

2011 Jr1 DRAFTING REQUEST

Bill

Received: 12/02/2010

Received By: rchampag

Wanted: Soon

Companion to LRB:

For: Administration

By/Representing: Jenny

May Contact:

Drafter: rchampag

Subject: Econ. Development - misc.

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: jennifer.kraus@wisconsin.gov

Carbon copy (CC:) to: david.schmiedicke@wisconsin.gov  
Jonathan.Hoechst@wisconsin.gov  
scott.thornton@wisconsin.gov  
r.murray@wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Wisconsin Economic Development Authority

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	rchampag 12/02/2010 chanaman 12/02/2010	wjackson 12/03/2010	rschluet 12/03/2010	_____	mbarman 12/03/2010		State
/P2	rchampag	wjackson	mduchek	_____	lparisi		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	12/06/2010	12/06/2010	12/06/2010	_____	12/06/2010		
/P3	rchampag 12/07/2010	wjackson 12/07/2010	phenry 12/08/2010	_____	sbasford 12/08/2010		State
/P4	rchampag 12/13/2010	kfollett 12/13/2010	mduchek 12/14/2010	_____	sbasford 12/14/2010		State
/1	rchampag 12/17/2010	wjackson 12/17/2010	chanaman 12/17/2010	_____	cduerst 12/17/2010		State
/2	rchampag 12/23/2010	wjackson 12/23/2010	chanaman 12/23/2010	_____	chanaman 12/23/2010		State
/3	rchampag 12/27/2010	csicilia 12/27/2010	mduchek 12/27/2010	_____	sbasford 12/27/2010	mbarman 01/07/2011	

FE Sent For:

*at intro 1/11/11*

<END>

## 2011 Jr1 DRAFTING REQUEST

### Bill

Received: 12/02/2010

Received By: **rchampag**

Wanted: **Soon**

Companion to LRB:

For: **Administration**

By/Representing: **Jenny**

May Contact:

Drafter: **rchampag**

Subject: **Econ. Development - misc.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **jennifer.kraus@wisconsin.gov**

Carbon copy (CC:) to: **kevin.moore@wisconsin.gov**  
**david.schmiedicke@wisconsin.gov**  
**Jonathan.Hoechst@wisconsin.gov**  
**scott.thornton@wisconsin.gov**

---

### Pre Topic:

No specific pre topic given

---

### Topic:

Wisconsin Economic Development Authority

---

### Instructions:

See attached

---

### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	rchampag 12/02/2010 chanaman 12/02/2010	wjackson 12/03/2010	rschlue 12/03/2010	_____ _____ _____	mbarman 12/03/2010		State
/P2	rchampag	wjackson	mduchek	_____	lparisi		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	12/06/2010	12/06/2010	12/06/2010	_____	12/06/2010		
/P3	rchampag 12/07/2010	wjackson 12/07/2010	phenry 12/08/2010	_____ _____	sbasford 12/08/2010		State
/P4	rchampag 12/13/2010	kfollett 12/13/2010	mduchek 12/14/2010	_____ _____	sbasford 12/14/2010		State
/1	rchampag 12/17/2010	wjackson 12/17/2010	chanaman 12/17/2010	_____ _____	cduerst 12/17/2010		State
/2	rchampag 12/23/2010	wjackson 12/23/2010	chanaman 12/23/2010	_____ _____	chanaman 12/23/2010		State
/3	rchampag 12/27/2010	csicilia 12/27/2010	mduchek 12/27/2010	_____ _____	sbasford 12/27/2010		

FE Sent For:

&lt;END&gt;

**2011 Jr1 DRAFTING REQUEST**

**Bill**

Received: 12/02/2010

Received By: **rchampag**

Wanted: **Soon**

Companion to LRB:

For: **Administration**

By/Representing: **Jenny**

May Contact:

Drafter: **rchampag**

Subject: **Econ. Development - misc.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **jennifer.kraus@wisconsin.gov**

Carbon copy (CC:) to: **kevin.moore@wisconsin.gov**  
**david.schmiedicke@wisconsin.gov**  
**Jonathan.Hoechst@wisconsin.gov**  
**scott.thornton@wisconsin.gov**

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Wisconsin Economic Development Authority

---

**Instructions:**

See attached

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	rchampag 12/02/2010 chanaman 12/02/2010	wjackson 12/03/2010	rschluet 12/03/2010	_____	mbarman 12/03/2010		State
/P2	rchampag	wjackson	mduchek	_____	lparisi		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	12/06/2010	12/06/2010	12/06/2010	_____	12/06/2010		
/P3	rchampag 12/07/2010	wjackson 12/07/2010	phenry 12/08/2010	_____	sbasford 12/08/2010		State
/P4	rchampag 12/13/2010	kfollett 12/13/2010	mduchek 12/14/2010	_____	sbasford 12/14/2010		State
/1	rchampag 12/17/2010	wjackson 12/17/2010	chanaman 12/17/2010	_____	cduerst 12/17/2010		State
/2	rchampag 12/23/2010	wjackson 12/23/2010	chanaman 12/23/2010	_____	chanaman 12/23/2010		

FE Sent For:

Handwritten notes: / 3 g's, 12/27, 10, 12/27, END>

## 2011 DRAFTING REQUEST

### Bill

Received: 12/02/2010

Received By: **rchampag**

Wanted: **Soon**

Companion to LRB:

For: **Administration**

By/Representing: **Jenny**

May Contact:

Drafter: **rchampag**

Subject: **Econ. Development - misc.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **jennifer.kraus@wisconsin.gov**

Carbon copy (CC:) to: **kevin.moore@wisconsin.gov**  
**david.schmiedicke@wisconsin.gov**  
**Jonathan.Hoechst@wisconsin.gov**

---

### Pre Topic:

No specific pre topic given

---

### Topic:

Wisconsin Economic Development Authority

---

### Instructions:

See attached

---

### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	rchampag 12/02/2010 chanaman 12/02/2010	wjackson 12/03/2010	rschluet 12/03/2010	_____ _____ _____	mbarman 12/03/2010		State
/P2	rchampag 12/06/2010	wjackson 12/06/2010	mduchek 12/06/2010	_____ _____	lparisi 12/06/2010		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P3	rchampag 12/07/2010	wjackson 12/07/2010	phenry 12/08/2010	_____	sbasford 12/08/2010		State
/P4	rchampag 12/13/2010	kfollett 12/13/2010	mduchek 12/14/2010	_____	sbasford 12/14/2010		
/1	rchampag 12/17/2010	wjackson 12/17/2010	chanaman 12/17/2010	_____	cduerst 12/17/2010		

1/2 Wlj 12/23

FE Sent For:

<END>



## 2011 DRAFTING REQUEST

### Bill

Received: **12/02/2010**

Received By: **rchampag**

Wanted: **Soon**

Companion to LRB:

For: **Administration**

By/Representing: **Jenny**

May Contact:

Drafter: **rchampag**

Subject: **Econ. Development - misc.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **jennifer.kraus@wisconsin.gov**

Carbon copy (CC:) to: **kevin.moore@wisconsin.gov**  
**david.schmiedicke@wisconsin.gov**

*12/17/10  
also sent email to  
Jonathan. Hoechst@wisconsin.gov  
per previous request  
sheet*

