

1 **SECTION 3430.** 560.768 of the statutes is renumbered 238.368, and 238.368 (1)
2 (a) and (b), (2) (intro.) and (b) and (3) (a) (intro.) and 1. and (b), as renumbered, are
3 amended to read:

4 238.368 (1) (a) The ~~department~~ corporation shall establish a limit on the
5 maximum amount of tax benefits a person certified under s. ~~560.765~~ 238.365 (3) may
6 claim while an area is designated as a development zone.

7 (b) When establishing a limit on tax benefits under par. (a), the ~~department~~
8 corporation shall do all of the following:

9 1. Consider all of the criteria described in s. ~~560.765~~ 238.365 (3) (a) to (e).

10 2. Establish a limit which does not greatly exceed a recommended limit,
11 established under rules ~~promulgated~~ adopted by the ~~department~~ corporation based
12 on the cost, number and types of full-time jobs that will be created, retained, or
13 upgraded, including full-time jobs available to members of the targeted population,
14 as a result of the economic activity of the person certified under s. ~~560.765~~ 238.365
15 (3).

16 (2) (intro.) The ~~department~~ corporation may, upon request, increase a limit on
17 tax benefits established under sub. (1) if the ~~department~~ corporation does all of the
18 following:

19 (b) Revises the certification required under s. ~~560.765~~ 238.365 (5) and provides
20 a copy of the revised form to the department of revenue and the person whose limit
21 is increased under this subsection.

22 (3) (a) (intro.) The ~~department~~ corporation may reduce a limit established
23 under sub. (1) or (2) if the ~~department~~ corporation determines that any of the
24 following applies:

1 1. The limit is not consistent with the criteria listed under s. ~~560.765~~ 238.365
2 (3) (a) to (e).

3 (b) The ~~department~~ corporation shall notify the department of revenue and the
4 person whose limit on tax benefits is reduced under par. (a) and provide a written
5 explanation to the person of the reasons for reducing the limit.

6 **SECTION 3431.** 560.77 of the statutes is renumbered 238.37, and 238.37 (1)
7 (intro.) and (b) and (2), as renumbered, are amended to read:

8 238.37 (1) (intro.) The ~~department~~ corporation shall revoke the certification of
9 a person certified under s. ~~560.765~~ 238.365 (3) if the person does any of the following:

10 (b) Becomes subject to revocation under s. ~~560.78~~ 238.38 (1).

11 (2) The ~~department~~ corporation shall notify the department of revenue within
12 30 days of revoking a certification under sub. (1).

13 **SECTION 3432.** 560.78 of the statutes is renumbered 238.38, and 238.38 (1)
14 (intro.), (1m), (2) (intro.) and (a) and (3) (a) and (b), as renumbered, are amended to
15 read:

16 238.38 (1) (intro.) Except as provided in subs. (2) and (3), no person may be
17 certified under s. ~~560.765~~ 238.365 (3), or a person's certification may be revoked
18 under s. ~~560.77~~ 238.37, if the proposed new business, expansion of an existing
19 business, or other proposed economic activity in a development zone would do or does
20 any of the following:

21 (1m) No person may be certified under s. ~~560.765~~ 238.365 (3) on or after March
22 6, 2009.

23 (2) (intro.) Subsection (1) does not apply if, after a hearing, the ~~department~~
24 corporation, or the local governing body under sub. (3) (a), determines that any of the
25 following applies:

1 (a) The total number of full-time jobs provided by the person in this state would
2 be reduced if the person were not certified under s. ~~560.765~~ 238.365 (3) or if the
3 person's certification were revoked.

4 (3) (a) Except as provided in pars. (b) and (c), if the economic activity for which
5 a person is seeking certification under s. ~~560.765~~ 238.365 (3) is the relocation of a
6 business into a development zone from a location that is outside the development
7 zone but within the limits of a city, village, town, or federally recognized American
8 Indian reservation in which that development zone is located, the local governing
9 body that nominated that area as a development zone under s. ~~560.72~~ 238.32 shall
10 determine whether sub. (2) (a) or (b) applies.

11 (b) Only the ~~department~~ corporation may determine whether sub. (2) (a) or (b)
12 applies to a business relocation described in par. (a) if the business relocation would
13 likely result in the loss of full-time jobs at or transfer of employees from a business
14 location that is in this state but outside the limits of any city, village, town, or
15 federally recognized American Indian reservation in which the development zone is
16 located.

17 **SECTION 3433.** ~~560.785~~ of the statutes is renumbered ~~238.385~~, and ~~238.385~~ (1)
18 (intro.), (b), (bm) and (c) (intro.) and (2) (intro.), (b) and (c), as renumbered, are
19 amended to read:

20 ~~238.385~~ (1) (intro.) For the development zone program under ss. ~~560.70 and~~
21 ~~560.71 to 560.78~~ 238.30 and 238.31 to 238.38, the development opportunity zone
22 program under s. ~~560.795~~ 238.395, and the enterprise development zone program
23 under s. ~~560.797~~ 238.397, the ~~department~~ corporation shall ~~promulgate~~ adopt rules
24 that further define a person's eligibility for tax benefits. The rules shall do at least
25 all of the following:

1 (b) Allow a person to claim up to \$8,000 in tax benefits during the time that an
2 area is designated as a development zone, as a development opportunity zone, or as
3 an enterprise development zone for creating a full-time job that is filled by a member
4 of the target population.

5 (bm) Allow a person to claim up to \$8,000 in tax benefits during the time that
6 an area is designated as an enterprise development zone for retaining a full-time job
7 if the ~~department~~ corporation determines that the person made a significant capital
8 investment to retain the full-time job.

9 (c) (intro.) Allow a person to claim up to \$6,000 in tax benefits during the time
10 that an area is designated as a development zone, as a development opportunity
11 zone, or as an enterprise development zone for any of the following:

12 (2) (intro.) The ~~department~~ corporation may by rule specify circumstances
13 under which the ~~department~~ corporation may grant exceptions to any of the
14 following:

15 (b) The requirement under ss. ~~560.70~~ 238.30 (2m) and ~~560.797~~ 238.397 (1) (am)
16 that an individual's pay must equal at least 150% of the federal minimum wage.

17 (c) The requirement under ss. ~~560.70~~ 238.30 (2m) and ~~560.797~~ 238.397 (1) (am)
18 that an individual's position must be regular, nonseasonal, and full-time and that
19 the individual must be required to work at least 2,080 hours per year, including paid
20 leave and holidays.

21 **SECTION 3434.** 560.795 of the statutes is renumbered 238.395, and 238.395 (1)
22 (a), (b), (c), (d), (e), (f), (g) and (h), (2) (c), (d) and (e), (3) (a), (b) 1., 2., 3., 4., 5., 6., 7.,
23 8. and 9., (c) and (d), (4) (a) (intro.) and (b) and (5) (a) (intro.), 2. and 3., (b), (c), (d),
24 (e) (intro.) and 3. and (f), as renumbered, are amended to read:

1 238.395 (1) (a) An area in the city of Beloit, the legal description of which is
2 provided to the ~~department~~ corporation by the local governing body of the city of
3 Beloit.

4 (b) An area in the city of West Allis, the legal description of which is provided
5 to the ~~department~~ corporation by the local governing body of the city of West Allis.

6 (c) An area in the city of Eau Claire, the legal description of which is provided
7 to the ~~department~~ corporation by the local governing body of the city of Eau Claire.

8 (d) An area in the city of Kenosha, the legal description of which is provided to
9 the ~~department~~ corporation by the local governing body of the city of Kenosha.

10 (e) An area in the city of Milwaukee, the legal description of which is provided
11 to the ~~department~~ corporation by the local governing body of the city of Milwaukee.

12 (f) For the Gateway Project, an area in the city of Beloit, the legal description
13 of which is provided to the ~~department~~ corporation by the local governing body of the
14 city of Beloit.

15 (g) An area in the city of Janesville, the legal description of which is provided
16 to the ~~department~~ corporation by the local governing body of the city of Janesville.

17 (h) An area in the city of Kenosha, the legal description of which is provided to
18 the ~~department~~ corporation by the local governing body of the city of Kenosha.

19 (2) (c) Annually, the ~~department~~ corporation shall estimate the amount of
20 forgone state revenue because of tax benefits claimed by ~~corporations~~ or persons in
21 each development opportunity zone.

22 (d) 1. Notwithstanding pars. (a) and (e), the designation of an area as a
23 development opportunity zone shall expire 90 days after the day on which the
24 ~~department~~ corporation determines that the forgone tax revenues under par. (c) will
25 equal or exceed the limit for the development opportunity zone.

1 2. The ~~department~~ corporation shall immediately notify the local governing
2 body of the city in which the development opportunity zone is located of a change in
3 the expiration date of the development opportunity zone under this paragraph.

4 (e) 1. The ~~department~~ corporation may extend the designation of an area under
5 sub. (1) (g) as a development opportunity zone for an additional 60 months if the
6 ~~department~~ corporation determines that an extension under this subdivision would
7 support economic development within the city. If the ~~department~~ corporation
8 extends the designation of the area as a development opportunity zone, the limit for
9 tax benefits for the development opportunity zone under sub. (1) (g) is increased by
10 \$5,000,000.

11 2. The ~~department~~ corporation may extend the designation of an area under
12 sub. (1) (h) as a development opportunity zone for an additional 60 months if the
13 ~~department~~ corporation determines that an extension under this subdivision would
14 support economic development within the city. If the ~~department~~ corporation
15 extends the designation of the area as a development opportunity zone, the limit for
16 tax benefits for the development opportunity zone under sub. (1) (h) is increased by
17 \$5,000,000.

18 (3) (a) 1. Any ~~corporation~~ person that is conducting or that intends to conduct
19 economic activity in a development opportunity zone under sub. (1) (a) or (b) and
20 that, in conjunction with the local governing body of the city in which the
21 development opportunity zone is located, submits a project plan as described in par.
22 (b) to the ~~department~~ corporation no later than 6 months after April 23, 1994, shall
23 be entitled to claim tax benefits while the area is designated as a development
24 opportunity zone.

1 2. Any ~~corporation~~ person that is conducting or that intends to conduct
2 economic activity in a development opportunity zone under sub. (1) (c) and that, in
3 conjunction with the local governing body of the city in which the development
4 opportunity zone is located, submits a project plan as described in par. (b) to the
5 ~~department~~ corporation no later than 6 months after April 28, 1995, shall be entitled
6 to claim tax benefits while the area is designated as a development opportunity zone.

