine the amounts to be expended from each appropriation account for each fiscal year.

(6X) AGENCY REQUEST RELATING TO GENERAL PROGRAM OPERATIONS. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for the purpose of the 2011-13 biennial budget bill, the department of administration shall submit information concerning the appropriation under section 20.475 (1) (d) of the statutes, as though the amounts appropriated to the department under that appropriation for fiscal year 2010-11 were \$9,139,700 more than the amounts in the schedule.

SECTION 9115. Nonstatutory provisions; Employee Trust Funds.

(1X) SUPPLEMENTAL APPROPRIATIONS FOR DEPARTMENT OF EMPLOYEE TRUST FUNDS. During the 2009-11 fiscal biennium, the secretary of employee trust funds may submit one or more requests to the joint committee on finance to supplement the appropriation under section 20.515 (1) (w) of the statutes from the appropriation account under section 20.865 (4) (u) of the statutes for additional agency funding and authorized positions.

Before submitting a request under this subsection, the secretary shall develop a methodology for determining the number of authorized positions the department of employee trust funds requires to exercise its powers and perform its duties under chapter 40 of the statutes. If the secretary intends to request additional authorized positions beyond the number derived from the methodology, the employee trust funds board must first approve the request before the secretary submits the request to the joint committee on finance. Any request submitted under this subsection shall be submitted by the applicable due date for agency requests for any of the joint committee on finance's quarterly meetings under section 13.10 of the statutes and shall also include the methodology used by the secretary. Notwithstanding section 13.101 (3) of the statutes, the joint committee on finance is not required to find that an emergency exists prior to making the supplementation under this subsection.

SECTION 9122. Nonstatutory provisions; Health Services.

(1) TRANSFER OF FOOD AND HUNGER PREVENTION PROGRAMS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of children and families that are primarily related to the food distribution programs under section 49.171, 2007 stats., and section 49.1715, 2007 stats., to the hunger prevention program under section 49.172, 2007 stats., and to the state supplemental food program under section 49.17, 2007 stats., as determined by the secretary of administration, shall become the assets and liabilities of the department of health services.

(b) *Employee transfers.* The classified positions, and incumbent employees holding positions, in the department of children and families that are funded with general purpose revenue or program revenue and are primarily related to the food distribution programs under section 49.171, 2007 stats., and section 49.1715, 2007 stats., to the hunger prevention program under section 49.172, 2007 stats., and to the state supplemental food program under section 49.17, 2007 stats., as determined by the secretary of administration, are transferred to the department of health services.

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

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of children and families that is primarily related to the food distribution programs

under section 49.171, 2007 stats., and section 49.1715, 2007 stats., to the hunger prevention program under section 49.172, 2007 stats., and to the state supplemental food program under section 49.17, 2007 stats., as determined by the secretary of administration, shall be transferred to the department of health services.

(e) *Contracts.* All contracts entered into by the department of health and family services, before July 1, 2008, or by the department of children and families that are in effect on the effective date of this paragraph and that are primarily related to the food distribution programs under section 49.171, 2007 stats., and section 49.1715, 2007 stats., to the hunger prevention program under section 49.172, 2007 stats., and to the state supplemental food program under section 49.17, 2007 stats., as determined by the secretary of administration, remain in effect and are transferred to the department of health services. The department of health services shall carry out any such contractual obligations unless modified or rescinded by the department of health services to the extent allowed under the contract.

(f) *Pending matters.* Any matter pending with the department of children and families on the effective date of this paragraph that is primarily related to the food distribution programs under section 49.171, 2007 stats., and section 49.1715, 2007 stats., to the hunger prevention program under section 49.172, 2007 stats., and to the state supplemental food program under section 49.17, 2007 stats., as determined by the secretary of administration, is transferred to the department of health services and all materials submitted to or actions taken by the department of children and families with respect to the pending matter are considered as having been submitted to or taken by the department of health services.

(g) *Rules and orders.* All administrative rules that are primarily related to the food distribution programs under section 49.171, 2007 stats., and section 49.1715, 2007 stats., to the hunger prevention program under section 49.172, 2007 stats., and to the state supplemental food program under section 49.17, 2007 stats., as determined by the secretary of administration, and that are in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until amended or repealed by the department of health services. All orders issued by the department of health and family services, before July 1, 2008, or by the department of children and families that are primarily related to the food distribution programs under section 49.171, 2007 stats., and section 49.1715, 2007 stats., to the hunger prevention program under section 49.172, 2007 stats., and to the state supplemental food program under section 49.17, 2007 stats., as determined by the secretary of administration, and that are in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until modified or rescinded by the department of health services.

(2) **PERSONAL CARE PROVIDER AGENCY: RULES.** Using the procedure under section 227.24 of the statutes, the department of health services may promulgate rules establishing criteria for certification of agencies that provide personal care services under the Medical Assistance Program, which shall remain in effect until the date on which permanent rules take effect, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(3) **QUALITY HOME CARE: RULES.** Using the procedure under section 227.24 of the statutes, the department of health services may promulgate rules under section 46.2898 (7) of the statutes, as created by this act, which shall remain in effect until the date on which permanent rules take effect, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(3f) **QUALITY HOME CARE: COUNTY PARTICIPATION.** For purposes of section 46.2898 (1) (cm) 1. a., (2) (b) and (c), and (4) of the statutes, as created by this act, a county in which an organization received a grant under section 46.48 (9), 2007 stats., is considered to act under section 46.2898 (2) (a) of the statutes, as created by this act, if the county department of human services notifies the Wisconsin Quality Home Care Authority of its intent to follow procedures under section 46.2898 of the statutes, as created by this act.

(4) **FEDERAL MEDICAL ASSISTANCE PERCENTAGES.**

(a) If permitted under federal law, and notwithstanding section 49.45 (25) and (41) of the statutes, as affected by this act, and section 49.45 (30), (30e), (39) (b), and (45) of the statutes, for Medical Assistance services under section 49.45 (25) and (41) of the statutes, as affected by this act, and section 49.45 (30), (30e), (39) (b), and (45) of the statutes, for which the department of health services disburses to the provider the federal share, or a percentage of the federal share, of allowable costs for providing the service, the percentages used to determine the federal share shall be the following, regardless of whether the federal government increases the percentages:

1. For services provided during the period from October 1, 2008, through September 30, 2009, the federal Medical Assistance percentages for federal fiscal year

2009 that are published in the federal register on November 28, 2007, on pages 67304 to 67306.

2. For services provided during the period from October 1, 2009, through December 31, 2010, the federal Medical Assistance percentages for federal fiscal year 2010 that are published in the federal register on November 26, 2008, on pages 72051 to 72053.

(b) For services under section 49.45 (30m) (a) 1. of the statutes, the department of health services shall calculate the portion of the payment that is not provided by the federal government, and that the county shall provide, using the applicable federal Medical Assistance percentages under paragraph (a) 1. and 2.

(cq) For services under section 49.45 (30r) of the statutes, as created by this act, the department of health services shall calculate the portion of the payment that is not provided by the federal government, and that the county shall provide, using the federal Medical Assistance percentage that is applicable when the service is provided.

(4f) MEDICAL ASSISTANCE TRANSPORTATION MANAGER REPORTS.

(a) Before contracting with an entity to provide management services for transportation to obtain nonemergency medical care, as specified under section 49.46 (2)

(b) 3. of the statutes, as affected by this act, the department of health services shall submit a report to the joint committee on finance that describes the steps taken by the department of health services to guarantee that the entity with which the department of health services contracts will be required to do all of the following:

1. Coordinate management activities, on an ongoing basis, with existing local transit systems.

2. Guarantee adequate access, as defined by the department of health services, to nonemergency medical transportation services for medical assistance recipients throughout the state, including in rural counties.

(b) 1. In this paragraph, "transportation manager" means the entity with which the department of health services contracts to provide management for transportation services under section 49.46 (2) (b) 3. of the statutes, as affected by this act.

2. Before January 31, 2011, the department of health services shall prepare and submit to the joint committee on finance a report that analyzes all of the following:

a. Whether, through December 31, 2010, the transportation manager achieved savings or other efficiencies in the delivery of transportation services to medical assistance recipients.

b. Whether the transportation manager helped enable the state to claim additional federal financial participation for common carrier services.

c. How the transportation manager affected access to services for medical assistance recipients statewide.

(4g) FAMILY CARE EXPANSION TO LANGLADE COUNTY.

(a) The department of health services shall contract with an entity to provide the services under section 46.283 (3)

of the statutes and section 46.283 (4) of the statutes, as affected by this act, as a resource center such that services of a resource center are available to residents of Langlade County on May 1, 2010.

(b) The department of health services shall contract with an entity as provided under section 46.284 (2) of the statutes to administer the family care benefit as a care management organization such that the family care benefit is available to residents of Langlade County on July 1, 2010.

(5d) VETERANS HOMES EXEMPTION FROM NURSING HOME BED ASSESSMENT. Notwithstanding section 50.14 (2) of the statutes, the Wisconsin Veterans Home at King and the Wisconsin Veterans Home at Union Grove are not required to pay the per-bed assessment on nursing homes under section 50.14 (2) (am) of the statutes during the fiscal biennium in which this subsection takes effect.

(5f) STUDY OF FAMILY CHILD CARE PROVIDER HEALTH INSURANCE COVERAGE. The department of health services shall conduct a study of the health insurance coverage of child care providers certified under section 48.651 of the statutes, as affected by this act, and of child care providers licensed under section 48.65 of the statutes, as affected by this act, or under section 48.69 of the statutes who provide care and supervision for not more than 8 children who are not related to those child care providers to determine the efficacy of the legislature authorizing that department to request from the secretary of the federal department of health and human services a medical assistance waiver to expand eligibility for benefits under the BadgerCare Plus Medical Assistance program under section 49.471 of the statutes, as affected by this act, to those child care providers.

(5i) HOSPITAL ASSESSMENT PAYMENTS. Notwithstanding 2009 Wisconsin Act 2, section 9122 (1) (a), the amounts of the 2 hospital assessment payments imposed on eligible hospitals under section 50.38 (2) of the statutes for the second fiscal year of the fiscal biennium in which this subsection takes effect need not be equal.

(5k) DENTAL HEALTH CLINIC GRANT. From the appropriation to the department of health services under section 20.435 (1) (dj) of the statutes, as created by this act, the department of health services shall award a grant to Milwaukee Health Services Incorporated for dental services and equipment at a clinic having an address with the zip code 53218.

(5u) SEAL-A-SMILE DENTAL SEALANT PROGRAM. The department of health services shall determine whether any federal moneys are available in federal fiscal year 2009-10 for the school-based dental sealant program under section 250.10 (1m) (b) of the statutes, as affected by this act, and, if such moneys are available, shall apply for them. If the department receives federal moneys for the school-based dental sealant program, it shall allocate to the recipient of the grant for the school-based dental sealant program under section 250.10 (1m) (b) of the stat-

utes, as affected by this act, an amount of the federal moneys that is equal to moneys donated to the grant recipient by individuals and organizations for the school-based dental sealant program. The grant recipient shall use moneys allocated by the department of health services under this subsection to make grants for dental services, and may not use the moneys for its administrative costs. Federal moneys allocated by the department of health services under this subsection for the school-based dental sealant program shall be in addition to moneys appropriated for the program under section 20.435 (1) (de) of the statutes, as affected by this act.

(5v) SHORT-TERM FUNDING CHANGES; GRANTS. From the appropriation account under section 20.435 (1) (gm) of the statutes, as affected by this act, the department of health services shall allocate all of the following:

(a) To subsidize premium payments under sections 252.16 and 252.17 of the statutes, as affected by this act, for individuals with human immunodeficiency virus and for the reimbursement or supplement of the reimbursement of azidothymidine, pentamidine, and certain other drugs under section 49.686 of the statutes, as affected by this act, \$363,100 in the second fiscal year of the fiscal biennium in which this paragraph takes effect.

(b) For the poison control program under section 255.35 of the statutes, as affected by this act, \$102,200 in each fiscal year of the fiscal biennium in which this paragraph takes effect.

(c) For community health services grants under section 250.15 of the statutes, as affected by this act, \$255,500 in each fiscal year of the fiscal biennium in which this paragraph takes effect.

(d) To the AIDS Network in Madison, Wisconsin, \$25,000 in each fiscal year of the fiscal biennium in which this paragraph takes effect.

(e) To a health center located at Lincoln Plaza on South 108th Street in Milwaukee County that performs colposcopies for low-income women and performs loop electrosurgical excision procedures, \$16,300 in each fiscal year of the fiscal biennium in which this paragraph takes effect to provide loop electrosurgical excision procedures and provide follow-up care, including hysterectomies, for patients treated for cervical cancer.

(f) To the Marquette University School of Dentistry, \$8,800 in each fiscal year of the fiscal biennium in which this paragraph takes effect for clinical education under section 250.10 (1m) (a) of the statutes, as affected by this act.

(g) To Lakes Community Dental Center in Ashland County, \$25,000 in each fiscal year of the fiscal biennium in which this paragraph takes effect for dental services.

(h) To La Crosse Community Dental, \$25,000 in each fiscal year of the fiscal biennium in which this paragraph takes effect for dental services.

(i) To Health Care for the Homeless in Milwaukee, \$25,000 in each fiscal year of the fiscal biennium in

which this paragraph takes effect for primary health care services and other services described under section 46.972 of the statutes, as affected by this act.

(j) Twenty-five thousand dollars in each fiscal year of the fiscal biennium in which this paragraph takes effect, for services under section 253.16 of the statutes, as affected by this act, to reduce fetal and infant mortality and morbidity.

(5w) INDEPENDENT LIVING CENTER APPROPRIATION BASE AMOUNT. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for purposes of the 2011-13 biennial budget bill, the department of health services shall submit information concerning the appropriation under section 20.435 (7) (c) of the statutes as though the amount appropriated under that appropriation for the second fiscal year of the fiscal biennium in which this subsection takes effect had been \$983,500.

(5x) INCOME MAINTENANCE MANAGEMENT REPORTS. The department of health services shall provide to the joint committee on finance copies of all reports documenting its management of the Milwaukee County income maintenance programs, including all monthly Milwaukee County Enrollment Services reports, that the department is required to provide to the plaintiffs in the litigation commenced against department officials and others, known as *West v. Timberlake*, under a settlement agreement entered into on April 16, 2009.

(6i) 2009-11 INDEPENDENT RURAL HOSPITAL SUPPLEMENTS. From the appropriation account under section 20.435 (4) (b) of the statutes and, if the federal government authorizes federal financial participation under the federal Medicaid program for payments under this subsection, from the appropriation account under section 20.435 (4) (o) of the statutes, the department of health services shall pay each independent, rural, hospital that is located in a county that borders another state and that is not a critical access hospital the following amounts:

(a) In the first fiscal year of the fiscal biennium in which this paragraph takes effect, \$300,000.

(b) In the second fiscal year of the fiscal biennium in which this paragraph takes effect, \$400,000.

(6j) GRANT FOR HIV INFECTION SERVICES. From the appropriation account under section 20.435 (1) (ma) of the statutes, as created by this act, the department of health services shall provide to the Black Health Coalition of Wisconsin, Inc., \$100,000 in the first fiscal year of the fiscal biennium in which this subsection takes effect as a grant to provide human immunodeficiency virus infection outreach, education, referral, and other services.

(6v) POISON CONTROL FUNDING. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for the purposes of the 2011-13 biennial budget bill, the department of health services shall submit information concerning

the appropriation under section 20.435 (1) (ds) of the statutes, as affected by this act, as though the amount in the schedule for fiscal year 2010-11 had been \$425,000.

(7i) COMMITTEE ON PRESERVATION OF INTERMEDIATE CARE FACILITIES FOR THE MENTALLY RETARDED. The secretary of the department of health services shall appoint a committee to study and report on the need for existing intermediate care facilities for the mentally retarded in maintaining an effective, high-quality, planned system of services for persons with developmental disabilities. The membership of the committee shall include at least one member of the senate, at least one member of the assembly, representatives of operators and administrators of intermediate care facilities for the mentally retarded, and representatives of consumer advocates. The department of health services shall submit the committee's report, and any recommendations made by the committee, to the joint committee on finance by December 1, 2009.

(7v) COMMUNITY HEALTH SERVICES GRANTS FUNDING. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for the purposes of the 2011-13 biennial budget bill, the department of health services shall submit information concerning the appropriation under section 20.435 (1) (fh) of the statutes, as affected by this act, as though the amount in the schedule for fiscal year 2010-11 had been \$6,100,000.

(8v) BIRTH DEFECT PREVENTION AND SURVEILLANCE REPORT. Before December 1, 2009, the department of health services shall prepare and submit to the appropriate standing committees of the legislature under section 13.172 (3) of the statutes, a report including all of the following:

(a) Recommendations for improving the birth defect prevention and surveillance system under section 253.12 of the statutes.

(b) Standards for measuring the birth defect prevention and surveillance system performance.

(c) Individual privacy considerations involved in any recommendations under paragraph (a).

(d) A review of potential federal and private funding sources for the birth defect prevention and surveillance system.

(10q) MEDICAL ASSISTANCE QUALITY AND COST REDUCTION REPORT.

(a) Before January 1, 2010, the department of health services shall submit to the legislature in the manner provided under section 13.172 (2) of the statutes a report that discusses all of the following proposals:

5. Creating a surveillance system for adverse events that result in poor patient outcomes and include reporting of health care associated infections.

6. Requiring all medical assistance providers to participate in care coordination incentive programs.

7. Modifying how health maintenance organizations deliver services to medical assistance recipients, such as requiring health maintenance organizations to make available a toll-free, 24 hours per day, 7 days per week triage hotline and help desk staffed by nurses; provide prenatal case coordination; institute a chronic disease management program, including substance abuse screening and intervention and other lifestyle screening and intervention; report health care associated infections; and institute care coordination incentives.

8. Reducing funding to support the administrative component of the capitation payments the department of health services makes to health maintenance organizations for medical assistance recipients.

9. Reducing fee-for-service payments to health care providers in cases in which a patient, who receives medical assistance benefits, is readmitted to a hospital within 30 days of release from a hospital following treatment for the same condition, or following a preventable, adverse event.

10. Prohibiting inclusion of a provision in a contract between the department of health services and a managed care organization that would allow any managed care organization, or an agency with which the managed care organization contracts, to withhold, as confidential, proprietary, or a trade secret, information on provider payment rates pertaining to medical assistance recipients and modifying section 19.36 (5) of the statutes to specify that, in that subsection, information on provider payment rates is not a trade secret.

(b) The report under paragraph (a) shall include a discussion of all of the following for each proposal under paragraph (a) 5. to 10.:

1. The potential effect on improving the quality of care for medical assistance recipients.

2. The estimated savings that may result by implementation.

3. The feasibility of implementation.

(11q) JOINT COMMITTEE ON FINANCE REVIEW OF MEDICAL ASSISTANCE SPENDING PLAN. The department of health services shall by August 1, 2009, submit a plan to the joint committee on finance for administering the Medical Assistance Program under subchapter IV of chapter 49 of the statutes and the prescription drug assistance program for the elderly under section 49.688 of the statutes in the 2009-11 fiscal biennium within the funding appropriated for these programs under this act. The plan shall include a description of the measures the department intends to implement to realize cost efficiencies and cost reductions in the Medical Assistance Program and the prescription drug assistance program for the elderly. The plan shall include an estimate of savings in state and federal expenditures, by fiscal year, for each component of the plan and for the plan as a whole. The department may implement the plan unless the commit-

tee, by September 1, 2009, approves an alternative plan for administering the Medical Assistance Program and the prescription drug assistance program for the elderly within the funding appropriated for these programs under this act. If the committee meets to review the department's plan and approves an alternative plan by September 1, 2009, the department shall implement the alternative plan.

(12u) **EMPLOYMENT AND TRAINING ACTIVITIES.** The department of health services shall work with Portage, Adams, Wood, and Milwaukee counties to modify the employment and training program under section 49.79 (9) of the statutes in those counties for the purpose of increasing the amount of federal funding that the state receives under the program.

SECTION 9125. Nonstatutory provisions; Housing and Economic Development Authority.

(1f) **GRANT TO HOUSEHOLD ABUSE VICTIMS EMERGENCY NETWORK OF THE CITY OF MERRILL.** Notwithstanding section 234.165 (2) (c) (intro.) of the statutes, the Wisconsin Housing and Economic Development Authority shall pay, in fiscal year 2009-10, a grant in the amount of \$25,000 from its actual surplus under section 234.165 of the statutes and, in fiscal year 2010-11, a grant in the amount of \$25,000 from its actual surplus under section 234.165 of the statutes to the Household Abuse Victims Emergency Network of the city of Merrill for the purpose of renovating a domestic abuse shelter serving Langlade, Lincoln, Taylor, Vilas, and Oneida counties.

SECTION 9126. Nonstatutory provisions; Insurance.

(1) **RULES FOR UNIFORM APPLICATION.** The commissioner of insurance shall submit in proposed form the rules required under section 601.41 (10) (a) of the statutes, as created by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than the first day of the 12th month beginning after the effective date of this subsection.

SECTION 9130. Nonstatutory provisions; Justice.

(1q) **REQUEST TO INVESTIGATE INCOME MAINTENANCE FRAUD.** It is requested that the department of justice investigate whether county administrative fraud was committed before May 1, 2009, in connection with the administration of any income maintenance program, as defined in section 49.78 (1) (b) of the statutes, in Milwaukee County.

SECTION 9131. Nonstatutory provisions; Legislature.

(2f) **AUDIT OF MILWAUKEE CHILD WELFARE PROGRAM.**

(a) *Performance evaluation audit.* The joint legislative audit committee is requested to direct the legislative audit bureau to conduct a performance evaluation audit of the programs administered by the bureau of Milwaukee child welfare in the department of children and families. If the committee directs the legislative audit bureau

to conduct the audit, the audit shall address all of the following:

1. The timeliness of the bureau in investigating allegations of child abuse or neglect.

2. The effectiveness of the out-of-home care and in-home safety services provided by the bureau in achieving safety and permanence for children, including the effectiveness of the bureau in coordinating its services.

3. The effectiveness of the bureau in achieving the performance standards required under an agreement entered into to settle *Jeanine B. et al. v. James Doyle et al.*, No. 93-C-547 (E.D. Wis.).