---

### Pre Topic:

No specific pre topic given

---

### Topic:

Wisconsin Economic Development Authority

---

### Instructions:

See attached

---

### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	rchampag 12/02/2010 chanaman 12/02/2010	wjackson 12/03/2010	rschluet 12/03/2010	_____	mbarman 12/03/2010		State
/P2	rchampag 12/06/2010	wjackson 12/06/2010	mduchek 12/06/2010	_____	lparisi 12/06/2010		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P3	rchampag 12/07/2010	wjackson 12/07/2010	phenry 12/08/2010	_____	sbasford 12/08/2010		State
/P4	rchampag 12/13/2010	kfollett 12/13/2010	mduchek 12/14/2010	_____	sbasford 12/14/2010		
/1	rchampag 12/17/2010	wjackson 12/17/2010	chanaman 12/17/2010	_____	cduerst 12/17/2010		

FE Sent For:

<END>

## 2011 DRAFTING REQUEST

### Bill

Received: **12/02/2010**

Received By: **rchampag**

Wanted: **Soon**

Companion to LRB:

For: **Administration**

By/Representing: **Jenny**

May Contact:

Drafter: **rchampag**

Subject: **Econ. Development - misc.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **jennifer.kraus@wisconsin.gov**

Carbon copy (CC:) to: **kevin.moore@wisconsin.gov**

*also email  
Jonathan Hoehchst  
at DOA*

---

### Pre Topic:

No specific pre topic given

---

### Topic:

Wisconsin Economic Development Authority

---

### Instructions:

See attached

---

### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	rchampag 12/02/2010 chanaman 12/02/2010	wjackson 12/03/2010	rschluet 12/03/2010	_____ _____ _____	mbarman 12/03/2010		State
/P2	rchampag 12/06/2010	wjackson 12/06/2010	mduchek 12/06/2010	_____ _____	lparisi 12/06/2010		State
/P3	rchampag	wjackson	phenry	_____	sbasford		State

*12/7/10*

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	12/07/2010	12/07/2010	12/08/2010	_____	12/08/2010		
/P4	rchampag 12/13/2010	kfollett 12/13/2010	mduchek 12/14/2010	_____ _____	sbasford 12/14/2010		

FE Sent For:

1 Wlj 12/17

<END>

2011 DRAFTING REQUEST

Bill

Received: 12/02/2010

Received By: rchampag

Wanted: Soon

Companion to LRB:

For: Administration

By/Representing: Jenny

May Contact:

Drafter: rchampag

Subject: Econ. Development - misc.

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: jennifer.kraus@wisconsin.gov

Carbon copy (CC:) to: kevin.moore@wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Wisconsin Economic Development Authority

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							State
/P1	rchampag 12/02/2010 chanaman 12/02/2010	wjackson 12/03/2010	rschluet 12/03/2010		mbarman 12/03/2010		State
/P2	rchampag 12/06/2010	wjackson 12/06/2010	mduchek 12/06/2010		lparisi 12/06/2010		State
/P3	rchampag	wjackson 1P4/Gf 12/13	phenry		sbasford		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	12/07/2010	12/07/2010	12/08/2010 _____		12/08/2010		

FE Sent For:

<END>

## 2011 DRAFTING REQUEST

### Bill

Received: **12/02/2010**

Received By: **rchampag**

Wanted: **Soon**

Companion to LRB:

For: **Administration**

By/Representing: **Jenny**

May Contact:

Drafter: **rchampag**

Subject: **Econ. Development - misc.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **jennifer.kraus@wisconsin.gov**

Carbon copy (CC:) to: **kevin.moore@wisconsin.gov**

---

### Pre Topic:

No specific pre topic given

---

### Topic:

Wisconsin Economic Development Authority

---

### Instructions:

See attached

---

### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	rchampag 12/02/2010 chanaman 12/02/2010	wjackson 12/03/2010	rschluet 12/03/2010	_____	mbarman 12/03/2010		State
/P2	rchampag 12/06/2010	wjackson 12/06/2010	mduchek 12/06/2010	<i>12/7/10</i> _____	<i>12/7/10</i> lparisi 12/06/2010		

*12/7/10*  
*12/7/10*  
*12/7/10*

FE Sent For:

<END>



2011 DRAFTING REQUEST

Bill

Received: 12/02/2010

Received By: rchampag

Wanted: Soon

Companion to LRB:

For: Administration

By/Representing: Jenny

May Contact:

Drafter: rchampag

Subject: Econ. Development - misc.

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: jennifer.kraus@wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Wisconsin Economic Development Authority

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/P1	rchampag 12/02/2010	wjackson 12/03/2010	rschluet 12/03/2010	_____	mbarman 12/03/2010		
	chanaman 12/02/2010	/p2 WJ 12/6		_____			

FE Sent For:

<END>

**2011 DRAFTING REQUEST**

**Bill**

Received: 12/02/2010

Received By: **rchampag**

Wanted: **Soon**

Companion to LRB:

For: **Administration**

By/Representing: **Jenny**

May Contact:

Drafter: **rchampag**

Subject: **Econ. Development - misc.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **jennifer.kraus@wisconsin.gov**

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Wisconsin Economic Development Authority


---

**Instructions:**

See attached

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rchampag	/p/ WLj 12/2		Kra 12/3 ph 1/3			

FE Sent For:

<END>

## Champagne, Rick

---

**From:** Hoechst, Jonathan S - DOA [Jonathan.Hoechst@wisconsin.gov]

**Sent:** Thursday, December 02, 2010 9:41 AM

**To:** Champagne, Rick


**Cc:** Sundberg, Christopher

**Subject:** IEDC governance

**Attachments:** IEDC Governance.ppt

Attached is a slide with some information on the governance structure at the Indiana Economic Development Corporation. Let me know if you need further information.

Thanks,  
Jonathan Hoechst  
Budget Analyst  
State Budget Office  
Wisconsin Department of Administration  
T: (608) 266-7329  
F: (608) 267-0372  
[jonathan.hoechst@wi.gov](mailto:jonathan.hoechst@wi.gov)



## Other Models: Indiana Economic Development Corporation (IEDC)

- Created in 2005 (Indiana House Bill 1003).
- Abolished Department of Commerce and ancillary economic development boards and commissions; transferred duties and powers to IEDC.
- IEDC Board (12 members)
  - Governor is Chairman of Board.
  - Governor appoints 11 board members (all from private-sector; cannot be legislators).
  - Board members serve four-year terms.
  - Governor appoints Secretary of Commerce (acts as CEO of IEDC).
  - Governor appoints President of IEDC.
- IEDC employees are included in state retirement system but are not state employees.
- IEDC employees are under jurisdiction of and rules adopted by state ethics commission
  - Subject to ethics rules that apply to executive branch

Per Jenny Klaus

- ① Create an authority to be known as the Wisconsin Economic Development Authority
- ② Provide general duty to promote economic development
- ③ Leave Dept. of Commerce intact. We will abolish DOC & transfer its programs in Budget bill.
- ④ Create ch. 20 program for WEDC & GPR, sum certain appropriation for operations & programs
- ⑤ Permit, but not require, WRS participation; also, allow in GIB health insurance plans in WEDC choices.
- ⑥ 11 appointed board members, with Governor as chairman of board; governor appoint executive director
- ⑦ One general power as other authorities



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0624/P1  
RAC&CMH&CTS:/.....