7 3. Any ~~corporation~~ person that is conducting or that intends to conduct
8 economic activity in a development opportunity zone under sub. (1) (d) and that, in
9 conjunction with the local governing body of the city in which the development
10 opportunity zone is located, submits a project plan as described in par. (b) to the
11 ~~department~~ corporation no later than July 1, 2000, shall be entitled to claim tax
12 benefits while the area is designated as a development opportunity zone.

13 4. Any person that is conducting or that intends to conduct economic activity
14 in a development opportunity zone under sub. (1) (e), (f), (g), or (h) and that, in
15 conjunction with the local governing body of the city in which the development
16 opportunity zone is located, submits a project plan as described in par. (b) to the
17 ~~department~~ corporation shall be entitled to claim tax benefits while the area is
18 designated as a development opportunity zone.

19 (b) 1. The name and address of the ~~corporation's or person's~~ business for which
20 tax benefits will be claimed.

21 2. The appropriate federal tax identification number of the ~~corporation or~~
22 person.

23 3. The names and addresses of other locations outside of the development
24 opportunity zone where the ~~corporation or~~ person conducts business and a
25 description of the business activities conducted at those locations.

1 4. The amount that the ~~corporation or~~ person proposes to invest in a business,
2 or spend on the construction, rehabilitation, repair, or remodeling of a building,
3 located within the development opportunity zone.

4 5. The estimated total investment of the ~~corporation or~~ person in the
5 development opportunity zone.

6 6. The number of full-time jobs that will be created, retained, or substantially
7 upgraded as a result of the ~~corporation's or~~ person's economic activity in relation to
8 the amount of tax benefits estimated for the ~~corporation or~~ person.

9 7. The ~~corporation's or~~ person's plans to make reasonable attempts to hire
10 employees from the targeted population.

11 8. A description of the commitment of the local governing body of the city in
12 which the development opportunity zone is located to the ~~corporation's or~~ person's
13 project.

14 9. Other information required by the ~~department~~ corporation or the
15 department of revenue.

16 (c) The ~~department~~ corporation shall notify the department of revenue of all
17 ~~corporations or~~ persons entitled to claim tax benefits under this subsection.

18 (d) The ~~department~~ corporation annually shall verify information submitted
19 to the ~~department~~ corporation under s. 71.07 (2di), (2dm), or (2dx), 71.28 (1di), (1dm),
20 or (1dx), 71.47 (1di), (1dm), or (1dx), or 76.636.

21 (4) (a) (intro.) The ~~department~~ corporation shall revoke the entitlement of a
22 ~~corporation or~~ person to claim tax benefits under sub. (3) if the ~~corporation or~~ person
23 does any of the following:

24 (b) The ~~department~~ corporation shall notify the department of revenue within
25 30 days after revoking an entitlement under par. (a).

1 (5) (a) (intro.) The ~~department~~ corporation may certify for tax benefits a person
2 that is conducting economic activity in the development opportunity zone under sub.
3 (1) (e) or (f) and that is not otherwise entitled to claim tax benefits if all of the
4 following apply:

5 2. The ~~department~~ corporation determines that the economic activity of the
6 other person under subd. 1. would not have occurred but for the involvement of the
7 person to be certified for tax benefits under this subsection.

8 3. The person to be certified for tax benefits under this subsection will pass the
9 benefits through to the other person conducting the economic activity under subd.
10 1., as determined by the ~~department~~ corporation.

11 (b) A person intending to claim tax benefits under this subsection shall submit
12 to the ~~department~~ corporation an application, in the form required by the
13 ~~department~~ corporation, containing information required by the ~~department~~
14 corporation and by the department of revenue.

15 (c) The ~~department~~ corporation shall notify the department of revenue of all
16 persons certified to claim tax benefits under this subsection.

17 (d) The ~~department~~ corporation annually shall verify information submitted
18 to the ~~department~~ corporation under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx),
19 71.47 (1dm) or (1dx), or 76.636.

20 (e) (intro.) The ~~department~~ corporation shall revoke the entitlement of a person
21 to claim tax benefits under this subsection if the person does any of the following:

22 3. Does not pass the benefits through to the other person conducting the
23 economic activity under par. (a) 1., as determined by the ~~department~~ corporation.

24 (f) The ~~department~~ corporation shall notify the department of revenue within
25 30 days after revoking an entitlement under par. (e).

1 **SECTION 3435.** 560.797 of the statutes is renumbered 238.397, and 238.397 (1)
2 (am), (c) and (d), (2) (a) (intro.), 3. and 4. a. and d. and (b) (intro.), 1. and 8., (bg) (intro.)
3 and 2., (br) (intro.), (c), (d) and (e), (3) (a), (b) 4., 6. and 11. and (c), (4) (a), (c), (d), (f)
4 and (g), (5) (a), (b), (c) and (d) 1. and 2. and (6) (a) (intro.) and (b), as renumbered, are
5 amended to read:

6 238.397 (1) (am) “Full-time job” has the meaning given in s. ~~560.70~~ 238.30
7 (2m).

8 (c) “Target population” has the meaning given in s. ~~560.70~~ 238.30 (6).

9 (d) “Tax benefits” has the meaning given in s. ~~560.70~~ 238.30 (7).

10 **(2)** (a) (intro.) Subject to pars. (c), (d), and (e), the ~~department~~ corporation may
11 designate an area as an enterprise development zone for a project if the ~~department~~
12 corporation determines all of the following:

13 3. That the project is not likely to occur or continue without the department’s
14 corporation’s designation of the area as an enterprise development zone.

15 4. a. The unemployment rate in the area is higher than the state average for
16 the 18 months immediately preceding the date on which the application under sub.
17 (3) was submitted to the ~~department~~ corporation.

18 d. In the 36 months immediately preceding the date on which the application
19 under sub. (3) was submitted to the ~~department~~ corporation, a number of workers
20 in the area were permanently laid off by their employer or became unemployed as
21 a result of a business action subject to s. 109.07 (1m).

22 (b) (intro.) In making a determination under par. (a), the ~~department~~
23 corporation shall consider all of the following:

24 1. The extent of poverty, unemployment, or other factors contributing to
25 general economic hardship in the area.

1 8. Any other factors that the department corporation considers relevant.

2 (bg) (intro.) Notwithstanding par. (a) and subject to pars. (c), (d), and (e), the
3 department corporation may designate an area as an enterprise development zone
4 for a project if the department corporation determines all of the following:

5 2. That the project is not likely to occur or continue without the department's
6 corporation's designation of the area as an enterprise development zone.

7 (br) (intro.) In making a determination under par. (bg), the department
8 corporation shall consider all of the following:

9 (c) The department corporation may not designate as an enterprise
10 development zone, or as any part of an enterprise development zone, an area that is
11 located within the boundaries of an area that is designated as a development
12 opportunity zone under s. ~~560.795~~ 238.395, the designation of which is in effect.

13 (d) The department corporation may not designate more than 98 enterprise
14 development zones unless the department corporation obtains the approval of the
15 joint committee on finance to do so. Of the enterprise development zones that the
16 department corporation designates, at least 10 shall be designated under par. (bg).

17 (e) The department corporation may not designate any area as an enterprise
18 development zone on or after March 6, 2009.

19 **(3)** (a) A person that conducts or that intends to conduct a project and that
20 desires to have the area in which the project is or is to be conducted designated as
21 an enterprise development zone for the purpose of claiming tax benefits may submit
22 to the department corporation an application and a project plan.

23 (b) 4. The amount that the person proposes to invest in a business; to spend on
24 the construction, rehabilitation, repair, or remodeling of a building; or to spend on
25 the removal or containment of, or the restoration of soil or groundwater affected by,

1 environmental pollution; in the area proposed to be designated as an enterprise
2 development zone.

3 6. The estimated number of full-time jobs that will be created, retained, or
4 substantially upgraded as a result of the person's project in relation to the amount
5 of tax benefits estimated for the person.

6 11. Any other information required by the ~~department~~ corporation or the
7 department of revenue.

8 (c) The ~~department~~ corporation may not accept or approve any applications or
9 project plans submitted under par. (a) on or after March 6, 2009.

10 (4) (a) Except as provided in par. (h), if the ~~department~~ corporation approves
11 a project plan under sub. (3) and designates the area in which the person submitting
12 the project plan conducts or intends to conduct the project as an enterprise
13 development zone under the criteria under sub. (2), the ~~department~~ corporation shall
14 certify the person as eligible for tax benefits.

15 (c) When the ~~department~~ corporation designates an area as an enterprise
16 development zone for a project, the ~~department~~ corporation shall notify the
17 governing body of any city, village, town, or federally recognized American Indian
18 tribe or band in which the area is located of the area's designation.

19 (d) The ~~department~~ corporation shall notify the department of revenue of all
20 persons entitled to claim tax benefits under this section, except that the ~~department~~
21 corporation shall notify the office of the commissioner of insurance of all persons
22 entitled to claim the credit under s. 76.636.

23 (f) The tax benefits for which a person is certified as eligible under this
24 subsection are not transferable to another person, business, or location, except to the
25 extent permitted under section 383 of the internal revenue code.

1 (g) The ~~department~~ corporation annually shall verify information submitted
2 to the ~~department~~ corporation under s. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), or
3 76.636.

4 (5) (a) When the ~~department~~ corporation designates an area as an enterprise
5 development zone under this section, the ~~department~~ corporation shall specify the
6 length of time, not to exceed 84 months, that the designation is effective, subject to
7 par. (d) and sub. (6).

8 (b) When the ~~department~~ corporation designates an area as an enterprise
9 development zone under this section, the ~~department~~ corporation shall establish a
10 limit, not to exceed \$3,000,000, for tax benefits for the enterprise development zone.

11 (c) Annually, the ~~department~~ corporation shall estimate the amount of forgone
12 state revenue because of tax benefits claimed by persons in each enterprise
13 development zone.

14 (d) 1. Notwithstanding the length of time specified by the ~~department~~
15 corporation under par. (a), the designation of an area as an enterprise development
16 zone shall expire 90 days after the day on which the ~~department~~ corporation
17 determines that the forgone tax revenues under par. (c) will equal or exceed the limit
18 established for the enterprise development zone.

19 2. The ~~department~~ corporation shall immediately notify the department of
20 revenue and the governing body of any city, village, town, or federally recognized
21 American Indian tribe or band in which the enterprise development zone is located
22 of a change in the expiration date of the enterprise development zone under this
23 paragraph.