(b) *Financial audit.* The joint legislative audit committee is requested to direct the legislative audit bureau to conduct a financial audit of the bureau of Milwaukee child welfare in the department of children and families. If the committee directs the legislative audit bureau to conduct the audit, the audit shall address the funding of the programs administered by the bureau and the appropriateness of the expenditures made by the bureau and by contractors of the bureau. If conducted, the audit shall also address issues concerning turnover, qualifications, training, workloads, and salaries of the staff of the bureau.

(cm) *Report.* If an audit is conducted under paragraph (a) or (b), the legislative audit bureau shall file a report of the audit as described in section 13.94 (1) of the statutes by July 1, 2010.

(2g) **PENSION STUDY.** The joint survey committee on retirement systems is requested to study the impact of increasing the initial amount of the normal form annuity under section 40.23 (2m) (b) of the statutes from 65 percent to 70 percent of the participant's final average earnings for participants whose formula rate is determined under section 40.23 (2m) (e) 3. of the statutes and to report its findings to the legislature before July 1, 2010.

(3q) **OUT-OF-STATE TRAVEL BY EMPLOYEES OF LEGISLATIVE SERVICE AGENCIES.** During the 2009-11 fiscal biennium, no employee of the legislative reference bureau, the legislative fiscal bureau, the legislative audit bureau, the legislative technology services bureau, and the legislative council staff may be reimbursed for any out-of-state travel expenses without the written approval of the senate committee on organization and the speaker of the assembly.

SECTION 9133. Nonstatutory provisions; Local Government.

(1) **LEVY LIMITS.** The repeal of 2007 Wisconsin Act 20, sections 1878d and 9441 (6n), applies notwithstanding section 990.03 of the statutes.

SECTION 9136. Nonstatutory provisions; Military Affairs.

(1x) **DISASTER AID REPORT.** The department of military affairs, before expending any amount in excess of \$1,347,000 from the appropriation under section 20.465 (3) (e) of the statutes during either fiscal year of the

2009-11 biennium, shall submit a report to the joint committee on finance indicating the amount of required additional funding necessary to match federal disaster aid, when the required match funding will be needed, and if any potential funding source in lieu of general purpose revenue may be used to provide the required match.

(2c) EMERGENCY RULE: MILITARY FAMILY FINANCIAL AID. Using the procedure under section 227.24 of the statutes, the department of military affairs shall promulgate the rules described under section 321.45 (2) of the statutes, as created by this act, for the period before the permanent rules become effective, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of military affairs is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for the rules promulgated under this subsection.

SECTION 9137. Nonstatutory provisions; Natural Resources.

(1) CLEAN WATER FUND BONDING AMOUNTS.

(a) In this subsection, "federal economic stimulus funds" means federal moneys received by the state, pursuant to federal legislation enacted during the 111th Congress for the purpose of reviving the economy of the United States.

(b) Notwithstanding the authority of this state to contract public debt for the purposes of the clean water fund program in the total amount specified under section 20.866 (2) (tc) of the statutes, as affected by this act, the state may not obligate, in fiscal years 2009-10 and 2010-11, a total amount exceeding \$697,643,200 unless the department of administration first takes into account any federal economic stimulus funds received for purposes of the clean water fund program.

(1q) GRANT FOR RECYCLING BINS. In fiscal year 2010-11, the department of natural resources shall provide a grant of \$46,000 from the appropriation under section 20.370 (6) (bu) of the statutes, as affected by this act, to the Town of Wrightstown in Brown County to purchase recycling bins. The department shall allocate the grant under this subsection before calculating grants under section 287.23 of the statutes for fiscal year 2010-11.

(2) HAZARDOUS WASTE FEE EMERGENCY RULES. The department of natural resources may promulgate the rule required under section 289.67 (2) (de) of the statutes, as created by this act, using the procedure under section 227.24 of the statutes before promulgating a permanent rule. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, an emergency rule promulgated under this subsection remains in effect until July 1, 2011, or the date on which the permanent rule takes effect, whichever is

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

(2i) REPORT ON CONCENTRATED ANIMAL FEEDING OPERATION FEES. The standing committee of each house of the legislature with jurisdiction over agricultural matters shall report to the presiding officer of each house of the legislature in the manner provided under section 13.172 (2) of the statutes, no later than July 1, 2010, recommendations for legislation imposing fees on a person who applies for a permit under section 283.31 of the statutes for a concentrated animal feeding operation.

(3c) NONRESIDENT BOAT STICKER RULES. Using the procedure under section 227.24 of the statutes, the department of natural resources may promulgate rules under section 30.527 (4) (c) of the statutes, as created by this act, which shall remain in effect until the date on which permanent rules take effect, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(3u) DIESEL TRUCK IDLING, FEDERAL MONEYS. When expending any federal moneys received under P.L. 111-5 for diesel emission reduction activities, the department of natural resources shall, to the extent permitted under federal law, give priority to diesel truck idling reduction activities for motor carriers eligible for grants under section 560.125 (4) of the statutes, as affected by this act.

(3w) BALLAST WATER GRANTS. If the amount credited to the appropriation under section 20.370 (4) (aj) of the statutes, as created by this act, in the 2009-11 fiscal biennium exceeds the amount required by the department of natural resources to administer and enforce section 283.35 (1m) of the statutes, as created by this act, the department of natural resources shall award grants from the balance of funds in that appropriation to one or more persons for research and development projects relating to the treatment of ballast water for protection against invasive species. A grant awarded under this subsection may cover the full amount of the costs of a project. Each person who receives a grant under this subsection shall submit a report to the department of natural resources that contains the results or findings of the research or development activities conducted with the grant funds.

(4c) RECYCLING AND RENEWABLE ENERGY FUND REVENUES. If the revenues deposited in the recycling and renewable energy fund exceed the amounts estimated

during the deliberations on this act, the department of natural resources shall, no later than March 1, 2011, submit a request to the joint committee on finance for a corresponding increase in the amount appropriated for fiscal year 2010-11 under section 20.370 (6) (bu) of the statutes for recycling grants for local recycling programs.

(4u) PUBLIC SHOOTING RANGE. From the appropriation under section 20.370 (5) (ar) of the statutes, as affected by this act, the department of natural resources shall provide \$50,000 in fiscal year 2009-10 to Eau Claire County for the development of a public shooting range on the county's property. The county need not provide any matching funds.

(5q) FLOOD MITIGATION ASSESSMENT. In fiscal year 2009-10, the department of natural resources shall provide a grant of \$19,000 from the appropriation account under section 20.370 (6) (dq), as affected by this act, to the Village of Bagley in Grant County to assess and survey storm sewer and flood mitigation projects.

(6f) FIRE SUPPRESSION GRANT. From the appropriation under section 20.370 (5) (by) of the statutes, the department of natural resources in fiscal year 2009-10 shall award a grant of \$108,000 under the fire suppression aid program established under section 26.145 of the statutes to the village of Plum City for the Plum City-Township of Union Fire Department. Notwithstanding section 26.145 (1) of the statutes, the village of Plum City need not provide any matching funding or in-kind contributions. Notwithstanding section 26.145 (2) (b) of the statutes, the village of Plum City need not have entered an agreement with the department of natural resources to assist the department in suppression of forest fires.

(6i) LAKE KOSHKONONG STUDY. In fiscal year 2009-10, the department shall provide a grant of \$100,000 from the appropriations under section 20.370 (6) (ac) of the statutes, as created by this act, and section 20.370 (6) (dq) of the statutes, as affected by this act, to the Rock-Koshkonong public inland lake protection and rehabilitation district for a comprehensive study of options and structures to preserve wetlands, shoreline, fish and wildlife habitat, and the navigability of Lake Koshkonong.

(6q) POSITIONS AT SERVICE CENTERS. The authorized FTE positions for the department of natural resources are increased by 1.26 FED positions on April 1, 2010, to be funded from the appropriation under section 20.370 (9) (mz) of the statutes, for the purpose of staffing walk-in service centers operated by the department of natural resources.

(6x) SNOWMOBILE RAIL CROSSING. From the appropriation under section 20.370 (3) (aq) of the statutes, as affected by this act, the department of natural resources shall provide \$10,000 in fiscal year 2009-10 to Oneida County for a snowmobile rail crossing project located on STH 47 in Oneida County.

SECTION 9139. Nonstatutory provisions; Public Instruction.

(1j) CALCULATION OF STATE AID: 2009-11 FISCAL BIENNIUM. (a) Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by this act, the department of public instruction shall calculate state aid to school districts under section 121.08 of the statutes for the 2009-10 fiscal year using the sum of the amount appropriated under section 20.255 (2) (ac) of the statutes and the amount appropriated under section 20.255 (2) (p) of the statutes, as created by 2009 Wisconsin Act 11.

(b) Notwithstanding section 121.08 of the statutes, in calculating the net general school aid payment for each school district in the 2009-10 and 2010-11 fiscal years, the department of public instruction shall run the school aid formula twice, the 2nd time as if an additional \$147,001,900 were appropriated in each fiscal year under section 20.255 (2) (ac) of the statutes, as affected by this act, and section 20.255 (2) (p) of the statutes, as created by 2009 Wisconsin Act 11. For each school district, the department shall compute the percentage reduction in general school aid under the first aid run as compared to the 2nd aid run. The department shall then make the following adjustments to the net general school aid calculated under the first aid run for the following described school districts:

1. For each school district that satisfies the following criteria, the department shall multiply its net general school aid payment, as determined using the 2nd aid run, by 10 percent, and reduce the school district's net general school aid payment under the first aid run by the result:

a. The school district's percentage reduction in general school aid under paragraph (b) (intro.) is between 0.0 percent and 0.9 percent.

b. The school district's equalized valuation per member is greater than the statewide average equalized valuation per member.

c. Less than 35 percent of the school district's membership is eligible for a free or reduced-price lunch under 42 USC 1758 (b).

2. The department shall determine the total amount of net general school aid reductions for all school districts under subdivision 1. and distribute that amount to school districts for which the percentage reduction in general school aid under paragraph (b) (intro.) is greater than 10 percent by decreasing each such school district's percentage of aid reduction in the following manner:

a. List those school districts in descending order of percentage of aid reduction under paragraph (b) (intro.).

b. Decrease the percentage of aid reduction of the school district with the greatest percentage of aid reduction to that of the school district with the 2nd greatest percentage of aid reduction.

c. If there are sufficient funds, decrease the percentage of aid reduction of the 2 school districts under subdi-

vision 2. b., which now have identical percentages of aid reduction, to that of the school district with the 3rd greatest percentage of aid reduction.

d. Continue down the list of school districts, decreasing the percentage of aid reduction of the school districts with the greatest percentage of aid reduction to that of the school district with the next greatest percentage of aid reduction until the total amount to be distributed to school districts under this subdivision is depleted. If the total amount to be distributed is insufficient to complete any individual reduction, the department shall nevertheless decrease the percentage of aid reduction of the school districts with the greatest percentage of aid reduction to as close as possible to that of the school district with the next greatest percentage of aid reduction.

(2c) ENVIRONMENTAL EDUCATION CONSULTANT. The authorized FTE positions for the department of public instruction are increased by 1.0 SEG position, to be funded from the appropriation under section 20.255 (1) (q) of the statutes, as created by this act, for an environmental education consultant.

(2q) OPEN ENROLLMENT PROGRAM; LIMITS. Notwithstanding section 118.51 (16) of the statutes, no school district located in whole or in part in Milwaukee County may receive more in additional state aid in the 2009-10 school year as a result of accepting pupils who reside in the Milwaukee Public Schools under the open enrollment program than the school district received in additional state aid in the 2008-09 school year as a result of accepting pupils who reside in the Milwaukee Public Schools under the open enrollment program.

(2x) ENERGY EFFICIENCY MEASURES; RULES. Using the procedure under section 227.24 of the statutes, the department of public instruction may promulgate the rules required under section 121.91 (4) (o) 1. of the statutes, as created by this act, for the period before the effective date of the permanent rule promulgated under that section but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of public instruction is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(3) MILWAUKEE PARENTAL CHOICE PROGRAM FEES; RULES. By the first day of the 3rd month beginning after the effective date of this subsection, using the procedure under section 227.24 of the statutes, the department of public instruction shall promulgate a rule specifying the amount of the fee under section 119.23 (2) (a) 3. of the statutes, as affected by this act, for the period before the effective date of the permanent rule promulgated specifying the fee but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwith-

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

(4) MILWAUKEE PARENTAL CHOICE PROGRAM FEES; FEES FOR THE 2009-10 SCHOOL YEAR. Notwithstanding section 119.23 (2) (a) 3. of the statutes, as affected by this act, each private school participating in the program under section 119.23 of the statutes in the 2009-10 school year shall pay the fee required under section 119.23 (2) (a) 3. of the statutes, as affected by this act, no later than 30 days after the effective date of the rule promulgated under subsection (3).

(4r) MILWAUKEE PARENTAL CHOICE PROGRAM TEACHER CREDENTIALS; EMERGENCY RULES.

(a) The department of public instruction shall submit in proposed form the rules required under section 119.23 (2) (a) 6. c. of the statutes, as created by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than the first day of the 4th month beginning after the effective date of this paragraph.

(b) Using the procedure under section 227.24 of the statutes, the department of public instruction may promulgate rules required under section 119.23 (2) (a) 6. c. of the statutes, as created by this act, for the period before the effective date of the rules submitted under paragraph (a), but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this paragraph as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this paragraph.

(5i) GLOBAL ACADEMY. From the appropriation account under section 20.255 (2) (er) of the statutes, as created by this act, in the 2009-10 fiscal year the department of public instruction shall award a \$50,000 grant to the consortium of 7 school districts in Dane County known as the Global Academy to support planning and development.

(5x) FUTURE BUDGET REQUEST PROPOSING A DRIVER EDUCATION GRANT PROGRAM. In submitting information under section 16.42 of the statutes for purposes of the 2011-13 biennial budget act, the department of public instruction shall include a proposal for a driver education grant program and proposed administrative rules for the program.

(6i) DISTANCE LEARNING. From the appropriation account under section 20.255 (2) (es) of the statutes, as created by this act, in the 2009-10 fiscal year the department of public instruction shall award a \$50,000 grant to

the Chequamegon School District for a distance learning lab.

(7u) **FIRST CLASS CITY SCHOOL DISTRICT: CONSTRUCTION PROJECTS.** The board of school directors in charge of the public schools of a 1st class city shall ensure that at least 30 percent of the number of full-time equivalent employees hired to work on school district construction projects funded in whole or in part with federal economic stimulus funds, as defined in s. 16.705 (9) (a) of the statutes, as created by this act, or by a federal interest rate subsidy on bonds, reside within the community development block grant area located in the 1st class city, as determined by the board of school directors.

(9i) **SCHOOL DISTRICT GRANTS.** From the appropriation under section 20.255 (2) (de) of the statutes, as created by this act, in the 2009-10 fiscal year the department of public instruction shall pay \$60,000 to each of the following school districts for the specified purposes:

(a) Pepin Area, for technology improvements and technology to install a distance learning lab.

(b) Cochrane-Fountain City, for transportation, class-size reduction, and comprehensive education.

(c) Plum City, for transportation and specialized instruction.

SECTION 9141. Nonstatutory provisions; Public Service Commission.

(1j) **INITIAL MEMBERS OF 911 COUNCIL.** Notwithstanding the length of terms specified for the members of the 911 council under section 15.793 (1) (a) of the statutes, as created by this act, the initial members shall be appointed for the following terms:

(a) The members specified under section 15.793 (1) (a) 1., 2., 3., and 4. of the statutes, as created by this act, and one member specified under section 15.793 (1) (a) 5. of the statutes, as created by this act, for terms expiring on July 1, 2013.

(b) One member specified under section 15.793 (1) (a) 5. of the statutes, as created by this act, one member specified under section 15.793 (1) (a) 7. of the statutes, as created by this act, and the members specified under section 15.793 (1) (a) 6., 8., and 9. of the statutes, as created by this act, for terms expiring on July 1, 2014.

(c) One member specified under section 15.793 (1) (a) 7. of the statutes, as created by this act, and the members specified under section 15.793 (1) (a) 10., 11., 12., and 13. of the statutes, as created by this act, for terms expiring on July 1, 2015.

(2j) **ENHANCED 911 PROGRAM POSITION.** The authorized FTE positions for the public service commission are increased by 1.0 SEG position, to be funded from the appropriation under section 20.155 (3) (r) of the statutes, as created by this act, for the purpose of administering the requirements of section 256.35 (3g) of the statutes, as created by this act.

SECTION 9142. Nonstatutory provisions; Regulation and Licensing.

(1) **MEDICAL BOARD SUPPORT.** The secretary of regulation and licensing shall form a dedicated work unit in the department of regulation and licensing to support the work of the medical examining board and the affiliated credentialing boards attached to the medical examining board by performing all aspects of credential processing, examination, and complaint investigation, for any credential issued or renewed under chapter 448 of the statutes.

(1f) **CHIROPRACTIC RADIOLOGICAL TECHNICIANS; EXEMPTIONS FROM CERTAIN CERTIFICATION REQUIREMENTS.** Notwithstanding section 446.025 of the statutes, as created by this act, the chiropractic examining board shall grant a certificate under section 446.025 (2) of the statutes, as created by this act, to an individual who before the first day of the 13th month beginning after the effective date of this subsection provides sufficient evidence to the chiropractic examining board that the individual satisfies the requirements for delegation of X-ray services under section 446.02 (7) of the statutes and continues to perform delegated X-ray services under the supervision of a chiropractor licensed under chapter 446 of the statutes on the effective date of this subsection and at the time the individual seeks an exemption from the certification requirements under this subsection.

(1g) **CHIROPRACTIC TECHNICIANS; EXEMPTIONS FROM CERTAIN CERTIFICATION REQUIREMENTS.** Notwithstanding section 446.026 of the statutes, as created by this act, the chiropractic examining board shall grant a certificate under section 446.026 (2) of the statutes, as created by this act, to an individual who before the first day of the 13th month beginning after the effective date of this subsection provides sufficient evidence to the chiropractic examining board that the individual satisfies the requirements for delegation of adjunctive services under section 446.02 (7) of the statutes and continues to perform delegated adjunctive services under the supervision of a chiropractor licensed under chapter 446 of the statutes on the effective date of this subsection and at the time the individual seeks an exemption from the certification requirements under this subsection.

(2u) **INITIAL CREDENTIAL FEE: MEDICAL EXAMINING BOARD.** Notwithstanding section 440.05 (1) (a) of the statutes, as affected by this act, for the 2009-11 fiscal biennium, the initial credential fee for credentials issued under chapter 448 of the statutes shall be \$75.

SECTION 9143. Nonstatutory provisions; Revenue.

(1q) **EMERGENCY RULES CONCERNING WITHHOLDING AND WILLFUL MISCLASSIFICATION BY CERTAIN CONTRACTORS.** The department of revenue may promulgate emergency rules under section 227.24 of the statutes relating to the withholding requirements under section 71.64 (6m) of the statutes, as created by this act, and to define "willful misclassification," as that concept is used in section 71.65 (6) of the statutes, as created by this act. Not-

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

(2) INTERNAL REVENUE CODE UPDATE. Changes to the Internal Revenue Code made by Public Law 110-458 apply to the Internal Revenue Code definitions in chapter 71 of the statutes at the time that the changes first apply for federal tax purposes.

(2q) EXPENDITURE RESTRAINT PROGRAM.

(a) Notwithstanding section 79.05 (2) (c) of the statutes, as affected by this act, a municipality may increase its municipal budget, as defined in section 79.05 (1) (b) of the statutes, for 2010 beyond the amount otherwise allowed under section 79.05 of the statutes as specified under paragraph (b) and remain eligible for a payment under section 79.05 (3) of the statutes in 2011.

(b) The maximum allowable adjustment under paragraph (a) shall equal the difference between the municipality's entitlement under section 70.119 of the statutes, assuming that program is fully funded, and the municipality's actual payment received in 2009 under section 70.119 of the statutes. A municipality may claim the adjustment only if it does not finance any expenditures related to that additional expenditure authority with property tax revenues and the municipality submits a statement to that effect from its independent auditor to the department of revenue.

(3c) MUNICIPAL AID PAYMENT. Notwithstanding sections 79.02 (4) and 79.043 (6) of the statutes, as created by this act, for the distribution in 2010 and subsequent years, the city of Stanley shall receive a payment under sections 79.035 and 79.043 (6) of the statutes that is equal to the amount of the payment determined for the city of Stanley under section 79.02 (4) of the statutes in 2010, plus \$37,200.

(3d) OMITTED PROPERTY. Notwithstanding section 70.44 (1) of the statutes, section 70.44 (1) of the statutes does not apply to property described under section 70.11 (4) (b), (4a), and (4d) of the statutes, as created by this act, for the years before 2009 during which the property was omitted from assessment.

(3q) MAIN STREET EQUITY ACT: LEASE OR RENTAL. Section 77.51 (7) of the statutes, as affected by 2009 Wisconsin Act 2, first applies to lease and rental contracts entered into on October 1, 2009, and has no effect on a lease or rental contract entered into before October 1, 2009, until the lease or contract is renewed, extended, or modified on or after October 1, 2009.

(4u) EMERGENCY RULES FOR AMBULATORY SURGICAL CENTER ASSESSMENT. Using the procedure under section 227.24 of the statutes, the department of revenue may promulgate the rule required under section 146.98 (5) of

the statutes, as created by this act, for the period before the effective date of the permanent rule under that subsection, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

SECTION 9150. Nonstatutory provisions; Transportation.

(1) TRANSIT AUTHORITIES.

(b) *Initial terms of Dane County regional transit authority.* Notwithstanding the length of terms specified for members of the board of directors of the Dane County transit authority under section 66.1039 (2) (b) and (3) (a) of the statutes, as created by this act, the initial terms for the members appointed under section 66.1039 (3) (c) 1. and 4. of the statutes, as created by this act, shall be two years.

(c) *Initial terms of Chippewa Valley regional transit authority.* Notwithstanding the length of terms specified for members of the board of directors of the Chippewa Valley regional transit authority under section 66.1039 (2) (c) and (3) (a) of the statutes, as created by this act, the initial terms shall be 2 years for each of the following:

1. One of the members appointed under section 66.1039 (3) (d) 1. b. of the statutes, as created by this act.
2. One of the members appointed under section 66.1039 (3) (d) 1. c. of the statutes, as created by this act, if applicable.