WLj

FRY Possible

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

~~Monday otherwise~~

Gen Cat

1 AN ACT ...; relating to: creation of an authority, to be known as the Wisconsin  
2 Economic Development Corporation and making an appropriation

***Analysis by the Legislative Reference Bureau***

This is a preliminary draft. An analysis will be provided in a subsequent version of the draft.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

3 SECTION 1. 1.12 (1) (b) of the statutes is amended to read:

4 1.12 (1) (b) "State agency" means an office, department, agency, institution of  
5 higher education, the legislature, a legislative service agency, the courts, a judicial  
6 branch agency, an association, society, or other body in state government that is  
7 created or authorized to be created by the constitution or by law, for which  
8 appropriations are made by law, excluding the Health Insurance Risk-Sharing Plan  
9 Authority and the Wisconsin Economic Development Corporation.

## SECTION 2

1           **SECTION 2.** 13.172 (1) <sup>↓</sup> of the statutes is amended to read:

2           13.172 (1) In this section, "agency" means an office, department, agency,  
3 institution of higher education, association, society, or other body in state  
4 government created or authorized to be created by the constitution or any law, that  
5 is entitled to expend moneys appropriated by law, including the legislature and the  
6 courts, and any authority created in subch. II of ch. 114 or subch. III of ch. 149 or in  
7 ch. 52, 231, 233, 234, <sup>↓</sup>~~238~~, or 279.

8 **History:** 1983 a. 524; 1987 a. 399; 1995 a. 27; 2005 a. 74, 335; 2007 a. <sup>↓</sup>20, 97; 2009 a. 28.

8           **SECTION 3.** 13.48 (10) (b) 6. <sup>↓</sup> of the statutes is created to read:

9           13.48 (10) (b) 6. Projects of the Wisconsin Economic Development Corporation.

10          **SECTION 4.** 13.48 (12) (b) 5. <sup>↓</sup> of the statutes is created to read:

11          13.48 (12) (b) 5. A facility constructed by or for the Wisconsin Economic  
12 Development Corporation.

13          **SECTION 5.** 13.48 (13) (a) <sup>↓</sup> of the statutes is amended to read:

14          13.48 (13) (a) Except as provided in par. (b) or (c), every building, structure, or  
15 facility that is constructed for the benefit of or use of the state, any state agency,  
16 board, commission or department, the University of Wisconsin Hospitals and Clinics  
17 Authority, the Fox River Navigational System Authority, the Wisconsin Quality  
18 Home Care Authority, the Wisconsin Economic Development Corporation, <sup>↓</sup> or any  
19 local professional baseball park district created under subch. III of ch. 229 if the  
20 construction is undertaken by the department of administration on behalf of the  
21 district, shall be in compliance with all applicable state laws, rules, codes and  
22 regulations but the construction is not subject to the ordinances or regulations of the  
23 municipality in which the construction takes place except zoning, including without  
24 limitation because of enumeration ordinances or regulations relating to materials

1 used, permits, supervision of construction or installation, payment of permit fees, or  
2 other restrictions.

**History:** 1971 c. 125; 1973 c. 90; 1973 c. 243 s. 82; 1973 c. 335 s. 13; 1975 c. 39, 40, 198, 199; 1977 c. 26; 1977 c. 29 ss. 7, 8r, 1654 (8) (c); 1977 c. 325; 1977 c. 418 ss. 5, 5m, 924 (18) (c); 1979 c. 34, 221, 350; 1981 c. 341; 1983 a. 27 ss. 11 to 12n, 2202 (5); 1983 a. 36 ss. 18 to 20, 96 (3); 1983 a. 207; 1985 a. 29, 120; 1987 a. 27, 186, 395, 399; 1989 a. 31, 366; 1991 a. 39, 269, 315; 1993 a. 16, 288, 414; 1995 a. 27, 216, 225, 227; 1997 a. 5, 27, 35, 237; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 16, 103; 2003 a. 33 ss. 25 to 26i, 9160; 2003 a. 91; 2005 a. 25, 253, 391; 2007 a. 20; 2009 a. 28, 185, 361.

3 **SECTION 6.** 13.62 (2) of the statutes is amended to read:

4 13.62 (2) "Agency" means any board, commission, department, office, society,  
5 institution of higher education, council, or committee in the state government, or any  
6 authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch. 52, 231, 232,  
7 233, 234, 237, 238, or 279, except that the term does not include a council or  
8 committee of the legislature.

**History:** 1977 c. 278; 1979 c. 260 s. 94; 1979 c. 328 s. 146; 1983 a. 27, 36; 1987 a. 399; 1989 a. 338; 1991 a. 32; 1993 a. 112; 1995 a. 27; 1999 a. 9, 185; 2001 a. 16; 2005 a. 74, 335, 463; 2007 a. 1, 20, 97; 2009 a. 28.

\*\*\*\*NOTE: The Wisconsin Economic Development Corporation will be subject to s.  
13.94. Please let us know if you would like to amend that section to change the  
requirements for the WEDC.

9 **SECTION 7.** 13.95 (intro.) of the statutes is amended to read:

10 **13.95 Legislative fiscal bureau.** (intro.) There is created a bureau to be  
11 known as the "Legislative Fiscal Bureau" headed by a director. The fiscal bureau  
12 shall be strictly nonpartisan and shall at all times observe the confidential nature  
13 of the research requests received by it; however, with the prior approval of the  
14 requester in each instance, the bureau may duplicate the results of its research for  
15 distribution. Subject to s. 230.35 (4) (a) and (f), the director or the director's  
16 designated employees shall at all times, with or without notice, have access to all  
17 state agencies, the University of Wisconsin Hospitals and Clinics Authority, the  
18 Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority,  
19 the Lower Fox River Remediation Authority, the Wisconsin Quality Home Care  
20 Authority, the Wisconsin Economic Development Corporation, and the Fox River  
21 Navigational System Authority, and to any books, records, or other documents



SECTION 7

1 maintained by such agencies or authorities and relating to their expenditures,  
2 revenues, operations, and structure.

History: 1971 c. 215; 1973 c. 333 and supp.; 1975 c. 39; 1977 c. 196 s. 131; 1977 c. 273, 418; 1979 c. 34; 1983 a. 27; 1991 a. 316; 1995 a. 27, 225; 1999 a. 185; 2001 a. 16; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28.

3 SECTION 8. 16.002 (2) of the statutes is amended to read:

4 16.002 (2) "Departments" means constitutional offices, departments, and  
5 independent agencies and includes all societies, associations, and other agencies of  
6 state government for which appropriations are made by law, but not including  
7 authorities created in subch. II of ch. 114 or subch. III of ch. 149 and or in <sup>ch.</sup>chs. 52,  
8 231, 232, 233, 234, 235, 237, ~~238~~ and 279. strike ↑ ch.

History: 1977 c. 196; 1983 a. 27, 189; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

9 SECTION 9. 16.004 (4) of the statutes is amended to read:

10 16.004 (4) FREEDOM OF ACCESS. The secretary and such employees of the  
11 department as the secretary designates may enter into the offices of state agencies  
12 and authorities created under subch. II of ch. 114 or subch. III of ch. 149 and under  
13 chs. 52, 231, 233, 234, 237, ~~238~~, and 279, and may examine their books and accounts  
14 and any other matter that in the secretary's judgment should be examined and may  
15 interrogate the agency's employees publicly or privately relative thereto.

History: 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a. 27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28.

16 SECTION 10. 16.004 (5) of the statutes is amended to read:

17 16.004 (5) AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and  
18 authorities created under subch. II of ch. 114 or subch. III of ch. 149 and under chs.  
19 52, 231, 233, 234, 237, ~~238~~, and 279, and their officers and employees, shall cooperate  
20 with the secretary and shall comply with every request of the secretary relating to  
21 his or her functions.