1 **(6)** (a) (intro.) The ~~department~~ corporation shall revoke the entitlement of a
2 person to claim tax benefits under this section, and the designation of the area as an
3 enterprise development zone shall expire, if the person does any of the following:

4 (b) The ~~department~~ corporation shall notify the department of revenue within
5 30 days after revoking an entitlement under par. (a).

6 **SECTION 3436.** 560.798 of the statutes is renumbered 238.398, and 238.398 (2)
7 (a) and (b), (3) (a) and (b), (4) (a) (intro.) and (b) and (5) (intro.) and (e), as renumbered,
8 are amended to read:

9 238.398 **(2)** (a) Except as provided under par. (c), the ~~department~~ corporation
10 may designate one area in the state as an agricultural development zone. The area
11 must be located in a rural municipality. An agricultural business that is located in
12 an agricultural development zone and that is certified by the ~~department~~ corporation
13 under sub. (3) is eligible for tax benefits as provided in sub. (3).

14 (b) The designation of an area as an agricultural development zone shall be in
15 effect for 10 years from the time that the ~~department~~ corporation first designates the
16 area. Not more than \$5,000,000 in tax benefits may be claimed in an agricultural
17 development zone, except that the ~~department~~ corporation may allocate the amount
18 of unallocated airport development zone tax credits, as provided under s. ~~560.7995~~
19 238.3995 (3) (b), to agricultural development zones for which the \$5,000,000
20 maximum allocation is insufficient. The ~~department~~ corporation may change the
21 boundaries of an agricultural development zone during the time that its designation
22 is in effect. A change in the boundaries of an agricultural development zone does not
23 affect the duration of the designation of the area or the maximum tax benefit amount
24 that may be claimed in the agricultural development zone.

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

7 (b) When the ~~department~~ corporation certifies an agricultural business under
8 this subsection, the ~~department~~ corporation shall establish a limit on the amount of
9 tax benefits that the business may claim. The ~~department~~ corporation shall enter
10 into an agreement with the business that specifies the limit on the amount of tax
11 benefits that the business may claim and reporting requirements with which the
12 business must comply.

13 (4) (a) (intro.) The ~~department of commerce~~ corporation shall notify the
14 department of revenue of all the following:

15 (b) The ~~department~~ corporation shall annually verify information submitted
16 to the ~~department~~ corporation under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx),
17 71.47 (1dm) or (1dx), or 76.636.

18 (5) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules for the
19 operation of this section, including rules related to all the following:

20 (e) The exchange of information between the ~~department of commerce~~
21 corporation and the department of revenue.

22 **SECTION 3437.** 560.799 of the statutes is renumbered 238.399, and 238.399 (1)
23 (am) 2., (3) (a), (b) (intro.), (bm) and (c), (5) (intro.), (b), (c) 1. a. and b., 2. b. and c., (d)
24 1. and (e), (5m) and (6) (a), (b) (intro.), (c), (d), (e), (f) and (g) (intro.) and 1. (intro.),
25 as renumbered, are amended to read:

1 238.399 (1) (am) 2. The ~~department~~ corporation may by rule specify
2 circumstances under which the ~~department~~ corporation may grant exceptions to the
3 requirement under subd. 1. that a full-time employee means an individual who, as
4 a condition of employment, is required to work at least 2,080 hours per year, but
5 under no circumstances may a full-time employee mean an individual who, as a
6 condition of employment, is required to work less than 37.5 hours per week.

7 **(3) DESIGNATION OF ENTERPRISE ZONES; CRITERIA.** (a) The ~~department~~ corporation
8 may designate not more than 12 enterprise zones.

9 (b) (intro.) In determining whether to designate an area under par. (a), the
10 ~~department~~ corporation shall consider all of the following:

11 (bm) The ~~department~~ corporation shall specify whether an enterprise zone
12 designated under par. (a) is located in a tier I county or municipality or a tier II county
13 or municipality.

14 (c) The ~~department~~ corporation shall, to the extent possible, give preference to
15 the greatest economic need.

16 **(5) CERTIFICATION.** (intro.) The ~~department~~ corporation may certify for tax
17 benefits any of the following:

18 (b) A business that relocates to an enterprise zone from outside this state, if the
19 business offers compensation and benefits to its employees working in the zone for
20 the same type of work that are at least as favorable as those offered to its employees
21 working outside the zone, as determined by the ~~department~~ corporation.

22 (c) 1. a. The business enters into an agreement with the ~~department~~
23 corporation to claim tax benefits only for years during which the business maintains
24 the increased level of personnel.

1 b. The business offers compensation and benefits for the same type of work to
2 its employees working in the enterprise zone that are at least as favorable as those
3 offered to its employees working in this state but outside the zone, as determined by
4 the ~~department~~ corporation.

5 2. b. The business enters into an agreement with the ~~department~~ corporation
6 to claim tax benefits only for years during which the business maintains the capital
7 investment.

8 c. The business offers compensation and benefits for the same type of work to
9 its employees working in the zone that are at least as favorable as those offered to
10 its employees working in this state but outside the zone, as determined by the
11 ~~department~~ corporation.

12 (d) 1. The business is an original equipment manufacturer with a significant
13 supply chain in the state, as determined by the ~~department~~ corporation by rule.

14 (e) A business located in an enterprise zone if the business purchases tangible
15 personal property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or
16 services from Wisconsin vendors, as determined by the ~~department~~ corporation.

17 **(5m)** ADDITIONAL TAX BENEFITS FOR SIGNIFICANT CAPITAL EXPENDITURES. If the
18 ~~department~~ corporation determines that a business certified under sub. (5) makes
19 a significant capital expenditure in the enterprise zone, the ~~department~~ corporation
20 may certify the business to receive additional tax benefits in an amount to be
21 determined by the ~~department~~ corporation, but not exceeding 10 percent of the
22 business' capital expenditures. The ~~department~~ corporation shall, in a manner
23 determined by the ~~department~~ corporation, allocate the tax benefits a business is
24 certified to receive under this subsection over the remainder of the time limit of the
25 enterprise zone under sub. (4).

1 **(6)** (a) The ~~department of commerce~~ corporation shall notify the department
2 of revenue when the ~~department of commerce~~ corporation certifies a business to
3 receive tax benefits.

4 (b) (intro.) The ~~department~~ corporation shall revoke a certification under sub.
5 (5) if the business does any of the following:

6 (c) The ~~department of commerce~~ corporation shall notify the department of
7 revenue within 30 days of a revocation under par. (b).

8 (d) The ~~department~~ corporation may require a business to repay any tax
9 benefits the business claims for a year in which the business failed to maintain
10 employment or capital investment levels required by an agreement under sub. (5) (c).

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

14 (f) The ~~department~~ corporation shall annually verify the information
15 submitted to the ~~department~~ corporation under ss. 71.07 (3w), 71.28 (3w), or 71.47
16 (3w).

17 (g) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules specifying
18 all of the following by rule:

19 1. (intro.) The definitions of a tier I county or municipality and a tier II county
20 or municipality. The ~~department~~ corporation may consider all of the following
21 information when establishing the definitions required under this subdivision:

22 **SECTION 3438.** 560.7995 of the statutes is renumbered 238.3995, and 238.3995
23 (1) (b) and (c), (2) (a) (intro.) and 4., (b) (intro.) and 8., (c) 1. and 2. and (d), (3) (a), (b),
24 (c) and (d) 1. and 2., (4) (a) (intro.) and 10., (am), (ar), (b) 1., (c) (intro.) and (d) and
25 (5), as renumbered, are amended to read:

1 238.3995 (1) (b) "Full-time job" has the meaning given in s. ~~560.70~~ 238.30 (2m).

2 (c) "Target population" has the meaning given in s. ~~560.70~~ 238.30 (6).

3 (2) (a) (intro.) Subject to pars. (c) and (e), the ~~department~~ corporation may
4 designate an area as an airport development zone if the ~~department~~ corporation
5 determines all of the following:

6 4. That the airport development project is not likely to occur or continue
7 without the ~~department's~~ corporation designation of the area as an airport
8 development zone.

9 (b) (intro.) In making a determination under par. (a), the ~~department~~
10 corporation shall consider all of the following:

11 8. Any other factors that the ~~department~~ corporation considers relevant.

12 (c) 1. The ~~department~~ corporation may not designate as an airport development
13 zone, or as any part of an airport development zone, an area that is located within
14 the boundaries of an area that is designated as a development zone under s. ~~560.71~~
15 238.31, as a development opportunity zone under s. ~~560.795~~ 238.395, or as an
16 enterprise development zone under s. ~~560.797~~ 238.397.

17 2. The ~~department~~ corporation shall give the department of transportation the
18 opportunity to review and comment on any proposed designation under this
19 subsection and the department of transportation may deny any such designation if
20 the department of transportation determines that the designation would
21 compromise the airport's safety or utility. The department of transportation may
22 also review and comment on any land use or compatibility issues related to any
23 proposed designation under this subsection.

24 (d) Notwithstanding pars. (a) to (c), and except as provided in par. (e), the
25 ~~department~~ corporation shall designate as an airport development zone the area

1 within the boundaries of Adams, Fond du Lac, Green Lake, Juneau, Langlade,
2 Lincoln, Marathon, Marquette, Menominee, Oneida, Portage, Price, Shawano,
3 Taylor, Waupaca, Waushara, Winnebago, Wood, and Vilas counties.

4 (3) (a) When the department corporation designates an area as an airport
5 development zone, the department corporation shall specify the length of time, not
6 to exceed 84 months, that the designation is effective, subject to par. (d). The
7 department corporation shall notify each person certified for tax benefits in an
8 airport development zone, the department of revenue, the department of
9 transportation, the Wisconsin Housing and Economic Development Authority, and
10 the governing body of each county, city, village, town, and federally recognized
11 American Indian tribe or band in which territory of the airport development zone is
12 located of the designation of and expiration date of the airport development zone.

