

1 rate determination has been issued and on a project on which a prevailing wage rate  
2 determination has not been issued, is guilty of a Class I felony.

3 **SECTION 3534f.** 946.15 (2) of the statutes is amended to read:

4 946.15 (2) Any person employed pursuant to a public contract as defined in s.  
5 66.0901 (1) (c) or employed on a project on which a prevailing wage rate  
6 determination has been issued by the department of workforce development under  
7 s. 66.0903 (3), ~~66.0904 (4)~~, 103.49 (3), 103.50 (3), or 229.8275 (3) ~~or by a local~~  
8 ~~governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6) or 66.0904~~  
9 ~~(6)~~ who gives up, waives, or returns to the employer or agent of the employer any part  
10 of the compensation to which the employee is entitled under his or her contract of  
11 employment or under the prevailing wage determination issued by the department  
12 ~~or local governmental unit~~, or who gives up any part of the compensation to which  
13 he or she is normally entitled for work on a project on which a prevailing wage rate  
14 determination has not been issued under s. 66.0903 (3) ~~or (6)~~, ~~66.0904 (4) or (6)~~,  
15 103.49 (3), 103.50 (3), or 229.8275 (3) during a week in which the person works  
16 part-time on a project on which a prevailing wage rate determination has been  
17 issued and part-time on a project on which a prevailing wage rate determination has  
18 not been issued, is guilty of a Class C misdemeanor.

19 **SECTION 3534g.** 946.15 (3) of the statutes is amended to read:

20 946.15 (3) Any employer or labor organization, or any agent or employee of an  
21 employer or labor organization, who induces any person who seeks to be or is  
22 employed on a project on which a prevailing wage rate determination has been issued  
23 by the department of workforce development under s. 66.0903 (3), ~~66.0904 (4)~~, 103.49  
24 (3), 103.50 (3), or 229.8275 (3) ~~or by a local governmental unit, as defined in s. 66.0903~~  
25 ~~(1) (d), under s. 66.0903 (6) or 66.0904 (6)~~ to permit any part of the wages to which

1 that person is entitled under the prevailing wage rate determination issued by the  
2 department or local governmental unit to be deducted from the person's pay is guilty  
3 of a Class I felony, unless the deduction would be permitted under 29 CFR 3.5 or 3.6  
4 from a person who is working on a project that is subject to 40 USC 3142.

5 **SECTION 3535h.** 946.15 (4) of the statutes is amended to read:

6 946.15 (4) Any person employed on a project on which a prevailing wage rate  
7 determination has been issued by the department of workforce development under  
8 s. 66.0903 (3), ~~66.0904 (4)~~, 103.49 (3), 103.50 (3), or 229.8275 (3) ~~or by a local~~  
9 ~~governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6) or 66.0904~~  
10 ~~(6)~~ who permits any part of the wages to which that person is entitled under the  
11 prevailing wage rate determination issued by the department or local governmental  
12 unit to be deducted from his or her pay is guilty of a Class C misdemeanor, unless the  
13 deduction would be permitted under 29 CFR 3.5 or 3.6 from a person who is working  
14 on a project that is subject to 40 USC 3142.

15 **SECTION 3539.** 951.01 (3f) of the statutes is amended to read:

16 951.01 (3f) "Fire department" includes a volunteer fire department and a  
17 department under s. 60.553, 61.66, or 62.13 (2e).

18 **SECTION 3539g.** 951.015 (3) of the statutes is created to read:

19 951.015 (3) This chapter does not apply to:

20 (a) Teaching, research, or experimentation conducted pursuant to a protocol or  
21 procedure approved by an educational or research institution, and related incidental  
22 animal care activities, at facilities that are regulated under 7 USC 2131 to 2159 or  
23 42 USC 289d.

24 (b) Bona fide scientific research involving species unregulated by federal law. ✓

25 **SECTION 3539m.** 951.02 of the statutes is amended to read:

1           **951.02 Mistreating animals.** No person may treat any animal, whether  
2 belonging to the person or another, in a cruel manner. This section does not prohibit  
3 ~~bona fide experiments carried on for scientific research or~~ normal and accepted  
4 veterinary practices.

5           **SECTION 3539s.** 951.06 of the statutes is amended to read:

6           **951.06 Use of poisonous and controlled substances.** No person may  
7 expose any domestic animal owned by another to any known poisonous substance,  
8 any controlled substance included in schedule I, II, III, IV or V of ch. 961, or any  
9 controlled substance analog of a controlled substance included in schedule I or II of  
10 ch. 961, whether mixed with meat or other food or not, so that the substance is liable  
11 to be eaten by the animal and for the purpose of harming the animal. This section  
12 shall not apply to poison used on one's own premises and designed for the purpose  
13 of rodent or pest extermination nor to the use of a controlled substance ~~in bona fide~~  
14 ~~experiments carried on for scientific research or~~ in accepted veterinary practices.

15           **SECTION 3540.** 961.01 (20g) of the statutes is amended to read:

16           961.01 (20g) "Public housing project" means any housing project or  
17 development administered by a housing authority, as defined in s. ~~560.9801~~ 16.301  
18 (2).

19           **SECTION 3541.** 961.36 (1m) of the statutes is amended to read:

20           961.36 (1m) At the request of the department of ~~regulation and licensing~~ safety  
21 and professional services or a board, examining board or affiliated credentialing  
22 board in the department of ~~regulation and licensing~~ safety and professional services,  
23 the controlled substances board shall provide advice and assistance in matters  
24 related to the controlled substances law to the department or to the board, examining

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1 board or affiliated credentialing board in the department making the request for  
2 advice or assistance.

3 SECTION 3541g. 969.12 (1) of the statutes is repealed.

4 SECTION 3541r. 969.12 (2) of the statutes is amended to read:

5 969.12 (2) A surety under this chapter shall be a natural person, ~~except who~~  
6 is a resident of this state, a surety under s. 345.61, or a surety corporation or its agent  
7 that is licensed under s. 440.9993. No natural person or surety under this chapter  
8 under s. 345.61 may be compensated for acting as such a surety. A surety corporation  
9 or its agent that is licensed under s. 440.9993 shall be compensated at a rate of 10  
10 percent of the amount of the bond set.



11  
12 SECTION 3547. 973.045 (1r) (a) (intro.) of the statutes is amended to read:

13 973.045 (1r) (a) (intro.) The clerk shall record any crime victim and witness  
14 surcharge imposed under sub. (1) in 2 parts as follows:

15 SECTION 3548. 973.045 (1r) (a) 2. of the statutes is amended to read:

16 973.045 (1r) (a) 2. Part B equals \$27 \$20 for each misdemeanor offense or count  
17 and \$27 \$20 for each felony offense or count.