History: 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a. 27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28.

22 SECTION 11. 16.004 (12) (a) of the statutes is amended to read:

1           16.004 (12) (a) In this subsection, “state agency” means an association,  
 2 authority, board, department, commission, independent agency, institution, office,  
 3 society, or other body in state government created or authorized to be created by the  
 4 constitution or any law, including the legislature, the office of the governor, and the  
 5 courts, but excluding the University of Wisconsin Hospitals and Clinics Authority,  
 6 the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan  
 7 Authority, the Lower Fox River Remediation Authority, the Wisconsin Quality Home  
 8 Care Authority, the Wisconsin Economic Development Corporation, and the Fox  
 9 River Navigational System Authority.

**History:** 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a. 27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28.

\*\*\*\*NOTE: We did not specifically include the Wisconsin Economic Development Corporation under s. 16.008 (2) (~~Payment for extraordinary police service~~) please let us know if you would like otherwise.

= em, no spaces

\*\*\*\*NOTE: We did not specifically include the Wisconsin Economic Development Corporation under s. 16.01 (1) (~~Women’s council~~) please let us know if you would like otherwise.

10           **SECTION 12.** 16.045 (1) (a) of the statutes is amended to read:

11           16.045 (1) (a) “Agency” means an office, department, independent agency,  
 12 institution of higher education, association, society, or other body in state  
 13 government created or authorized to be created by the constitution or any law, that  
 14 is entitled to expend moneys appropriated by law, including the legislature and the  
 15 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
 16 ch. 149 or in ch. 52, 231, 232, 233, 234, 235, 237, 238, or 279.

**History:** 1993 a. 351; 1995 a. 27; 1997 a. 73; 2001 a. 16; 2003 a. 311; 2005 a. 74, 83, 335; 2007 a. 20, 97; 2009 a. 28, 401.

17           **SECTION 13.** 16.15 (1) (ab) of the statutes is amended to read:

18           16.15 (1) (ab) “Authority” has the meaning given under s. 16.70 (2), but  
 19 excludes the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox  
 20 River Remediation Authority, the Wisconsin Quality Home Care Authority, the

1 Wisconsin Economic Development Corporation, and the Health Insurance  
2 Risk-Sharing Plan Authority.

3 History: 1987 a. 292; 1989 a. 335; 1995 a. 27, 227; 1999 a. ~~4~~; 2005 a. 74; 2007 a. 20; 2009 a. 28.

3 **SECTION 14.** 16.41 (4) of the statutes is amended to read:

4 16.41 (4) In this section, "authority" means a body created under subch. II of  
5 ch. 114 or subch. III of ch. 149 or under ch. 52, 231, 233, 234, 237, 238, or 279.

6 History: 1977 c. 196 s. 130 (3); 1977 c. 272, 273; 1983 a. 27; 1987 a. 399; 1995 a. 27; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

6 **SECTION 15.** 16.417 (1) (a) of the statutes is amended to read:

7 16.417 (1) (a) "Agency" means an office, department, independent agency,  
8 institution of higher education, association, society, or other body in state  
9 government created or authorized to be created by the constitution or any law, that  
10 is entitled to expend moneys appropriated by law, including the legislature and the  
11 courts, but not including an authority or the body created under subch. III of ch. 149  
12 or under ch. 238.

13 History: 1987 a. 365 ss. 1, 4m; 1987 a. 399; 1989 a. 56 s. 25~~4~~; 1993 a. 362; 1997 a. 27; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20; 2009 a. 28.

13 **SECTION 16.** 16.52 (7) of the statutes is amended to read:

14 16.52 (7) PETTY CASH ACCOUNT. With the approval of the secretary, each agency  
15 that is authorized to maintain a contingent fund under s. 20.920 may establish a  
16 petty cash account from its contingent fund. The procedure for operation and  
17 maintenance of petty cash accounts and the character of expenditures therefrom  
18 shall be prescribed by the secretary. In this subsection, "agency" means an office,  
19 department, independent agency, institution of higher education, association,  
20 society, or other body in state government created or authorized to be created by the  
21 constitution or any law, that is entitled to expend moneys appropriated by law,

1 including the legislature and the courts, but not including an authority created in  
2 subch. II of ch. 114 or subch. III of ch. 149 or in ch. 52, 231, 233, 234, 237, 238, or 279.

**History:** 1971 c. 125, 261; 1973 c. 243; 1975 c. 41 s. 52; 1977 c. 29; 1977 c. 196 s. 130 (3), (4); 1977 c. 272, 273, 418; 1979 c. 34 ss. 65 to 67, 2102 (43) (a); 1981 c. 14; 1983 a. 27 ss. 73, 74, 2202 (42); 1983 a. 368; 1985 a. 29; 1987 a. 399; 1989 a. 31, 336, 359; 1991 a. 39, 316; 1995 a. 27 ss. 296, 297, 9145 (1); 1997 a. 27; 2001 a. 16; 2003 a. 33; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28, 276.

3 **SECTION 17.** 16.528 (1) (a) of the statutes is amended to read:

4 16.528 (1) (a) "Agency" means an office, department, independent agency,  
5 institution of higher education, association, society, or other body in state  
6 government created or authorized to be created by the constitution or any law, that  
7 is entitled to expend moneys appropriated by law, including the legislature and the  
8 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
9 ch. 149 or in ch. 52, 231, 233, 234, 237, 238, or 279.

**History:** 1985 a. 300; 1987 s. 312 s. 17; 1987 a. 399; 1989 a. 233; 1991 a. 39; 1995 a. 27, 241; 1999 a. 150 s. 672; 2001 a. 16; 2001 a. 30 s. 108; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

10 **SECTION 18.** 16.53 (2) of the statutes is amended to read:

11 16.53 (2) IMPROPER INVOICES. If an agency receives an improperly completed  
12 invoice, the agency shall notify the sender of the invoice within 10 working days after  
13 it receives the invoice of the reason it is improperly completed. In this subsection,  
14 "agency" means an office, department, independent agency, institution of higher  
15 education, association, society, or other body in state government created or  
16 authorized to be created by the constitution or any law, that is entitled to expend  
17 moneys appropriated by law, including the legislature and the courts, but not  
18 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
19 52, 231, 233, 234, 237, 238, or 279.

**History:** 1971 c. 100 s. 23; 1971 c. 215, 261; Sup. Ct. Order, 67 Wis. 2d 585, 773 (1975); 1975 c. 39, 164, 198, 397, 422; 1977 c. 29, 196, 418; 1979 c. 34, 221; 1981 c. 1, 20; 1983 a. 3, 27, 192, 368; 1985 a. 29, 300; 1985 a. 332 ss. 15, 251 (1); 1987 a. 399; 1989 a. 31; 1989 a. 125 ss. 1, 10; 1991 a. 39, 316; 1993 a. 80, 399; 1995 a. 27 ss. 301, 302, 9126 (19), 9130 (4); 1997 a. 3; 2001 a. 16; 2003 a. 33, 117, 171; 2005 a. 74, 335; 2007 a. 20 ss. 90b, 91, 9121 (6) (a); 2007 a. 97; 2009 a. 28.

20 **SECTION 19.** 16.54 (9) (a) 1. of the statutes is amended to read:

21 16.54 (9) (a) 1. "Agency" means an office, department, independent agency,  
22 institution of higher education, association, society or other body in state

1 government created or authorized to be created by the constitution or any law, which  
2 is entitled to expend moneys appropriated by law, including the legislature and the  
3 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
4 ch. 149 or in ch. 52, 231, 233, 234, 237, 238, or 279.