13 (b) When the department corporation designates an area as an airport
14 development zone, the department corporation shall establish a limit, not to exceed
15 \$3,000,000, for tax benefits applicable to the airport development zone, except that
16 the department corporation shall limit the amount of tax benefits applicable to the
17 airport development zone designated under sub. (2) (d) to \$750,000. The total tax
18 benefits applicable to all airport development zones may not exceed \$9,000,000, less
19 any amount allocated to technology zones under s. ~~560.96~~ 238.23 (2) (b) and to
20 agricultural development zones under s. ~~560.798~~ 238.398 (2) (b), and except that the
21 total amount allocated to all technology zones under s. ~~560.96~~ 238.23 (2) (b) and to
22 all agricultural development zones under s. ~~560.798~~ 238.398 (2) (b), may not exceed
23 \$6,000,000. The department corporation may not reallocate amounts as provided
24 under this paragraph on or after January 1, 2010, except that the department
25 corporation may, after 48 months from the month of any designation under this

1 section, evaluate the area designated as an airport development zone and reallocate
2 the amount of available tax benefits.

3 (c) Annually, the ~~department~~ corporation shall estimate the amount of forgone
4 state revenue because of tax benefits claimed by persons in each airport development
5 zone.

6 (d) 1. Notwithstanding the length of time specified by the ~~department~~
7 corporation under par. (a), the designation of an area as an airport development zone
8 shall expire 90 days after the day on which the ~~department~~ corporation determines
9 that the forgone tax revenues estimated under par. (c) will equal or exceed the limit
10 established for the airport development zone.

11 2. The ~~department~~ corporation shall immediately notify each person certified
12 for tax benefits in an airport development zone, the department of revenue, the
13 department of transportation, the Wisconsin Housing and Economic Development
14 Authority, and the governing body of each county, city, village, town, and federally
15 recognized American Indian tribe or band in which territory of the airport
16 development zone is located of a change in the expiration date of the airport
17 development zone under this paragraph.

18 (4) (a) (intro.) A person that intends to operate a place of business in an airport
19 development zone may submit to the ~~department~~ corporation an application and a
20 business plan. The business plan shall include all of the following:

21 10. Any other information required by the ~~department~~ corporation or the
22 department of revenue.

23 (am) A person that intends to operate a business in the airport development
24 zone designated under sub. (2) (d) may submit to the ~~department~~ corporation an
25 application and a business plan that includes all of the information required under

1 par. (a). In approving business plans submitted under this paragraph, the
2 department corporation shall give higher priority to airport development projects
3 located or proposed to be located in ~~a distressed area, as defined in s. 560.605 (7) (b)~~
4 areas that have a low median household income, as determined by the corporation.

5 (ar) The department corporation may not accept or approve any applications
6 or business plans submitted under par. (a) on or after March 6, 2009.

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

11 (c) (intro.) The department corporation shall revoke a person's certification
12 under par. (b) when the designation of the applicable airport development zone
13 expires or if the person does any of the following:

14 (d) The department corporation shall notify the department of revenue within
15 30 days after revoking a certification under par. (c).

16 (5) VERIFICATION OF INFORMATION. The department corporation annually shall
17 verify information submitted to the department corporation under ss. 71.07 (2dm)
18 and (2dx), 71.28 (1dm) and (1dx), and 71.47 (1dm) and (1dx) as it relates to airport
19 development zones.

20 **SECTION 3439.** Subchapter VIII (title) of chapter 560 [precedes 560.86] of the
21 statutes is repealed.

22 **SECTION 3440.** 560.86 of the statutes is repealed.

23 **SECTION 3441.** 560.87 of the statutes is repealed.

24 **SECTION 3442m.** 560.875 of the statutes is renumbered 16.29, and 16.29 (1),
25 as renumbered, is amended to read:

1 16.29 (1) Annually, the department shall grant to the Great Lakes inter-tribal
2 council the amount appropriated under s. ~~20.143~~ 20.505 (1) ~~(kf)~~ (kx) to partially fund
3 a program to provide technical assistance for economic development on Indian
4 reservations if the conditions under subs. (2) and (3) are satisfied.

5 **SECTION 3443.** Subchapter IX (title) of chapter 560 [precedes 560.90] of the
6 statutes is repealed.

7 **SECTION 3444.** 560.90 of the statutes is repealed.

8 **SECTION 3445.** 560.905 of the statutes is repealed.

9 **SECTION 3446.** 560.92 of the statutes is repealed.

10 **SECTION 3447.** 560.93 of the statutes is repealed.

11 **SECTION 3448.** 560.96 of the statutes is renumbered 238.23, and 238.23 (2) (a)
12 and (b), (3) (a) (intro.), (b) (intro.), (c) and (d), (4) (a) (intro.) and (b) and (5) (intro.),
13 (e) and (g), as renumbered, are amended to read:

14 238.23 (2) (a) Except as provided in par. (c), the department corporation may
15 designate up to 8 areas in the state as technology zones. A business that is located
16 in a technology zone and that is certified by the department corporation under sub.
17 (3) is eligible for a tax credit as provided in sub. (3).

18 (b) The designation of an area as a technology zone shall be in effect for 10 years
19 from the time that the department corporation first designates the area. Not more
20 than \$5,000,000 in tax credits may be claimed in a technology zone, except that the
21 department corporation may allocate the amount of unallocated airport
22 development zone tax credits, as provided under s. ~~560.7995~~ 238.3995 (3) (b), to
23 technology zones for which the \$5,000,000 maximum allocation is insufficient. The
24 department corporation may change the boundaries of a technology zone during the
25 time that its designation is in effect. A change in the boundaries of a technology zone

1 does not affect the duration of the designation of the area or the maximum tax credit
2 amount that may be claimed in the technology zone.

3 (3) (a) (intro.) Except as provided in par. (e), the ~~department~~ corporation may
4 certify for tax credits in a technology zone a business that satisfies all of the following
5 requirements:

6 (b) (intro.) In determining whether to certify a business under this subsection,
7 the ~~department~~ corporation shall consider all of the following:

8 (c) When the ~~department~~ corporation certifies a business under this
9 subsection, the ~~department~~ corporation shall establish a limit on the amount of tax
10 credits that the business may claim. Unless its certification is revoked, and subject
11 to the limit on the tax credit amount established by the ~~department~~ corporation
12 under this paragraph, a business that is certified may claim a tax credit for 3 years,
13 except that a business that experiences growth, as determined for that business by
14 the ~~department~~ corporation under par. (d) and sub. (5) (e), may claim a tax credit for
15 up to 5 years.

16 (d) The ~~department~~ corporation shall enter into an agreement with a business
17 that is certified under this subsection. The agreement shall specify the limit on the
18 amount of tax credits that the business may claim, the extent and type of growth,
19 which shall be specific to the business, that the business must experience to extend
20 its eligibility for a tax credit, the business' baseline against which that growth will
21 be measured, any other conditions that the business must satisfy to extend its
22 eligibility for a tax credit, and reporting requirements with which the business must
23 comply.

24 (4) (a) (intro.) The ~~department of commerce~~ corporation shall notify the
25 department of revenue of all the following:

1 (b) The ~~department~~ corporation shall annually verify information submitted
2 to the ~~department~~ corporation under ss. 71.07 (2di), (2dm), (2dx), and (3g), 71.28
3 (1di), (1dm), (1dx), and (3g), and 71.47 (1di), (1dm), (1dx), and (3g).

4 (5) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules for the
5 operation of this section, including rules related to all the following:

6 (e) Standards for extending a business's certification, including what
7 measures, in addition to job creation, the ~~department~~ corporation will use to
8 determine the growth of a specific business and how the ~~department~~ corporation will
9 establish baselines against which to measure growth.

10 (g) The exchange of information between the ~~department of commerce~~
11 corporation and the department of revenue.

12 **SECTION 3449.** Subchapter X (title) of chapter 560 [precedes 560.9801] of the
13 statutes is repealed.

14 **SECTION 3450m.** 560.9801 of the statutes is renumbered 16.301.

15 **SECTION 3451m.** 560.9802 of the statutes is renumbered 16.302.

16 **SECTION 3452m.** 560.9803 of the statutes is renumbered 16.303, and 16.303 (1)

17 (a) and (3) (a), as renumbered, are amended to read:

18 16.303 (1) (a) Subject to sub. (2), make grants or loans, directly or through
19 agents designated under s. ~~560.9804~~ 16.304, from the appropriation under s. ~~20.143~~
20 ~~(2)~~ 20.505 (7) (b) to persons or families of low or moderate income to defray housing
21 costs of the person or family.

22 (3) (a) The department may make grants or loans under sub. (1) (a) directly or
23 through agents designated under s. ~~560.9804~~ 16.304.

24 **SECTION 3453m.** 560.9804 of the statutes is renumbered 16.304, and 16.304 (1)

25 (a) and (c), as renumbered, are amended to read:

1 16.304 (1) (a) Award grants and loans under s. ~~560.9803~~ 16.303 (1) and (2)
2 subject to the approval of the department.

3 (c) On terms approved by the department, administer and disburse funds from
4 a grant or loan under s. ~~560.9803~~ 16.303 on behalf of the recipient of the grant or loan.

5 **SECTION 3454m.** 560.9805 of the statutes is renumbered 16.305, and 16.305 (1)
6 (intro.) and (c) (intro.) and (4), as renumbered, are amended to read:

7 16.305 (1) (intro.) The department may make grants to a community-based
8 organization, organization operated for profit, or housing authority to improve the
9 ability of the community-based organization, organization operated for profit, or
10 housing authority to provide housing opportunities, including housing-related
11 counseling services, for persons or families of low or moderate income. The grants
12 may be used to partially defray any of the following:

13 (c) (intro.) The department determines that the grant to the particular
14 community-based organization, organization operated for profit, or housing
15 authority is appropriate because of any of the following:

16 (4) To ensure the development of housing opportunities, the department shall
17 coordinate the use of grants provided under this section with projects undertaken by
18 housing authorities, organizations operated for profit, and community-based
19 organizations.

20 **SECTION 3455m.** 560.9806 (1), (2) and (3) of the statutes are renumbered
21 16.306 (1), (2) and (3), and 16.306 (2) (a), as renumbered, is amended to read:

22 16.306 (2) (a) From the appropriation under s. ~~20.143 (2)~~ 20.505 (7) (fm), the
23 department may award a grant to an eligible applicant for the purpose of providing
24 transitional housing and associated supportive services to homeless individuals and
25 families if the conditions under par. (b) are satisfied. The department shall ensure

1 that the funds for the grants are reasonably balanced among geographic areas of the
2 state, consistent with the quality of applications submitted.

3 **SECTION 3456m.** 560.9806 (4) of the statutes is repealed.