3. Each member appointed under section 66.1039 (3) (d) 1. d. of the statutes, as created by this act.

(d) *Initial terms of Chequamegon Bay regional transit authority.* Notwithstanding the length of terms specified for members of the board of directors of the Chequamegon Bay regional transit authority under section 66.1039 (2) (e) and (3) (a) of the statutes, as created by this act, the initial terms shall be 2 years for each of the following:

1. One member from each county appointed under section 66.1039 (3) (f) 1. b. of the statutes, as created by this act.

2. Each of the members appointed under section 66.1039 (3) (f) 1. c. of the statutes, as created by this act.

(3) BASEBALL SPECIAL PLATES. No later than the first day of the 3rd month beginning after the effective date of this subsection, the executive vice president of the Milwaukee Brewers Baseball Club LP shall consult with the department of transportation for all of the following purposes:

- (a) To specify an initial design for the special group plates under section 341.14 (6r) (f) 60. of the statutes, as created by this act.

(b) To facilitate, if necessary, the department of transportation's obtaining of the approval described in section 341.14 (6r) (b) 1. of the statutes, as affected by this act.

(4c) GRANT TO VILLAGE OF BELLEVUE FOR STREET BEAUTIFICATION PROJECT. In fiscal year 2009-10, from the appropriation under section 20.395 (2) (jq) of the statutes, as created by this act, the department of transportation shall award a grant to the village of Bellevue in Brown County for a street beautification project on Huron Road.

(4d) HIGHWAY PROJECT DEVELOPMENT REPORT. No later than January 1, 2010, the department of transportation shall submit a report to the joint committee on finance that provides each of the following:

(a) An assessment of the most appropriate uses of consultants for highway project development.

(b) Recommendations of actions that the department and local governments may take to improve efficiency, cost-effectiveness, and timeliness of local road construction projects.

(c) Proposed legislative changes that may help meet the goals in paragraph (b).

(5b) CHIPPEWA COUNTY REHABILITATION PROJECT ON CTH "X". In the 2009-11 fiscal biennium, from the appropriation under section 20.395 (2) (fx) of the statutes, the department of transportation shall provide funding for the rehabilitation of CTH "X" in Chippewa County between 57th Avenue and 184th Street if this rehabilitation project does not receive federal economic stimulus funding under Public Law 111-5. The amount of funds provided under this subsection shall be \$430,000 or 80 percent of the total cost of the rehabilitation project, whichever is less.

(5bb) GRANT TO VILLAGE OF FOOTVILLE FOR PEDESTRIAN PATH. In fiscal year 2009-10, from the appropriation under section 20.395 (2) (jr) of the statutes, as created by this act, the department of transportation shall award a grant to the village of Footville in Rock County for the construction of a pedestrian path.

(5c) ALLOCATION OF FEDERAL SAFETY BELT PERFORMANCE GRANT FUNDS.

(a) In this subsection, "excess federal safety belt grant moneys" means any moneys in excess of \$15,237,200 received by the department of transportation for fiscal year 2009-10 from any grant awarded under 23 USC 406.

(b) Excess federal safety belt grant moneys shall be credited to the appropriation under section 20.395 (3) (cx) of the statutes and allocated for safety-related infrastructure projects.

(5cc) RECONSTRUCTION PROJECT IN THE VILLAGE OF BELLEVUE. In the 2009-11 fiscal biennium, from the appropriation under section 20.395 (2) (fx) of the statutes, the department of transportation shall provide funding to the village of Bellevue in Brown County for the reconstruction of Manitowoc Road from Eaton Road to

Allouez Avenue. The amount of funds provided under this subsection shall be \$1,250,000 or 80 percent of the total cost of the reconstruction project, whichever is less.

(5d) HARBOR ASSISTANCE PROGRAM REPORT. No later than July 1, 2010, the department of transportation shall submit a report to the joint committee on finance that provides an assessment of current and future harbor improvement needs, for both freight and non-freight industries, for the next 10 years.

(5dd) REQUEST RELATING TO POSITION AUTHORITY. The department of transportation may submit a request to the joint committee on finance under section 13.10 of the statutes to reallocate or transfer position authority and funding among the department's appropriations for the purpose of increasing the amount of highway project preparation work conducted by the department's staff. The department may not request under this subsection any reallocation of funds between expenditure categories within an appropriation account or transfer of funds between appropriation accounts in a total amount exceeding \$726,300 in state funds and \$594,300 in federal funds in fiscal year 2009-10 and \$954,700 in state funds and \$781,100 in federal funds in fiscal year 2010-11.

(5f) CITY OF RACINE STREETSCAPING PROJECTS.

(a) In the 2009-11 fiscal biennium, from the appropriation under section 20.395 (2) (nx) of the statutes, the department of transportation shall award a grant under section 85.026 (2) of the statutes to the city of Racine in Racine County for a streetscaping project on State Street from Memorial Drive to LaSalle Street if the department determines that the project is eligible for federal transportation enhancements funds. The amount of the grant awarded under this paragraph shall be \$400,000 or 80 percent of the total cost of the streetscaping project, whichever is less.

(b) In the 2009-11 fiscal biennium, from the appropriation under section 20.395 (2) (nx) of the statutes, the department of transportation shall award a grant under section 85.026 (2) of the statutes to the city of Racine in Racine County for a streetscaping project on Washington Avenue and 7th Street from 9th Street to Main Street if the department determines that the project is eligible for federal transportation enhancements funds. The amount of the grant awarded under this paragraph shall be \$500,000 or 80 percent of the total cost of the streetscaping project, whichever is less.

(5i) USH 61 PROJECT IN GRANT COUNTY. The department of transportation shall complete, during the 2009-11 fiscal biennium, the pavement rehabilitation project on USH 61 between the village of Dickeyville and the city of Lancaster in Grant County.

(5q) SOUTHEASTERN REGIONAL TRANSIT AUTHORITY APPLICATION. No later than one year after the effective date of this subsection, the southeastern regional transit authority under section 59.58 (7) of the statutes, as

created by this act, shall submit to the federal transit administration in the U.S. department of transportation an application to enter the preliminary engineering phase of the federal new starts grant program for the KRM commuter rail line, as defined in section 59.58 (7) (a) 3. of the statutes, as created by this act.

(5x) FREIGHT RAIL PRESERVATION PROGRAM REPORT. No later than January 1, 2010, the department of transportation shall submit a report to the joint committee on finance that provides an assessment of potential freight rail improvements and acquisitions over at least the next 10 years and that contains all of the following:

(a) At least 3 scenarios, each at a different level of annual expenditure, for potential freight rail improvements and acquisitions.

(b) An assessment of the benefits and costs of the improvements under each scenario described in paragraph (a).

(c) A discussion of the potential benefits of each scenario described in paragraph (a) in relation to other potential uses of transportation fund resources. In preparing this discussion, the department of transportation shall allow and consider public comment on each scenario.

(d) An assessment of whether some potential improvements on publicly owned rail lines could have sufficiently high benefits to induce benefited railroads to fund a higher percentage of the cost.

(6j) SOUTH REID ROAD BRIDGE REPLACEMENT AND EXPANSION IN TOWN OF LA PRAIRIE. In the 2009-11 fiscal biennium, from the appropriation account under section 20.395 (2) (eq) or (ex) of the statutes, the department of transportation shall provide \$250,000 to the town of La Prairie in Rock County for the replacement and expansion of a bridge on South Reid Road.

(7j) MADISON TO TWIN CITIES PASSENGER RAIL ROUTE REPORT. No later than January 1, 2011, the department of transportation shall submit a report to the joint committee on finance that addresses the alternatives for extending high speed passenger rail service from the city of Madison to the city of Minneapolis or the city of St. Paul or both in the state of Minnesota. The report shall consider, and provide a comparison of costs and potential benefits of, each of the following routes:

(a) A route traveling through the city of Eau Claire.

(b) A route traveling through the city of La Crosse.

(8i) BUSINESS SIGN IN BROWN COUNTY. Notwithstanding the eligibility criteria established under section 86.195 (3) (e) of the statutes, upon application and payment of fees ordinarily required for the mounting of business signs, the department of transportation shall mount business signs meeting the specifications under section 86.195 of the statutes, and rules promulgated under that section, for the National Railroad Museum in the city of Green Bay in Brown County.

(8j) TRANSPORTATION PROJECTS COMMISSION STH 13 STUDY. No later than March 15, 2010, the department of transportation shall present a recommendation to the transportation projects commission regarding the preparation of an environmental assessment or an environmental impact statement for a potential major highway project involving STH 13 between the city of Marshfield and STH 29.

(9i) REQUEST RELATING TO STATE HIGHWAY REHABILITATION PROGRAM. In submitting information under section 16.42 of the statutes, as affected by this act, for purposes of the 2011-13 biennial budget bill, the department of transportation shall submit information concerning the appropriation under section 20.395 (3) (cq) of the statutes as though the total amount appropriated under section 20.395 (3) (cq) of the statutes for the 2010-11 fiscal year had been \$102,356,100 greater than the total amount that was actually appropriated under section 20.395 (3) (cq) of the statutes for the 2010-11 fiscal year.

(9u) OPTIONAL VEHICLE FLEET REGISTRATION. The department of transportation may submit a request to the joint committee on finance under section 13.10 of the statutes to provide supplemental funding under section 13.101 (3) of the statutes for the appropriation under section 20.395 (5) (cq) of the statutes for data processing costs associated with implementing the provisions of section 341.307 of the statutes, as created by this act. Any request submitted under this subsection shall include a description of the provisions that the department proposes to include in the rules required under section 341.307 (6) of the statutes, as created by this act, and an estimate of the amount of additional transportation fund revenues that would be generated in the 2010-11 fiscal year as a result of these provisions. Notwithstanding section 13.101 (3) of the statutes, the committee may supplement the appropriation under section 20.395 (5) (cq) of the statutes from the appropriation account under section 20.865 (4) (u) of the statutes for the purpose described in this subsection without finding that an emergency exists.

(10g) EISNER AVENUE PROJECT IN SHEBOYGAN COUNTY. Notwithstanding limitations on the amount and use of aids provided under section 86.31 of the statutes, as affected by this act, or on eligibility requirements for receiving aids under section 86.31 of the statutes, as affected by this act, the department of transportation shall award a grant of \$500,000 in the 2009-11 fiscal biennium to the city of Sheboygan in Sheboygan County for the rehabilitation of Eisner Avenue in Sheboygan County if the city of Sheboygan and the town of Sheboygan in Sheboygan County reach an agreement on the amount of funds to be contributed by each toward the total local share of the project costs. Payment of the grant under this subsection shall be made from the appropriation under section 20.395 (2) (ft) of the statutes equally from funds allocated under section 86.31 (3m) of the statutes, as

affected by this act, and from funds allocated under section 86.31 (3r) of the statutes, as affected by this act, and is in addition to the city of Sheboygan's entitlement, as defined in section 86.31 (1) (ar) of the statutes, to aids under section 86.31 of the statutes, as affected by this act.

(10x) TRANSPORTATION ENHANCEMENTS GRANT TO DOUGLAS COUNTY. Prior to July 1, 2011, from the appropriation under section 20.395 (2) (nx) of the statutes, the department of transportation shall award a grant under section 85.026 (2) of the statutes to Douglas County for the addition of bicycle lanes to CTH "B." The amount of the grant awarded under this subsection shall be \$400,000 or 80 percent of the total cost of the project, whichever is less. The department may not rescind the grant under this subsection unless Douglas County informs the department that it does not intend to go forward with the project.

(11f) GRANT TO TOWN OF STOCKTON RAILROAD CROSSING IMPROVEMENTS. In the 2009-11 fiscal biennium, from the appropriation under section 20.395 (2) (gr) of the statutes, as affected by this act, the department of transportation shall award a grant of \$175,000 to the town of Stockton in Portage County for railroad crossing improvements at the intersection of Old Highway 18 and the Canadian National Railroad tracks.

(11u) SHARED USE OF ADMINISTRATIVE FACILITIES IN OR NEAR CITY OF TOMAH. During the 2009-11 fiscal biennium, the department of transportation shall consult with the department of natural resources concerning the shared use of administrative facilities used by the state traffic patrol and the department of natural resources in or near the city of Tomah.

(11v) RULE-MAKING FOR COMPULSORY FINANCIAL RESPONSIBILITY FOR MOTOR VEHICLE OPERATION.

(a) The department of transportation shall submit in proposed form the rule required under section 344.66 of the statutes, as created by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than the first day of the 9th month beginning after the effective date of this subsection.

(b) Using the procedure under section 227.24 of the statutes, the department of transportation shall promulgate the rule described under section 344.66 of the statutes, as created by this act, for the period before the permanent rule becomes effective, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of transportation is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for the rules promulgated under this subsection.

(12y) CTH "KP" PROJECT IN DANE COUNTY. In conjunction with the highway rehabilitation project on USH

14 between the village of Cross Plains and the village of Mazomanie, the department of transportation shall complete, after the completion of the USH 14 project and during the 2009-2011 fiscal biennium, a repaving project on CTH "KP" between the village of Cross Plains and the village of Mazomanie.

(14q) RECONCILIATION PROVISION RELATED TO PRIMARY ENFORCEMENT OF SEAT BELTS. If this subsection takes effect after June 30, 2009, the treatment of sections 347.48 (2m) (gm) and 347.50 (2m) (a) of the statutes by this act and SECTIONS 9350 (4) and 9450 (6) of this act are void.

SECTION 9154. Nonstatutory provisions; University of Wisconsin System.

(1) WISCONSIN GENOMICS INITIATIVE. Of the moneys appropriated to the Board of Regents of the University of Wisconsin System under section 20.285 (1) (a) of the statutes for the 2009-10 fiscal year, the board shall allocate \$2,000,000 for support of the establishment of the Wisconsin Genomics Initiative for research into personalized health care for disease identification and prevention.

(2) BIOTECHNOLOGY, NANOTECHNOLOGY, AND INFORMATION TECHNOLOGIES. Of the moneys appropriated to the Board of Regents of the University of Wisconsin System under section 20.285 (1) (a) of the statutes for the 2010-11 fiscal year, the board shall allocate \$8,198,200 to support interdisciplinary research into biotechnology, nanotechnology, and information technologies that enhances human health and welfare.

(3f) AGENCY REQUEST RELATING TO GENERAL PROGRAM OPERATIONS. Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for the purpose of the 2011-13 biennial budget bill, the Board of Regents of the University of Wisconsin System shall submit information concerning the appropriation under section 20.285 (1) (a) of the statutes, as though the amounts appropriated to the board under that appropriation for fiscal year 2010-11 were \$15,500,000 more than the amounts in the schedule.

(3g) DIRECTOR OF WISCONSIN INSTITUTE FOR SUSTAINABLE TECHNOLOGY. Of the moneys appropriated to the Board of Regents of the University of Wisconsin System under section 20.285 (1) (s) of the statutes, as created by this act, for the 2009-10 and 2010-11 fiscal years, the board shall allocate \$110,000 in each fiscal year to the Wisconsin Institute for Sustainable Technology at the University of Wisconsin-Stevens Point to provide funding for the position of the director of the institute.

(3i) COLLABORATIVE NURSING PROGRAM. Of the moneys appropriated to the Board of Regents of the University of Wisconsin System under section 20.285 (1) (a) and (im) of the statutes, the board shall allocate a total of \$170,000 in each fiscal year of the 2009-11 fiscal biennium for a collaborative nursing program operated by the

University of Wisconsin-Rock County, the University of Wisconsin-Oshkosh, and Blackhawk Technical College.

(3q) INNOVATION ENTREPRENEURSHIP INSTITUTE. Of the moneys appropriated to the Board of Regents of the University of Wisconsin System under section 20.285 (1) (s) of the statutes, as created by this act, for the 2009-10 and 2010-11 fiscal years, the board shall allocate \$50,000 in each fiscal year to the Innovation Entrepreneurship Institute through the Environmental Management and Business Institute at the University of Wisconsin-Green Bay to promote green innovations symposia.

(3r) FACULTY AND ACADEMIC STAFF FURLOUGHS. Notwithstanding sections 36.09 (1) (j), 36.13, 36.15, and 36.21 of the statutes and the administrative rules promulgated under the authority of those sections, the governor may require each member of the University of Wisconsin System faculty and academic staff, as defined in section 36.05 (1) and (8) of the statutes, to take up to 8 days or their equivalent of unpaid leave during each fiscal year of the 2009-11 fiscal biennium.

SECTION 9155. Nonstatutory provisions; Veterans Affairs.

(1c) PRIMARY MORTGAGE LOAN SERVICING STUDY. No later than October 1, 2010, the department of veterans affairs shall submit a report on the evaluation of the viability of servicing veterans primary mortgage loans at the department, including the staffing and services that would be needed, changes necessary in the loan origination and administrative procedures, and the costs and revenues of the proposal, to the legislature under section 13.172 (2) of the statutes, the joint committee on finance, and the governor.

(2q) FEASIBILITY STUDY FOR KENOSHA COUNTY ASSISTED LIVING FACILITY. From the appropriation account under section 20.485 (2) (u) of the statutes, as affected by this act, the department of veterans affairs shall provide \$25,000 to Kenosha County as the state share of the cost of a feasibility study on constructing an assisted living facility on property adjacent to Brookside Care Center, Kenosha County, to serve veterans and Kenosha County residents in need of assistance with activities of daily living who wish to live as independently as possible. No money may be expended under this subsection until the secretary of the department of veterans affairs determines that Kenosha County is providing \$25,000 as the county's share of the cost of the feasibility study.

SECTION 9155m. Nonstatutory provisions; Wisconsin Quality Home Care Authority.

(1) INITIAL TERMS OF WISCONSIN QUALITY HOME CARE AUTHORITY BOARD. Notwithstanding the length of terms specified for the members of the board of the Wisconsin Quality Home Care Authority specified in section 52.05 (1) (c) of the statutes, as created by this act, the initial members shall be appointed for the following terms:

(a) The members specified under section 52.05 (1) (c) 1. and 3. of the statutes, as created by this act, and 3 members specified under section 52.05 (1) (c) 9. of the statutes, as created by this act, for terms that expire on July 1, 2010.

(b) The members specified under section 52.05 (1) (c) 2., 4., and 6. of the statutes, as created by this act, and 4 members specified under section 52.05 (1) (c) 9. of the statutes, as created by this act, for terms that expire July 1, 2011.

(c) The members specified under section 52.05 (1) (c) 5., 7., and 8. of the statutes, as created by this act, and 4 members specified under section 52.05 (1) (c) 9. of the statutes, as created by this act, for terms that expire July 1, 2012.

(2) INITIAL CHAIRPERSON OF WISCONSIN QUALITY HOME CARE AUTHORITY BOARD. The secretary of the department of health services, or his or her designee, shall serve as the chairperson of the board until such time as the governor designates a member of the board to serve as its chair.

(3f) EXISTING HOME CARE ORGANIZATION BOARD. Notwithstanding section 52.05 (1) of the statutes, as created by this act, the members of the board of an organization that received a grant under section 46.48 (9), 2007 stats., to provide services to consumers and providers of supportive home care and personal care that exists before the effective date of this subsection may serve on the board of directors of the Wisconsin Quality Home Care Authority for the remainder of their terms without need for appointment by the governor. If a member of the board of the organization elects to serve on the board of directors of the Wisconsin Quality Home Care Authority, he or she will serve in place of a board member specified in section 52.05 (1) (c) 9. of the statutes, as created by this act.

SECTION 9156. Nonstatutory provisions; Workforce Development.

(1) REFUGEE ASSISTANCE SERVICES TRANSFER.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of workforce development that are primarily related to refugee assistance services, including refugee cash and medical assistance; targeted assistance and employee training; refugee social services; older refugees; preventive health; health screening; interpreter training; and bilingual materials development, as determined by the secretary of administration, shall become the assets and liabilities of the department of children and families.

(b) *Positions and employees.* On the effective date of this paragraph, all positions and all incumbent employees holding those positions in the department of workforce development performing duties that are primarily related to refugee assistance services, as deter-

mined by the secretary of administration, are transferred to the department of children and families.

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

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of workforce development that is primarily related to refugee assistance services, as determined by the secretary of administration, is transferred to the department of children and families.

(e) *Pending matters.* Any matter pending with the department of workforce development on the effective date of this paragraph that is primarily related to refugee assistance services, as determined by the secretary of administration, is transferred to the department of children and families. All materials submitted to or actions taken by the department of workforce development with respect to the pending matter are considered as having been submitted to or taken by the department of children and families.

(f) *Contracts.* All contracts entered into by the department of workforce development in effect on the effective date of this paragraph that are primarily related to refugee assistance services, as determined by the secretary of administration, remain in effect and are transferred to the department of children and families. The department of children and families shall carry out any obligations under those contracts unless modified or rescinded by the department of children and families to the extent allowed under the contract.

(g) *Rules and orders.* All rules promulgated by the department of workforce development in effect on the effective date of this paragraph that are primarily related to refugee assistance services, remain in effect until their specified expiration dates or until amended or repealed by the department of children and families. All orders issued by the department of workforce development in effect on the effective date of this paragraph that are primarily related to refugee assistance services, remain in effect until their specified expiration dates or until modified or rescinded by the department of children and families.

(1d) **PREVAILING WAGE APPLICABILITY: LEGISLATIVE INTENT.** The treatment of sections 66.0903 (1) (a), (d), (dr), (g) 1. and 2., (h), and (im), (2), (3) (am) (with respect to improvement of a public facility), (ar), (br), and (dm), (4) (a) 1. and 2. and (b) 1. and 2., (5) (b) and (c), (8), (9) (b) and (c), (10) (a) and (b), (11) (b) 2., 3., 4., and 5., and (12) (d) and 103.49 (1) (a), (bg), (bj), (d) 1. and 2., (dm),

(f), and (fm), (1m), (2) (with respect to improvement of a public facility), (2m) (a) 1. and 2. and (b) 1. and 2., (3) (a), (am), and (c), (3g) (b) and (c), (4r) (b) and (c), (5) (a) and (b), (6m) (b), (c), (d), and (e), and (7) (d) of the statutes by this act is intended to restate, clarify, and affirm the intent, interpretation, and enforcement of sections 66.0903, 2007 stats., and 103.49, 2007 stats., with respect to the types of projects of public works described in those provisions. No expansion or other change in that intent, interpretation, or enforcement is intended by the treatment of those provisions.