**History:** 1973 c. 333; 1975 c. 39 ss. 69, 732 (1); 1975 c. 224; 1977 c. 418; 1979 c. 34; 1981 c. 27; 1983 a. 27, 208, 470; 1985 a. 29; 1987 a. 4, 27, 186, 399, 403; 1989 a. 31; 1991 a. 39, 316; 1995 a. 27 ss. 303 to 307, 9126 (19); 1995 a. 132, 225; 1999 a. 9, 74; 2001 a. 16; 2003 a. 33; 2005 a. 25, 74, 335; 2007 a. 20 ss. 92b, 95, 98, 9121 (6) (a); 2007 a. 97; 2009 a. 28, 332.

5 **SECTION 20.** 16.765 (1) of the statutes is amended to read:

6 16.765 (1) Contracting agencies, the University of Wisconsin Hospitals and  
7 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
8 Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower  
9 Fox River Remediation Authority, the Wisconsin Quality Home Care Authority, the  
10 Wisconsin Economic Development Corporation, and the Bradley Center Sports and  
11 Entertainment Corporation shall include in all contracts executed by them a  
12 provision obligating the contractor not to discriminate against any employee or  
13 applicant for employment because of age, race, religion, color, handicap, sex, physical  
14 condition, developmental disability as defined in s. 51.01 (5), sexual orientation as  
15 defined in s. 111.32 (13m), or national origin and, except with respect to sexual  
16 orientation, obligating the contractor to take affirmative action to ensure equal  
17 employment opportunities.

**History:** 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

18 **SECTION 21.** 16.765 (2) of the statutes is amended to read:

19 16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and  
20 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
21 Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower  
22 Fox River Remediation Authority, the Wisconsin Quality Home Care Authority, the  
23 Wisconsin Economic Development Corporation, and the Bradley Center Sports and

1 Entertainment Corporation shall include the following provision in every contract  
2 executed by them: "In connection with the performance of work under this contract,  
3 the contractor agrees not to discriminate against any employee or applicant for  
4 employment because of age, race, religion, color, handicap, sex, physical condition,  
5 developmental disability as defined in s. 51.01 (5), sexual orientation or national  
6 origin. This provision shall include, but not be limited to, the following: employment,  
7 upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or  
8 termination; rates of pay or other forms of compensation; and selection for training,  
9 including apprenticeship. Except with respect to sexual orientation, the contractor  
10 further agrees to take affirmative action to ensure equal employment opportunities.  
11 The contractor agrees to post in conspicuous places, available for employees and  
12 applicants for employment, notices to be provided by the contracting officer setting  
13 forth the provisions of the nondiscrimination clause".

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

14 **SECTION 22.** 16.765 (5) of the statutes is amended to read:

15 16.765 (5) The head of each contracting agency and the boards of directors of  
16 the University of Wisconsin Hospitals and Clinics Authority, the Fox River  
17 Navigational System Authority, the Wisconsin Aerospace Authority, the Health  
18 Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation  
19 Authority, the Wisconsin Quality Home Care Authority, the Wisconsin Economic  
20 Development Corporation, and the Bradley Center Sports and Entertainment  
21 Corporation shall be primarily responsible for obtaining compliance by any  
22 contractor with the nondiscrimination and affirmative action provisions prescribed  
23 by this section, according to procedures recommended by the department. The  
24 department shall make recommendations to the contracting agencies and the boards

**SECTION 22**

1 of directors of the University of Wisconsin Hospitals and Clinics Authority, the Fox  
2 River Navigational System Authority, the Wisconsin Aerospace Authority, the  
3 Health Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation  
4 Authority, the Wisconsin Quality Home Care Authority, the Wisconsin Economic  
5 Development Corporation, and the Bradley Center Sports and Entertainment  
6 Corporation for improving and making more effective the nondiscrimination and  
7 affirmative action provisions of contracts. The department shall promulgate such  
8 rules as may be necessary for the performance of its functions under this section.

**History:** 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

9 **SECTION 23.** 16.765 (6) of the statutes is amended to read:

10 16.765 (6) The department may receive complaints of alleged violations of the  
11 nondiscrimination provisions of such contracts. The department shall investigate  
12 and determine whether a violation of this section has occurred. The department may  
13 delegate this authority to the contracting agency, the University of Wisconsin  
14 Hospitals and Clinics Authority, the Fox River Navigational System Authority, the  
15 Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority,  
16 the Lower Fox River Remediation Authority, the Wisconsin Quality Home Care  
17 Authority, the Wisconsin Economic Development Corporation, or the Bradley Center  
18 Sports and Entertainment Corporation for processing in accordance with the  
19 department's procedures.

**History:** 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

20 **SECTION 24.** 16.765 (7) (intro.) of the statutes is amended to read:

21 16.765 (7) (intro.) When a violation of this section has been determined by the  
22 department, the contracting agency, the University of Wisconsin Hospitals and  
23 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin

1 Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower  
2 Fox River Remediation Authority, the Wisconsin Quality Home Care Authority, the  
3 Wisconsin Economic Development Corporation, or the Bradley Center Sports and  
4 Entertainment Corporation, the contracting agency, the University of Wisconsin  
5 Hospitals and Clinics Authority, the Fox River Navigational System Authority, the  
6 Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority,  
7 the Lower Fox River Remediation Authority, the Wisconsin Quality Home Care  
8 Authority, the Wisconsin Economic Development Corporation, or the Bradley Center  
9 Sports and Entertainment Corporation shall:

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

10 **SECTION 25.** 16.765 (7) (d) of the statutes is amended to read:

11 16.765 (7) (d) Direct the violating party to take immediate steps to prevent  
12 further violations of this section and to report its corrective action to the contracting  
13 agency, the University of Wisconsin Hospitals and Clinics Authority, the Fox River  
14 Navigational System Authority, the Wisconsin Aerospace Authority, the Health  
15 Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation  
16 Authority, the Wisconsin Quality Home Care Authority, the Wisconsin Economic  
17 Development Corporation, or the Bradley Center Sports and Entertainment  
18 Corporation.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

19 **SECTION 26.** 16.765 (8) of the statutes is amended to read:

20 16.765 (8) If further violations of this section are committed during the term  
21 of the contract, the contracting agency, the Fox River Navigational System Authority,  
22 the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan  
23 Authority, the Lower Fox River Remediation Authority, the Wisconsin Quality Home



1 Care Authority, the Wisconsin Economic Development Corporation, or the Bradley  
2 Center Sports and Entertainment Corporation may permit the violating party to  
3 complete the contract, after complying with this section, but thereafter the  
4 contracting agency, the Fox River Navigational System Authority, the Wisconsin  
5 Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower  
6 Fox River Remediation Authority, the Wisconsin Quality Home Care Authority, the  
7 Wisconsin Economic Development Corporation, or the Bradley Center Sports and  
8 Entertainment Corporation shall request the department to place the name of the  
9 party on the ineligible list for state contracts, or the contracting agency, the Fox River  
10 Navigational System Authority, the Wisconsin Aerospace Authority, the Health  
11 Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation  
12 Authority, the Wisconsin Quality Home Care Authority, the Wisconsin Economic  
13 Development Corporation, or the Bradley Center Sports and Entertainment  
14 Corporation may terminate the contract without liability for the uncompleted  
15 portion or any materials or services purchased or paid for by the contracting party  
16 for use in completing the contract.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

17 **SECTION 27. 16.85 (2)** of the statutes is amended to read:

18 16.85 (2) To furnish engineering, architectural, project management, and other  
19 building construction services whenever requisitions therefor are presented to the  
20 department by any agency. The department may deposit moneys received from the  
21 provision of these services in the account under s. 20.505 (1) (kc) or in the general  
22 fund as general purpose revenue — earned. In this subsection, “agency” means an  
23 office, department, independent agency, institution of higher education, association,  
24 society, or other body in state government created or authorized to be created by the

1 constitution or any law, which is entitled to expend moneys appropriated by law,  
2 including the legislature and the courts, but not including an authority created in  
3 subch. II of ch. 114 or subch. III of ch. 149 or in ch. 52, 231, 233, 234, 237, 238, or 279.