18 SECTION 3549. 973.045 (1r) (a) 3. of the statutes is created to read:

19 973.045 (1r) (a) 3. Part C equals \$7 for each misdemeanor offense or count and  
20 \$7 for each felony offense or count.

21 SECTION 3550. 973.045 (2m) of the statutes, as affected by 2009 Wisconsin Act  
22 28, section 3391c, is amended to read:

23 973.045 (2m) (a) The secretary of administration shall credit to the  
24 appropriation account under s. 20.455 (5) (gc) ~~the first \$20 of part B of the crime~~  
25 victim and witness surcharge.

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1 (b) The secretary of administration shall credit to the appropriation account  
2 under s. 20.455 (5) (g) part A of the crime victim and witness surcharge and any part  
3 of part B C of the crime victim and witness surcharge that remains after the secretary  
4 of administration complies with par. (a).

5 SECTION 3551. 973.045 (3) (c) of the statutes is created to read:

6 973.045 (3) (c) The person paying the crime victim and witness surcharge shall  
7 pay all of the moneys due under part A and part B before he or she pays any of the  
8 moneys due under part C.

9 SECTION 3552. 973.05 (2m) (dg) of the statutes is created to read:

10 973.05 (2m) (dg) To payment of part C of the crime victim and witness  
11 assistance surcharge until paid in full.

12 SECTION 3552m. 973.06 (1) (j) of the statutes is created to read:

13 973.06 (1) (j) If the defendant violated s. 23.33 (4c), 30.681, 346.63, 350.101,  
14 940.09 (1), or 940.25, any costs charged to or paid by a law enforcement agency for  
15 the withdrawal of the defendant's blood, except that the court may not impose on the  
16 defendant any cost for an alternative test provided free of charge as described in s.  
17 343.305 (4). If at the time the court finds that the defendant committed the violation,  
18 the law enforcement agency has not paid or been charged with the costs of  
19 withdrawing the person's blood, the court shall impose and collect the costs the law  
20 enforcement agency reasonably expects to be charged for the withdrawal, based on  
21 the current charges for this procedure. Notwithstanding sub. (2), the court may not  
22 remit these costs.



23  
24 SECTION 3559d. 977.02 (3) (b) of the statutes is amended to read:

1           977.02 (3) (b) Subject to par. (d), ~~consider assets in the manner described in s.~~  
2 ~~49.145 (3) (a) and~~ treat assets as available to the person to pay the costs of legal  
3 representation if the assets exceed ~~the resource limitations under s. 49.145 (3) (a),~~  
4 except that \$2,500 in combined equity value. In determining the combined equity  
5 value of assets, the representative of the state public defender shall exclude ~~only the~~  
6 equity value of vehicles up to a total equity value of \$10,000 and shall exclude the  
7 first \$30,000 of the equity value of the home that serves as the individual's  
8 homestead.

9           **SECTION 3559h.** 977.02 (3) (c) of the statutes is amended to read:

10           977.02 (3) (c) Subject to par. (d), treat income as available to the person to pay  
11 the costs of legal representation only if the gross income exceeds ~~the income~~  
12 limitations in s. 49.145 (3) (b) 115 percent of the federal poverty guideline, as defined  
13 in 42 USC 9902 (2) (2011). In calculating gross income under this paragraph, the  
14 representative of the state public defender shall include all earned and unearned  
15 income of the person, except any amount received under section 32 of the Internal  
16 Revenue Code, as defined in s. 71.01 (6), any amount received under s. 71.07 (9e), any  
17 payment made by an employer under section 3507 of the Internal Revenue Code, as  
18 defined in s. 71.01 (6), any student financial aid received under any federal or state  
19 program, any scholarship used for tuition and books, and any assistance received  
20 under s. 49.148. In determining the earned and unearned income of the individual,  
21 the representative of the state public defender may not include income earned by a  
22 dependent child of the person.

23           **SECTION 3561.** 978.05 (6) (b) of the statutes is amended to read:

1           978.05 (6) (b) Enforce the provisions of all general orders of the department of  
2 ~~commerce~~ safety and professional services relating to the sale, transportation and  
3 storage of explosives.

4           **SECTION 3562.** 990.01 (7g) of the statutes is amended to read:

5           990.01 (7g) FIRE CHIEF. "Fire chief" or "chief of a fire department" includes the  
6 chief of a department under s. 60.553, 61.66, or 62.13 (2e).

7           **SECTION 3563.** 990.01 (7m) of the statutes is amended to read:

8           990.01 (7m) FIRE DEPARTMENT. "Fire department" includes a department under  
9 s. 60.553, 61.66, or 62.13 (2e).

10          **SECTION 3564.** 990.01 (7r) of the statutes is amended to read:

11          990.01 (7r) FIRE FIGHTER. "Fire fighter" includes a person serving under s.  
12 60.553, 61.66, or 62.13 (2e).

13          **SECTION 3565.** 990.01 (28g) of the statutes is amended to read:

14          990.01 (28g) POLICE CHIEF. "Police chief" or "chief of a police department"  
15 includes the chief of a department under s. 60.553, 61.66, or 62.13 (2e).

16          **SECTION 3566.** 990.01 (28m) of the statutes is amended to read:

17          990.01 (28m) POLICE DEPARTMENT. "Police department" includes a department  
18 under s. 60.553, 61.66, or 62.13 (2e).

19          **SECTION 3567.** 990.01 (28r) of the statutes is amended to read:

20          990.01 (28r) POLICE OFFICER. "Police officer" includes a person serving under  
21 s. 60.553, 61.66, or 62.13 (2e).

22          **SECTION 3567g.** 995.30 of the statutes is created to read:

23          **995.30 Ronald W. Reagan Day.** February 6 is designated as Ronald W.  
24 Reagan Day. Appropriate exercises and celebrations may be held on that day, his

1 birthday, to honor him and remember him as the 40th President of the United States  
2 and a promoter of freedom and democracy throughout the world.

3 **SECTION 3567m.** 2009 Wisconsin Act 28, section 9150 (1) is repealed.

4 **SECTION 3567o.** 2005 Wisconsin Act 25, section 9101 (4) (b) and (c), as last  
5 amended by 2009 Wisconsin Act 28, section 3406, is repealed.

6 **SECTION 3567p.** 2009 Wisconsin Act 15, section 31 (1) (e) is repealed.