(2c) **VOCATIONAL REHABILITATION APPROPRIATION BASE AMOUNTS.**

(a) Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for the purposes of the 2011–13 biennial budget bill, the department of workforce development shall submit information concerning the appropriation under section 20.445 (5) (a) of the statutes as though the amount appropriated under that appropriation for the second fiscal year of the fiscal biennium in which this paragraph takes effect had been \$15,060,100.

(b) Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes for the purposes of the 2011–13 biennial budget bill, the department of workforce development shall submit information concerning the appropriation under section 20.445 (5) (kg) of the statutes as though the amount appropriated under that appropriation for the second fiscal year of the fiscal biennium in which this paragraph takes effect had been \$350,000.

(2f) **DAY CARE PROVIDER COLLECTIVE BARGAINING.** The terms of the Memorandum of Agreement between the department of health and family services and the department of workforce development and the Wisconsin Child Care Providers Together, American Federation of State, County and Municipal Employees, AFSCME Councils 40 and 48, AFL–CIO, entered into on July 21, 2008, remain in effect until the earlier of June 30, 2011, or the date on which a collective bargaining agreement is ratified between an employer under section 111.02 (7) (a) 4. of the statutes, as created by this act, and a labor organization representing employees under section 111.02 (6) (am) of the statutes, as created by this act. Upon ratification of the collective bargaining agreement, the collective bargaining agreement shall supersede the Memorandum of Agreement with regard to wages, hours, and conditions of employment of the employees.

(2q) **MILWAUKEE AREA WORKFORCE INVESTMENT BOARD.** From the appropriation account under section 20.445 (1) (fr) of the statutes, as created by this act, the department of workforce development shall provide a grant in the amount of \$2,000,000 during the 2009–11 state fiscal biennium to the Milwaukee Area Workforce Investment Board, Inc., if during that biennium the city

of Milwaukee also provides a grant in the amount of \$1,500,000 to that board.

(3i) CONSTRUCTION CONTRACTORS: EMERGENCY RULES. Using the procedures under section 227.24 of the statutes, the department of workforce development may promulgate the rules required under section 111.327 of the statutes, as created by this act, for the period before the effective date of the permanent rules promulgated under that section, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

SECTION 9157. Nonstatutory provisions; Other.

(2f) LIABILITY, REPRESENTATION, AND EXPENSES ARISING FROM AGREEMENTS WITH MINNESOTA.

(a) For purposes of sections 893.82 and 895.46 of the statutes, any employee of the state of Minnesota performing services for this state pursuant to an agreement made under executive order number 272, dated January 13, 2009, is considered to have the same status as an employee of this state performing the same services for this state, and any employee of this state who performs services for the state of Minnesota pursuant to such an agreement is considered to have the same status as when performing the same services for this state in any action brought under the laws of this state.

(b) The department of justice shall represent any employee of the state of Minnesota who is named as a defendant in any action brought under the laws of this state as a result of performing services for this state under an agreement specified in paragraph (a) and any employee of this state who is named as a defendant as a result of performing services for the state of Minnesota under such an agreement in any action brought under the laws of this state.

(c) Any employee of the state of Minnesota who is named as a defendant and who is found liable as a result of performing services for this state under an agreement specified in paragraph (a) shall be indemnified by this state to the same extent as an employee of this state performing the same services for this state pursuant to section 895.46 of the statutes.

(d) Witness fees in any action specified in this subsection shall be paid in the same manner as provided in section 885.07 of the statutes. The attorney general may compromise and settle any action specified in this subsection in the same manner as provided in section 165.25

(6) (a) of the statutes.

(e) Paragraphs (a) to (d) do not apply after January 2, 2011.

(2g) VILLAGE OF DE FOREST INTEREST PAYMENTS. From the appropriation under section 20.566 (2) (hm) of the statutes, the department of revenue shall make a one-time payment of \$9,950 to the village of De Forest for interest costs incurred on borrowing by the village relating to a department oversight in recertifying the base value of the village's amended tax incremental financing district.

(2i) REQUIRED GENERAL FUND STRUCTURAL BALANCE. Section 20.003 (4m) of the statutes shall not apply to the 2010-11 fiscal year.

(2L) STATE AGENCY CONTRACTUAL SERVICES SPENDING.

(a) In this subsection, "agency" means an office, department, agency, institution of higher education, association, society, or other body in the executive branch of state government created or authorized to be created by the constitution or any law, which is entitled to expend moneys appropriated by law.

(b) Each agency shall review its contractual services contracts for private contractors and consultants for the purpose of reducing spending for contractual services by an amount equal to 1 percent during the 2009-11 fiscal biennium. Before January 1, 2010, each agency shall submit a report to the joint committee on finance, specifying either how contractual services spending can be reduced to achieve the 1 percent expenditure reduction goal or why the agency is unable to reduce its contractual services expenditures to achieve the 1 percent expenditure goal.

(c) The joint committee on finance may take appropriate action to reduce each agency's spending for contractual service during the 2009-11 fiscal biennium by an amount up to 1 percent.

(2u) LOCAL PURCHASES AND PROJECTS. The department of administration shall pay the following amounts for the purposes specified from the appropriation under section 20.855 (4) (fc) of the statutes, as created by this act:

(a) The sum of \$25,000 to Wisconsin Indianhead Technical College-Ladysmith Branch for a job retraining program to help dislocated workers in Rusk County.

(b) The sum of \$10,000 to the Love Incorporated Food Bank in Burlington in Racine County.

(c) The sum of \$5,000 to the Union Grove Food Bank in Racine County.

(d) The sum of \$5,000 to the Rio Area Food Pantry.

(e) The sum of \$5,000 to the Lodi Food Pantry.

(f) The sum of \$25,000 to the City of Racine for new programming for the Root River Environmental Education Community Center.

(g) The sum of \$10,000 to the Friends of Beckman Mill for restoration and renovation activities in Beckman Mill Park in Rock County.

(hx) The sum of \$5,000 to the Human Concerns of South Milwaukee Food Pantry.

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

(1) AGRICULTURAL CHEMICAL CLEANUP FUND TRANSFER. There is transferred from the agricultural chemical cleanup fund to the general fund \$500,000 in fiscal year 2009-10 and \$500,000 in fiscal year 2010-2011.

(2) AGRICHEMICAL MANAGEMENT FUND TRANSFER. There is transferred from the agrichemical management fund to the general fund \$500,000 in fiscal year 2009-10 and \$1,000,000 in fiscal year 2010-2011.

SECTION 9208. Fiscal changes; Children and Families.

(1) MILWAUKEE CHILD WELFARE SERVICES. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of children and families under section 20.437 (1) (cx) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$3,000,000 for the second fiscal year of the fiscal biennium in which this subsection takes effect for the purpose for which the appropriation is made.

(3f) CHILD CARE LICENSING AND CERTIFICATION ACTIVITIES. The unencumbered balance in the appropriation account under section 20.437 (1) (jm) of the statutes, as affected by this act, that is attributable to day care center licensing activities under section 48.65, 2007 stats., or to fees received under section 48.65 (3), 2007 stats., is transferred to the appropriation account under section 20.437 (2) (jn) of the statutes, as created by this act, on the effective date of this subsection.

SECTION 9210. Fiscal changes; Commerce.

(1) HEALTH PROFESSIONAL LOAN PROGRAMS. The unencumbered balance in the appropriation account under section 20.143 (1) (jL), 2007 stats., and the unencumbered balance in the appropriation account under section 20.143 (1) (jm), 2007 stats., are transferred to the appropriation account under section 20.285 (1) (jc) of the statutes, as affected by this act.

(1f) PETROLEUM INSPECTION FUND TRANSFER TO TRANSPORTATION FUND. There is transferred from the petroleum inspection fund to the transportation fund \$10,000,000 in fiscal year 2009-10 and \$17,800,000 in fiscal year 2010-11.

(1g) PETROLEUM INSPECTION FUND TRANSFER TO RECYCLING AND RENEWABLE ENERGY FUND. In each fiscal year of the fiscal biennium in which this subsection takes effect, \$2,000,000 is transferred from the petroleum inspection fund to the recycling and renewable energy fund.

(1q) PETROLEUM INSPECTION FUND TRANSFER TO GENERAL FUND IN 2010-11. There is transferred from the petroleum inspection fund to the general fund \$9,200,000 in fiscal year 2010-11.

(2f) PETROLEUM INSPECTION FUND TRANSFER. There is transferred from the petroleum inspection fund to the general fund \$12,500,000 in fiscal year 2009-10.

(2u) DIESEL TRUCK IDLING REDUCTION MONEYS: LAPSE. On June 30, 2011, the unencumbered balance in the appropriation to the department of commerce under section 20.143 (3) (sm) of the statutes, as affected by this act, is transferred to the general fund.

(3f) DEVELOPMENT FUND: LAPSE. Notwithstanding section 20.001 (3) (b) of the statutes, on July 1, 2010, there is lapsed to the general fund \$14,850,000 from the appropriation account of the department of commerce under section 20.143 (1) (tm) of the statutes, as affected by the acts of 2009.

(3q) TRANSFER FROM PETROLEUM INSPECTION FUND TO ENVIRONMENTAL FUND. There is transferred from the petroleum inspection fund to the environmental fund \$230,000 in the first fiscal year of the fiscal biennium in which this subsection takes effect. There is transferred from the petroleum inspection fund to the environmental fund \$530,000 in the second fiscal year of the fiscal biennium in which this subsection takes effect.

SECTION 9211. Fiscal changes; Corrections.

(1) JUVENILE CORRECTIONAL SERVICES DEFICIT REDUCTION.

(a) Subject to paragraph (b), if notwithstanding sections 16.50 (2), 16.52, 20.002 (11), as affected by this act, and 20.903 of the statutes there is a deficit in the appropriation account under section 20.410 (3) (hm), 2007 stats., at the close of fiscal year 2008-09, any unencumbered balance in the appropriation account under section 20.410 (3) (ho), 2007 stats., at the close of fiscal year 2008-09, less the amounts required under that paragraph to be remitted to counties or transferred to the appropriation account under section 20.410 (3) (kx) of the statutes, and any unencumbered balance in the appropriation account under section 20.410 (3) (hr), 2007 stats., at the close of fiscal year 2008-09, shall be transferred to the appropriation account under section 20.410 (3) (hm) of the statutes, as affected by SECTION 313 of this act, except that the total amount of the unencumbered balances transferred under this paragraph may not exceed the amount of that deficit.

(b) If the deficit specified in paragraph (a) is less than the total amount of the unencumbered balances available for transfer under paragraph (a), the total amount transferred from the appropriation accounts under section 20.410 (3) (ho) and (hr), 2007 stats., to the appropriation account under section 20.410 (3) (hm) of the statutes, as affected by SECTION 313 of this act, under paragraph (a) shall equal the amount of that deficit and the amount transferred from each of those appropriation accounts shall be in proportion to the respective unencumbered

balance available for transfer from each of those appropriation accounts.

(2i) DEPARTMENT OF CORRECTIONS APPROPRIATION CHANGES FOR 2008-09.

(a) In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (a) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$15,907,700 for the second fiscal year of the fiscal biennium in which this paragraph takes effect to increase funding for the purposes for which the appropriation is made.

(b) In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (ab) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$3,000,000 for the second fiscal year of the fiscal biennium in which this paragraph takes effect to increase funding for the purposes for which the appropriation is made.

(c) In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (1) (b) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$2,500,000 for the second fiscal year of the fiscal biennium in which this paragraph takes effect to increase funding for the purposes for which the appropriation is made.

(d) In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of corrections under section 20.410 (3) (cg) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$2,936,400 for the second fiscal year of the fiscal biennium in which this paragraph takes effect to increase funding for the purposes for which the appropriation is made.

SECTION 9215. Fiscal changes; Employee Trust Funds.

(1) TRANSFER OF CERTAIN MONEYS RELATING TO THE PHARMACY BENEFITS PROGRAM TO THE DEPARTMENT OF HEALTH SERVICES. Before July 1, 2011, the secretary of employee trust funds shall transfer from the employee trust fund to the appropriation account under section 20.435 (4) (jz) of the statutes, as affected by this act, any remaining moneys related to the pharmacy benefits program under section 40.53, 2007 stats. The secretary shall develop a methodology to determine the amount to be transferred.

SECTION 9220. Fiscal changes; Governor.

(1c) APPROPRIATIONS LAPSES AND REESTIMATES. The governor shall take actions during the 2009-11 fiscal biennium to ensure that from general purpose revenue appropriations to the office of the governor under section 20.525 of the statutes an amount equal to \$662,800 is lapsed from sum certain appropriation accounts or is sub-

tracted from the expenditure estimates for any other types of appropriations, or both.

SECTION 9222. Fiscal changes; Health Services.

(1) MEDICAL ASSISTANCE GENERAL PURPOSE REVENUE LAPSE. Notwithstanding section 20.001 (3) (b) of the statutes, there is lapsed to the general fund from the appropriation account of the department of health services under section 20.435 (4) (b) of the statutes, as affected by the acts of 2009, \$306,000,000 in fiscal year 2008-09.

(1c) MEDICAL ASSISTANCE GENERAL PURPOSE REVENUE INCREASE. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (b) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$15,000,000 for the second fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for the purposes for which the appropriation is made.

(1d) MEDICAL ASSISTANCE GENERAL PURPOSE REVENUE BALANCE. Notwithstanding section 20.001 (3) (b) of the statutes, any unencumbered balance in the appropriation to the department of health services under section 20.435 (4) (b) of the statutes, as affected by the acts of 2009, does not revert to the general fund at the end of the second fiscal year of the fiscal biennium in which this subsection takes effect; and the department of health services may in the 2009-11 fiscal biennium expend the amount equal to this unencumbered balance in addition to the amount in the schedule under section 20.005 (3) of the statutes for the appropriation under section 20.435 (4) (b) of the statutes for state fiscal years 2009-10 and 2010-11.

(2) MEDICAL ASSISTANCE TRUST FUND APPROPRIATION. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (w) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$91,881,500 for the second fiscal year of the fiscal biennium in which this subsection takes effect for the purposes for which the appropriation is made.

(2u) MEDICAL ASSISTANCE ADMINISTRATION. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (jw) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$234,400 for the second fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for the purposes for which the appropriation is made.

(3) BALANCE TRANSFERS.

(a) The unencumbered balance of the appropriation to the department of health services under section 20.435 (5) (i) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (1) (i) of the statutes, as affected by this act, on the effective date of this paragraph.

(b) The unencumbered balance of the appropriation to the department of health services under section 20.435 (5) (ky) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (1) (ky) of the statutes, as created by this act, on the effective date of this paragraph.

(c) The unencumbered balance of the appropriation to the department of health services under section 20.435 (5) (kz) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (1) (kz) of the statutes, as created by this act, on the effective date of this paragraph.

(d) The unencumbered balance of the appropriation to the department of health services under section 20.435 (5) (ma) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (1) (ma) of the statutes, as created by this act, on the effective date of this paragraph.

(e) The unencumbered balance of the appropriation to the department of health services under section 20.435 (5) (md) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (1) (md) of the statutes, as created by this act, on the effective date of this paragraph.

(f) The unencumbered balance of the appropriation to the department of health services under section 20.435 (5) (na) of the statutes, as affected by this act, is transferred to the appropriation account under section 20.435 (1) (na) of the statutes, as created by this act, on the effective date of this paragraph.

(4i) 2008-09 HOSPITAL ASSESSMENT.

(a) *Hospital assessment amount.* In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (xc) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$60,500,000 for the second fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for the purposes for which the appropriation is made.

(b) *Medical Assistance trust fund appropriation.* In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (w) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$27,782,900 for the second fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for the purposes for which the appropriation is made.

(c) *Administrative costs.* In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (jw) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$138,900 for the second fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for the purposes for which the appropriation is made.

(d) *Medical Assistance general purpose revenue appropriation.* In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (b) of the statutes, as affected by the acts of 2009, the dollar amount is decreased by \$26,644,000 for the second fiscal year of the fiscal biennium in which this subsection takes effect to decrease funding for the purposes for which the appropriation is made.

(4q) NURSING HOME OPERATING DEFICITS. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (b) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$10,193,500 for the second fiscal year of the fiscal biennium in which this subsection takes effect to increase funding for the purposes for which the appropriation is made.

(4v) FOSTER CARE CAMPAIGN TRANSFER. There is transferred from the appropriation to the department of health services under section 20.435 (1) (gm) of the statutes to the appropriation to the department of children and families under section 20.437 (1) (kx) of the statutes \$77,800 in each fiscal year of the fiscal biennium in which this subsection takes effect.

(5w) LAPSE TO GENERAL FUND: VITAL RECORDS FEES. Notwithstanding section 20.001 (3) (a) of the statutes, there is lapsed to the general fund \$2,535,700 in the first fiscal year of the fiscal biennium in which this subsection takes effect and \$2,735,700 in the second fiscal year of the fiscal biennium in which this subsection takes effect from the appropriation account of the department of health services under section 20.435 (1) (gm) of the statutes, as affected by the acts of 2009.

SECTION 9225. Fiscal changes; Housing and Economic Development Authority.

(1c) TRANSFER OF SURPLUS TO GENERAL FUND. Notwithstanding section 234.165 (2) of the statutes, the Wisconsin Housing and Economic Development Authority shall pay to the state in fiscal year 2009-10 \$225,000 of its actual surplus under section 234.165 of the statutes and in fiscal year 2010-11 shall pay to the state \$225,000 of its actual surplus under section 234.165 of the statutes. The amount paid to the state under this subsection shall be deposited in the general fund.

SECTION 9226. Fiscal changes; Insurance.

(1d) LAPSE TO GENERAL FUND: GENERAL PROGRAM OPERATIONS. Notwithstanding section 20.001 (3) (a) of the statutes, there is lapsed to the general fund \$11,378,100 in the first fiscal year of the fiscal biennium and \$11,392,200 in the second fiscal year of the fiscal biennium from the appropriation account of the office of the commissioner of insurance under section 20.145 (1) (g) of the statutes, as affected by this act.

SECTION 9237. Fiscal changes; Natural Resources.

(1) NONPROFIT CONSERVATION ORGANIZATION AIDS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (5) (aw) of the statutes there is lapsed to the conservation fund \$18,700 in fiscal year 2009-10 and \$12,200 in fiscal year 2010-2011.

(2) RECREATIONAL BOATING AIDS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (5) (cq) of the statutes there is lapsed to the conservation fund \$26,200 in fiscal year 2009-10.

(3) LAKE PROTECTION AIDS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (6) (ar) of the statutes there is lapsed to the conservation fund \$403,800 in fiscal year 2009-10 and \$233,600 in fiscal year 2010-2011.

(4) RIVER PROTECTION AIDS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (6) (aw) of the statutes there is lapsed to the conservation fund \$9,100 in fiscal year 2009-10 and \$5,900 in fiscal year 2010-2011.

(5) SOUTHEASTERN LAKES RECREATIONAL BOATING ACCESS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (7) (fr) of the statutes there is lapsed to the conservation fund \$12,100 in fiscal year 2009-10 and \$7,900 in fiscal year 2010-2011.

(6) RECREATIONAL BOATING ACCESS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (7) (ft) of the statutes there is lapsed to the conservation fund \$24,100 in fiscal year 2009-10 and \$15,700 in fiscal year 2010-2011.

(7) MISSISSIPPI AND ST. CROIX RIVERS MANAGEMENT LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (7) (fw) of the statutes there is lapsed to the conservation fund \$7,500 in fiscal year 2009-10 and \$4,900 in fiscal year 2010-2011.

(7f) FORESTRY OUTDOOR ACTIVITIES GRANT PROGRAM LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (5) (bz) of the statutes there is lapsed to the conservation fund \$1,000,000 in fiscal year 2009-10.

(8) FACILITIES ACQUISITION, DEVELOPMENT AND MAINTENANCE LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (7) (hq) of the statutes there is lapsed to the conservation

fund \$1,100 in fiscal year 2009-10 and \$700 in fiscal year 2010-2011.

(9) RECYCLING AND RENEWABLE ENERGY FUND TRANSFER FOR WILDLIFE DAMAGE CLAIMS AND ABATEMENT. In fiscal year 2010-11, the department of natural resources may transfer to the appropriation account under section 20.370 (5) (fq) of the statutes from the recycling and renewable energy fund the amount necessary to pay wildlife damage claims, but not more than \$350,000.

(9f) RECYCLING AND RENEWABLE ENERGY FUND TRANSFER TO GENERAL FUND. In fiscal year 2009-10, \$14,850,000 is transferred from the recycling and renewable energy fund to the general fund.

(10u) WILD ANIMAL CONTROL LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the department of natural resources under section 20.370 (1) (Ls) of the statutes there is lapsed to the conservation fund \$500,000 on the effective date of this subsection.

SECTION 9239. Fiscal changes; Public Instruction.

(1) AID TO PUBLIC LIBRARY SYSTEMS; GENERAL FUND. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of public instruction under section 20.255 (3) (e) of the statutes, the dollar amount is decreased by \$11,297,400 for the 2008-09 fiscal year to decrease funding for the purpose for which the appropriation is made.

(2) AID TO PUBLIC LIBRARY SYSTEMS; UNIVERSAL SERVICE FUND. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of public instruction under section 20.255 (3) (qm) of the statutes, the dollar amount is increased by \$11,297,400 for the 2008-09 fiscal year to increase funding for the purpose for which the appropriation is made.

SECTION 9247. Fiscal changes; Supreme Court.

(1c) APPROPRIATIONS LAPSES AND REESTIMATES. The chief justice of the supreme court, acting as administrative head of the judicial system, shall take actions during the 2009-11 fiscal biennium to ensure that from general purpose revenue appropriations to the circuit courts under section 20.625 of the statutes, to the court of appeals under section 20.660 of the statutes, and to the supreme court under section 20.680 of the statutes an amount equal to \$7,411,400 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both.

SECTION 9254. Fiscal changes; University of Wisconsin System.

(1j) GENERAL OPERATIONS RECEIPTS LAPSE. Notwithstanding section 20.001 (3) (c) of the statutes, from the appropriation account to the Board of Regents of the University of Wisconsin System under section 20.285 (1) (iz) of the statutes, as affected by this act, there is lapsed to the

general fund \$49,000,000 in the second fiscal year of the fiscal biennium in which this subsection takes effect.

SECTION 9301. Initial applicability; Administration.

(2) WISCONSIN COVENANT SCHOLARS PROGRAM. The renumbering and amendment of section 39.437 (2) (a) of the statutes and the creation of section 39.437 (2) (a) 2. of the statutes first apply to students who enroll in a public or private, nonprofit, accredited, institution of higher education or in a tribally controlled college in this state in the 2011-12 academic year.