**History:** 1971 c. 42; 1973 c. 90; 1973 c. 335 s. 13; 1977 c. 29 s. 1654 (8) (c); 1979 c. 221; 1983 a. 36 s. 96 (4); 1985 a. 29; 1987 a. 142, 399; 1989 a. 31, 336; 1991 a. 39, 269, 316; 1993 a. 263; 1995 a. 27 ss. 398 to 400, 9116 (5), 9126 (19), 9130 (4); 1997 a. 27; 1999 a. 197; 2001 a. 16; 2005 a. 74, 149, 335; 2007 a. 20 ss. 115b, 9121 (6) (a); 2007 a. 97; 2009 a. 28, 185.

4 **SECTION 28.** 16.865 (8) of the statutes is amended to read:

5 16.865 (8) Annually in each fiscal year, allocate as a charge to each agency a  
6 proportionate share of the estimated costs attributable to programs administered by  
7 the agency to be paid from the appropriation under s. 20.505 (2) (k). The department  
8 may charge premiums to agencies to finance costs under this subsection and pay the  
9 costs from the appropriation on an actual basis. The department shall deposit all  
10 collections under this subsection in the appropriation account under s. 20.505 (2) (k).  
11 Costs assessed under this subsection may include judgments, investigative and  
12 adjustment fees, data processing and staff support costs, program administration  
13 costs, litigation costs, and the cost of insurance contracts under sub. (5). In this  
14 subsection, "agency" means an office, department, independent agency, institution  
15 of higher education, association, society, or other body in state government created  
16 or authorized to be created by the constitution or any law, that is entitled to expend  
17 moneys appropriated by law, including the legislature and the courts, but not  
18 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
19 52, 231, 232, 233, 234, 235, 237, 238, or 279.

**History:** 1973 c. 333; 1975 c. 81, 189, 422; 1977 c. 29; 1977 c. 196 s. 130 (3); 1979 c. 34, 221; 1981 c. 20; 1985 a. 29; 1987 a. 399; 1989 a. 125; 1991 a. 39; 1993 a. 16; 1995 a. 27; 2001 a. 16; 2003 a. 33; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

\*\*\*\*NOTE: We did not amend s. 19.42 (code of ethics); see the definition under s.  
19.42 (5).

20 **SECTION 29.** 20.005 (3) (schedule) of the statutes: at the appropriate place,  
21 insert the following amounts for the purposes indicated:

2009-10      2010-11

**20.192 Wisconsin Economic Development**

**Corporation**

④ (1) PROMOTION OF ~~E~~CONOMIC DEVELOPMENT

(a) Operations and programs      GPR      C<sup>✓</sup>      -0-      -0-

**SECTION 30.** 20.192 of the statutes is created to read:

**20.192 Wisconsin Economic Development Corporation.** There is appropriated to the Wisconsin Economic Development Corporation for the following program:

(1) PROMOTION OF ECONOMIC DEVELOPMENT. (a) *Operations and programs.* As a continuing appropriation, the amounts in the schedule for the operations of the Wisconsin Economic Development Corporation and for funding economic development programs developed and implemented under s. 238.03.<sup>✓</sup>

**SECTION 31.** 40.02 (28) of the statutes is amended to read:

40.02 (28) "Employer" means the state, including each state agency, any county, city, village, town, school district, other governmental unit or instrumentality of 2 or more units of government now existing or hereafter created within the state, any federated public library system established under s. 43.19 whose territory lies within a single county with a population of 500,000 or more, a local exposition district created under subch. II of ch. 229, the Wisconsin Economic Development Corporation created under ch. 238,<sup>✓</sup> a transit authority created under s. 66.1039, and a long-term care district created under s. 46.2895, except as provided under ss. 40.51 (7) and 40.61 (3). "Employer" does not include a local cultural arts

1 district created under subch. V of ch. 229. Each employer shall be a separate legal  
2 jurisdiction for OASDHI purposes.

**History:** 1981 c. 96, 187, 250, 274, 386; 1983 a. 9, 27; 1983 a. 81 s. 11; 1983 a. 83 s. 20; 1983 a. 106, 140; 1983 a. 141 ss. 1 to 3, 20; 1983 a. 191 ss. 1, 6; 1983 a. 192 s. 304; 1983 a. 255 s. 6; 1983 a. 275, 290, 368; 1983 a. 435 s. 7; 1985 a. 29, 225; 1985 a. 332 ss. 52, 251 (1); 1987 a. 27, 62, 83, 107, 309, 340, 356, 363, 372, 399; 1987 a. 403 ss. 43 to 45, 256; 1989 a. 13, 14, 31; 1989 a. 56 s. 259; 1989 a. 166, 182, 189, 218, 230, 240, 323, 327, 336, 355, 357, 359; 1991 a. 32, 39, 113, 152, 229, 269, 315; 1993 a. 16, 263, 383, 490, 491; 1995 a. 27, ss. 1946 to 1953, 9130 (4); 1995 a. 81, 88, 89, 216, 240, 302, 381, 417; 1997 a. 3, 27, 39, 69, 110, 162, 237, 238; 1999 a. 9, 11, 42, 63, 65, 83; 2001 a. 16, 38, 103, 104, 109; 2003 a. 33; 2005 a. 153, 335; 2007 a. 20, 131, 226; 2009 a. 15, 28.

3 **SECTION 32.** 40.02 (36) of the statutes is amended to read:

4 40.02 (36) "Governing body" means the legislature or the head of each state  
5 agency with respect to employees of that agency for the state, the common council  
6 in cities, the village board in villages, the town board in towns, the county board in  
7 counties, the school board in school districts, or the board, commission or other  
8 governing body having the final authority for any other unit of government, for any  
9 agency or instrumentality of 2 or more units of government, for any federated public  
10 library system established under s. 43.19 whose territory lies within a single county  
11 with a population of 500,000 or more, for a local exposition district created under  
12 subch. II of ch. 229, for the Wisconsin Economic Development Corporation created  
13 under ch. 238, or for a long-term care district created under s. 46.2895, but does not  
14 include a local cultural arts district created under subch. V of ch. 229.