7 **SECTION 3568.** 2009 Wisconsin Act 333, section 20 (2) is amended to read:

8 [2009 Wisconsin Act 333] Section 20 (2) PUBLISH NOTICE IN THE WISCONSIN  
9 ADMINISTRATIVE REGISTER THAT FUNDING IS NOT AVAILABLE. If, after making the  
10 determination under subsection (1m), the department of children and families  
11 determines that federal moneys from the Temporary Assistance for Needy Families  
12 Emergency Fund under the American Recovery and Reinvestment Act of 2009 are  
13 no longer available to support an expansion of trial jobs under section 49.147 (3) of  
14 the statutes, as affected by this act, ~~and the project under section 49.162 of the~~  
15 ~~statutes, as affected by this act,~~ the department shall publish a notice in the  
16 Wisconsin Administrative Register that states the date on which the federal moneys  
17 may no longer be obtained.

18 **SECTION 3569.** 2009 Wisconsin Act 333, section 20 (5) is amended to read:

19 [2009 Wisconsin Act 333] Section 20 (5) ADDITIONAL FUNDING FOR PROGRAMS. If  
20 any other federal funding becomes available for the ~~programs~~ program under  
21 sections section 49.147 (3) ~~and 49.162~~ of the statutes, as affected by this act, the  
22 department of children and families shall take any actions that may be necessary to  
23 obtain the funding and use it for ~~those programs~~ that program.

24 **SECTION 3570.** 2009 Wisconsin Act 333, section 22 (2) is amended to read:



1 [2009 Wisconsin Act 333] Section 22 (2) The repeal of ~~sections~~ section 49.147 (3)  
2 (cm) ~~and (dm) and 49.162 (3) (am) and (d)~~ of the statutes and the amendment of  
3 ~~sections~~ section 49.147 (3) (a) (by SECTION 4) ~~and 49.162 (3) (a) (by SECTION 10)~~ of the  
4 statutes take effect on the date stated in the notice published by the department of  
5 children and families under SECTION 20 (2) of this act.

6 **SECTION 3570f.** 2011 Wisconsin Act 10, section 9132 (1) (b) is amended to read:

7 [2011 Wisconsin Act 10] Section 9132 (1) (b) Each collective bargaining unit  
8 under subchapter IV of chapter 111 of the statutes, as affected by this act, containing  
9 general municipal employees who are subject to an extension of their collective  
10 bargaining agreement shall have their collective bargaining agreement terminated  
11 as soon as legally possible and shall vote to certify or decertify their representatives  
12 as provided in section 111.70 (4) (d) 3. b. of the statutes, as created by this act.  
13 Notwithstanding the date provided under section 111.70 (4) (d) 3. b. of the statutes,  
14 as created by this act, the vote shall be held in ~~April 2011~~ the 3rd month beginning  
15 after the effective date of the 2011-13 biennial budget act.

16 **SECTION 3570g.** 2011 Wisconsin Act 10, section 9135 is repealed.

17 **SECTION 3570h.** 2011 Wisconsin Act 10, section 9155 (1) (b) is amended to read:

18 [2011 Wisconsin Act 10] Section 9155 (1) (b) Each collective bargaining unit  
19 under subchapter V of chapter 111 of the statutes, as affected by this act, containing  
20 general employees shall vote to certify or decertify their representatives as provided  
21 in section 111.83 (3) (b) of the statutes, as created by this act. Notwithstanding the  
22 date provided under section 111.83 (3) (b) of the statutes, as created by this act, the  
23 vote shall be held in ~~April 2011~~ the 3rd month beginning after the effective date of  
24 the 2011-13 biennial budget act.

25 **SECTION 3570j.** 2011 Wisconsin Act 10, section 9315 (3) (a) is amended to read:

1 [2011 Wisconsin Act 10] Section 9315 (3) (a) Except as provided in paragraph  
2 (b), for elected officials, as defined in section 40.02 (24) of the statutes, and for any  
3 public officer holding a term of office subject to article IV, section 26 (2) of the  
4 constitution, who are participating employees in the Wisconsin retirement system,  
5 the treatment of section 40.23 (2m) (e) 2. of the statutes first applies to creditable  
6 service that is performed on the first day of a term of office that begins after the  
7 effective date of this paragraph.

8 **SECTION 9101. Nonstatutory provisions; Administration.**

9 (1) YOUTH DIVERSION GRANT REDUCTIONS.

10 (a) Notwithstanding the amount specified under section 16.964 (8) (a) of the  
11 statutes, the office of justice assistance in the department of administration shall  
12 reduce the amount of money allocated under section 16.964 (8) (a) of the statutes by  
13 \$85,900 in each of fiscal years 2011-12 and 2012-13.

14 (b) Notwithstanding the amount specified under section 16.964 (8) (b) of the  
15 statutes, the office of justice assistance in the department of administration shall  
16 reduce the amount of money distributed under section 16.964 (8) (b) of the statutes  
17 by \$18,400 in each of fiscal years 2011-12 and 2012-13.

18 (c) Notwithstanding the amounts specified under section 16.964 (8) (c) of the  
19 statutes, the office of justice assistance in the department of administration shall  
20 reduce the amount of money allocated for each of the 4 contracts that are funded with  
21 moneys from the appropriation accounts under section 20.505 (6) (d) and (kj) of the  
22 statutes by \$25,650 in each of fiscal years 2011-12 and 2012-13 and shall reduce the  
23 amount of money allocated for the contract that is funded only with moneys from the  
24 appropriation account under section 20.505 (6) (kj) of the statutes by \$18,100 in each  
25 of fiscal years 2011-12 and 2012-13.

1           (1u) ENERGY EFFICIENCY STUDY OF STATE-OWNED BUILDINGS. The department of  
2           administration shall conduct a study concerning the feasibility of installing  
3           energy-efficient heating, ventilating, and air conditioning systems in state-owned  
4           buildings to conserve energy and save money. The department shall report its  
5           findings and recommendations to the members of the joint committee on finance no  
6           later than December 1, 2011.

7           (2) LITERACY INITIATIVE; GOVERNOR'S TASK FORCE. A task force created by the  
8           governor by executive order and charged with developing detailed recommendations  
9           for a program to assess and improve literacy in elementary school children may  
10          request the department of administration to release funding from the department's  
11          appropriation account under section 20.505 (4) (c) of the statutes, as created by this  
12          act, for use by the department to implement the recommendations of the task force  
13          after the governor has approved the detailed recommendations proposed by the task  
14          force.