SECTION 9308. Initial applicability; Children and Families.

(2) FRAUD INVESTIGATION RECOVERIES. The treatment of sections 20.437 (2) (g) and 49.197 (2) (title), (b), (c) (intro.), 1., 2., and 3. and (d) of the statutes, the renumbering and amendment of section 49.197 (2) (a) of the statutes, and the creation of section 49.197 (2) (a) 1. of the statutes first apply to moneys recovered by a county department, Wisconsin Works agency, or tribal governing body on the effective date of this subsection.

(2f) FRAUD INVESTIGATION RECOVERIES. The amendment of section 49.197 (2) (c) (by SECTION 1262m) of the statutes and the creation of section 49.197 (2) (cm) of the statutes first apply to recovery activities that are commenced on the effective date of this subsection.

(3) CHILD WELFARE PROVIDER RATE REGULATION.

(a) SECTION 9108 (2) (a) of this act first applies to a contract for the provision of services that is in effect on December 31, 2009, and that contains provisions that are inconsistent with that treatment on the day on which the contract expires or is extended, modified, or renewed, whichever occurs first.

(b) The repeal and recreation of section 49.343 (1g) of the statutes first applies to a contract for the provision of services that is in effect on December 31, 2010, and that contains provisions that are inconsistent with that treatment on the day on which the contract expires or is extended, modified, or renewed, whichever occurs first.

(4) MISCELLANEOUS PARTICIPATION REQUIREMENTS UNDER WISCONSIN WORKS. The treatment of sections 49.147 (3) (c), (4) (as), (av), and (b), (5) (b) 1. (intro.), a., c., d., and e. and 2. and (bs), and (5m) (a) (intro.), 49.148 (1) (c) and (4) (b), 49.151 (1) (intro.) and (b), 49.1515, and 49.153 (1) (a), (b), and (c) of the statutes and the amendment of section 49.148 (1m) (a) and (b) of the statutes first apply to individuals participating in Wisconsin Works on the effective date of this subsection.

(8) INCLUDING CHILD SUPPORT IN INCOME. The treatment of section 49.155 (1m) (c) 1. (intro.) (by SECTION 1155c) (with respect to including child or family support in income), 1g. (with respect to including child or family support in income), and 1h. (by SECTION 1210) (with respect to including child or family support in income) of the statutes first applies to all of the following:

(a) Initial eligibility determinations and copayment determinations made on October 1, 2009, or on the effective date of this paragraph, whichever is later.

(b) For individuals who, on October 1, 2009, or the effective date of this paragraph, whichever is later, are already receiving a child care subsidy under section 49.155 of the statutes, as affected by this act, continued eligibility determinations made on April 1, 2010.

(8d) CHILD SUPPORT PASS-THROUGH. The treatment of sections 49.145 (2) (s) (by SECTION 1155c) and 49.775 (2) (bm) (by SECTION 1369c) of the statutes first applies to moneys received by the department of children and families on the effective date of this subsection.

(9) ARREARAGES COLLECTED. The treatment of section 49.1452 of the statutes first applies to arrearages collected on the effective date of this subsection.

(10i) WISCONSIN WORKS GRANTS FOR UNMARRIED, PREGNANT WOMEN. The treatment of section 49.148 (1m) (title) and (c) (intro.) and 3. and 49.159 (4) of the statutes, the renumbering and amendment of section 49.148 (1m) (a) and (b) of the statutes, and the creation of section 49.148 (1m) (a) (intro.) and 2. of the statutes first apply to individuals who are determined, on the effective date of this subsection, to be eligible for the Wisconsin Works program under sections 49.141 to 49.161 of the statutes, as affected by this act.

(11) DAY CARE CENTER LICENSING FEES. The treatment of section 48.65 (3) (a) of the statutes first applies to a day care center license issued or continued on the effective date of this subsection.

(12f) CHILD CARE PROVIDER SERVICES UNIT; COLLECTIVE BARGAINING. The treatment of sections 63.03 (2) (r) and 111.70 (1) (a) (with respect to a memorandum of understanding regarding municipal employees performing services for the child care provider services unit) and (3p) of the statutes first applies to any employee of a county having a population of 500,000 or more who is covered by a collective bargaining agreement that contains provisions inconsistent with this act on the day on which the collective bargaining agreement expires or is extended, modified, or renewed, whichever occurs first.

SECTION 9309. Initial applicability; Circuit Courts.

(1) EXPUNGEMENT. The treatment of section 973.015 (1) (a) and (c) of the statutes first applies to sentencing orders that occur on the effective date of this subsection.

(3f) SUCCESSOR ASBESTOS-RELATED LIABILITY. The treatment of section 895.61 of the statutes first applies to asbestos claims filed against a successor corporation on the effective date of this subsection and to asbestos claim actions pending against a successor corporation in which a trial has not commenced on the effective date of this subsection.

(4c) The treatment of sections 802.03 (9) and 846.35 (1) (c), (4), and (5) of the statutes, the renumbering of sec-

tion 799.41 of the statutes, and the creation of section 799.41 (2) of the statutes, first apply to actions commenced on the effective date of this subsection.

SECTION 9311. Initial applicability; Corrections.

(2) RELEASE TO EXTENDED SUPERVISION FOR MEDICAL REASONS BY DEPARTMENT OF CORRECTIONS. The treatment of sections 301.03 (3) (as it relates to a petition filed under section 302.1135 of the statutes, as affected by this act), 302.113 (9g) (a) (intro.), 1., and 2., (b) (intro.), 1., 2., and 3., (c), (cm), (d), (e), (f) (intro.), 1., and 2., (g) 1., 2., and 3., (h), (i), and (j), 302.1135 (title), (1) (a), and (6) (a) (intro.) and (b), 801.50 (5), 911.01 (4) (c) (as it relates to a petition filed under section 302.1135 of the statutes, as affected by this act), 950.04 (1v) (g), (gm), and (nt), 973.01 (7) (as it relates to a petition filed under section 302.1135 of the statutes, as affected by this act), and 977.05 (4) (jm) of the statutes first applies to petitions submitted on the effective date of this subsection.

(4) SENTENCING ADJUSTMENT. The renumbering and amendment of section 302.113 (2) of the statutes, the amendment of sections 301.03 (3), 301.048 (2) (am) 3., 301.21 (1m) (c), 301.21 (2m) (c), 302.045 (3), 302.05 (3) (b), 302.11 (1g) (b) (intro.), 302.11 (1g) (b) 2., 302.11 (1g) (c), 302.11 (1g) (d), 302.11 (1m), 302.11 (7) (c), 302.113 (1), 302.113 (3) (d), 302.113 (7), 302.113 (9) (c), 302.114 (9) (c), 304.01 (title), 304.01 (1), 304.01 (2) (intro.), 304.01 (2) (b), 304.01 (2) (c), 304.01 (2) (d), 304.06 (title), 304.06 (1) (b), 304.06 (1) (c) (intro.), 304.06 (1) (d) 1., 304.06 (1) (d) 2., 304.06 (1) (d) 3m., 304.06 (1) (d) 4., 304.06 (1) (e), 304.06 (1) (eg), 304.06 (1) (em), 304.06 (1) (f), 304.06 (1) (g), 304.06 (1m) (intro.), 304.06 (1q) (b), 304.06 (1q) (c), 304.06 (1x), 304.06 (2m) (d), 304.06 (3), 304.06 (3e), 304.06 (3m), 304.071 (1), 809.30 (1) (c), 911.01 (4) (c), 950.04 (1v) (f), 950.04 (1v) (gm), 973.01 (4), 973.01 (7), 973.01 (8) (a) 2., 973.01 (8) (a) 3., 974.07 (4) (b) and 976.03 (23) (c) of the statutes, and the creation of sections 302.113 (2) (b), 302.113 (3) (e), 302.113 (9h), 304.06 (1) (bg), 304.06 (1) (bn), 304.06 (1) (br), 973.01 (3d), and 973.01 (4m) of the statutes first apply to a person sentenced on December 31, 1999.

(4q) REVOCATION OF EXTENDED SUPERVISION. The renumbering and amendment of section 302.113 (9) (am) of the statutes and the creation of section 302.113 (9) (am) 2. and 3m. of the statutes first apply to revocations of extended supervision that occur on the effective date of this subsection.

SECTION 9315. Initial applicability; Employee Trust Funds.

(1e) RETIREMENT BENEFITS FOR EDUCATIONAL SUPPORT PERSONNEL EMPLOYEES. The treatment of section 40.22 (2m) (a) of the statutes first applies to creditable service earned by participating employees under the Wisconsin Retirement System for periods of covered employment that begin on the effective date of this subsection.

(1f) EARLY RETIREMENT CREDITABLE SERVICE CALCULATIONS FOR CERTAIN PART-TIME EMPLOYEES UNDER THE WISCONSIN RETIREMENT SYSTEM. The treatment of section 40.23 (2m) (fm) of the statutes first applies to participants in the Wisconsin Retirement System who are participating employees in the Wisconsin Retirement System on the effective date of this subsection.

(2j) DOMESTIC PARTNER BENEFITS FOR STATE EMPLOYEES AND ANNUITANTS.

(a) Except as provided in paragraph (b), the treatment of sections 40.02 (20), (21c), (21d), and (25) (b) 3., 40.51 (2m), and 40.52 (2) of the statutes first applies to coverage under group insurance plans offered by the group insurance board on January 1, 2010.

(b) If the effective date of this paragraph is on or after August 1, 2010, the treatment of sections 40.02 (20), (21c), (21d), and (25) (b) 3., 40.51 (2m), and 40.52 (2) of the statutes first applies to coverage under group insurance plans offered by the group insurance board on January 1, 2011.

SECTION 9316. Initial applicability; Employment Relations Commission.

(1x) QUALIFIED ECONOMIC OFFERS. The treatment of section 111.70 (1) (dm), (fm), (nc), and (ne) and (4) (cm) 5s., 6. a. and am., 8p., and 8s. and (m) 6. of the statutes first applies to petitions for arbitration that relate to collective bargaining agreements that cover periods beginning on or after July 1, 2009, and that are filed under section 111.70 (4) (cm) 6. of the statutes, as affected by this act, on the effective date of this subsection.

(2j) MUNICIPAL EMPLOYMENT RELATIONS ACT. The treatment of section 111.70 (1) (b), (3) (a) 4., and (4) (cm) 5., 7., 7g., 7r. (intro.), and 8m. a., b., and c., (cn), and (d) 2. a. of the statutes first applies to collective bargaining agreements entered into, extended, modified, or renewed, whichever occurs first, on the effective date of this subsection.

SECTION 9317. Initial applicability; Financial Institutions.

(1) SECURITIES FEES. The treatment of section 551.614 (2) of the statutes first applies to filings received by the division of securities on the effective date of this subsection.

(2) SECURITIES FEES. The treatment of section 551.614 (1) (a) and (b) 1. a. and b. and 2. a. and b. of the statutes first applies to filings received by the division of securities on the effective date of this subsection.

SECTION 9322. Initial applicability; Health Services.

(1) FAMILY CARE ENTITLEMENT. The treatment of section 46.286 (3) (c) of the statutes first applies to care management organizations that implement the family care benefit on January 1, 2008.

(2) INSPECTION FEES. The treatment of sections 49.45 (47) (e), 50.03 (5g) (cm), 50.033 (3), 50.034 (10), 50.04 (4) (dm), 50.36 (4), 50.49 (4), and 50.93 (5) of the statutes

first applies to enforcement actions taken on the effective date of this subsection.

(3f) **MEDICAL ASSISTANCE SERVICES BY MANAGED CARE ORGANIZATIONS.** The treatment of section 49.45 (24d), (44g), and (50m) of the statutes first applies to contracts between the department of health services and a managed care organization entered into on the effective date of this subsection.

(5f) **MENTAL HEALTH INSTITUTE SERVICES.** The treatment of section 49.45 (30r) of the statutes first applies to services provided on the effective date of this subsection.

(7) **SUPPLEMENTAL SECURITY INCOME CARETAKER SUPPLEMENT.**

(a) *Arrearages collected.* The treatment of section 49.776 of the statutes first applies to arrearages collected on the effective date of this paragraph.

(b) *Disregard of child support.* The treatment of section 49.775 (2m) of the statutes first applies to eligibility determinations made or reviewed on the effective date of this paragraph.

(9) **RELIEF BLOCK GRANTS.** The treatment of sections 20.435 (4) (h) (by SECTION 354), 46.21 (1) (d), 46.215 (1) (d) and (fm), 46.22 (1) (b) 1. d. and h., 46.23 (2) (a), 49.002, 49.01 (3m) and (8j), 49.015 (1) (a) and (c) and (3) (a), 49.02 (1) (intro.), (a), (b), and (c) (intro.), 1., 2., and 4., (1e), and (2) (b) and (f), 49.025, 49.027, 49.031, 49.141 (1) (s), and 49.45 (6y) (am) and (b) of the statutes and the repeal of section 20.435 (4) (bt) of the statutes first apply with respect to assistance or health care services provided on July 1, 2009.

(9c) **PATIENT HEALTH CARE RECORD FEES.** The treatment of sections 146.81 (1) (q), (r), and (s) and (4), 146.83 (1) (intro.), (a), (b), and (c), (1f), (1g), (1h), (1k), (1m) (a) and (b), and (3m), and 146.84 (2) (a) 1., (d), (e), and (f) of the statutes first applies to requests to inspect patient health care records and requests for copies of patient health care records that are made on the effective date of this subsection.

SECTION 9323. Initial applicability; Higher Educational Aids Board.

(1q) **REIMBURSEMENT OF VETERANS AND DEPENDENTS.**

(a) *Educational assistance reimbursement.* The treatment of sections 20.235 (1) (fz), 36.27 (3n) (bm) and (3p) (bm), 38.24 (7) (bm) and (8) (bm), and 39.50 (3m) (title) and (4) of the statutes first applies to a student who is enrolled in the fall 2009 semester.

(b) *Fee remission.* The treatment of sections 36.27 (3n) (b) (intro.) and (bg) and (3p) (b) and (bg) and 38.24 (7) (b) (intro.) and (bg) and (8) (b) and (bg) of the statutes first applies to a student who is enrolled in the spring 2010 semester.

SECTION 9326. Initial applicability; Insurance.

(1) **AGENT APPOINTMENT FEES.** The treatment of section 601.31 (1) (n) of the statutes first applies to fees for appointments and renewals of appointments paid on the effective date of this subsection.

(3) **MODIFICATIONS AT RENEWAL.** The treatment of section 632.7497 of the statutes first applies to individual major medical or comprehensive health benefit plans that are renewed on the effective date of this subsection.

(3u) **RENEWAL EXCEPTION FOR SHORT-TERM PLANS.** The treatment of section 632.7495 (5) of the statutes, the renumbering and amendment of section 632.7495 (4) of the statutes, and the creation of section 632.7495 (4) (b), (c), and (d) of the statutes first apply to individual health benefit plans that are short-term plans and that are issued or renewed on the effective date of this subsection.

(4) **PREEXISTING CONDITION EXCLUSIONS.** The treatment of section 632.76 (2) (ac) and (b) of the statutes first applies to individual disability insurance policies that are issued or renewed on the effective date of this subsection.

(6) **MOTOR VEHICLE INSURANCE COVERAGES.** The treatment of sections 62.67, 121.555 (2) (a), 344.55 (1) (intro.), 631.43 (3), and 632.32 (2) (a), (am), (c), (cm), (d), (e), (f), and (g), (4) (title), (intro.), (a) (title), 1., 2., 2m., and 3., (bc), (4m), and (5) (f), (g), (h), (i), and (j) of the statutes, the repeal of section 632.32 (4) (b) (title) of the statutes, and the renumbering and amendment of section 632.32 (4) (b) of the statutes first apply to motor vehicle insurance policies issued or renewed on the effective date of this subsection.

(6f) **PROHIBITED BASES FOR ASSESSING RISK FOR MOTOR VEHICLE INSURANCE.** The treatment of section 632.355 of the statutes first applies to motor vehicle insurance policies issued or renewed on the effective date of this subsection.

(7) **FINANCIAL RESPONSIBILITY.**

(a) The treatment of section 344.15 (1) of the statutes first applies with respect to accidents occurring on the effective date of this paragraph.

(b) The treatment of sections 344.01 (2) (d) and 344.33 (2) of the statutes first applies to proof of financial responsibility or proof of financial responsibility for the future that is furnished on the effective date of this paragraph.

(8) **PAYMENT FOR HEALTH CARE SERVICES.**

(a) Subject to paragraph (b), the treatment of section 632.845 of the statutes first applies to claims for payment of health care services that are made on the effective date of this paragraph.

(b) If a health care plan that is in effect on the effective date of this paragraph contains a provision that is inconsistent with the treatment of section 632.845 of the statutes, the treatment of section 632.845 of the statutes first applies to that health care plan on the date on which it is renewed.

(8L) **INSURANCE COVERAGE FOR AUTISM TREATMENT.** The treatment of sections 609.87 and 632.895 (12m) of the statutes first applies to all of the following:

(a) Except as provided in paragraphs (b) and (c), disability insurance policies that are issued or renewed, and self-insured governmental or school district health plans

that are established, extended, modified, or renewed, on the first day of the 5th month beginning after publication.

(b) Disability insurance policies covering employees who are affected by a collective bargaining agreement containing provisions inconsistent with this act that are issued or renewed on the earlier of the following:

1. The day on which the collective bargaining agreement expires.

2. The day on which the collective bargaining agreement is extended, modified, or renewed.

(c) Self-insured governmental or school district health plans covering employees who are affected by a collective bargaining agreement containing provisions inconsistent with this act that are established, extended, modified, or renewed on the earlier of the following:

1. The day on which the collective bargaining agreement expires.

2. The day on which the collective bargaining agreement is extended, modified, or renewed.

(9f) COVERAGE OF CONTRACEPTIVES AND DEPENDENTS. The treatment of sections 40.51 (8) and (8m), 66.0137 (4), 111.91 (2) (n) and (nm), 120.13 (2) (g), 185.981 (4t), 185.983 (1) (intro.), 609.755, 609.805, 632.885, and 632.895 (17) of the statutes first applies to all of the following:

(a) Except as provided in paragraphs (b) and (c), disability insurance policies that are issued or renewed, and governmental or school district self-insured health plans that are established, extended, modified, or renewed, on the effective date of this paragraph.

(b) Disability insurance policies covering employees who are affected by a collective bargaining agreement containing provisions inconsistent with this act that are issued or renewed on the earlier of the following:

1. The day on which the collective bargaining agreement expires.

2. The day on which the collective bargaining agreement is extended, modified, or renewed.

(c) Governmental or school district self-insured health plans covering employees who are affected by a collective bargaining agreement containing provisions inconsistent with this act that are established, extended, modified, or renewed on the earlier of the following:

1. The day on which the collective bargaining agreement expires.

2. The day on which the collective bargaining agreement is extended, modified, or renewed.

(9q) COVERAGE OF LICENSED MENTAL HEALTH PROFESSIONALS SERVICES. If a group health insurance policy that is in effect on the effective date of this subsection contains a provision that is inconsistent with the treatment of section 632.89 (1) (dm) and (e) 4. of the statutes, the treatment of section 632.89 (1) (dm) and (e) 4. of the statutes first applies to that insurance policy on the date on which it is renewed.

(10q) COVERAGE OF PSYCHOLOGISTS SERVICES. If a group health insurance policy that is in effect on the effective date of this subsection contains a provision that is inconsistent with the treatment of section 632.89 (1) (e) 3. of the statutes, the treatment of section 632.89 (1) (e) 3. of the statutes first applies to that insurance policy on the date on which it is renewed.

SECTION 9330. Initial applicability; Justice.

(1) CRIME LABORATORIES AND DRUG LAW ENFORCEMENT SURCHARGE. The treatment of section 165.755 (1) (a) of the statutes first applies to violations committed on the effective date of this subsection.

SECTION 9333. Initial applicability; Local Government.

(1m) FIRST CLASS CITY POLICE OFFICER SALARY AFTER DISCHARGE. The treatment of section 62.50 (18) (a) and (b) of the statutes first applies to any member of the police force who is covered by a collective bargaining agreement that contains provisions inconsistent with the treatment of section 62.50 (18) (a) and (b) on the day on which the collective bargaining agreement expires or is extended, modified, or renewed, whichever occurs first.

SECTION 9337. Initial applicability; Natural Resources.

(1) RECYCLING TIPPING FEE. The treatment of section 289.645 (3) of the statutes first applies to solid waste disposed of on October 1, 2009.

(3) WILDLIFE DAMAGE CLAIM PROGRAM. The treatment of section 29.889 (7) (b) 1., 2., and 4. of the statutes first applies to wildlife damage claims filed on the effective date of this subsection.

(3e) CONSTRUCTION LANDFILL FEES. The treatment of sections 289.63 (1), 289.64 (1), (2), (5), and (7) (a), 289.645 (1), (2), (5) (intro.), and (7) (a), and 289.67 (1) (a), (b), (g), and (i) 1. of the statutes first applies to building waste disposed of on January 1, 2010.

SECTION 9338. Initial applicability; Public Defender Board.

(1j) INDIGENCY DETERMINATIONS. The treatment of sections 20.550 (1) (fb), 303.065 (5) (dm), 973.06 (1) (e), 977.06 (1) (a) and (2) (a), 977.07 (2), and 977.085 (3) of the statutes, the renumbering and amendment of section 977.02 (3) of the statutes, and the creation of section 977.02 (3) (a) to (d) of the statutes first apply to cases opened on the effective date of this subsection.

SECTION 9339. Initial applicability; Public Instruction.

(2) REVENUE LIMIT: CONSOLIDATED SCHOOL DISTRICT. The treatment of section 121.91 (2m) (t) of the statutes first applies to a school district consolidation that takes effect on July 1, 2009.