**History:** 1981 c. 96, 187, 250, 274, 386; 1983 a. 9, 27; 1983 a. 81 s. 11; 1983 a. 83 s. 20; 1983 a. 106, 140; 1983 a. 141 ss. 1 to 3, 20; 1983 a. 191 ss. 1, 6; 1983 a. 192 s. 304; 1983 a. 255 s. 6; 1983 a. 275, 290, 368; 1983 a. 435 s. 7; 1985 a. 29, 225; 1985 a. 332 ss. 52, 251 (1); 1987 a. 27, 62, 83, 107, 309, 340, 356, 363, 372, 399; 1987 a. 403 ss. 43 to 45, 256; 1989 a. 13, 14, 31; 1989 a. 56 s. 259; 1989 a. 166, 182, 189, 218, 230, 240, 323, 327, 336, 355, 357, 359; 1991 a. 32, 39, 113, 152, 229, 269, 315; 1993 a. 16, 263, 383, 490, 491; 1995 a. 27, ss. 1946 to 1953, 9130 (4); 1995 a. 81, 88, 89, 216, 240, 302, 381, 417; 1997 a. 3, 27, 39, 69, 110, 162, 237, 238; 1999 a. 9, 11, 42, 63, 65, 83; 2001 a. 16, 38, 103, 104, 109; 2003 a. 33; 2005 a. 153, 335; 2007 a. 20, 131, 226; 2009 a. 15, 28.

15 **SECTION 33.** 40.02 (54) (m) of the statutes is created to read:

16 40.02 (54) (m) The Wisconsin Economic Development Corporation, but only if  
17 the corporation elects to become a <sup>participating</sup> ~~participating~~ employer under s. 40.21 (1).

18 **SECTION 34.** 70.11 (38r) of the statutes is created to read:

19 70.11 (38r) ECONOMIC DEVELOPMENT CORPORATION. All property owned by the  
20 Wisconsin Economic Development Corporation, provided that use of the property is  
21 primarily related to the purposes of the Wisconsin Economic Development  
22 Corporation.

1           **SECTION 35.** 71.26 (1) (be) of the statutes is amended to read:

2           71.26 (1) (be) *Certain authorities.* Income of the University of Wisconsin  
3           Hospitals and Clinics Authority, of the Health Insurance Risk-Sharing Plan  
4           Authority, of the Wisconsin Quality Home Care Authority, of the Fox River  
5           Navigational System Authority, of the Wisconsin Economic Development  
6           Corporation, and of the Wisconsin Aerospace Authority.

History: 1987 a. 312; 1987 a. 411 ss. 22, 124 to 129; 1989 a. 31, 336; 1991 a. 37, 39, 221, 269; 1993 a. 16, 112, 246, 263, 399, 437, 491; 1995 a. 27, 56, 351, 371, 380, 428; 1997 a. 27, 37, 184, 237; 1999 a. 9, 65; 1999 a. 150 s. 672; 1999 a. 167, 194; 2001 a. 16, 38, 106, 109; 2003 a. 33, 85, 99, 135, 255, 326; 2005 a. 25, 74, 335, 361, 362, 479, 483; 2007 a. 20, 96, 97, 151, 226; 2009 a. 2, 28, 161, 165, 180, 183, 205, 265, 269, 295, 332, 344; s. 13.92 (1) (bm) 2., (2) (i).

7           **SECTION 36.** 77.54 (9a) (a) of the statutes is amended to read:

8           77.54 (9a) (a) This state or any agency thereof, the University of Wisconsin  
9           Hospitals and Clinics Authority, the Wisconsin Aerospace Authority, the Health  
10          Insurance Risk-Sharing Plan Authority, the Wisconsin Quality Home Care  
11          Authority, the Wisconsin Economic Development Corporation, and the Fox River  
12          Navigational System Authority.

History: 1971 c. 64, 154, 215, 311; 1973 c. 90, 156, 240; 1975 c. 39, 96, 102, 146, 200; 1977 c. 29; 1977 c. 83 ss. 13, 26; 1977 c. 250, 368, 418; 1979 c. 1, 34, 87, 174; 1981 c. 20; 1981 c. 79 s. 18; 1981 c. 96 s. 67; 1981 c. 264; 1981 c. 282 s. 47; 1981 c. 317; 1983 a. 27 ss. 1284d to 1284np, 2202 (38); 1983 a. 189 ss. 101, 106, 329 (5), (12), (13); 1983 a. 192, 287, 405, 426, 498, 510, 538, 544; 1985 a. 29, 149, 332; 1987 a. 27; 1987 a. 312 s. 17; 1987 a. 399; 1989 a. 31, 238, 270, 335, 359; 1991 a. 37, 39, 269, 316; 1993 a. 16, 263, 332; 1995 a. 27, 125, 225, 227; 1997 a. 27, 35, 41, 184, 237, 291; 1999 a. 9, 65, 83; 1999 a. 150 s. 672; 1999 a. 167; 2001 a. 16, 103, 109; 2003 a. 99, 128; 2005 a. 25, 74, 141, 149, 335, 366, 479; 2007 a. 11, 19, 20, 97, 130; 2009 a. 2, 28, 187, 204, 330; s. 13.92 (2) (i).

13          **SECTION 37.** 100.45 (1) (dm) of the statutes is amended to read:

14          100.45 (1) (dm) “State agency” means any office, department, agency,  
15          institution of higher education, association, society, or other body in state  
16          government created or authorized to be created by the constitution or any law which  
17          is entitled to expend moneys appropriated by law, including the legislature and the  
18          courts, the Wisconsin Housing and Economic Development Authority, the Bradley  
19          Center Sports and Entertainment Corporation, the University of Wisconsin  
20          Hospitals and Clinics Authority, the Wisconsin Health and Educational Facilities  
21          Authority, the Wisconsin Aerospace Authority, the Wisconsin Quality Home Care

1 Authority, the Wisconsin Economic Development Corporation, and the Fox River  
2 Navigational System Authority.

History: 1989 a. 284; 1991 a. 97; 1993 a. 243; 1997 a. 27, 165; 1999 a. 31; 2001 a. 16; 2005 a. 335; 2009 a. 28.

\*\*\*\*NOTE: We did not amend s. 101.055 (Public employee safety and health). \*

3 **SECTION 38.** 101.177 (1) (d) of the statutes is amended to read:

4 101.177 (1) (d) "State agency" means any office, department, agency,  
5 institution of higher education, association, society, or other body in state  
6 government created or authorized to be created by the constitution or any law, that  
7 is entitled to expend moneys appropriated by law, including the legislature and the  
8 courts, the Wisconsin Housing and Economic Development Authority, the Bradley  
9 Center Sports and Entertainment Corporation, the University of Wisconsin  
10 Hospitals and Clinics Authority, the Wisconsin Aerospace Authority, the Wisconsin  
11 Quality Home Care Authority, the Wisconsin Economic Development Corporation,  
12 and the Wisconsin Health and Educational Facilities Authority, but excluding the  
13 Health Insurance Risk-Sharing Plan Authority and the Lower Fox River  
14 Remediation Authority.

History: 1989 a. 284; 1991 a. 97; 1993 a. 243; 1997 a. 27; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28.

\*\*\*\*NOTE: We did not amend s. 103.49 (Wage rate on state work). \*

15 **SECTION 39.** 230.03 (3) of the statutes is amended to read:

16 230.03 (3) "Agency" means any board, commission, committee, council, or  
17 department in state government or a unit thereof created by the constitution or  
18 statutes if such board, commission, committee, council, department, unit, or the  
19 head thereof, is authorized to appoint subordinate staff by the constitution or  
20 statute, except a legislative or judicial board, commission, committee, council,  
21 department, or unit thereof or an authority created under subch. II of ch. 114 or  
22 subch. III of ch. 149 or under ch. 52, 231, 232, 233, 234, 235, 237, 238, or 279.  
23 "Agency" does not mean any local unit of government or body within one or more local

1 units of government that is created by law or by action of one or more local units of  
2 government.