15          (2u) COST-BENEFIT ANALYSIS FOR VETERANS HOME AT CHIPPEWA FALLS.  
16          Notwithstanding section 16.705 (1p) of the statutes, as created by this act, the  
17          department of administration shall conduct a cost-benefit analysis on the initial  
18          contract for the operation and staffing of the Veterans Home at Chippewa Falls as  
19          provided by section 45.50 (2m) (c) of the statutes, as created by this act. The analysis  
20          shall be a comprehensive study to identify and compare the total cost, quality,  
21          technical expertise, and timeliness of a service performed by state employees and  
22          resources with the total cost, quality, technical expertise, and timeliness of the same  
23          service obtained by means of a contract for contractual services. The department of  
24          administration shall submit the results of the cost-benefit analysis to the joint  
25          committee on finance by February 1, 2012, or before the department of veterans

1       affairs enters into the initial contract for the operation and staffing of the home,  
2       whichever occurs first. The contract entered into must contain a performance  
3       guarantee requirement that states that, during the contract period, the Wisconsin  
4       Veterans Home at Chippewa Falls must maintain an overall star rating that is at  
5       least equal to four stars.

6               (3) ELIMINATION OF OFFICE OF THE WISCONSIN COVENANT SCHOLARS PROGRAM.

7               (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
8       liabilities of the office of the Wisconsin Covenant Scholars Program shall become the  
9       assets and liabilities of the higher educational aids board.

10              (b) *Tangible personal property.* On the effective date of this paragraph, all  
11       tangible personal property, including records, of the office of the Wisconsin Covenant  
12       Scholars Program is transferred to the higher educational aids board.

13              (c) *Contracts.* All contracts entered into by the office of the Wisconsin Covenant  
14       Scholars Program in effect on the effective date of this paragraph remain in effect  
15       and are transferred to the higher educational aids board. The higher educational  
16       aids board shall carry out any obligations under such a contract until the contract  
17       is modified or rescinded by the higher educational aids board to the extent allowed  
18       under the contract.

19              (d) *Rules and orders.* All rules promulgated by the office of the Wisconsin  
20       Covenant Scholars Program that are in effect on the effective date of this paragraph  
21       remain in effect until their specified expiration dates or until amended or repealed  
22       by the higher educational aids board. All orders issued by the office of the Wisconsin  
23       Covenant Scholars Program that are in effect on the effective date of this paragraph  
24       remain in effect until their specified expiration dates or until modified or rescinded  
25       by the higher educational aids board.

1           (e) *Pending matters.* Any matter pending with the office of the Wisconsin  
2           Covenant Scholars Program on the effective date of this paragraph is transferred to  
3           the higher educational aids board and all materials submitted to or actions taken by  
4           the office of the Wisconsin Covenant Scholars Program with respect to the pending  
5           matter are considered as having been submitted to or taken by the higher  
6           educational aids board.

7           (3i) **COMMUNITY PARTNERSHIPS.** By January 10, 2012, the department of  
8           administration shall submit to the joint committee on finance for the approval of that  
9           committee under section 13.10 of the statutes a plan that includes all of the following:

10           (a) A plan prepared by the department of public instruction for providing  
11           funding to community-based nongovernmental organizations for the establishment  
12           of partnerships with local school districts that center on those organizations  
13           providing advocacy for students and serving as liaison between families and staff of  
14           those school districts with the goal of improving educational outcomes and  
15           promoting and teaching greater self-sufficiency.

16           (b) A plan prepared by the department of children and families for providing  
17           funding to community-based nongovernmental organizations for the establishment  
18           of partnerships with agencies that license foster homes that center on those  
19           organizations providing advocacy for children and serving as liaison between  
20           families and staff of those agencies with the goal of improving educational outcomes  
21           and promoting and teaching greater self-sufficiency.

22           (4j) **DRUG OFFENDER DIVERSION SURCHARGE FUND.** The department of  
23           administration shall submit a plan to the joint committee on finance as to how the  
24           department will reduce state appropriations by \$1,917,900 over the 2011-2013 fiscal

1 biennium and lapse the associated funding to the general fund to eliminate the  
2 deficit in the drug offender diversion surcharge fund.

3 (4q) TRANSFER OF HUMAN RESOURCES POSITIONS.

4 (a) The secretary of administration shall identify 2.0 FTE PR positions in the  
5 department of administration having responsibility for human resources functions.  
6 On the effective date of this subsection, one of the positions so identified, as  
7 determined by the secretary, is transferred to the state fair park board and the other  
8 of the positions so identified is transferred to the department of regulation and  
9 licensing and the incumbent employees in those positions are transferred to the state  
10 fair park board and the department of regulation and licensing, respectively.

11 (b) Employees transferred under paragraph (a) have all of the rights and the  
12 same status under subchapter V of chapter 111 and chapter 230 of the statutes in the  
13 state fair park board and the department of regulation and licensing that they  
14 enjoyed in the department of administration immediately before the transfer.  
15 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
16 has attained permanent status in class is required to serve a probationary period.

17 (5q) STATE BUILDING AND LEASE BACK STUDY. The department of administration  
18 shall study the feasibility of instituting a program for private construction of  
19 buildings for the purpose of leasing those buildings to the state. The department  
20 shall report its findings and recommendations to the members of the joint committee  
21 on finance no later than December 1, 2011.

22 **SECTION 9102. Nonstatutory provisions; Aging and Long-Term Care**  
23 **Board.**

24 **SECTION 9103. Nonstatutory provisions; Agriculture, Trade and**  
25 **Consumer Protection.**

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1 (1i) EVALUATION OF PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT PROGRAM.

2 The department of agriculture, trade and consumer protection shall evaluate the  
3 program for the purchase of agricultural conservation easements under section  
4 93.73 of the statutes, including the administration of the program, the source of  
5 funding for the program, state financial participation, and the amount of local  
6 matching funds required. The department shall include in its evaluation options for  
7 a replacement program that would be less costly and more efficient in preserving  
8 farmland. The department shall report its findings from the evaluation no later than  
9 June 30, 2012, to the joint committee on finance and to the standing committees in  
10 each house of the legislature with responsibility for agricultural matters.

11 (2i) FARMLAND PRESERVATION CONVERSION FEES. If a political subdivision collected  
12 conversion fees under section 91.48 (1) (b), 2009 stats., for land rezoned in 2011, the  
13 political subdivision shall retain the fees and use them for farmland preservation  
14 planning, zoning, and compliance monitoring.

15 (2u) CONDITION OF SEGREGATED FUNDS. The department of agriculture, trade  
16 and consumer protection shall study and evaluate the condition of the agricultural  
17 chemical cleanup fund and of the agrichemical management fund and make  
18 recommendations to correct any structural imbalances that cause authorized  
19 expenditures to exceed annual revenues of the funds. The department shall submit  
20 its findings to the joint committee on finance no later than December 31, 2011.

21 (3q) GRAIN INSPECTION PROGRAM REPORT. No later than January 1, 2012, the  
22 department of agriculture, trade and consumer protection shall report to the joint  
23 committee on finance on specific actions taken or administrative efforts planned to  
24 ensure that expenditures for grain inspection under s. 93.06 (1m) do not exceed

1 program revenues and to eliminate any amount by which accumulated expenses  
2 have exceeded accumulated program revenues.