4 **SECTION 3457m.** 560.9807 of the statutes is renumbered 16.307, and 16.307
5 (1), as renumbered, is amended to read:

6 16.307 (1) GRANTS. From moneys available under s. ~~20.143 (2)~~ 20.505 (7) (h),
7 the department shall make grants to organizations, including organizations
8 operated for profit, that provide shelter or services to homeless individuals or
9 families.

10 **SECTION 3458m.** 560.9808 of the statutes is renumbered 16.308, and 16.308 (2)
11 (a) and (b) (intro.) and (3) (b), as renumbered, are amended to read:

12 16.308 (2) (a) From the appropriations under s. ~~20.143 (2)~~ 20.505 (7) (fm) and
13 (h), the department shall award grants to eligible applicants for the purpose of
14 supplementing the operating budgets of agencies and shelter facilities that have or
15 anticipate a need for additional funding because of the renovation or expansion of an
16 existing shelter facility, the development of an existing building into a shelter facility,
17 the expansion of shelter services for homeless persons, or an inability to obtain
18 adequate funding to continue the provision of an existing level of services.

19 (b) (intro.) The department shall allocate funds from the appropriations under
20 s. ~~20.143 (2)~~ 20.505 (7) (fm) and (h) for temporary shelter for homeless individuals
21 and families as follows:

22 (3) (b) Applications shall be submitted in the form required by the department
23 and shall be accompanied by the current or proposed operating budget or both, as
24 required by the department, of each shelter facility or agency ~~which~~ that will, directly

1 or indirectly, receive any of the grant money, and an explanation of why the shelter
2 facility or agency has or anticipates a need for additional funding.

3 **SECTION 3459m.** 560.9809 of the statutes is renumbered 16.309.

4 **SECTION 3460m.** 560.9810 of the statutes is renumbered 16.310.

5 **SECTION 3461m.** 560.9811 of the statutes is renumbered 16.311, and 16.311 (2),
6 as renumbered, is amended to read:

7 16.311 (2) From the appropriation under s. ~~20.143 (2)~~ 20.505 (7) (fr), the
8 department may not award more than \$45,000 in each fiscal year to applying public
9 or nonprofit private entities for the costs of providing certain mental health services
10 to homeless individuals with serious and persistent mental illness. Entities that
11 receive funds awarded by the department under this subsection shall provide the
12 mental health services required under 42 USC 290cc-24. The amount that the
13 department awards to an applying entity may not exceed 50% of the amount of
14 matching funds required under 42 USC 290cc-23.

15 **SECTION 3462m.** 560.9815 of the statutes is renumbered 16.315.

16 **SECTION 3463.** 563.03 (1) of the statutes is amended to read:

17 563.03 (1) "Adult family home" has the meaning given in s. 50.01 (1) (a) ~~or (b)~~.

18 **SECTION 3464.** 563.05 (3) of the statutes is amended to read:

19 563.05 (3) The department may promulgate rules specifying the number of
20 business days within which the department must review and make a determination
21 on an application for a permit, as defined in s. ~~560.41 (2)~~ 227.116 (1g), that is issued
22 under this chapter.

23 **SECTION 3465.** 565.01 (4d) of the statutes is amended to read:

24 565.01 (4d) "Minority business" means a business certified by the department
25 of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

1 **SECTION 3466.** 565.01 (4e) of the statutes is amended to read:

2 565.01 (4e) "Minority group member" has the meaning given in s. 560.036
3 16.287 (1) (f).

4 **SECTION 3466r.** 601.45 (3) of the statutes is amended to read:

5 601.45 (3) DEPOSIT. The commissioner may require any examinee, before or
6 from time to time during an examination, to deposit with the secretary of
7 administration such deposits as the commissioner deems necessary to pay the costs
8 of the examination. Any deposit and any payment made under subs. (1) and (2) shall
9 be credited to the appropriation account under s. 20.145 (1) (g) 1. ~~in the percentage~~
10 ~~specified in that subdivision.~~

11 **SECTION 3467.** 601.93 (2) of the statutes is amended to read:

12 601.93 (2) Every insurer doing a fire insurance business in this state shall,
13 before March 1 in each year, file with the commissioner a statement, showing the
14 amount of premiums upon fire insurance due for the preceding calendar year.
15 Return premiums may be deducted in determining the premium on which the fire
16 department dues are computed. Payments of quarterly installments of the total
17 estimated payment for the then current calendar year under this subsection are due
18 on or before April 15, June 15, September 15 and December 15. On March 1 the
19 insurer shall pay any additional amounts due for the preceding calendar year.
20 Overpayments will be credited on the amount due April 15. The commissioner shall,
21 prior to May 1 each year, report to the department of ~~commerce~~ safety and
22 professional services the amount of dues paid under this subsection and to be paid
23 under s. 101.573 (1).

24 **SECTION 3471.** 610.70 (1) (a) of the statutes is amended to read:

1 610.70 (1) (a) “Health care provider” means any person licensed, registered,
2 permitted or certified by the department of health services or the department of
3 ~~regulation and licensing~~ safety and professional services to provide health care
4 services, items or supplies in this state.

5 **SECTION 3471m.** 611.11 (4) (a) of the statutes is amended to read:

6 611.11 (4) (a) In this subsection, “municipality” has the meaning given in s.
7 345.05 (1) (c), ~~but also includes any transit authority created under s. 66.1039.~~

8 **SECTION 3472.** 632.10 (1) of the statutes is amended to read:

9 632.10 (1) “Building and safety standards” means the requirements of chs. 101
10 and 145 and of any rule promulgated by the department of ~~commerce~~ safety and
11 professional services under ch. 101 or 145, and standards of a 1st class city relating
12 to the health and safety of occupants of buildings.

13 **SECTION 3472ac.** 632.797 (1) (d) of the statutes is created to read:

14 632.797 (1) (d) Except for charging a fee under par. (c), an insurer may not
15 change the rating methodology between community rating and experience rating or
16 otherwise penalize a policyholder or employer for requesting the information under
17 par. (a).

18 **SECTION 3472b.** 632.885 (1) (a) of the statutes is repealed.

19 **SECTION 3472c.** 632.885 (1) (af) of the statutes is created to read:

20 632.885 (1) (af) “Eligible employer-sponsored plan” has the meaning given in
21 26 USC 5000A (f) (2).

22 **SECTION 3472d.** 632.885 (1) (ar) of the statutes is created to read:

23 632.885 (1) (ar) “Grandfathered health plan” has the meaning given under
24 section 1251 of the Patient Protection and Affordable Care Act (P.L. 111-148).

25 **SECTION 3472e.** 632.885 (1) (at) of the statutes is created to read:

1 632.885 (1) (at) "Health insurance coverage" has the meaning given in 42 USC
2 300gg-91 (b) (1).

3 **SECTION 3472f.** 632.885 (2) (a) (intro.) of the statutes is renumbered 632.885
4 (2) (a) and amended to read:

5 632.885 (2) (a) Subject to ss. 632.88 and 632.895 (5), and except as provided in
6 pars. (b) and (c), every insurer that issues a disability insurance policy offers health
7 insurance coverage that provides dependent coverage of children, and every
8 self-insured health plan that provides dependent coverage of children, shall offer
9 and, if so requested by an applicant or an insured, provide coverage for an adult any
10 child of ~~the~~ an applicant or insured as a dependent of the applicant or insured if the
11 child ~~satisfies all of the following criteria:~~ is under the age of 26.

12 **SECTION 3472g.** 632.885 (2) (a) 1. of the statutes is repealed.

13 **SECTION 3472h.** 632.885 (2) (a) 2. of the statutes is repealed.

14 **SECTION 3472i.** 632.885 (2) (a) 3. of the statutes is repealed.

15 **SECTION 3472j.** 632.885 (2) (b) (intro.) of the statutes is amended to read:

16 632.885 (2) (b) (intro.) ~~Notwithstanding par. (a) 1., the~~ Except as provided in
17 par. (c), the coverage requirement under this section applies to an adult child who
18 satisfies all of the following criteria:

19 **SECTION 3472k.** 632.885 (2) (b) 2. of the statutes is repealed.

20 **SECTION 3472L.** 632.885 (2) (c) of the statutes is created to read:

21 632.885 (2) (c) For any policy year or plan year beginning before January 1,
22 2014, health insurance coverage or a self-insured health plan described in par. (a)
23 that is a grandfathered health plan is required to provide dependent coverage for an
24 adult child described in par. (a) or (b) only if the child is not eligible for coverage under

1 an eligible employer-sponsored plan other than the health insurance coverage or
2 self-insured health plan.

3 **SECTION 3472m.** 632.885 (3) of the statutes is repealed.

4 **SECTION 3472n.** 632.885 (3m) of the statutes is created to read:

5 632.885 (3m) DEFINING DEPENDENT; UNIFORM TERMS. An insurer or self-insured
6 health plan described in sub. (2) may not do any of the following:

7 (a) Define “dependent” for purposes of eligibility for dependent coverage of
8 children other than in terms of the relationship between a child and an applicant or
9 insured.

10 (b) Vary the terms of coverage under the health insurance coverage or
11 self-insured health plan on the basis of age except for children 26 years of age or
12 older.

13 **SECTION 3472p.** 632.885 (4) of the statutes is repealed.

14 **SECTION 3474.** 704.05 (5) (a) 2. of the statutes is amended to read:

15 704.05 (5) (a) 2. Give the tenant notice, personally or by ordinary mail
16 addressed to the tenant’s last-known address, of the landlord’s intent to dispose of
17 the personal property by sale or other appropriate means if the property is not
18 repossessed by the tenant. If the tenant fails to repossess the property within 30 days
19 after the date of personal service or the date of the mailing of the notice, the landlord
20 may dispose of the property by private or public sale or any other appropriate means.
21 The landlord may deduct from the proceeds of sale any costs of sale and any storage
22 charges if the landlord has first stored the personalty under subd. 1. If the proceeds
23 minus the costs of sale and minus any storage charges are not claimed within 60 days
24 after the date of the sale of the personalty, the landlord is not accountable to the
25 tenant for any of the proceeds of the sale or the value of the property. The landlord

1 shall send the proceeds of the sale minus the costs of the sale and minus any storage
2 charges to the department of administration for deposit in the appropriation under
3 s. ~~20.143 (2)~~ 20.505 (7) (h).

4 **SECTION 3474m.** 704.35 of the statutes is repealed.