**History:** 1971 c. 270; 1973 c. 333; 1977 c. 196 ss. 24, 100; 1977 c. 418; 1981 c. 20, 26; 1983 a. 27 ss. 1604, 2200 (15); 1983 a. 409, 453, 538; 1987 a. 32; 1989 a. 31; 1991 a. 101, 147; 1993 a. 16, 254; 1995 a. 27, 255; 1997 a. 27; 1999 a. 65, 87; 2001 a. 16, 103; 2003 a. 33 ss. 2385 to 2387s, 9160; 2005 a. 22, 74, 335, 393; 2007 a. 20, 97; 2009 a. 28.

3 **SECTION 40.** Chapter 238 of the statutes is created to read:

4 **CHAPTER 238**

5 **WISCONSIN ECONOMIC DEVELOPMENT CORPORATION**



6 **238.01 Definitions.** In this chapter, except as otherwise provided:

7 (1) "Board" means the board of directors of the corporation.

8 (2) "Corporation" means the Wisconsin Economic Development Corporation.

9 **238.02 Creation and organization of corporation.** (1) There is created  
10 an authority, which is public body corporate and politic, to be known as the  
11 "Wisconsin Economic Development Corporation." The members of the board shall  
12 consist of the governor, who shall serve as chairperson of the board, and 11 members  
13 appointed by the governor for staggered 4-year terms. No member appointed by the  
14 governor may be a senator or a representative to the assembly.

15 (2) (a) The terms of all appointed members of the board shall expire on July  
16 1.

17 (b) Each member of the board shall hold office until a successor is appointed  
18 and qualified unless the member vacates or is removed from his or her office. A  
19 vacancy on the board shall be filled in the same manner as the original appointment  
20 to the board for the remainder of the unexpired term, if any.

21 (c) A majority of the members of the board constitutes a quorum for the purpose  
22 of conducting its business and exercising its powers and for all other purposes,  
23 notwithstanding the existence of any vacancies. Action may be taken by the board

1 upon a vote of a majority of the members present. Meetings of the members of the  
2 board may be held anywhere within or without the state.

3 (3) The governor shall appoint an executive director, who shall serve at the  
4 pleasure of the governor. The board may delegate to the executive director any  
5 powers and duties the board considers proper. The executive director shall receive  
6 such compensation as may be determined by the board.

7 **238.03 Duties of board.** The board shall develop<sup>g</sup> and implement  
8 economic programs to provide business support and expertise and financial  
9 assistance to companies that are investing and creating jobs in Wisconsin and to  
10 support ~~new~~ business start-ups and ~~business~~ expansion and growth in Wisconsin.

11 **238.04 Powers of board.** The board shall have all the powers necessary or  
12 convenient to carry out the purposes and provisions of this chapter. In addition to  
13 all other powers granted the board under this chapter, the board may specifically:

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

16 (2) Have a seal and alter the seal at pleasure.

17 (3) Maintain an office.

18 (4) Sue and be sued.

19 (5) Accept gifts, grants, loans, or other contributions from private or public  
20 sources.

21 (6) Establish the corporation's annual budget and monitor the fiscal  
22 management of the corporation.

23 (7) Execute contracts and other instruments required for the operation of the  
24 corporation.



1           (8) Employ any officers, agents, and employees that it may require and  
2 determine their qualifications, duties, and compensation.

3           (9) Issue notes, bonds, and any other obligations.

4           (10) Make loans and provide grants.

5           (11) Incur debt.

6           (12) Procure liability insurance.

7           (13) Elect to become a participating employer in the Wisconsin Retirement  
8 System under s. 40.21 (1).<sup>↓</sup>

9           **238.05 Department of commerce assistance and coordination.** (1) If  
10 requested by the board, the department of commerce shall provide staff or other  
11 resources to assist the board in carrying out the purposes and provisions of this  
12 chapter.

13           (2) To the greatest extent practicable, the department of commerce and the  
14 board shall seek to coordinate their economic development programs.

15           **238.06 Liability limited.** Neither the state nor any political subdivision of the  
16 state, nor any officer, employee, or agent of the state or a political subdivision of the  
17 state who is acting within the scope of employment or agency, is liable for any debt,  
18 obligation, act, or omission of the corporation.

19           **SECTION 41.** 281.75 (4) (b) 3.<sup>↓</sup> of the statutes is amended to read:

20           281.75 (4) (b) 3. An authority created under subch. II of ch. 114 or ch. 52, 231,  
21 233, 234, ~~or 237~~, or 238.<sup>↓</sup>

History: 1983 a. 410; 1985 a. 22, 29; 1989 a. 31; 1991 a. 39; 1993 a. 413; 1995 a. 27 ss. 4208 to 4210, 9116 (5); 1995 a. 227 s. 401; Stats. 1995 s. 281.75; 1997 a. 27; 2001 a. 16; 2005 a. 123, 335; 2007 a. 20; 2009 a. 28.

22           **SECTION 42.** 285.59 (1) (b) of the statutes is amended to read:

23           285.59 (1) (b) "State agency" means any office, department, agency, institution  
24 of higher education, association, society or other body in state government created

1 or authorized to be created by the constitution or any law which is entitled to expend  
 2 moneys appropriated by law, including the legislature and the courts, the Wisconsin  
 3 Housing and Economic Development Authority, the Bradley Center Sports and  
 4 Entertainment Corporation, the University of Wisconsin Hospitals and Clinics  
 5 Authority, the Fox River Navigational System Authority, the Wisconsin Aerospace  
 6 Authority, the Wisconsin Quality Home Care Authority, the Wisconsin Economic  
 7 Development Corporation, and the Wisconsin Health and Educational Facilities  
 8 Authority.

9 **History:** 1989 a. 284; 1991 a. 97; 1993 a. 243; 1995 a. 227 s. 509; Stats. 1995 s. 285.59; 1997 a. 27; 2001 a. 16; 2005 a. 335; 2009 a. 28.

9 **SECTION 43. Nonstatutory provisions.**

10 (1) INITIAL TERMS OF BOARD OF DIRECTORS OF THE WISCONSIN ECONOMIC  
 11 DEVELOPMENT CORPORATION. Notwithstanding the lengths of terms of the members of  
 12 the board of directors of the Wisconsin Economic Development Corporation specified  
 13 in section 238.02 (1) of the statutes, as created by this act, the initial members shall  
 14 be appointed for the following terms:

15 (a) Three members appointed by the governor, for terms that expire on July 1,  
 16 2013.

17 (b) Four members appointed by the governor, for terms that expire on July 1,  
 18 2014.

19 (c) Four members appointed by the governor, for terms that expire on July 1,  
 20 2015.

21 (END)

## Champagne, Rick

---

**From:** Hoechst, Jonathan S - DOA [Jonathan.Hoechst@wisconsin.gov]  
**Sent:** Monday, December 06, 2010 3:30 PM  
**To:** Champagne, Rick  
**Subject:** WEDC draft

Rick,

Thanks for the quick work with the WEDC draft. After speaking with Jenny and Dave, I think there is one line we want to delete before showing the transition team the draft.

Page 17, Section 40, Line 20. Delete the line reading "No member appointed... to the assembly." That way the membership of the Board will be at the complete discretion of the Governor.

Thanks,  
Jonathan Hoechst  
Budget Analyst  
State Budget Office  
Wisconsin Department of Administration  
T: (608) 266-7329  
F: (608) 267-0372  
[jonathan.hoechst@wi.gov](mailto:jonathan.hoechst@wi.gov)