3 **SECTION 9104. Nonstatutory provisions; Arts Board.**

4 (1) ELIMINATION OF PERCENT FOR ART PROGRAM. Notwithstanding the repeal of  
5 section 44.57 (4) and (5) (a) and (b) of the statutes by this act, any contract entered  
6 into by the arts board under section 44.57 (4), 2009 stats., for the procurement of a  
7 work of art that is in effect on the day before the effective date of this subsection  
8 remains in effect. The arts board shall carry out any obligation under the contract,  
9 unless the contract is modified or rescinded as permitted under the contract, and  
10 shall ensure that the work of art procured under the contract is properly executed  
11 and installed as required under section 44.57 (5) (a) and (b), 2009 stats.

12 (2) PLACEMENT OF ARTS BOARD IN DEPARTMENT OF TOURISM.

13 (a) *Employee transfers.* The incumbent executive secretary of the arts board  
14 and all incumbent employees holding positions in the arts board that are primarily  
15 related to grants administration, as determined by the secretary of administration,  
16 are transferred on the effective of this paragraph to the department of tourism.

17 (b) *Employee status.* Employees transferred under paragraph (a) have all the  
18 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
19 statutes in the department of tourism that they enjoyed in the arts board  
20 immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,  
21 no employee so transferred who has attained permanent status in class is required  
22 to serve a probationary period.

23 **SECTION 9105. Nonstatutory provisions; Board for People with**  
24 **Developmental Disabilities.**

25 **SECTION 9106. Nonstatutory provisions; Building Commission.**

← Make  
Property  
"Straddle  
Column"



*Straddle Column*

1 (1) 2011-13 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years  
2 beginning on July 1, 2011, and ending on June 30, 2013, the Authorized State  
3 Building Program is as follows:

4 (a) DEPARTMENT OF CORRECTIONS

5 1. *Projects financed by general fund supported*

6 *borrowing:*

7 Green Bay Correctional Institution — shower

8 buildings \$ 1,242,400

9 (Total project all funding sources \$3,834,000)

10 Green Bay Correctional Institution — visiting 3,812,000

11 building

12 Waupun Correctional Institution boiler conversion 7,000,000

13 2. *Projects financed by existing general fund supported*

14 *borrowing authority:*

15 Green Bay Correctional Institution — shower

16 buildings 2,591,600

17 (Total project all funding sources \$3,834,000)

18 St. Croix Correctional Institution housing

19 replacement 3,234,000

20 Waupun Correctional Institution food service

21 renovation 6,026,000

22 3. *Agency totals:*

23 General fund supported borrowing 12,054,400

1	Existing general fund supported borrowing	
2	authority	<u>11,851,600</u>
3	Total — All sources of funds	\$ 23,906,000
4	(b) EDUCATIONAL COMMUNICATIONS BOARD	
5	1. <i>Projects financed by general fund supported</i>	
6	<i>borrowing:</i>	
7	WHSA-FM Tower replacement — Brule	\$ 521,700
8	2. <i>Agency totals:</i>	
9	General fund supported borrowing	<u>521,700</u>
10	Total — All sources of funds	\$ 521,700
11	(c) DEPARTMENT OF HEALTH SERVICES	
12	1. <i>Projects financed by general fund supported</i>	
13	<i>borrowing:</i>	
14	Mendota Mental Health Institute — patient	
15	skilled learning center	\$ 1,442,000
16	Wisconsin Resource Center visitor and gatehouse	
17	modifications	2,003,700
18	2. <i>Agency totals:</i>	
19	General fund supported borrowing	<u>3,445,700</u>
20	Total — All sources of funds	\$ 3,445,700
21	(d) DEPARTMENT OF MILITARY AFFAIRS	

1	Horicon Marsh International Education Center	
2	displays	925,000
3	(Total project all funding sources \$3,236,300)	
4	Old Abe State Trail resurfacing	425,000
5	(Total project all funding sources \$850,000)	
6	<i>2. Projects financed by segregated fund supported</i>	
7	<i>borrowing:</i>	
8	Dam reconstruction — Montello	2,500,000
9	(Total project all funding sources \$9,000,000)	
10	Fire control heavy-unit drive-thru vehicle	
11	storage garages — Bowler and Oconto Falls	2,525,900
12	Flambeau River State Forest improvements	513,700
13	(Total project all funding sources \$2,513,700)	
14	Horicon Marsh International Education Center	
15	displays	1,836,300
16	(Total project all funding sources \$3,236,700)	
17	Poynette state game farm — pheasant hatchery	
18	building	1,023,400
19	<i>3. Projects financed by gifts, grants, and other receipts:</i>	
20	Horicon Marsh International Education Center	
21	displays	400,000
22	(Total project all funding sources \$3,236,300)	

1	<i>4. Projects financed by federal funds:</i>	
2	Dam reconstruction — Montello	1,200,000
3	(Total project all funding sources \$9,000,000)	
4	Horicon Marsh International Education Center	
5	displays	75,000
6	(Total project all funding sources \$3,236,300)	
7	Old Abe State Trail resurfacing	425,000
8	(Total project all funding sources \$850,000)	
9	<i>5. Agency totals:</i>	
10	Existing general fund supported borrowing	
11	authority — stewardship property development	
12	and local assistance funds	13,437,200
13	Segregated fund supported borrowing	8,399,300
14	Gifts, grants, and other receipts	400,000
15	Federal funds	<u>1,700,000</u>
16	Total — All sources of funds	\$ 23,936,500

(f) DEPARTMENT OF PUBLIC INSTRUCTION

18	<i>1. Projects financed by general fund supported</i>	
19	<i>borrowing:</i>	
20	Wisconsin School for the Deaf — Walker Hall	
21	replacement	\$ 4,982,900

*2. Agency totals:*

1	General fund supported borrowing	<u>4,982,900</u>
2	Total — All sources of funds	\$ 4,982,900
3	(g) STATE HISTORICAL SOCIETY	
4	1. <i>Projects financed by general fund supported</i>	
5	<i>borrowing:</i>	
6	Joint museum	\$ 75,000,000
7	Preservation and storage facility capital	
8	equipment	4,350,000
9	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
10	Stonefield Village storage facilities	4,300,000
11	3. <i>Agency totals:</i>	
12	General fund supported borrowing	79,350,000
13	Gifts, grants, and other receipts	<u>4,300,000</u>
14	Total — All sources of funds	\$ 83,650,000
15	(h) DEPARTMENT OF TRANSPORTATION	
16	1. <i>Projects financed by segregated fund supported</i>	
17	<i>revenue borrowing:</i>	
18	Division of State Patrol gap filler towers —	
19	statewide	\$ 2,956,500
20	2. <i>Agency totals:</i>	
21	Segregated fund supported revenue borrowing	<u>2,956,500</u>
22	Total — All sources of funds	\$ 2,956,500