(4q) MILWAUKEE PARENTAL CHOICE PROGRAM CHANGES. Except as provided in subsection (5), the treatment of sections 118.125 (4), 118.30 (1g) (a) 1. and 3., (1s) and (2) (b) 1., 2., and 5., 118.33 (1) (f) 2m. and 3. and

(6) (c), 119.23 (1) (a), (ae), (am), and (as), (2) (a) 8., (3) (a), (6m), and (7) (b) (intro.), 1., 2., 2m., 3., 3m., 4., 5., 6., 7., and 8. and (e) 1. and (10) (a) 5., 6., and 7., and 938.49 (2) (b) of the statutes, the renumbering and amendment of section 119.23 (2) (a) 6. and 7. and (b) and (9) of the statutes, and the creation of section 119.23 (2) (a) 6. b. and c., and 7. b. and c. and (b) 1., 2., and 3. and (9) (b) of the statutes, first apply to private schools participating in the program under section 119.23 of the statutes and to pupils who apply to attend, and to pupils who attend, a private school under section 119.23 of the statutes in the 2010-11 school year.

(5) MILWAUKEE PARENTAL CHOICE PROGRAM; TEACHER AND ADMINISTRATOR REQUIREMENTS. The treatment of section 119.23 (2) (a) 6. of the statutes first applies to private schools participating in the program under section 119.23 of the statutes and to teachers and administrators in those private schools in the 2010-11 school year.

(5u) MILWAUKEE PARENTAL CHOICE PROGRAM; TEACHER'S AIDE REQUIREMENTS. The treatment of section 119.23 (7) (b) 3. of the statutes first applies to private schools participating in the program under section 119.23 of the statutes and to teacher's aides in those private schools in the 2010-11 school year.

(6) REVENUE LIMIT ADJUSTMENTS.

(a) The treatment of section 121.91 (4) (L), (m), and (n) of the statutes first applies to the calculation of a school district's revenue limit for the 2011-12 school year.

(b) The treatment of section 121.91 (4) (o) of the statutes first applies to the calculation of a school district's revenue limit for the 2009-10 school year.

(7) REVENUE LIMIT: STATE AID. The renumbering of section 121.90 (2) (a) to (c) of the statutes, the renumbering and amendment of section 121.90 (2) (intro.) of the statutes, and the creation of section 121.90 (2) (am) 3. and (bm) (intro.) of the statutes first apply to the calculation of a school district's revenue limit for the 2008-09 school year.

(7i) GENERAL AID; CONSOLIDATION. The treatment of section 121.07 (6) (e) 1. and (7) (e) 1. of the statutes first applies to the distribution of school aid in the 2009-10 school year.

(7j) OPEN ENROLLMENT; SUPPLEMENTAL AID. The treatment of section 118.51 (16) (e) of the statutes first applies to the number of pupils who attend public school in a nonresident school district in the 2008-09 school year.

(8e) MILWAUKEE PUBLIC SCHOOLS MEMBERSHIP. The treatment of sections 121.004 (5), 121.05 (2), (3), and (4), and 121.83 (1) (a) 2. of the statutes first applies to the calculation of state aid distributed in the 2010-11 school year.

(8x) PUPIL TRANSPORTATION; PRIVATE SCHOOLS. The renumbering and amendment of section 121.55 (3) of the

statutes and the creation of section 121.55 (3) (b) of the statutes first applies to contracts entered into on the effective date of this subsection.

SECTION 9341. Initial applicability; Public Service Commission.

(1j) ENHANCED 911 SURCHARGES.

(a) The creation of section 256.35 (3g) (a) 1. of the statutes first applies to bills provided to subscribers on the effective date of this paragraph.

(b) The creation of section 256.35 (3g) (a) 2. a. of the statutes first applies to retail transactions occurring on the effective date of this paragraph.

SECTION 9342. Initial applicability; Regulation and Licensing.

(1m) CHIROPRACTIC EXAMINATIONS. The renumbering and amendment of section 446.02 (3) of the statutes and the creation of section 446.02 (3) (intro.) of the statutes first apply to applications for licensure under section 446.02 (2) of the statutes received by the examining board on the first day of the 18th month beginning after the effective date of this subsection.

SECTION 9343. Initial applicability; Revenue.

(1) FARMLAND PRESERVATION CREDIT. The treatment of section 71.613 of the statutes first applies to taxable years beginning on January 1, 2010.

(2) FUEL PUMP TAX CREDITS. The treatment of section 71.30 (3) (ed) of the statutes first applies to taxable years beginning after December 31, 2007.

(3) WITHHOLDING TAX FOR PASS-THROUGH ENTITIES. The repeal of section 71.775 (4) (b) and (f) of the statutes, the renumbering of section 71.775 (4) (c) and (e) of the statutes, the renumbering and amendment of section 71.775 (4) (d) of the statutes, the amendment of section 71.775 (4) (a) (intro.) of the statutes, and the creation of section 71.775 (4) (bm) 1., (bn), (cm), (dm), (em), (fm), (g), (h), and (L) of the statutes first apply to taxable years beginning on January 1, 2009.

(3i) WITHHOLDING BY CERTAIN CONTRACTORS. The treatment of section 71.64 (6m) of the statutes first applies to taxable years beginning after December 31, 2009.

(3x) HOMESTEAD TAX CREDIT: DEPENDENT DEDUCTION. The treatment of section 71.52 (5) of the statutes first applies to taxable years beginning after December 31, 2009.

(4f) LEASED PROPERTY VALUES. The treatment of section 70.32 (1a) of the statutes first applies to the property tax assessments as of January 1, 2010.

(5) RETURNS AND SCHEDULES. The treatment of sections 71.13 (1m), 71.20 (1m) and (3), 71.36 (4), and 71.83 (1) (a) 10. of the statutes, the renumbering and amendment of section 71.83 (3) of the statutes, and the creation of section 71.83 (3) (b) of the statutes first apply to taxable years beginning on January 1, 2010.

(5c) MILITARY FAMILY RELIEF FUND CHECKOFF. The treatment of section 71.10 (5i) of the statutes first applies

to taxable years beginning on January 1 of the year in which this subsection takes effect, except that if this subsection takes effect after July 31 the treatment of section 71.10 (5i) of the statutes first applies to taxable years beginning on January 1 of the year following the year in which this subsection takes effect.

(6q) SECOND HARVEST FOOD BANKS. The treatment of section 71.10 (5j) of the statutes first applies to taxable years beginning on January 1 of the year in which this subsection takes effect, except that if this subsection takes effect after July 31 the treatment of section 71.10 (5j) of the statutes first applies to taxable years beginning on January 1 of the year following the year in which this subsection takes effect.

(7) FIRST DOLLAR CREDIT DISTRIBUTION. The treatment of section 79.10 (2) (a) and (b) and (7m) (a) 1. and 2., (b) 1. and 2., (c) 1. and 2., and (cm) 1. a. and b. and 2. a. and b. of the statutes first applies to distributions in 2010.

(11) ITEMIZED DEDUCTION CREDIT. The treatment of section 71.07 (5) (a) 3. of the statutes first applies to taxable years beginning on January 1, 2009.

(12) FILING WITHHOLDING STATEMENTS, EXTENSIONS. The treatment of section 71.65 (5) (b) of the statutes first applies to taxable years beginning on January 1, 2009.

(12d) ADVANCE PAYMENTS: EARNED INCOME TAX CREDIT. The treatment of section 71.07 (9e) (g) of the statutes first applies to taxable years beginning on January 1 of the year in which this subsection takes effect, except that if this subsection takes effect after August 31 the treatment of section 71.07 (9e) (g) of the statutes first applies to taxable years beginning on January 1 of the year following the year in which this subsection takes effect.

(13) TAXATION OF CAPITAL GAINS. The treatment of section 71.05 (6) (b) 9. and 9m. of the statutes first applies to taxable years beginning on January 1 of the year in which this subsection takes effect, except that if this subsection takes effect after August 31 the treatment of section 71.05 (6) (b) 9. and 9m. of the statutes first applies to taxable years beginning on January 1 of the year following the year in which this subsection takes effect.

(13x) CHANGES TO EDVEST INCOME TAX DEDUCTION. The treatment of section 71.05 (6) (b) 32. (intro.) and a. and 33. (intro.) and a. of the statutes first applies to taxable years beginning on January 1, 2010.

(14) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. The treatment of sections 71.07 (5j) (b) and 71.08 (1) (intro.) (as it relates to section 71.07 (5j)) of the statutes first applies retroactively to taxable years beginning after December 31, 2007.

(15) TECHNOLOGY ZONES CREDIT. The treatment of section 71.45 (2) (a) 10. (as it relates to section 71.47 (3g)) of the statutes first applies retroactively to taxable years beginning on or after January 1, 2002.

(16) REAL ESTATE TRANSFER FEE. The treatment of sections 77.25 (8n) of the statutes first applies to conveyances recorded on the effective date of this subsection.

(17) SUPPLEMENT TO FEDERAL HISTORIC REHABILITATION CREDIT. The treatment of sections 44.02 (24), 71.07 (9m) (c), (cm), (f), and (g), 71.28 (6) (c), (cm), (f), and (g), and 71.47 (6) (c), (cm), (f), and (g) of the statutes first applies to property placed in service on or after June 30, 2008.

(20) INDIVIDUAL INCOME TAX BRACKETS. The treatment of sections 71.06 (1p) (d) and (e) and (2) (g) 4. and 5. and (h) 4. and 5. and 71.09 (11) (f) of the statutes first applies to taxable years beginning on January 1 of the year in which this subsection takes effect, except that if this subsection takes effect after August 31 the treatment of sections 71.06 (1p) (d) and (e) and (2) (g) 4. and 5. and (h) 4. and 5. and 71.09 (11) (f) of the statutes first applies to taxable years beginning on January 1 of the year following the year in which this subsection takes effect.

(21b) COMBINED REPORTING.

(a) The treatment of sections 71.04 (7) (a) (as it relates to the sales percentage), (df) 3., (dh) 4., (dj) 2., and (dk) 2., 71.22 (1r) (as it relates to Public Law 86-272), 71.25 (9) (a) (as it relates to the sales percentage), (df) 3., (dh) 4., (dj) 2., and (dk) 2., 71.255 (2) (a), (2m), (3) (c), (4) (e), (f), (h), and (i), (6) (a), (b), and (c) 1., (7) (a), (b) (intro.), (c), and (d), and (11), and 71.80 (24) of the statutes first applies to taxable years beginning on January 1, 2009.

(b) The treatment of sections 71.04 (7) (a) (as it relates to applying section 71.04 (7) (b) 2m. and 3. and (c) of the statutes), 71.22 (1r) (as it relates to doing business in this state for any part of the taxable years), and 71.25 (9) (a) (as it relates to applying section 71.25 (9) (b) 2m. and 3. and (c) of the statutes) of the statutes applies retroactively to any period for which the statute of limitations has not expired.

(21cd) LOW-INCOME HOUSING.

(a) The treatment of section 70.11 (intro.), (4a), and (4b) of the statutes, the renumbering and amendment of section 70.11 (4) (except as it relates to retirement homes for the aged) of the statutes, and the creation of section 70.11 (4) (b) of the statutes first apply to the property tax assessments as of January 1, 2009.

(b) The treatment of section 70.11 (4d) of the statutes and the renumbering and amendment of section 70.11 (4) (as it relates to retirement homes for the aged) of the statutes first apply to the property tax assessments as of January 1, 2010.

(21f) RETAILERS DISCOUNT. The treatment of section 77.61 (4) (c) of the statutes first applies to the taxes that are payable on August 1, 2009.

(21g) STUDENT HOUSING FACILITIES. The treatment of section 70.11 (3m) of the statutes first applies to the property tax assessments as of January 1, 2010.

SECTION 9348. Initial applicability; Technical College System.

(1) CAPITAL EXPENDITURES. The treatment of sections 38.15 (1) and (2), 67.05 (6m) (a), and 67.12 (12) (e) 5. of the statutes first applies to district board resolutions adopted on the effective date of this subsection.

(2) NONRESIDENT FEES. The treatment of section 38.24 (3) (a) of the statutes first applies to fees charged to students in the semester beginning after the effective date of this subsection.

(3) TUITION EXEMPTION FOR ALIENS. The treatment of section 38.22 (6) (e) of the statutes first applies to persons who enroll for the semester or session following the effective date of this subsection.

SECTION 9350. Initial applicability; Transportation.

(1) COMMERCIAL DRIVER LICENSES AND COMMERCIAL MOTOR VEHICLES.

(a) The treatment of section 343.315 (2) (a) 8. of the statutes first applies to violations committed on September 30, 2005.

(b) The treatment of sections 343.315 (2) (h) and (i) and 343.44 (1) (c), (2) (bm), and (4r) of the statutes first applies to violations committed on the effective date of this paragraph, but does not preclude the counting of other violations as prior violations for purposes of administrative action by the department of transportation or sentencing by a court.

(2) NO FEE IDENTIFICATION CARDS. The treatment of section 343.50 (5m) (by SECTION 2961) of the statutes and the creation of section 343.50 (5) (a) 2. of the statutes first apply with respect to operator's licenses canceled or accepted for surrender by the department of transportation on the effective date of this subsection.

(3) OPERATING AFTER REVOCATION. The treatment of section 343.44 (2) (as) of the statutes first applies to violations that occur on the effective date of this subsection.

(4) PRIMARY ENFORCEMENT OF SAFETY BELTS. The treatment of section 347.50 (2m) (a) of the statutes first applies to violations committed on the effective date of this subsection.

(8) OPERATING RECORD SEARCH FEE. The treatment of section 343.24 (2) (intro.), (b), (c), and (d) of the statutes first applies to searches of vehicle operators' records requested on the effective date of this subsection.

(10q) TRANSPORTATION ENHANCEMENT GRANTS FOR BICYCLE AND PEDESTRIAN FACILITIES. The treatment of section 85.026 (2) (b) of the statutes first applies with respect to grants awarded on the effective date of this subsection.

SECTION 9354. Initial applicability; University of Wisconsin System.

(1) TUITION EXEMPTION FOR ALIENS. The treatment of section 36.27 (2) (cr) of the statutes first applies to per-

sons who enroll for the semester or session following the effective date of this subsection.

(2f) TUITION AWARD PROGRAM. The treatment of section 36.27 (4) (a) of the statutes first applies to persons who enroll for the semester or session following the effective date of this subsection.

SECTION 9355. Initial applicability; Veterans Affairs.

(1) TUITION REIMBURSEMENT. The treatment of section 45.20 (2) (c) 2. a. and (f) of the statutes first applies to applications for tuition reimbursement for an academic term that begins after the effective date of this subsection.

SECTION 9356. Initial applicability; Workforce Development.

(1) PREVAILING WAGES AND HOURS ON PUBLICLY FUNDED PRIVATE PROJECTS. The treatment of sections 19.36 (12), 66.0903 (3) (av), 66.0904, 103.49 (3) (ar), 103.50 (4m), 103.503 (title), (1) (a), (c), (e), and (g), (2), and (3) (a) 2., 104.001 (3) (am), 109.09 (1), 111.322 (2m) (c), 227.01 (13) (t), and 946.15 of the statutes first applies to a project proposal, including a preliminary plat or final plat under chapter 236 of the statutes, for a publicly funded private construction project, as defined in section 66.0904 (1) (i) of the statutes, as created by this act, submitted to a local governmental unit for approval on the effective date of this subsection.

(2) INSPECTION OF PAYROLL RECORDS. The treatment of sections 66.0903 (10) (c) and 103.49 (5) (c) of the statutes first applies to requests for the inspection of payroll records made on the effective date of this subsection.

(3) PREVAILING WAGE RECORDS. The treatment of sections 66.0903 (10) (am) and 103.49 (5) (am) of the statutes first applies to work performed on the effective date of this subsection, except that, if that work is performed under a contract that contains provisions that are inconsistent with those sections, the treatment of those sections first applies to work performed on the day on which that contract expires or is extended, modified, or renewed.

(5f) PREVAILING WAGE; REMEDIES. The treatment of section 103.49 (6m) (f) of the statutes, the renumbering of section 103.49 (6m) (a) of the statutes, the renumbering and amendment of section 66.0903 (11) (a) of the statutes, and the creation of sections 66.0903 (11) (a) 2. and 4. and 103.49 (6m) (ag) of the statutes first applies to hours worked on the effective date of this subsection.

SECTION 9357. Initial applicability; Other.

(1f) EXPEDITED MARRIAGE LICENSE FEE. The treatment of section 765.08 (2) of the statutes first applies to marriage license applications that are submitted to county clerks on the effective date of this subsection.

SECTION 9400. Effective dates; general. Except as otherwise provided in SECTIONS 9401 to 9457 of this act,

this act takes effect on July 1, 2009, or on the day after publication, whichever is later.

SECTION 9401. Effective dates; Administration.

(1f) **LOW-INCOME ASSISTANCE.** The repeal of section 16.957 (2) (d) 2m. of the statutes takes effect on June 30, 2011.

(3q) **AMERICAN INDIAN TRIBAL COMMUNITY REINTEGRATION PROGRAM.** The treatment of section 16.964 (17) of the statutes takes effect on July 1, 2010.

(4g) **RESTORATIVE JUSTICE.** The repeal of section 20.505 (6) (br) of the statutes takes effect on July 1, 2010.

SECTION 9403. Effective dates; Agriculture, Trade and Consumer Protection.

(1) **AGRICULTURAL AND VEGETABLE SEEDS.** The treatment of sections 94.38 (3), (4), (4m), (5), (6), (8), (9), (12), (13), (15), (19), (20), (21), (22), (23), and (24), 94.385, 94.39, 94.41 (1) (a), (b), (e), (f), and (g) and (2) (a) and (e), 94.43 (1), and 94.44 of the statutes takes effect on the first day of the 19th month beginning after publication.

(1f) **COUNTY AND DISTRICT FAIR AIDS.** The treatment of section 93.23 (1) (intro.) (by SECTION 1973f) of the statutes and the repeal of section 20.115 (4) (t) of the statutes take effect on July 1, 2011.

SECTION 9408. Effective dates; Children and Families.

(1) **ASSIGNMENT OF SUPPORT.** The treatment of sections 48.57 (3m) (b) 2. and (3n) (b) 2., 49.145 (2) (s) (by SECTION 1369), and 49.775 (2) (bm) (by SECTION 1369) of the statutes and SECTION 9108 (1) of this act take effect on October 1, 2009, or on the day after publication, whichever is later.

(2) **OVERPAYMENTS UNDER AFDC.** The treatment of section 49.175 (1) (intro.) (by SECTION 1227) of the statutes and the repeal of sections 20.437 (2) (cr) and 49.175 (1) (k) of the statutes take effect on July 1, 2011.

(4) **RETROACTIVE ALLOCATION.** The treatment of section 49.175 (1) (ze) 1. of the statutes takes effect on the day after publication, or retroactively to June 30, 2009, whichever is earlier.

(5) **CHILD WELFARE PROVIDER RATE REGULATION.** The treatment of section 938.357 (4) (c) 1. and 2. of the statutes, the repeal of section 49.343 (1m) of the statutes, and the repeal and recreation of section 49.343 (1g) and (2) (a) of the statutes take effect on January 1, 2011.

(5f) **BILL OF RIGHTS FOR FOSTER CHILDREN.** The treatment of sections 48.648 and 48.649 of the statutes and SECTION 9108 (6f) of this act take effect on January 1, 2010.

(6) **FOSTER CARE LEVELS OF CARE.** The repeal of sections 48.02 (17q), 48.48 (17) (a) 10., 48.62 (1) (b), 49.001 (7), 619.01 (1) (c) 4m., 619.01 (9m), 895.485 (1) (c), and 938.02 (17q) of the statutes, the renumbering of section 48.62 (1) (a) of the statutes, the amendment of sections 20.410 (3) (ho) (by SECTION 316), 20.437 (1) (b), 20.437 (1) (cf), 20.437 (1) (dd) (by SECTION 474), 20.437 (1)

(jm), 20.437 (1) (pd) (by SECTION 480), 46.10 (14) (a), 46.10 (14) (b), 46.21 (2) (j), 46.56 (8) (L), 46.56 (15) (b) 4., 46.985 (1) (f), 48.01 (1) (gg), 48.02 (6), 48.195 (2) (d) 5., 48.207 (1) (c), 48.207 (1) (f), 48.207 (3), 48.21 (5) (d) 2., 48.21 (5) (d) 3., 48.27 (3) (a) 1., 48.27 (3) (a) 1m., 48.27 (3) (a) 2., 48.27 (6), 48.299 (1) (ag), 48.299 (1) (ar), 48.32 (1) (c) 2., 48.32 (1) (c) 3., 48.33 (4) (intro.), 48.33 (5), 48.335 (3g) (intro.), 48.345 (3) (c), 48.355 (2) (b) 2., 48.355 (2d) (c) 2., 48.355 (2d) (c) 3., 48.355 (4), 48.357 (1) (am) 1., 48.357 (2m) (b), 48.357 (2r), 48.357 (2v) (c) 2., 48.357 (2v) (c) 3., 48.363 (1) (b), 48.363 (1m), 48.365 (2), 48.365 (2m) (ad) 2., 48.365 (2m) (ag), 48.371 (1) (intro.), 48.371 (1) (a), 48.371 (3) (intro.), 48.371 (3) (d), 48.371 (5), 48.375 (4) (a) 1., 48.375 (4) (b) 1m., 48.375 (4) (b) 3., 48.375 (7) (f), 48.38 (2) (intro.), 48.38 (2) (g), 48.38 (4) (d) (intro.), 48.38 (4) (f) (intro.), 48.38 (5) (b), 48.38 (5) (e), 48.38 (5m) (b), 48.38 (5m) (c), 48.38 (5m) (e), 48.42 (2) (d), 48.42 (2g) (a), 48.42 (2g) (am), 48.42 (2g) (b), 48.427 (1m), 48.427 (3m) (a) 5., 48.427 (3m) (am), 48.428 (2) (a), 48.428 (2) (b), 48.428 (4), 48.43 (5) (b), 48.43 (5m), 48.48 (9), 48.48 (17) (a) 3., 48.48 (17) (a) 8., 48.48 (17) (c) 4. (by SECTION 985), 48.481 (1) (a), 48.52 (1) (a), 48.52 (1) (b), 48.52 (1) (c), 48.569 (1) (d), 48.57 (1) (c), 48.57 (1) (hm), 48.57 (1) (i), 48.57 (3) (a) 4., 48.60 (2) (e), 48.61 (3), 48.61 (7), 48.615 (1) (b), subchapter XIV (title) of chapter 48 [precedes 48.619], 48.619, 48.62 (title), 48.62 (2), 48.62 (3), 48.62 (5) (a) (intro.), 48.62 (5) (d) (by SECTION 1018), 48.62 (6), 48.62 (7), 48.625 (3), 48.627 (title), 48.627 (2) (a), 48.627 (2c), 48.627 (2m), 48.627 (2s) (a), 48.627 (2s) (b), 48.627 (3) (b), 48.627 (3) (d), 48.627 (3) (e), 48.627 (3) (f), 48.627 (3) (h), 48.627 (4), 48.627 (5), 48.63 (1), 48.63 (3) (b) 2., 48.63 (4), 48.64 (title), 48.64 (1), 48.64 (1m), 48.64 (1r), 48.64 (2), 48.64 (4) (a), 48.64 (4) (c), 48.645 (1) (a), 48.645 (2) (a) 1., 48.645 (2) (a) 3., 48.645 (2) (a) 4., 48.645 (2) (b), subchapter X of chapter 48 [precedes 48.66], 48.66 (1) (a), 48.66 (1) (c), 48.67 (intro.), 48.67 (4), 48.675 (1), 48.675 (2), 48.675 (3) (intro.), 48.675 (3) (a), 48.685 (1) (b), 48.685 (2) (c) 1., 48.685 (2) (c) 2., 48.685 (4m) (a) (intro.) (by SECTION 1072d), 48.685 (4m) (ad) (by SECTION 1074d), 48.685 (5) (bm) (intro.), 48.685 (5m) (by SECTION 1078d), 48.685 (6) (a) (by SECTION 1080d), 48.70 (2), 48.73, 48.75 (title), 48.75 (1d), 48.75 (2), 48.833 (1), 48.833 (2), 48.837 (1), 48.837 (1r) (b), 48.88 (2) (am) 1., 48.88 (2) (am) 2., 48.975 (3) (a) 1., 48.975 (3) (a) 2., 48.98 (1), 48.98 (2) (a), 48.981 (3) (d) 1., 48.981 (7) (a) 4., 48.986 (4), 49.136 (1) (m), 49.155 (1) (c), 49.155 (1m) (a) (intro.), 49.155 (1m) (a) 1m. b., 49.155 (1m) (bm), 49.175 (1) (s), 49.19 (1) (a) 2. b., 49.19 (4e) (a), 49.19 (10) (a), 49.19 (10) (c), 49.19 (10) (d), 49.19 (10) (e), 49.32 (9) (a), 49.34 (1), 49.343 (1d) (a) and (b), (1g) (by SECTION 1276m), (1m) (by SECTION 1278g), and (2) (a), (b), and (c), 49.345 (14) (a), 49.345 (14) (b), 49.45 (3) (e) 7., 49.46 (1) (a) 5., 49.46 (1) (d) 1., 49.471 (4) (a) 5., 50.01 (1) (a) 1., 50.01 (1) (a) 2., 59.69 (15) (intro.) (by SECTION 1451), 59.69 (15) (bm), 60.63