5 **SECTION 3475.** 709.03 (form) C. 8. of the statutes is amended to read:

6 **709.03** (form)

7 C. 8. I am aware of underground or aboveground fuel
8 storage tanks on the property. (If "yes", the
9 owner, by law, may have to register the tanks
10 with the department of ~~commerce~~ safety and
11 professional services at P.O. Box 7970, Madison,
12 Wisconsin, 53707, whether the tanks are in use
13 or not. Regulations of the department of ~~com-~~
14 ~~merce~~ safety and professional services may
15 require the closure or removal of unused tanks.

16 **SECTION 3475g.** 751.20 of the statutes is created to read:

17 **751.20 Transfer authority.** Notwithstanding s. 20.680 (2) (a) to (ke) and (4)
18 (a) to (h), the supreme court may transfer money from the appropriations under
19 20.680 (2) (a) to (ke) and (4) (a) to (h) to the appropriation under s. 20.670 (1) (k) for
20 the purposes of the judicial council under s. 758.13.

21 **SECTION 3477.** 758.19 (8) (a) (intro.) of the statutes is amended to read:

22 758.19 (8) (a) (intro.) From the ~~appropriation~~ appropriations under s. 20.625
23 (1) (c) and (k), the director of state courts shall reimburse counties up to 4 times each
24 year for the actual expenses paid for interpreters required by circuit courts to assist

1 persons with limited English proficiency under s. 885.38 (8) (a) 1. The amount of the
2 maximum hourly reimbursement for court interpreters shall be as follows:

3 **SECTION 3478.** 767.215 (5) (a) (intro.) of the statutes is amended to read:

4 767.215 (5) (a) (intro.) ~~When~~ Except as provided in par. (am), when the petition
5 under this section is filed with the court, the party filing the petition shall submit a
6 separate form, furnished by the court, containing all of the following:

7 **SECTION 3479.** 767.215 (5) (a) 2. of the statutes is amended to read:

8 767.215 (5) (a) 2. The name, date of birth, and social security number of each
9 minor child of the parties and of each child who was born to the wife during the
10 marriage and who is a minor.

11 **SECTION 3480.** 767.215 (5) (am) of the statutes is created to read:

12 767.215 (5) (am) In an action to determine the paternity of a child, the party
13 who filed the petition shall submit the form under par. (a) within 5 days after
14 paternity is adjudicated.

15 **SECTION 3481.** 767.215 (5) (b) of the statutes is amended to read:

16 767.215 (5) (b) A form submitted under this subsection shall be maintained
17 with the confidential information required under s. ~~767.54~~ 767.127 or maintained
18 separately from the case file. The form may be disclosed only to the parties and their
19 attorneys, a county child support enforcement agency, and any other person
20 authorized by law or court order to have access to the information on the form.

21 **SECTION 3482.** 767.511 (6) (intro.) of the statutes is amended to read:

22 767.511 (6) INTEREST ON ARREARAGE. (intro.) A party ordered to pay child
23 support under this section shall pay simple interest at the rate of 1% per month on
24 any amount in arrears that is equal to or greater than the amount of child support
25 due in one month. If the party no longer has a current obligation to pay child support,

1 interest at the rate of 1% per month shall accrue on the total amount of child support
2 in arrears, if any. Interest under this subsection is in lieu of interest computed under
3 s. 807.01 (4), 814.04 (4), or 815.05 (8) and is paid to the department or its designee
4 under s. 767.57. Except as provided in s. 767.57 (1m) and except as required under
5 federal statutes or regulations, the department or its designee shall apply all
6 payments received for child support as follows:

7 **SECTION 3484k.** 799.01 (1) (c) of the statutes is amended to read:

8 799.01 (1) (c) *Replevins.* Actions for replevin under ss. 810.01 to 810.13 where
9 the value of the property claimed does not exceed ~~\$5,000~~ \$10,000.

10 **SECTION 3484m.** 799.01 (1) (cr) of the statutes is created to read:

11 799.01 (1) (cr) *Third-party complaints, personal injury claims, and tort claims.*
12 Third-party complaints, personal injury claims, and actions based in tort, where the
13 amount claimed is \$5,000 or less.

14 **SECTION 3484n.** 799.01 (1) (d) (intro.) of the statutes is amended to read:

15 799.01 (1) (d) (intro.) Other civil actions where the amount claimed is ~~\$5,000~~
16 \$10,000 or less, if the actions or proceedings are:

17 **SECTION 3484q.** 799.01 (2) of the statutes is amended to read:

18 799.01 (2) PERMISSIVE USE OF SMALL CLAIMS PROCEDURE. A taxing authority may
19 use the procedure in this chapter in an action to recover a tax from a person liable
20 for that tax where the amount claimed, including interest and penalties, is ~~\$5,000~~
21 \$10,000 or less. This chapter is not the exclusive procedure for those actions.

22 **SECTION 3490g.** 814.63 (3m) of the statutes is created to read:

23 814.63 (3m) (a) Except as provided in par. (d), if a defendant is required to
24 appear in court, in addition to any forfeiture, costs, fees, or surcharges it imposes, the
25 court shall impose and collect from the defendant any costs charged to or paid by a

1 law enforcement agency for the withdrawal of the defendant's blood if the court finds
2 that the defendant violated s. 23.33 (4c), 30.681, 346.63, or 350.101, or a local
3 ordinance in conformity therewith.

4 (b) Except as provided in par. (d), if at the time the court finds that the
5 defendant committed the violation, the law enforcement agency has not paid or been
6 charged with the costs of withdrawing the defendant's blood, the court shall impose
7 and collect the costs the law enforcement agency reasonably expects to be charged
8 for the withdrawal, based on the current charges for this procedure.

9 (c) The court shall disburse the amounts it collects under this subsection to the
10 law enforcement agency that requested the blood withdrawal.

11 (d) The court may not impose on the defendant any cost for an alternative test
12 provided free of charge as described in s. 343.305 (4).

13 **SECTION 3490r.** 814.65 (4m) of the statutes is created to read:

14 814.65 (4m) BLOOD TEST FEE. (a) Except as provided in par. (d), if a defendant
15 is required to appear in municipal court, in addition to any forfeiture, costs, fees, or
16 surcharges it imposes, the municipal court shall impose and collect from the
17 defendant any costs charged to or paid by a law enforcement agency for the
18 withdrawal of the defendant's blood if the court finds that the defendant violated a
19 local ordinance in conformity with s. 23.33 (4c), 30.681, 346.63, or 350.101.

20 (b) Except as provided in par. (d), if at the time the court finds that the
21 defendant committed the violation, the law enforcement agency has not paid or been
22 charged with the costs of withdrawing the defendant's blood, the court shall impose
23 and collect the costs the law enforcement agency reasonably expects to be charged
24 for the withdrawal, based on the current charges for this procedure.

1 (c) The court shall disburse the amounts it collects under this subsection to the
2 law enforcement agency that requested the blood withdrawal.

3 (d) The court may not impose on the defendant any cost for an alternative test
4 provided free of charge as described in s. 343.305 (4).

5 **SECTION 3491.** 815.18 (3) (o) of the statutes is amended to read:

6 815.18 (3) (o) *Tuition units.* Tuition units purchased under s. 14.63 16.64.

7 **SECTION 3492.** 815.18 (3) (p) of the statutes is amended to read:

8 815.18 (3) (p) *College savings accounts.* An interest in a college savings account
9 under s. 14.64 16.641.

10 **SECTION 3492m.** 846.35 of the statutes is repealed.

11 **SECTION 3492r.** 885.60 (2) (a) of the statutes is amended to read:

12 885.60 (2) (a) Except as may otherwise be provided by law, a defendant in a
13 criminal case and a respondent in a matter listed in sub. (1) is entitled to be
14 physically present in the courtroom at all ~~critical stages of the proceedings, including~~
15 ~~evidentiary hearings, trials or fact-finding hearings, plea hearings at which a plea~~
16 ~~of guilty or no contest, or an admission, will be offered,~~ and sentencing or
17 dispositional hearings.

18 **SECTION 3492w.** 885.60 (2) (d) of the statutes is amended to read:

19 885.60 (2) (d) If an objection is made by the defendant or respondent in a matter
20 listed in sub. (1), regarding any proceeding where he or she is entitled to be physically
21 present in the courtroom, the court shall sustain the objection. For all other
22 proceedings in a matter listed in sub. (1), the court shall determine the objection in
23 the exercise of its discretion under the criteria set forth in s. 885.56.

24 **SECTION 3495.** 891.45 (1) (b) of the statutes is amended to read:

1 891.45 (1) (b) “Municipal fire fighter” includes any person designated as
2 primarily a fire fighter under s. 60.553 (2), 61.66 (2), or 62.13 (2e) (b) and any person
3 under s. 60.553, 61.66, or 62.13 (2e) whose duties as a fire fighter during the 5-year
4 qualifying period took up at least two-thirds of his or her working hours.

5 **SECTION 3496.** 891.453 (1) (c) of the statutes is amended to read:

6 891.453 (1) (c) “Fire fighter” means a state, county, or municipal fire fighter
7 who is covered under s. 891.45 and any person under s. 60.553, 61.66, or 62.13 (2e)
8 whose duties as a fire fighter took up at least two-thirds of his or her working hours.

9 **SECTION 3497.** 891.453 (1) (d) of the statutes is amended to read:

10 891.453 (1) (d) “Law enforcement officer” means any person employed by the
11 state or by a county or a municipality for the purpose of detecting and preventing
12 crime and enforcing laws or ordinances, who is authorized to make arrests for
13 violations of the laws or ordinances which he or she is employed to enforce. “Law
14 enforcement officer” includes a person under s. 60.553, 61.66, or 62.13 (2e) whose
15 duties as a police officer took up at least two-thirds of his or her working hours.

16 **SECTION 3498.** 891.455 (1) of the statutes is amended to read:

17 891.455 (1) In this section, “state, county, or municipal fire fighter” means a
18 fire fighter who is covered under s. 891.45 and any person under s. 60.553, 61.66, or
19 62.13 (2e) whose duties as a fire fighter during the 10-year qualifying period
20 specified in sub. (2) took up at least two-thirds of his or her working hours.

21 **SECTION 3500.** 893.82 (9) of the statutes is created to read:

22 893.82 (9) For purposes of this section, any employee of the state of Minnesota
23 performing services for this state pursuant to a valid agreement between this state
24 and the state of Minnesota providing for interchange of employees or services is
25 considered to have the same status as an employee of this state performing the same

1 services for this state, and any employee of this state who performs services for the
2 state of Minnesota pursuant to such an agreement is considered to have the same
3 status as when performing the same services for this state in any action brought
4 under the laws of this state.