1	(i) UNIVERSITY OF WISCONSIN SYSTEM	
2	1. <i>Projects financed by general fund supported</i>	
3	<i>borrowing:</i>	
4	Madison — School of Nursing	\$17,413,500
5	(Total project all funding sources \$52,240,000)	
6	Oshkosh, Platteville, Stout, and Superior — major	
7	facilities renovation	50,000,000
8	River Falls — Health and Human Performance	
9	building	50,491,000
10	(Total project all funding sources \$63,512,000)	
11	System — classroom renovation/instructional	
12	technology	5,000,000
13	2. <i>Projects financed by existing general fund supported</i>	
14	<i>borrowing authority:</i>	
15	Madison — School of Nursing	17,413,500
16	(Total project all funding sources \$52,240,000)	
17	Whitewater — Carlson Hall renovation	17,000,000
18	3. <i>Projects financed by program revenue supported</i>	
19	<i>borrowing:</i>	
20	La Crosse — parking ramp	7,131,000
21	(Total project all funding sources \$12,131,000)	
22	Madison — Badger Athletic Performance Center	49,200,000

1	(Total project all funding sources \$76,800,000)	
2	— west campus/hospital parking ramp	
3	addition	25,753,000
4	(Total project all funding sources \$26,253,000)	
5	— Carson Gully Commons renovation	5,000,000
6	(Total project all funding sources \$10,049,000)	
7	— utility improvements	3,124,000
8	Oshkosh — Lincoln School remodeling	4,476,000
9	Platteville — residence hall upgrades	12,179,000
10	River Falls — Health and Human Performance	
11	building	10,264,000
12	(Total project all funding sources \$63,512,000)	
13	Stevens Point — North Debot Residence Hall	
14	renovation	11,720,000
15	Stout — Fleming Residence Hall renovation	6,599,000
16	Superior — Ross and Hawkes halls renovation	15,276,000
17	Whitewater — Bigelow and Benson halls	
18	renovation	12,223,000
19	— Drumlin Dining Hall renovation	4,627,000
20	4. <i>Projects financed by existing program revenue</i>	
21	<i>supported borrowing authority:</i>	
22	Milwaukee — School of Public Health	12,250,000

1 1. *Projects financed by existing general fund supported*

2 *borrowing authority:*

3 Motor vehicle storage building — Beloit \$ 181,300

4 (Total project all funding sources \$725,000)

5 Command suite addition — Madison 346,200

6 (Total project all funding sources \$1,385,000)

7 Tactical Unmanned Aircraft System facility —

8 Camp Williams 124,600

9 (Total project all funding sources \$8,092,600)

10 Readiness center and field maintenance shop —

11 Wisconsin Rapids 3,724,000

12 (Total project all funding sources \$64,092,000)

13 2. *Projects financed by federal funds:*

14 Motor vehicle storage building — Beloit 543,700

15 (Total project all funding sources \$725,000)

16 Tactical Unmanned Aircraft System facility —

17 Camp Williams 7,968,000

18 (Total project all funding sources \$8,092,600)

19 Command suite addition — Madison 1,038,800

20 (Total project all funding sources \$1,385,000)

21 Readiness center and field maintenance shop —

22 Wisconsin Rapids 60,368,000

Fusion center — Madison 3,720,200  
(Total project all funding sources \$6,803,000)



(Total project all funding sources \$64,092,000)

Fusion center...  
Zm. Projects...

3. Agency totals:

Existing general fund supported borrowing authority	4,376,100
Federal funds	<u>69,918,500</u>
Total — All sources of funds	\$ 74,294,600

(e) DEPARTMENT OF NATURAL RESOURCES

1. Projects financed by existing general fund supported borrowing authority — stewardship property development and local assistance funds:

Dam reconstruction — Montello \$ 5,300,000

(Total project all funding sources \$9,000,000)

Rib Mountain State Park park development — Phase II 686,100

Entrance and visitor station — Amnicon Falls State Park 643,600

Flambeau River State Forest improvements 2,000,000

(Total project all funding sources \$2,513,700)

Buckhorn State Park — campground development 2,199,400

Straight Lake State Park park development — Phase I 1,258,100

1 5. *Projects financed by program revenue:*

2 La Crosse — parking ramp 5,000,000

3 (Total project all funding sources \$12,131,000)

4 — storage facility 1,092,000

5 Madison — Carson Gulley Commons renovation 5,049,000

6 (Total project all funding sources \$10,049,000)

7 — Elizabeth Waters Hall renovation 7,100,000

8 — west campus/hospital parking ramp

9 addition 500,000

10 (Total project all funding sources \$26,253,000)

11 6. *Projects financed by gifts, grants, and other receipts:*

12 Extension — Upham Woods Outdoor Learning

13 Center — shower facility 971,000

14 Madison — Alumni Plaza 8,000,000

15 — Badger Athletic Performance Center 27,600,000

16 (Total project all funding sources \$76,800,000)

17 — Birge Hall greenhouse addition 2,967,000

18 — library storage facility 1,500,000

19 — School of Nursing 17,413,000

20 (Total project all funding sources \$52,240,000)

21 — University Ridge Golf Course — all-

seasons practice facility 2,500,000

1	River Falls — Health and Human Performance	
2	building	2,056,000
3	(Total project all funding sources \$63,512,000)	
4	Whitewater — Young Auditorium addition	940,000
5	<i>7. Projects financed by building trust funds:</i>	
6	River Falls — Health and Human Performance	
7	building	701,000
8	(Total project all funding sources \$63,512,000)	
9	<i>8. Agency totals:</i>	
10	General fund supported borrowing	122,904,500
11	Existing general fund revenue supported	
12	borrowing authority	34,413,500
13	Program revenue supported borrowing	167,572,000
14	Existing program revenue supported borrowing	
15	authority	12,250,000
16	Program revenue	18,741,000
17	Gifts, grants, and other receipts	60,980,000
18	Building trust funds	<u>701,000</u>
19	Total — All sources of funds	\$ 417,562,000
20	(j) DEPARTMENT OF VETERANS AFFAIRS	
21	1. <i>Projects financed by general fund supported</i>	
22	<i>borrowing:</i>	