(intro.) (by SECTION 1454), 60.63 (3), 62.23 (7) (i) (intro.) (by SECTION 1458), 62.23 (7) (i) 2m., 103.10 (1) (a) (intro.), 103.10 (1) (f) (by SECTION 2173), 121.79 (1) (d) (intro.), 121.79 (1) (d) 2., 121.79 (1) (d) 3., 146.82 (2) (a) 18m., 167.10 (7), 252.15 (5) (a) 19., 253.10 (3) (c) 2. c., 301.12 (14) (a), 301.12 (14) (b), 301.26 (4) (d) 2. (by SECTION 2676), 301.26 (4) (d) 3. (by SECTION 2678), 301.26 (4) (e), 301.26 (4) (ed), 301.46 (4) (a) 6., 343.15 (4) (a) 3., 619.01 (1) (a), 619.01 (1) (c) 1., 619.01 (9), 767.41 (3) (c), 786.37 (3), 809.105 (13), 895.485 (title), 895.485 (2) (intro.), 895.485 (2) (a), 895.485 (2) (b), 895.485 (3), 895.485 (4) (intro.), 895.485 (4) (a), 938.02 (6), 938.207 (1) (c), 938.207 (1) (f), 938.21 (5) (d) 2., 938.21 (5) (d) 3., 938.27 (3) (a) 1., 938.27 (3) (a) 1m., 938.27 (3) (a) 2., 938.27 (6), 938.299 (1) (ag), 938.32 (1) (d) 2., 938.32 (1) (d) 3., 938.33 (4) (intro.), 938.33 (5), 938.335 (3g) (intro.), 938.34 (3) (c), 938.355 (2) (b) 2., 938.355 (2d) (c) 2., 938.355 (2d) (c) 3., 938.355 (4) (a), 938.357 (1) (am) 1., 938.357 (1) (am) 2., 938.357 (2m) (b), 938.357 (2r), 938.357 (2v) (c) 2., 938.357 (2v) (c) 3., 938.357 (6), 938.363 (1) (b), 938.363 (1m), 938.365 (2), 938.365 (2m) (ad) 2., 938.365 (2m) (ag), 938.365 (5), 938.371 (1) (intro.), 938.371 (1) (a), 938.371 (3) (intro.), 938.371 (3) (d), 938.38 (2) (intro.), 938.38 (4) (f) (intro.), 938.38 (5) (b), 938.38 (5) (e), 938.38 (5m) (b), 938.38 (5m) (c), 938.38 (5m) (e), 938.48 (4), 938.52 (1) (b), 938.538 (3) (a) 1p., 938.57 (1) (c), 938.57 (3) (a) 4., 940.201 (1) (a), 940.203 (1) (a), 940.205 (1), 940.207 (1), 940.43 (1), 940.45 (1), 943.011 (1) (a), 943.013 (1) (a), 943.015 (1), 943.017 (2m) (a) 1., 948.01 (3), 948.085 (1), 949.06 (1m) (a) (by SECTION 3359), and 973.017 (6) (a) of the statutes, and the creation of section 48.62 (8) of the statutes and SECTION 9108 (3) (a) of this act take effect on the date stated in the notice provided by the secretary of children and families and published in the Wisconsin Administrative Register under section 48.62 (9) of the statutes, as created by this act.

(7) MODIFICATIONS TO WISCONSIN WORKS. The treatment of sections 49.147 (3) (c), (4) (as), (av), and (b), (5) (b) 1. (intro.), a., c., d., and e. and 2. and (bs), and (5m) (a) (intro.), 49.148 (1) (c) and (4) (b), 49.151 (1) (intro.) and (b), 49.1515, and 49.153 (1) (a), (b), and (c) of the statutes, and SECTION 9308 (4) of this act take effect on October 30, 2009, or on the 30th day beginning after publication, whichever is later.

(8) FOSTER CARE RATES. The treatment of section 48.62 (4) of the statutes takes effect on January 1, 2010, or on the day after publication, whichever is later.

(9) MISCELLANEOUS PARTICIPATION REQUIREMENTS UNDER WISCONSIN WORKS. The amendment of section 49.148 (1m) (a) and (b) of the statutes takes effect on October 30, 2009, or on the 30th day beginning after publication, whichever is later.

(10i) WISCONSIN WORKS GRANTS FOR UNMARRIED, PREGNANT WOMEN. The treatment of sections 49.148 (1m) (title) and (c) (intro.) and 3. and 49.159 (4) of the

statutes, the renumbering and amendment of section 49.148 (1m) (a) and (b) of the statutes, the creation of section 49.148 (1m) (a) (intro.) and 2. of the statutes, and SECTION 9308 (10i) of this act take effect on January 1, 2010.

(11) FOSTER PARENT TRAINING. The creation of section 48.67 (4) of the statutes takes effect on January 1, 2010.

(12) OVERPAYMENTS LIABILITY ALLOCATION.

(a) *Creation.* The creation of section 49.175 (1) (j) of the statutes takes effect on the day after publication or retroactively to June 30, 2009, whichever is earlier.

(b) *Repeal.* The repeal of section 49.175 (1) (j) of the statutes takes effect on July 1, 2009.

(13) FISCAL CHANGES. Section 9208 (1) of this act takes effect on the day after publication or retroactively to June 30, 2009, whichever is earlier.

(13d) CHILD SUPPORT PASS-THROUGH. The treatment of sections 49.145 (2) (s) (by SECTION 1155c) and 49.775 (2) (bm) (by SECTION 1369c) of the statutes and SECTION 9308 (8d) of this act take effect on October 1, 2010.

(14) ARREARAGES COLLECTED. The treatment of section 49.1452 of the statutes and SECTION 9308 (9) of this act take effect on January 1, 2010.

(14f) FRAUD INVESTIGATION AND AID TO FAMILIES WITH DEPENDENT CHILDREN RECOVERIES. The amendment of section 49.197 (2) (c) (by SECTION 1262m) of the statutes, the renumbering and amendment of section 49.195 (4) of the statutes, the creation of sections 49.195 (4) (b) 2. and 49.197 (2) (cm) of the statutes, and SECTION 9308 (2f) of this act take effect on January 1, 2010.

SECTION 9409. Effective dates; Circuit Courts.

(1) COURT INTERPRETER PILOT PROGRAM. The treatment of section 20.625 (1) (c) of the statutes and SECTION 9409 (1) of this act take effect on September 1, 2009, or on the effective date of this subsection, whichever is later.

(2f) SUCCESSOR ASBESTOS-RELATED LIABILITY. The treatment of section 895.61 of the statutes and SECTION 9309 (3f) of this act take effect on the first day of the 2nd month beginning after publication.

SECTION 9410. Effective dates; Commerce.

(2f) COMMERCIAL CONSTRUCTION EROSION CONTROL. The treatment of sections 20.370 (4) (bj), 30.443 (1) (a) and (b) and (2), 59.69 (4c), 92.07 (15), 101.1205 (title), (1), (2), (3), (4), (5), (5m), (6), and (7), and 281.33 (title) and (3m) (title) of the statutes takes effect on the first day of the 7th month beginning after publication.

(2i) CONSTRUCTION CONTRACTORS. The treatment of sections 71.63 (3) (d), 71.65 (6), 101.02 (20) (a) and (21) (a), 101.147, 102.07 (8) (d), 108.24 (2) and (2m), and 111.327 of the statutes takes effect on January 1, 2010.

SECTION 9411. Effective dates; Corrections.

(1) JUVENILE CORRECTIONAL SERVICES DEFICIT REDUCTION. The treatment of section 20.410 (3) (hm) (by SECTION 317), (ho) (by SECTION 319), and (hr) (by SECTION 319) of the statutes takes effect on July 1, 2010.

(1f) COUNCIL ON OFFENDER REENTRY. The treatment of sections 15.145 (title) and (5) and 301.095 of the statutes and SECTION 9111 (12f) of this act take effect on January 4, 2010.

(2) FISCAL CHANGE: CORRECTIONS. SECTION 9211 (2i) (a), (b), (c), and (d) of this act takes effect retroactively to June 30, 2009, or on the day after publication, whichever is earlier.

(2u) SENTENCING. The repeal of section 302.113 (9) (at) and (9g) (a) 1. and (cm) of the statutes, the renumbering and amendment of section 302.113 (2), (9) (am), and (9g) (a) (intro.) and 2., (b) (intro.), 1., 2., and 3., (c), (d), (e), (f) (intro.), 1., and 2., (g) 1., 2., and 3., (h), (i), and (j) of the statutes, the amendment of sections 301.03 (3), 301.048 (2) (am) 3., 301.21 (1m) and (2m) (c), 302.045 (3), 302.05 (3) (b), 302.11 (1g) (b) (intro.) and 2., (c), (d), (1m), and (7) (c), 302.113 (1), (3) (d), (7), and (9) (b) and (c), 302.114 (9) (c), 304.01 (title), (1), and (2) (intro.), (b), (c), (d), 304.06 (title), (1) (b), (c) (intro.), (d) 1., 2., 3m., and 4., (e), (eg), (em), (f), (g), (1m) (intro.), (1q) (b) and (c), (1x), (2m) (d), (3), (3e), and (3m), 304.071 (1), 801.50 (5), 809.30 (1) (c), 911.01 (4) (c), 950.04 (1v) (f), (g), (gm), and (nt), 973.01 (4), (7), and (8) (a) 2. and 3., 973.09 (5) (intro.), 973.195 (1r) (a), 974.07 (4) (b), 976.03 (23) (c), and 977.05 (4) (jm) of the statutes, the creation of sections 302.042, 302.045 (3m) (d), 302.05 (3) (c) 3., 302.113 (2) (b) and (c), (3) (e), (3m), (9) (am) 2., and (9h), 302.1135 (title), (1) (a), and (6) (a) (intro.) and (b), 304.06 (1) (bg), (bk), (bn), and (br), 973.01 (3d) and (4m), 973.031, 973.09 (3) (d), and 973.195 (1r) (j) of the statutes, the repeal and recreation of section 973.01 (2) (d) (intro.) of the statutes, and SECTION 9311 (2) and (4q) of this act take effect on October 1, 2009, or on the 90th day beginning after publication, whichever is later.

SECTION 9413. Effective dates; District Attorneys.

(1u) ASSISTANT DISTRICT ATTORNEY RETENTION PAY. The treatment of sections 20.475 (1) (kb) and 978.12 (1) (c) and (7) of the statutes takes effect on July 1, 2010.

(2x) SALARIES AND FRINGE BENEFITS; PUBLIC BENEFITS. The repeal of section 20.475 (1) (s) of the statutes takes effect on June 30, 2011.

SECTION 9415. Effective dates; Employee Trust Funds.

(1j) DOMESTIC PARTNER BENEFITS FOR STATE EMPLOYEES AND ANNUITANTS. The treatment of sections 40.02 (2m) and (8) (a) 2., 40.08 (9), 40.23 (4) (e) and (f) (intro.), 40.24 (7) (a) (intro.) and (b), 40.25 (3m), 40.55 (1), 40.65 (5) (b) 1. and (c) and (7) (am) (intro.), 1., and 2. and (ar) 1., and 40.80 (2r) (a) 2. of the statutes takes effect on January 1, 2010.

SECTION 9416. Effective dates; Employment Relations Commission.

(1g) UNIVERSITY OF WISCONSIN RESEARCH ASSISTANTS. The treatment of sections 111.81 (17m), 111.825

(2) (g), (h), and (i), and 111.935 of the statutes takes effect on July 1, 2010.

SECTION 9417. Effective dates; Financial Institutions.

(1f) CREDIT UNION CONVERSIONS. The treatment of sections 186.314 (intro.) (except 186.314 (title)), (1m) (title), and (2), 214.40 (3), and 214.66 (intro.) (except 214.66 (title)), (1m) (title), and (2) of the statutes takes effect on January 1, 2010.

SECTION 9419. Effective dates; Government Accountability Board.

(1q) LOBBYING ELECTRONIC DATA AND LICENSE FEES.

(a) The treatment of section 13.75 (1) (by SECTION 20k) and (1m) (by SECTION 20m) of the statutes takes effect on January 1, 2011.

(b) The treatment of section 13.75 (1) (by SECTION 20L) and (1m) (by SECTION 20n) of the statutes and the repeal of section 13.685 (8) of the statutes take effect on January 1, 2015.

SECTION 9422. Effective dates; Health Services.

(1) BADGERCARE PLUS CHANGES. The treatment of sections 46.286 (1) (b) (intro.) (except 46.286 (1) (b) (title)), 1c., 1m., and 3. and (3) (a) 4m., 49.45 (18) (b) 2., 49.471 (2), (3) (a) 1. and (b) 1. (intro.) and c. and 2., (4) (a) 4. a. and 7. and (b) 1m. and 4. a., (5) (b) 1. and 2., (6) (e), (7) (b) 1., 2., and 3. and (c) 1., (8) (d) 1. f. and 2. c., (10) (a) and (b) 4. g. and 5., and (12) (b), and 49.665 (6) of the statutes, the renumbering and amendment of sections 49.45 (18) (am) and 49.471 (5) (c) and (6) (a) of the statutes, and the creation of sections 49.45 (18) (am) 2. and 49.471 (5) (c) 1. and (6) (a) 1. of the statutes take effect retroactively on February 1, 2008.

(2) VITAL RECORD FEES. The treatment of section 69.22 (1) (a), (b), (c), and (d), (1m), and (1q) of the statutes takes effect on July 1, 2010.

(3) TRANSFER OF PHARMACY BENEFITS PROGRAM TO THE DEPARTMENT OF HEALTH SERVICES. The treatment of sections 20.435 (4) (a), (bm) (by SECTION 347), (jw) (by SECTION 357), and (jz) (by SECTION 359), 40.53, and 146.45 (4) of the statutes takes effect on January 1, 2011.

(6) RELIEF BLOCK GRANTS. The treatment of sections 20.435 (4) (h) (by SECTION 354), 46.21 (1) (d), 46.215 (1) (d) and (fm), 46.22 (1) (b) 1. d. and h., 46.23 (2) (a), 46.495 (1) (am), 49.001 (5p), 49.002, 49.01 (3m) and (8j), 49.015 (1) (a) and (c) and (3) (a), 49.02 (1) (intro.), (a), (b), and (c) (intro.), 1., 2., and 4., (1e), and (2) (b) and (f), 49.025, 49.027, 49.031, 49.141 (1) (s), 49.45 (6m) (br) 1. and (6y) (am) and (b), and 49.688 (3) (d) of the statutes, the repeal of section 20.435 (4) (bt) of the statutes, and SECTION 9322 (9) of this act take effect on July 1, 2011.

(7) CHILDLESS ADULTS PROGRAM APPROPRIATION. The treatment of section 20.435 (4) (h) (by SECTION 353) of the statutes takes effect on the day after publication.

(7x) DENTAL HEALTH CLINIC GRANT. The repeal of section 20.435 (1) (dj) of the statutes, as created by this act, takes effect on July 1, 2010.

(8) MEDICAL ASSISTANCE APPROPRIATIONS. SECTION 9222 (1), (1c), and (2u) of this act takes effect on the day after publication.

(8f) MENTAL HEALTH INSTITUTE SERVICES. The treatment of section 49.45 (30r) of the statutes and SECTION 9322 (5f) of this act take effect on January 1, 2010.

(9) FEDERAL MEDICAL ASSISTANCE PERCENTAGES. SECTION 9122 (4) of this act takes effect on the day after publication.

(10) MEDICAL ASSISTANCE TRUST FUND APPROPRIATION. SECTION 9222 (2) of this act takes effect on the day after publication.

(11) NURSING HOME OPERATING DEFICITS. The treatment of section 49.45 (6u) (b) of the statutes and SECTION 9222 (4q) of this act take effect on the day after publication.

(12) SUPPLEMENTAL SECURITY INCOME CARETAKER SUPPLEMENT.

(a) *Arrearages collected.* The treatment of section 49.776 of the statutes and SECTION 9322 (7) (a) of this act take effect on January 1, 2010.

(b) *Disregard of child support.* The treatment of section 49.775 (2m) of the statutes and SECTION 9322 (7) (b) of this act take effect on January 1, 2010.

(12r) PSYCHOTHERAPY AND ALCOHOL AND DRUG ABUSE SERVICES. The treatment of sections 49.45 (30f) and 49.46 (2) (b) 6. (intro.) and Lr. of the statutes takes effect on January 1, 2011.

(13i) 2008-09 HOSPITAL ASSESSMENT. SECTIONS 3416b, 9122 (5i), and 9222 (4i) of this act take effect on the day after publication.

(13v) LICENSING REVENUE APPROPRIATION. The treatment of section 20.435 (1) (gm) (by SECTION 327d) of the statutes takes effect on July 1, 2011.

(13x) SUPPLEMENTAL PAYMENTS FOR FOOD STAMP ADMINISTRATION. The repeal of sections 20.435 (4) (np) and 49.78 (8) (c) of the statutes takes effect on July 1, 2011.

(14g) MEDICAL ASSISTANCE SERVICES BY MANAGED CARE ORGANIZATIONS. The treatment of section 49.45 (24d), (44g), and (50m) and SECTION 9322 (3f) of the statutes take effect on January 1, 2010.

SECTION 9423. Effective dates; Higher Educational Aids Board.

(1) WISCONSIN HIGHER EDUCATION GRANTS: AUXILIARY ENTERPRISES. The treatment of sections 20.285 (1) (h) (by SECTION 255) and 39.435 (8) (by SECTION 761) of the statutes and the repeal of section 20.235 (1) (ke) of the statutes take effect on July 1, 2010.

(1q) REIMBURSEMENT OF VETERANS AND DEPENDENTS.

(a) *Educational assistance reimbursement.* The treatment of sections 20.235 (1) (fz), 36.27 (3n) (bm) and (3p) (bm), 38.24 (7) (bm) and (8) (bm), and 39.50 (3m)

(title) and (4) of the statutes takes effect on August 15, 2009.

(b) *Fee remission.* The treatment of sections 36.27 (3n) (b) (intro.) and (bg) and (3p) (b) and (bg) and 38.24 (7) (b) (intro.) and (bg) and (8) (b) and (bg) of the statutes takes effect on January 1, 2010.

SECTION 9426. Effective dates; Insurance.

(2) MOTOR VEHICLE COVERAGES, PROHIBITED RISK FACTORS, AND LIABILITY PROVISIONS. The treatment of sections 62.67, 121.555 (2) (a), 227.01 (13) (zz), 344.01 (2) (am) and (d), 344.11, 344.15 (1), 344.33 (2), 344.55 (1) (intro.), 631.43 (3), 632.32 (2) (a), (am), (c), (cm), (d), (e), (f), and (g), (4) (title), (intro.), (a) (title), 1., 2., 2m., and 3., and (bc), (4m), (4r), and (5) (f), (g), (h), (i), and (j), 632.355, and 632.845 of the statutes, the repeal of section 632.32 (4) (b) (title) of the statutes, the renumbering and amendment of section 632.32 (4) (b) of the statutes, and SECTION 9326 (6), (6f), (7) (a) and (b), and (8) (a) and (b) of this act take effect on the first day of the 5th month beginning after publication.

(3f) CONTRACEPTIVE AND DEPENDENT COVERAGE. The treatment of sections 40.51 (8) and (8m), 66.0137 (4), 111.91 (2) (n) and (nm), 120.13 (2) (g), 185.981 (4t), 185.983 (1) (intro.), 609.755, 609.805, 632.885, and 632.895 (17) of the statutes and SECTION 9326 (9f) of this act take effect on the first day of the 7th month beginning after publication.

(3u) PREEXISTING CONDITION EXCLUSIONS. The treatment of section 632.76 (2) (ac) and (b) of the statutes and SECTION 9326 (4) of this act take effect on the first day of the 7th month beginning after publication.