5 **SECTION 3501.** 893.925 (2) (a) of the statutes is amended to read:

6 893.925 (2) (a) An action to recover damages for mining-related injuries under
7 s. 107.32 shall be brought within 3 years of the date on which the death or injury
8 occurs unless the department of ~~commerce~~ safety and professional services gives
9 written notice within the time specified in this subsection that a claim has been filed
10 with it under sub. (1), in which case an action based on the claim may be brought
11 against the person to whom the notice is given within one year after the final
12 resolution, including any appeal, of the claim or within the time specified in this
13 subsection, whichever is longer.

14 **SECTION 3502.** 895.07 (13) of the statutes is amended to read:

15 895.07 (13) BROCHURE. The department of ~~commerce~~ safety and professional
16 services shall prepare a brochure explaining the process under this section and shall
17 provide that brochure to contractors.

18 **SECTION 3503.** 895.441 (5) of the statutes is amended to read:

19 895.441 (5) SILENCE AGREEMENTS. Any provision in a contract or agreement
20 relating to the settlement of any claim by a patient against a therapist that limits
21 or eliminates the right of the patient to disclose sexual contact by the therapist to a
22 subsequent therapist, the department of ~~regulation and licensing~~ safety and
23 professional services, the department of health services, the injured patients and
24 families compensation fund peer review council, or a district attorney is void.

25 **SECTION 3503g.** 895.453 of the statutes is created to read:

1 **895.453 Payments of chiropractic services from attorney contingency**

2 **fees. (1)** In this section:

3 (a) “Chiropractor” means a person licensed under ch. 446.

4 (b) “Motor vehicle” means a vehicle, including a combination of 2 or more
5 vehicles or an articulated vehicle, which is self-propelled, except a vehicle operated
6 exclusively on a rail.

7 **(2)** Notwithstanding s. 803.03, if all of the following conditions exist, fees for
8 chiropractic services provided to an injured person shall be paid out of the amount
9 of fees due to his or her attorney under the contingency fee arrangement made
10 between the person and the attorney:

11 (a) The person is injured as the result of a motor vehicle accident.

12 (b) The services were provided by a chiropractor because of the injuries arising
13 from the motor vehicle accident.

14 (c) The person is represented by an attorney under a contingency fee
15 arrangement.

16 (d) The person receives an amount under a settlement agreement that is less
17 than his or her damages.

18 (e) Prior to the person’s acceptance of the settlement agreement, the
19 chiropractor has not been paid for his or her services and has provided written
20 notification to the person’s attorney of the services that were provided to the person.

21 **(3)** Except as provided in sub. (4), if the conditions under sub. (2) are met, the
22 distribution of the amount due under the contingency fee arrangement shall be
23 allocated on a pro rata basis between the person’s attorney and each chiropractor
24 who provided services, based on the percentage obtained by comparing the

1 outstanding fees owed to the attorney and each chiropractor to the aggregate
2 outstanding attorney and chiropractic fees.

3 (4) This section does not apply if any of the following exist:

4 (a) The chiropractor is eligible for payment for the services provided to the
5 person under any health insurance contract or self-insured health plan.

6 (b) The chiropractor is eligible for payment for the services provided to the
7 person under any governmental health plan or program, including Medicaid or
8 Medicare.

9 **SECTION 3504.** 895.46 (10) of the statutes is created to read:

10 895.46 (10) Any employee of the state of Minnesota who is named as a
11 defendant and who is found liable as a result of performing services for this state
12 under a valid agreement between this state and the state of Minnesota providing for
13 interchange of employees or services shall be indemnified by this state to the same
14 extent as an employee of this state performing the same services for this state
15 pursuant to this section.

16 **SECTION 3508v.** 904.085 (2) (a) of the statutes is amended to read:

17 904.085 (2) (a) "Mediation" means mediation under s. 93.50 (3), conciliation
18 under s. 111.54, mediation under s. 111.11, 111.70 (4) (cg) or (cm) 3. or 111.87,
19 mediation under s. 115.797, negotiation under s. 289.33 (9), mediation under ch. 655
20 or s. 767.405, or any similar statutory, contractual or court-referred process
21 facilitating the voluntary resolution of disputes. "Mediation" does not include
22 binding arbitration or appraisal.

23 **SECTION 3509.** 908.03 (6m) (c) 3. of the statutes is amended to read:

24 908.03 (6m) (c) 3. If upon a properly authorized request of an attorney, the
25 health care provider refuses, fails, or neglects to supply within 2 business days a

1 legible certified duplicate of its records for the fees under s. 146.83 (1f) ~~(e) or (d) or~~
2 ~~(1h) (b) or (e) or (3f)~~, whichever ~~are~~ is applicable.

3 **SECTION 3512.** 938.02 (14m) of the statutes is repealed.

4 **SECTION 3515.** 938.245 (2) (a) 4. of the statutes is amended to read:

5 938.245 (2) (a) 4. 'Alcohol and other drug abuse treatment and education.' That
6 the juvenile participate in an alcohol and other drug abuse outpatient treatment
7 program, ~~a court-approved pupil assistance program provided by the juvenile's~~
8 ~~school board~~, or a court-approved alcohol or other drug abuse education program, if
9 an alcohol and other drug abuse assessment under subd. 3. recommends outpatient
10 treatment, intervention, or education. ~~The juvenile's participation in a~~
11 ~~court-approved pupil assistance program is subject to the approval of the juvenile's~~
12 ~~school board.~~

13 **SECTION 3516.** 938.295 (1g) of the statutes is amended to read:

14 938.295 (1g) REPORT OF RESULTS AND RECOMMENDATIONS. If the court orders an
15 alcohol or other drug abuse assessment under sub. (1), the approved treatment
16 facility shall, within 14 days after the order, report the results of the assessment to
17 the court, except that, if requested by the facility and if the juvenile is not held in
18 secure or nonsecure custody, the court may extend the period for assessment for not
19 more than 20 additional working days. The report shall include a recommendation
20 as to whether the juvenile is in need of treatment, intervention, or education relating
21 to the use or abuse of alcohol beverages, controlled substances, or controlled
22 substance analogs and, if so, shall recommend a service plan and appropriate
23 treatment from an approved treatment facility, ~~intervention from a court-approved~~
24 ~~pupil assistance program~~, or education from a court-approved alcohol or other drug
25 abuse education program.

1 **SECTION 3517.** 938.32 (1g) (b) of the statutes is amended to read:

2 938.32 **(1g)** (b) That the juvenile participate in ~~a court-approved pupil~~
3 ~~assistance program provided by the juvenile's school board or~~ a court-approved
4 alcohol or other drug abuse education program. ~~The juvenile's participation in a~~
5 ~~court-approved pupil assistance program is subject to the approval of the juvenile's~~
6 ~~school board.~~

7 **SECTION 3517g.** 938.34 (3) (f) 1. of the statutes is amended to read:

8 938.34 **(3)** (f) 1. The placement may be for any combination of single or
9 consecutive days totalling not more than ~~30~~ 180, including any placement under
10 pars. (a) to (e). The juvenile shall be given credit against the period of detention or
11 nonsecure custody imposed under this paragraph for all time spent in secure
12 detention in connection with the course of conduct for which the detention or
13 nonsecure custody was imposed.

14 **SECTION 3517r.** 938.34 (3) (f) 4. of the statutes is created to read:

15 938.34 **(3)** (f) 4. If a juvenile's placement under this paragraph exceeds 30 days,
16 whether or not consecutive, the county department shall offer the juvenile alcohol
17 or other drug abuse treatment, counseling, and education services under par. (6r).
18 The payment for those services shall be in accordance with s. 938.361.

19 **SECTION 3519.** 938.34 (14s) (b) 3. of the statutes is amended to read:

20 938.34 **(14s)** (b) 3. Participate in ~~a court-approved pupil assistance program~~
21 ~~provided by the juvenile's school board or~~ an alcohol or other drug abuse education
22 program. ~~The juvenile's participation in a court-approved pupil assistance program~~
23 ~~under this subdivision is subject to the approval of the juvenile's school board.~~

24 **SECTION 3520.** 938.34 (14s) (d) of the statutes is amended to read:

1 938.34 (14s) (d) If the juvenile completes the alcohol or other drug abuse
2 treatment program, ~~court-approved pupil assistance program~~ or court-approved
3 alcohol or other drug abuse education program, the approved treatment facility,
4 ~~court-approved pupil assistance program~~ or court-approved alcohol or other drug
5 abuse education program shall, with the written informed consent of the juvenile or,
6 if the juvenile has not attained the age of 12, the written informed consent of the
7 juvenile's parent, notify the agency primarily responsible for providing services to
8 the juvenile that the juvenile has complied with the order and the court shall notify
9 the juvenile of whether or not the original dispositional order will be reinstated.

10 **SECTION 3521.** 938.34 (14s) (e) of the statutes is amended to read:

11 938.34 (14s) (e) If an approved treatment facility, ~~court-approved pupil~~
12 ~~assistance program~~ or court-approved alcohol or other drug abuse education
13 program, with the written informed consent of the juvenile or, if the juvenile has not
14 attained the age of 12, the written informed consent of the juvenile's parent, notifies
15 the agency primarily responsible for providing services to the juvenile that a juvenile
16 is not participating in, or has not satisfactorily completed, a recommended alcohol
17 or other drug abuse treatment program, ~~a court-approved pupil assistance program~~
18 or a court-approved alcohol or other drug abuse education program, the court shall
19 impose the original disposition under par. (a) or (am).