1	Preservation and storage facility capital	
2	equipment	\$ 4,070,700
3	2. <i>Agency totals:</i>	
4	General fund supported borrowing	<u>4,070,700</u>
5	Total — All sources of funds	\$ 4,070,700
6	(k) MARQUETTE UNIVERSITY	
7	1. <i>Projects financed by general fund supported</i>	
8	<i>borrowing:</i>	
9	Dental school addition	\$ 8,000,000
10	(Total project all funding sources \$16,000,000)	
11	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
12	Dental school addition	8,000,000
13	(Total project all funding sources \$16,000,000)	
14	3. <i>Agency totals:</i>	
15	General fund supported borrowing	8,000,000
16	Gifts, grants, and other receipts	<u>8,000,000</u>
17	Total — All sources of funds	\$ 16,000,000
18	(L) LAC DU FLAMBEAU INDIAN TRIBAL CULTURAL CENTER	
19	1. <i>Projects financed by general fund supported</i>	
20	<i>borrowing:</i>	
21	Lac du Flambeau Indian Tribal Cultural Center	\$ 250,000
22	(Total project all funding sources \$1,623,000)	



1 1. *Projects financed by general fund supported*

2 *borrowing:*

3 Capital equipment acquisition \$ 5,000,000

4 Facilities maintenance and repair ~~107,000,000~~  
107,000,000

5 (Total program all funding sources  
6 \$166,108,600)

7 Health, safety, and environmental protection 18,000,000

8 (Total program all funding sources  
9 \$18,770,300)

10 Land and property acquisition 4,000,000

11 Preventive maintenance 2,000,000

12 Programmatic remodeling and renovation 5,000,000

13 (Total program all funding sources \$7,334,100)

14 Utilities repair and renovation 46,000,000

15 (Total program all funding sources  
16 \$64,521,700)

17 2. *Projects financed by existing general fund supported*

18 *borrowing authority — stewardship property*

19 *development and local assistance funds:*

20 Facilities maintenance and repair 4,562,800

21 (Total program all funding sources  
22 \$166,108,600)

1	3. <i>Projects financed by program revenue supported</i>	
2	<i>borrowing:</i>	
3	Energy conservation	100,000,000
4	(Total program all funding sources	
5	\$100,000,000)	
6	Facilities maintenance and repair	18,696,100
7	(Total program all funding sources	
8	\$166,108,600)	
9	Health, safety, and environmental protection	121,000
10	(Total program all funding sources	
11	\$18,770,300)	
12	Utilities repair and renovation	15,094,000
13	(Total program all funding sources	
14	\$64,521,700)	
15	4. <i>Projects financed by segregated fund supported</i>	
16	<i>borrowing:</i>	
17	Facilities maintenance and repair	1,639,900
18	(Total program all funding sources	
19	\$166,108,600)	
20	5. <i>Projects financed by segregated fund supported</i>	
21	<i>revenue borrowing</i>	
22	Facilities maintenance and repair	5,040,800

1	(Total program all funding sources	
2	\$166,108,600)	
3	<i>6. Projects financed by program revenue:</i>	
4	Facilities maintenance and repair	14,057,200
5	(Total program all funding sources	
6	\$166,108,600)	
7	Health, safety, and environmental protection	359,000
8	(Total program all funding sources	
9	\$18,770,300)	
10	Programmatic remodeling and renovation	218,000
11	(Total program all funding sources \$7,334,100)	
12	Utilities repair and renovation	214,700
13	(Total program all funding sources	
14	\$64,521,700)	
15	<i>7. Projects financed by federal funds:</i>	
16	Facilities maintenance and repair	13,877,000
17	(Total program all funding sources	
18	\$166,108,600)	
19	Health, safety, and environmental protection	290,300
20	(Total program all funding sources	
21	\$18,770,300)	
22	Programmatic remodeling and renovation	268,100



1	(Total program all funding sources \$7,334,100)	
2	Utilities repair and renovation	3,213,000
3	(Total program all funding sources	
4	\$64,521,700)	
5	8. <i>Projects finances by gifts, grants, and other receipts:</i>	
6	Facilities maintenance and repair	1,234,800
7	(Total program all funding sources	
8	\$166,108,600)	
9	Programmatic remodeling and renovation	1,848,000
10	(Total program all funding sources \$7,334,100)	
11	9. <i>All agency totals:</i>	
12	General fund supported borrowing	187,000,000
13	Existing general fund supported borrowing	
14	authority — stewardship property development	
15	and local assistance funds	4,562,800
16	Program revenue supported borrowing	133,911,100
17	Segregated fund supported borrowing	1,639,900
18	Segregated fund supported revenue borrowing	5,040,800
19	Program revenue	14,848,900
20	Building trust funds	0
21	Gifts, grants, and other receipts	3,082,800
22	Federal funds	<u>17,648,400</u>

1	Total — All sources of funds	\$	367,734,700
2	(o) SUMMARY		
3	Total general fund supported borrowing		422,579,900
4	Total existing general fund supported borrowing		
5	authority		52,641,200
6	Total existing general fund supported borrowing		
7	authority — stewardship property development		
8	and local assistance funds		18,000,000
9	Total program revenue supported borrowing		301,483,100
10	Total existing program revenue supported		
11	borrowing authority		12,250,000
12	Total segregated fund supported borrowing		10,039,200
13	Total segregated fund supported revenue		
14	borrowing		7,997,300
15	Total program revenue		33,589,900
16	Total building trust funds		701,000
17	Total gifts, grants, and other receipts		82,135,800
18	Total federal funds		89,266,900
19	Total — All sources of funds	\$	1,030,684,300

(2) 2009-11 AUTHORIZED STATE BUILDING PROGRAM DELETIONS.

(a) In 2009 Wisconsin Act 28, section 9106 (1) (c) 1., under projects financed by general fund supported borrowing, the 2009-11 Authorized State Building Program

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1 project identified as “Armory - Wisconsin Rapids” is deleted and the appropriate  
2 totals are decreased accordingly.

3 (b) In 2009 Wisconsin Act 28, section 9106 (1) (c) 3., under projects financed by  
4 federal funds, the 2009-11 Authorized State Building Program project identified as  
5 “Armory - Wisconsin Rapids” is deleted and the appropriate totals are decreased  
6 accordingly.

7 (c) In 2009 Wisconsin Act 28, section 9106 (1) (b) 3., under projects financed by  
8 program revenue supported borrowing, the 2009-11 Authorized State Building  
9 Program project identified as “Fox Lake Correctional Institution — methane  
10 digester” is deleted and the appropriate totals are decreased accordingly.

11 (3) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing  
12 authority enumerated in subsection (1), the building and financing authority  
13 enumerated in the previous state building program is continued in the 2011-13 fiscal  
14 biennium.

15 (4) LOANS. During the 2011-13 fiscal biennium, the building commission may  
16 make loans from general fund supported borrowing or the building trust fund to state  
17 agencies, as defined in section 20.001 (1) of the statutes, for projects that are to be  
18 utilized for programs not funded by general purpose revenue and that are authorized  
19 in subsection (1).