(4u) RENEWAL MODIFICATIONS AND EXCEPTION. The treatment of sections 632.7495 (5) and 632.7497 of the statutes, the renumbering and amendment of section 632.7495 (4) of the statutes, the creation of section 632.7495 (4) (b), (c), and (d) of the statutes, and SECTION 9326 (3) and (3u) of this act take effect on the first day of the 7th month beginning after publication.

SECTION 9430. Effective dates; Justice.

(1) MOTOR VEHICLE STOP DATA COLLECTION. The treatment of section 165.85 (4) (b) 1d. f. of the statutes takes effect on the day after publication.

(1f) CRIMINAL HISTORY DATABASE FEE. The treatment of section 165.82 (1) (a) (by SECTION 2448d) and (am) of the statutes takes effect on July 1, 2011.

(1j) CRIME VICTIM AND WITNESS SURCHARGE. The treatment of section 20.455 (5) (g) (by SECTION 537c) and (gc) (by SECTION 538c) of the statutes and the repeal and recreation of section 973.045 (2m) of the statutes take effect on July 1, 2011.

(2u) FUNDING FOR ASSISTANT DISTRICT ATTORNEY AND PUBLIC DEFENDER PAY. The treatment of sections 20.455 (3) (kb), 111.91 (2) (t), and 165.03 of the statutes takes effect on July 1, 2010.

SECTION 9437. Effective dates; Natural Resources.

(1) NONPOINT SOURCE POLLUTION PROGRAM COST SHARING. The treatment of section 281.65 (8) (jm) of the statutes takes effect on January 1, 2010.

(2) WATER USE FEES. The treatment of sections 20.370 (4) (ai) and 281.346 (12) of the statutes takes effect on January 1, 2011.

(4) AIR EMISSION PERMIT FEES. The treatment of sections 20.370 (2) (bg) and (bh), (3) (bg), (8) (mg), and (9) (mh) and 285.69 (1) (a) 3., (1g), (2) (title), (a) (intro.), (c) (intro.), (f), (g), (h), and (i), and (2m) of the statutes takes effect on January 1, 2010.

(5) BOBCAT HUNTING AND TRAPPING PERMITS. The treatment of section 29.563 (14) (a) 1. and 1m. of the statutes takes effect on March 31, 2010.

(5u) PUBLIC SHOOTING RANGE. The repeal and recreation of section 20.370 (5) (ar) of the statutes takes effect on July 1, 2010.

(6x) SNOWMOBILE RAIL CROSSING. The repeal and recreation of section 20.370 (3) (aq) of the statutes takes effect on July 1, 2011.

SECTION 9438. Effective dates; Public Defender Board.

(1j) INDIGENCY DETERMINATIONS. The treatment of sections 20.550 (1) (fb), 303.065 (5) (dm), 973.06 (1) (e), 977.06 (1) (a) and (2) (a), 977.07 (2), and 977.085 (3) of the statutes, the renumbering and amendment of section 977.02 (3) of the statutes, and the creation of section 977.02 (3) (a) to (d) of the statutes and SECTION 9338 (1j) of this act take effect on June 30, 2011.

(1u) ASSISTANT STATE PUBLIC DEFENDER RETENTION PAY. The treatment of sections 20.550 (1) (kb) and 977.10 of the statutes takes effect on July 1, 2010.

SECTION 9439. Effective dates; Public Instruction.

(1) FEDERAL AID. The treatment of section 20.255 (2) (m) and (n) of the statutes takes effect on the day after publication.

(2) AID TO PUBLIC LIBRARY SYSTEMS. SECTION 9239 (1) and (2) of this act takes effect on the day after publication.

(3c) MILWAUKEE PARENTAL CHOICE PROGRAM: PAYMENTS FROM SCHOOLS BARRED FROM THE PROGRAM. The treatment of section 119.23 (10) (e) of the statutes takes effect retroactively to July 1, 2006.

SECTION 9441. Effective dates; Public Service Commission.

(1j) POLICE AND FIRE PROTECTION FEE.

(a) The amendment of sections 196.202 (2), 196.203 (1), and 196.499 (1) (intro.) of the statutes and the creation of sections 20.155 (3) (t), 25.17 (1) (ku), 25.99, 77.54 (55), and 196.025 (6) of the statutes take effect on September 1, 2009.

(b) The repeal of sections 20.155 (3) (t), 25.17 (1) (ku), 25.99, and 196.025 (6) of the statutes and the repeal and recreation of sections 196.202 (2), 196.203 (1), and

196.499 (1) (intro.) of the statutes take effect on June 30, 2011.

(2j) ENHANCED 911 PROGRAM. The treatment of sections 15.793, 20.155 (3) (r), 25.17 (1) (kb), 25.985, 77.51 (12m) (b) 10. and (15b) (b) 10., 77.54 (37), and 256.35 (1) (cs), (ee), (gm), (3), (3g), (3m) (a) 2., 3., and 4., (5), (7), and (8) of the statutes and SECTION 9141 (1j) and (2j) of this act take effect on July 1, 2011.

SECTION 9442. Effective dates; Regulation and Licensing.

(1f) CHIROPRACTIC EXAMINATIONS. The renumbering and amendment of section 446.02 (3) of the statutes and the creation of section 446.02 (3) (intro.) of the statutes take effect on the first day of the 18th month beginning after publication.

(1g) CHIROPRACTIC RADIOLOGICAL TECHNICIANS AND CHIROPRACTIC TECHNICIANS; CERTIFICATION REQUIRED. The treatment of sections 446.02 (7) (a), (c), and (d), 446.025, and 446.026 of the statutes takes effect on the first day of the 13th month beginning after publication.

(1q) CREDENTIAL FEE METHODOLOGY CHANGE. The treatment of sections 227.01 (13) (zx), 440.03 (9) (c) and (d) and (14) (a) 1. c., 2. c., and 3. c., (am), and (c), 440.05 (1) (a) and (2), 440.08 (2) (a) (intro.), 1. to 14d., 14g. to 21., 21m. (by SECTION 2994mk), 22. to 27., 29. to 51., 54., 55., and 56., 61. to 67x., and 68b. to 72. and (c) and (3) (a), 440.26 (3) and (5m) (a) 4. and (b), 440.42 (1) (c), 440.43 (1) (c), 440.44 (1) (c), 440.62 (2) (a), 440.63 (2), 440.71 (2) (a) and (3), 440.88 (4), 440.91 (1) (b) 2. and (c) 1., (2) (intro.), and (4), 440.92 (1) (b) 2. and (c), 440.966 (1), 440.972 (2), 440.98 (6), 440.982 (1m) (b), 440.983 (1), 440.992 (1), 440.9935, 441.06 (3) (by SECTION 2995d), 441.10 (3) (b) (by SECTION 2995dg), 441.15 (3) (a) 2. and (b) (by SECTION 2995e), 442.08 (1) and (2) (intro.), 442.083, 442.09, 443.07 (6), 443.08 (3) (a) and (b), 443.10 (2) (b) and (e) and (5), 445.04 (2), 445.06, 445.105 (3), 446.02 (4), 447.05, 449.06 (1), 450.06 (2) (c), 450.065 (2) (d), 450.07 (1), 450.08 (2) (a) and (b), 451.04 (4), 452.025 (1) (c) and (5) (b), 451.10 (3), 452.12 (2) (c), (5) (a), and (6) (e) 1. and 2., 453.062 (1), 454.06 (1) (a) and (8), 454.08 (3) and (9), 455.06, 455.07 (2), 456.07 (2), 457.20 (3) (a), 458.11, 459.09 (1) (a), 459.24 (5) (a), 460.07 (2) (a), 461.02 (1), (4), (5) (a), (6), and (8), 470.045 (3) (a) and (b), 470.07, and 480.08 (3) (b) and (5) of the statutes takes effect on July 1, 2011.

SECTION 9443. Effective dates; Revenue.

(1) REVOKED SELLER'S PERMIT. The treatment of section 73.03 (64) of the statutes takes effect on the first day of the 2nd calendar quarter beginning after publication.

(2) FUEL PUMPS TAX CREDITS. The treatment of section 71.30 (3) (ed) of the statutes takes effect retroactively on January 1, 2008.

(3) ELECTRONIC FILING. The treatment of section 71.80 (20) of the statutes takes effect on January 1, 2010.

(4) ADMINISTRATION OF TAX INCREMENTAL DISTRICTS. FEES. The treatment of sections 20.566 (2) (hm), 60.85 (6) (am), 66.1105 (6) (ae), and 66.1106 (7) (am) of the statutes takes effect on October 1, 2009.

(5f) TANGIBLE PERSONAL PROPERTY CONSUMED IN MANUFACTURING.

(a) The renumbering of section 77.54 (6m) (a) of the statutes, the renumbering and amendment of section 77.54 (6m) (intro.) and (b) of the statutes, the amendment of sections 71.07 (3s) (a) 1., 71.28 (3) (a) 1., 71.47 (3) (a) 1., and 77.54 (2) and (2m) of the statutes, and the creation of section 77.51 (7h) (a) 3. and (b), (10b), and (10c) of the statutes take effect on the first day of the 2nd month beginning after publication.

(b) The repeal and recreation of section 77.54 (2) and (2m) of the statutes takes effect on October 1, 2009, or on the day after publication, whichever is later.

(6) OFFSET AGREEMENTS. The renumbering of section 73.03 (52) of the statutes and the creation of section 73.03 (52) (b) of the statutes take effect on the first day of the 14th month beginning after publication.

(7) FINANCIAL RECORD MATCHING PROGRAM. The treatment of sections 20.566 (1) (hc) and 71.91 (8) of the statutes takes effect on the first day of the 6th month beginning after publication.

(8) SALES TAX EXEMPTION FOR AMERICAN INDIAN TRIBES OR BANDS. The treatment of section 77.54 (9a) (ed) of the statutes takes effect on the first day of the 2nd month beginning after publication.

(8bu) ANAEROBIC DIGESTION. The repeal and recreation of section 77.54 (56) of the statutes takes effect on October 1, 2009.

(8d) FUEL SOLD TO CHARTERED FISHING BOATS. The treatment of section 77.54 (30) (a) 7. of the statutes takes effect on the first day of the 2nd month beginning after publication.

(9) SALES AND USE TAX RETURNS. The treatment of section 77.58 (3) (a) of the statutes takes effect on the first day of the 3rd month beginning after publication.

(9d) DISREGARDED ENTITIES. The repeal and recreation of sections 77.51 (10) and 77.61 (19m) (b) of the statutes takes effect on October 1, 2009.

(10) TECHNOLOGY ZONES CREDIT. The treatment of section 71.45 (2) (a) 10. (as it relates to section 71.47 (3g)) of the statutes takes effect retroactively on January 1, 2002.

(11) JOBS TAX CREDIT. The treatment of section 20.835 (2) (bb) of the statutes takes effect on January 1, 2012.

(12) SALES AND USE TAX EXEMPTIONS FOR RESEARCH EQUIPMENT. The treatment of section 77.54 (57) of the statutes takes effect on January 1, 2012.

(14) CIGARETTE AND TOBACCO PRODUCTS TAX RATES. The treatments of section 139.31 (1) (a) and (b), 139.76 (1), and 139.78 (1) of the statutes takes effect on Septem-

ber 1, 2009, or on the first day of the 2nd month beginning after publication, whichever is later.

(14a) DIRECT MARKETING OF CIGARETTES AND TOBACCO PRODUCTS. The repeal and recreation of section 77.61 (11) of the statutes takes effect on October 1, 2009, or on the day after publication, whichever is later.

(14e) TRANSIT AUTHORITY TAX. The amendment of section 77.77 (1) (a) and (b) of the statutes and the repeal and recreation of sections 77.71 (1), (2), (3), and (4), 77.73 (2), and 77.75 of the statutes takes effect on October 1, 2009.

(14q) MAIN STREET EQUITY ACT.

(a) The repeal of section 77.522 (2) of the statutes, the amendment of sections 77.51 (1a) (b), 77.51 (2), 77.51 (3rm) (intro.), 77.51 (13) (k), 77.51 (13g) (a), 77.51 (14) (j), 77.51 (17x), 77.51 (20), 77.51 (24), 77.52 (1) (a), 77.52 (1) (b), 77.52 (2) (a) 10., 77.52 (12), 77.522 (1) (b) (intro.), 77.522 (1) (b) 5. b., 77.522 (3) (a), 77.522 (3) (d), 77.53 (1), 77.54 (1), 77.54 (3) (a), 77.54 (4), 77.54 (6) (a), 77.54 (6) (b), 77.54 (7) (a), 77.54 (7m), 77.54 (9a) (intro.), 77.54 (18), 77.54 (23m), 77.54 (30) (a) 6., 77.54 (35), 77.54 (49), 77.54 (50), 77.54 (54), 77.55 (1) (intro.), 77.55 (2), 77.55 (3), 77.56 (1), 77.58 (6), 77.59 (9n) (c), and 77.73 (3) of the statutes, the repeal and recreation of sections 77.585 (8), and 77.994 (1) (intro.) of the statutes, and the creation of sections 77.51 (1a) (a) 5., 77.51 (14a), 77.61 (20), and 77.994 (4) of the statutes take effect on October 1, 2009.

(b) The repeal and recreation of sections 77.51 (7h) (a) (intro.), 77.51 (7h) (a) 3., 77.51 (7h) (b), 77.52 (2) (a) 8m., 77.53 (16m), 77.58 (3) (a), 77.708 (1), 77.73 (1) of the statutes takes effect on October 1, 2009, or on the day after publication, whichever is later.

(14r) MILWAUKEE COUNTY TAX. The repeal and recreation of section 77.70 (1), (2), and (3) of the statutes takes effect on October 1, 2009.

(14u) BURNETT COUNTY TAX. The repeal and recreation of section 77.70 (1) of the statutes takes effect on October 1, 2009.

(14x) LOCAL PROFESSIONAL BASEBALL PARK DISTRICT. The repeal and recreation of section 77.705 of the statutes takes effect on October 1, 2009.

SECTION 9450. Effective dates; Transportation.

(1) COMMERCIAL DRIVER LICENSES AND COMMERCIAL MOTOR VEHICLES.

(a) The treatment of sections 343.03 (7) (c), 343.16 (1) (b) 2., 343.20 (2) (b), 343.23 (4) (a), 343.245 (4) (b), 343.315 (1), (1g), (2) (a) (intro.), 5., and 8., (am), (b), (bm), (c), (e), (f) (intro.) and 2., (fm), (h), (i), (j) (intro.), and (L), (3) (b) and (bm), and 343.44 (1) (c), (2) (bm), and (4r) of the statutes, the amendment of section 343.23 (2) (b) of the statutes, and SECTION 9350 (1) of this act take effect on the first day of the 7th month beginning after publication.

(b) The repeal and recreation of section 343.23 (2) (b) of the statutes takes effect on the first day of the 7th month beginning after publication, or on the date on which the creation of section 343.165 of the statutes by 2007 Wisconsin Act 20 takes effect, whichever is later.

(2) NO FEE IDENTIFICATION CARDS.

(a) The treatment of sections 343.43 (1) (a) and 343.50 (5m) (by SECTION 2961) of the statutes, the repeal of section 343.35 (1) (b) of the statutes, the renumbering and amendment of sections 343.35 (1) (a) and 343.50 (5) of the statutes, the creation of section 343.50 (5) (a) 2. of the statutes, and SECTION 9350 (2) of this act take effect on the first day of the 4th month beginning after publication.

(b) The repeal and recreation of section 343.50 (5) of the statutes takes effect on the first day of the 4th month beginning after publication, or on the date on which the creation of section 343.165 of the statutes by 2007 Wisconsin Act 20 takes effect, whichever is later.

(3) TRANSIT AUTHORITIES. The repeal and recreation of section 40.02 (28) of the statutes takes effect on January 1, 2010.

(4) SECOND ENDANGERED RESOURCES LICENSE PLATE. The treatment of sections 20.370 (1) (fs), 25.29 (1) (f), 25.40 (1) (a) 25., 341.14 (6r) (b) 1. (by SECTION 2811) and 12., 341.14 (6r) (c) (by SECTION 2918), 341.14 (6r) (e) (by Section 2820), 341.14 (6r) (f) 59., and 341.14 (6r) (fm) 7. (by SECTION 2824) of the statutes takes effect on the first day of the 7th month beginning after publication.

(6) PRIMARY ENFORCEMENT OF SAFETY BELTS. The treatment of sections 347.48 (2m) (gm) and 347.50 (2m) (a) of the statutes and SECTION 9350 (4) of this act take effect on the day after publication.

(6q) SAFETY BELT PERFORMANCE GRANT FUNDS. SECTION 9150 (5c) of this act takes effect on the day after publication.

(7q) RECONCILIATION PROVISION RELATED TO PRIMARY ENFORCEMENT OF SEAT BELTS. SECTION 9150 (14q) of this act takes effect on the day after publication.

(10) AUTOMATED VEHICLE TITLE RECORDS. The treatment of sections 341.01 (2) (ac) and 342.09 (4) of the statutes takes effect on the first day of the 4th month beginning after publication.

(11) ELECTRONIC PROCESSING OF TITLE LIENS.

(a) The treatment of sections 342.20 (2) and (3), 342.22 (2), and 342.245 of the statutes, the renumbering and amendment of sections 342.19 (2) and 342.22 (1) of the statutes, and the creation of sections 342.19 (2) (a) 2. and 342.22 (1) (b) of the statutes take effect on July 1, 2010.

(b) The treatment of sections 25.40 (1) (a) 3. (by SECTION 669), 84.59 (2) (b) (by SECTION 1927), 341.255 (4), and 342.14 (2) of the statutes takes effect on January 1, 2010.

(12) OPERATING RECORD SEARCH FEE. The treatment of section 343.24 (2) (intro.), (b), (c), and (d) of the stat-

utes and SECTION 9350 (8) of this act take effect on January 1, 2010.

(14c) VILLAGE OF FOOTVILLE GRANT. The repeal of section 20.395 (2) (jr) of the statutes takes effect on July 1, 2011.

(14d) VILLAGE OF BELLEVUE GRANT. The repeal of section 20.395 (2) (jq) of the statutes takes effect on July 1, 2011.

(14f) OVERWEIGHT PERMITS FOR STH 31. The treatment of sections 348.25 (4) (intro.) and 348.27 (4m) of the statutes takes effect on the first day of the 4th month beginning after publication.

(14g) VEHICLE WEIGHT LIMITS AND RAW FOREST PRODUCTS PERMITS.

(a) The amendment of sections 348.175 and 348.27 (9m) (a) 1. of the statutes takes effect on the first day of the 2nd month beginning after publication.

(b) The repeal and recreation of sections 348.175, 348.21 (3g) (intro.), and 348.27 (9m) (a) 1. of the statutes takes effect on January 1, 2011.

(14v) OPTIONAL VEHICLE FLEET REGISTRATION. The treatment of sections 25.40 (1) (a) 3. (by SECTION 669d), 84.59 (2) (b) (by SECTION 1927d), and 341.307 of the statutes and SECTION 9150 (9u) of this act take effect on July 1, 2010.

(15v) COMPULSORY FINANCIAL RESPONSIBILITY FOR MOTOR VEHICLE OPERATION.

(a) The treatment of sections 25.40 (1) (a) 27., 165.755 (1) (b), 302.46 (1) (a), 344.14 (2) (L), 344.25 (7), 757.05 (1) (a), 814.63 (1) (c), 814.63 (2), 814.65 (1), 814.85 (1) (a), and 814.86 (1) (by SECTION 3240m) and subchapter VI of chapter 344 of the statutes takes effect on the first day of the 12th month beginning after publication.

(b) SECTION 9150 (11v) of this act takes effect on the day after publication.

SECTION 9454. Effective dates; University of Wisconsin System.

(1) TRANSFER TO MEDICAL ASSISTANCE TRUST FUND. The treatment of section 20.285 (1) (iz) (by SECTION 257) of the statutes takes effect on the day after publication.

(2j) GENERAL OPERATIONS RECEIPTS LAPSE. SECTION 9254 (1j) of this act takes effect on the day after publication.

SECTION 9456. Effective dates; Workforce Development.

(1x) PREVAILING WAGE. The treatment of sections 19.36 (12), 66.0903 (1) (a), (am), (d), (dr), (e), (g) 1. and 2., (h), (i), and (im), (2), (3) (am), (ar), (av), (br), and (dm), (4) (a) 1. and 2. and (b) 1. and 2., (8), (9) (b) and (c), (10) (a), (am), (b), and (c), (11) (b) 2., 3., (f), 4., and 5., and (12) (d), 66.0904, 103.49 (1) (a), (am), (bg), (bj), (bm), (d) 1. and 2., (dm), (e), and (fm), (1m), (2), (2m) (a) 1. and 2. and (b) 1. and 2., (3) (a), (am), (ar), and (c), (4r) (b) and (c), (5) (a), (am), (b), and (c), (6m) (b), (c), (d), (e), and (f), and (7) (d), 103.50 (4m) and (7) (d) and (e),

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103.503 (title), (1) (a), (c), (e), and (g), (2), and (3) (a) 2., 104.001 (3) (am), 109.09 (1), 111.322 (2m) (c), 227.01 (13) (t), and 946.15 of the statutes, the renumbering of section 103.49 (6m) (a) of the statutes, the renumbering and amendment of sections 66.0903 (5) and (11) (a) and 103.49 (3g) of the statutes, and the creation of sections 66.0903 (5) (b) and (c) and (11) (a) 2. and 4. and 103.49 (3g) (b) and (c) and (6m) (ag) of the statutes take effect on January 1, 2010.

(2q) MILWAUKEE AREA WORKFORCE INVESTMENT BOARD. The repeal of section 20.445 (1) (fr) of the statutes takes effect on July 1, 2011.

(3x) UNEMPLOYMENT INSURANCE ADMINISTRATION. The treatment of sections 20.445 (1) (n) (by SECTION 519a) and 20.445 (1) (nf) of the statutes takes effect on October 1, 2009.

SECTION 9457. Effective dates; Other.

(1) ELIMINATION OF ATTORNEY POSITIONS. SECTION 3408 of this act takes effect on the day after publication.

(2i) EXTENDING THE LIFE OF CERTAIN TAX INCREMENTAL DISTRICTS. The treatment of sections 66.1103 (2) (k) 20. and 66.1105 (2) (a), (ab), and (bq) and (6) (c) and (g) of the statutes takes effect on October 1, 2009.