20 **SECTION 3522.** 938.343 (10) (c) of the statutes is amended to read:

21 938.343 (10) (c) Participate in ~~a court-approved pupil assistance program~~
22 ~~provided by the juvenile's school board or in a court-approved alcohol or other drug~~
23 ~~abuse education program. The juvenile's participation in a court-approved pupil~~
24 ~~assistance program under this paragraph is subject to the approval of the juvenile's~~
25 ~~school board.~~

1 **SECTION 3523.** 938.344 (2g) (a) 3. of the statutes is amended to read:

2 938.344 (2g) (a) 3. Participate in ~~a court-approved pupil assistance program~~
3 ~~provided by the juvenile's school board or in a court-approved alcohol or other drug~~
4 ~~abuse education program. The juvenile's participation in a court-approved pupil~~
5 ~~assistance program under this subdivision is subject to the approval of the juvenile's~~
6 ~~school board.~~

7 **SECTION 3524.** 938.344 (2g) (c) of the statutes is amended to read:

8 938.344 (2g) (c) If the juvenile completes the alcohol or other drug abuse
9 ~~treatment program, court-approved pupil assistance program or court-approved~~
10 ~~alcohol or other drug abuse education program, the approved treatment facility,~~
11 ~~court-approved pupil assistance program or court-approved alcohol or other drug~~
12 ~~abuse education program shall, with the written informed consent of the juvenile or,~~
13 ~~if the juvenile has not attained the age of 12, the written informed consent of the~~
14 ~~juvenile's parent, notify the agency primarily responsible for providing services to~~
15 ~~the juvenile that the juvenile has complied with the order and the court shall notify~~
16 ~~the juvenile of whether or not the penalty will be reinstated.~~

17 **SECTION 3525.** 938.344 (2g) (d) of the statutes is amended to read:

18 938.344 (2g) (d) If an approved treatment facility, ~~court-approved pupil~~
19 ~~assistance program,~~ or court-approved alcohol or other drug abuse education
20 ~~program, with the written informed consent of the juvenile or, if the juvenile has not~~
21 ~~attained the age of 12, the written informed consent of the juvenile's parent, notifies~~
22 ~~the agency primarily responsible for providing services to the juvenile that a juvenile~~
23 ~~is not participating, or has not satisfactorily completed, a recommended alcohol or~~
24 ~~other drug abuse treatment program, a court-approved pupil assistance program,~~
25 ~~or a court-approved alcohol or other drug abuse education program, the court shall~~

1 hold a hearing to determine whether to impose the penalties under sub. (2), (2b), (2d),
2 or (2e).

3 **SECTION 3526g.** 938.361 (1) (a) 3. of the statutes is amended to read:

4 938.361 (1) (a) 3. Any alcohol or other drug abuse treatment or education
5 ordered by a court under s. 938.32 (1g) or 938.34 (6) (a) or (am), (6r), or (14s) (b) 1.
6 or 2.; or made available to a juvenile under 938.34 (3) (f) 4.

7 **SECTION 3526gh.** 938.361 (2) (a) 1. of the statutes is amended to read:

8 938.361 (2) (a) 1. If a juvenile's parent neglects, refuses or is unable to provide
9 ~~court-ordered~~ alcohol and other drug abuse services for the juvenile through his or
10 her health insurance or other 3rd-party payments, notwithstanding s. 938.36 (3) the
11 court assigned to exercise jurisdiction under this chapter and ch. 48 or municipal
12 court may order the parent to pay for the alcohol and drug abuse services. If the
13 parent consents to provide alcohol and other drug abuse services for a juvenile
14 through his or her health insurance or other 3rd-party payments but the health
15 insurance provider or other 3rd-party payer refuses to provide the alcohol and other
16 drug abuse services the court assigned to exercise jurisdiction under this chapter and
17 ch. 48 or municipal court may order the health insurance provider or 3rd-party payer
18 to pay for the alcohol and other drug abuse services in accordance with the terms of
19 the parent's health insurance policy or other 3rd-party payment plan.

20 **SECTION 3526gk.** 938.363 (1) (b) of the statutes is amended to read:

21 938.363 (1) (b) If a hearing is held, at least 3 days before the hearing the court
22 shall notify the juvenile, the juvenile's parent, guardian, and legal custodian, all
23 parties bound by the dispositional order, the juvenile's foster parent or other physical
24 custodian described in s. 48.62 (2), and the district attorney or corporation counsel
25 in the county in which the dispositional order was entered. If the juvenile is an

1 Indian juvenile who is in need of protection or services under s. 938.13 (4), (6), (6m),
2 or (7), the court shall also notify the Indian juvenile's Indian custodian and, if that
3 juvenile is placed outside the home of his or her parent or Indian custodian, the
4 Indian juvenile's tribe. A copy of the request or proposal shall be attached to the
5 notice. If all parties consent, the court may proceed immediately with the hearing.
6 No revision may extend the effective period of the original order, or revise an original
7 order under s. 938.34 (3) (f) ~~or (6) (am)~~ to impose more than a total of 30 days, or under
8 s. 938.34 (3) (f) to impose more than a total of 180 days, of detention, nonsecure
9 custody, or inpatient treatment on a juvenile.

10 **SECTION 3526gm.** 938.38 (2) (f) of the statutes is amended to read:

11 938.38 (2) (f) The juvenile's care would be paid for under s. 49.19 but for s. 49.19
12 (20), except that this paragraph does not apply to a juvenile whose care is being paid
13 for under s. 48.623 (1).

14 **SECTION 3526h.** 938.38 (4) (j) of the statutes is created to read:

15 938.38 (4) (j) If the juvenile is placed in the home of a relative or other person
16 described in s. 48.623 (1) (b) 1. who will be receiving subsidized guardianship
17 payments, a description of all of the following:

18 1. The steps the agency has taken to determine that it is not appropriate for
19 the juvenile to be returned to his or her home or to be adopted.

20 2. If a decision has been made not to place the juvenile and his or her siblings,
21 as defined in par. (br) 1., in a joint placement, the reasons for separating the juvenile
22 and his or her siblings during the placement.

23 3. The reasons why a permanent placement with a fit and willing relative or
24 other person described in s. 48.623 (1) (b) 1. through a subsidized guardianship
25 arrangement is in the best interests of the juvenile. In the case of an Indian juvenile,

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1 the best interests of the Indian juvenile shall be determined in accordance with s.
2 938.01 (3).

3 4. The ways in which the juvenile and the relative or other person described
4 in s. 48.623 (1) (b) 1. meet the eligibility requirements specified in s. 48.623 (1) for
5 the receipt of subsidized guardianship payments.

6 5. The efforts the agency has made to discuss adoption of the juvenile by the
7 relative or other person described in s. 48.623 (1) (b) 1. as a more permanent
8 alternative to guardianship and, if that relative or other person has chosen not to
9 pursue adoption, documentation of the reasons for not pursuing adoption.

10 6. The efforts the agency has made to discuss the subsidized guardianship
11 arrangement with the juvenile's parents or, if those efforts were not made,
12 documentation of the reasons for not making those efforts.

13 **SECTION 3526m.** 938.49 (2) (b) of the statutes is amended to read:

14 938.49 (2) (b) Notify the juvenile's last school district or, if the juvenile was last
15 enrolled in a private school participating in the program under s. 118.60 ^{or} in the
16 program under s. 119.23, the private school, in writing of its obligation under s.
17 118.125 (4).

18 **SECTION 3526q.** 938.57 (3) (a) 4. of the statutes is amended to read:

19 938.57 (3) (a) 4. Is living in a foster home, group home, residential care center
20 for children and youth, or subsidized guardianship home ~~under s. 48.62 (5).~~

21 **SECTION 3527.** 938.78 (2) (g) of the statutes is amended to read:

22 938.78 (2) (g) Paragraph (a) does not prohibit an agency from disclosing
23 information about an individual in its care or legal custody on the written request
24 of the department of ~~regulation and licensing~~ safety and professional services or of
25 any interested examining board or affiliated credentialing board in that department

1 for use in any investigation or proceeding relating to any alleged misconduct by any
2 person who is credentialed or who is seeking credentialing under ch. 448, 455 or 457.
3 Unless authorized by an order of the court, the department of ~~regulation and~~
4 ~~licensing~~ safety and professional services and any examining board or affiliated
5 credentialing board in that department shall keep confidential any information
6 obtained under this paragraph and may not disclose the name of or any other
7 identifying information about the individual who is the subject of the information
8 disclosed, except to the extent that redisclosure of that information is necessary for
9 the conduct of the investigation or proceeding for which that information was
10 obtained.

11 **SECTION 3528.** 940.20 (7) (a) 3. of the statutes is amended to read:

12 940.20 (7) (a) 3. "Health care provider" means any person who is licensed,
13 registered, permitted or certified by the department of health services or the
14 department of ~~regulation and licensing~~ safety and professional services to provide
15 health care services in this state.

16 **SECTION 3529.** 940.207 (title) of the statutes is amended to read:

17 **940.207 (title) Battery or threat to department of ~~commerce~~ safety and**
18 **professional services or department of workforce development employee.**

19 **SECTION 3530.** 940.207 (2) (intro.) of the statutes is amended to read:

20 940.207 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
21 cause bodily harm to the person or family member of any department of ~~commerce~~
22 safety and professional services or department of workforce development official,
23 employee or agent under all of the following circumstances is guilty of a Class H
24 felony:

25 **SECTION 3531.** 940.207 (2) (a) of the statutes is amended to read:

1 940.207 (2) (a) At the time of the act or threat, the actor knows or should have
2 known that the victim is a department of ~~eommerce~~ safety and professional services
3 or department of workforce development official, employee or agent or a member of
4 his or her family.

5 **SECTION 3532.** 940.22 (1) (a) of the statutes is amended to read:

6 940.22 (1) (a) "Department" means the department of ~~regulation and licensing~~
7 safety and professional services.

8 **SECTION 3534e.** 946.15 (title) of the statutes is amended to read:

9 **946.15 (title) Public and publicly funded construction contracts at less**
10 **than full rate.**

11 **SECTION 3534em.** 946.15 (1) of the statutes is amended to read:

12 946.15 (1) Any employer, or any agent or employee of an employer, who induces
13 any person who seeks to be or is employed pursuant to a public contract as defined
14 in s. 66.0901 (1) (c) or who seeks to be or is employed on a project on which a prevailing
15 wage rate determination has been issued by the department of workforce
16 development under s. 66.0903 (3), ~~66.0904 (4)~~, 103.49 (3), 103.50 (3), or 229.8275 (3)
17 ~~or by a local governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6)~~
18 ~~or 66.0904 (6)~~ to give up, waive, or return any part of the compensation to which that
19 person is entitled under his or her contract of employment or under the prevailing
20 wage rate determination issued by the department ~~or local governmental unit~~, or
21 who reduces the hourly basic rate of pay normally paid to an employee for work on
22 a project on which a prevailing wage rate determination has not been issued under
23 s. 66.0903 (3) ~~or (6)~~, ~~66.0904 (4) or (6)~~, 103.49 (3), 103.50 (3), or 229.8275 (3) during
24 a week in which the employee works both on a project on which a prevailing wage