20 (5) SCHOOL OF NURSING PROJECT. Notwithstanding section 18.04 (1) and (2) of  
21 the statutes, of the public debt authorized for the School of Nursing project, as  
22 enumerated in subsection (1) (i) 1., \$17,413,500 in public debt may not be contracted  
23 until after June 30, 2013.

24 (6) HEALTH AND HUMAN PERFORMANCE BUILDING PROJECT. Notwithstanding  
25 section 18.04 (1) and (2) of the statutes, of the public debt authorized for the Health

1 and Human Performance building project, as enumerated in subsection (1) (i) 1.,  
2 \$50,491,000 in public debt may not be contracted until after June 30, 2013.

3 (7) LAC DU FLAMBEAU INDIAN TRIBAL CULTURAL CENTER. Notwithstanding  
4 section 13.48 (40m) (b) of the statutes, as created by this act, the building commission  
5 shall not make a grant to the Lac du Flambeau Band of Lake Superior Chippewa for  
6 construction of a tribal cultural center, as enumerated in subsection (1) (L), under  
7 section 13.48 (40m) of the statutes, as created by this act, unless the department of  
8 administration has reviewed and approved plans for the project. Notwithstanding  
9 sections 16.85 (1) and 16.855 (1) of the statutes, the department of administration  
10 shall not supervise any services or work or let any contract for the project. Section  
11 16.87 of the statutes does not apply to the project.

12 (9) FACILITIES MAINTENANCE AND REPAIR PROJECTS. Notwithstanding section  
13 13.48 (10) (a) of the statutes, as affected by this act, of the amount provided under  
14 subsection (1) (n) 1. for facilities maintenance and repair, the secretary of  
15 administration may disburse up to \$5,000,000 for needed facilities maintenance and  
16 repair projects in the 2011-13 fiscal biennium without approval of any projects under  
17 section 13.48 (10) (a) of the statutes, as affected by this act. *g*

18 **SECTION 9107. Nonstatutory provisions; Child Abuse and Neglect**  
19 **Prevention Board.**

20 **SECTION 9108. Nonstatutory provisions; Children and Families.**

21 (1) CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT.

22 (a) *Positions and employees.* On the effective date of this paragraph, 3 positions  
23 and the incumbent employee or employees, if any, holding those positions in the  
24 department of children and families performing duties that are primarily related to  
25 automation security for the Client Assistance for Reemployment and Economic

1 Support system, as determined by the secretary of administration, are transferred  
2 to the department of health services.

3 (b) *Employee status.* Any employee transferred under paragraph (a) has all the  
4 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
5 statutes in the department of health services that he or she enjoyed in the  
6 department of children and families immediately before the transfer.  
7 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
8 has attained permanent status in class is required to serve a probationary period.

9 (1u) SUBSIDIZED GUARDIANSHIPS.

10 (a) *Amendment of state plan.* The department of children and families shall  
11 submit to the federal secretary of health and human services an amendment to the  
12 state plan for foster care and adoption assistance under 42 USC 671 to provide for  
13 the department and county departments of human services or social services to enter  
14 into subsidized guardianship agreements under section 48.623 (2) of the statutes, as  
15 created by this act, under which the department and those county departments  
16 provide subsidized guardianship payments under section 48.623 (1) of the statutes,  
17 as created by this act.

18 (b) *Subsidized guardianship training.* The department of children and  
19 families shall include in the plan that under section 48.567 (2) of the statutes the  
20 department is required to submit to the secretary of administration by September  
21 1, 2011, a proposal for a subsidized guardianship training curriculum and a  
22 statewide subsidized guardianship training program. That proposal shall include  
23 an estimate of the cost of providing that training program.

24 (1v) CHILD CARE AUTOMATED ATTENDANCE TRACKING SYSTEM.

1 (a) Of the amounts appropriated to the joint committee on finance under  
2 section 20.865 (4) (m) of the statutes, \$1,000,000 in each of fiscal years 2011-12 and  
3 2012-13 is allocated to supplement the appropriation account under section 20.437  
4 (2) (mc) of the statutes, as affected by this act, for the purpose specified in paragraph  
5 (b).

6 (b) By January 1, 2012, the department of children and families shall submit  
7 to the joint committee on finance a request for that committee to supplement the  
8 appropriation account under section 20.437 (2) (mc) of the statutes, as affected by  
9 this act, for the purpose of implementing an automated attendance tracking system  
10 to electronically record and monitor child care attendance in licensed or certified  
11 child care facilities that receive reimbursement under the child care subsidy  
12 program under section 49.155 of the statutes, as affected by this act. That  
13 department shall include in the request a detailed plan explaining how the system  
14 would work and how the supplement, if released, would be spent. The joint  
15 committee on finance, from the appropriation account under section 20.865 (4) (m)  
16 of the statutes, may supplement the appropriation account under section 20.437 (2)  
17 (mc) of the statutes, as affected by this act, by an amount that is sufficient to  
18 implement the system, but not by more than \$1,000,000 in each of fiscal years  
19 2011-12 and 2012-13. Notwithstanding section 13.101 (3) (a) of the statutes, the  
20 joint committee on finance is not required to find that an emergency exists. The joint  
21 committee on finance may use the process described in paragraph (c) to provide a  
22 supplement under this paragraph.

23 (c) If the cochairpersons of the joint committee on finance do not notify the  
24 department of children and families within 14 working days after the date of the  
25 submittal of the request under paragraph (b) that the committee has scheduled a

1 meeting to review the request, the supplement is approved as requested. If the  
2 cochairpersons of the joint committee on finance notify the department of children  
3 and families within 14 working days after the date of that submittal that the  
4 committee has scheduled a meeting to review the request, the supplement may occur  
5 only as approved, or as modified and approved, by the committee.

6 (2c) RULES FOR WAIVER UNDER WISCONSIN SHARES. The department of children  
7 and families shall submit in proposed form the rules required under section 49.155  
8 (3m) (d) 4. of the statutes, as created by this act, to the legislative council staff under  
9 section 227.15 (1) of the statutes no later than the first day of the 4th month  
10 beginning after the effective date of this subsection.

11 (2i) DISTRIBUTION OF CHILD SUPPORT INCENTIVE PAYMENTS.

12 (a) *Review by joint committee on finance.* Notwithstanding section 49.24 (2) (a)  
13 of the statutes, the department of children and families shall develop, and submit to  
14 the joint committee on finance no later than August 31, 2011, a detailed plan for  
15 distributing child support incentive payments to counties under section 49.24 of the  
16 statutes during calendar years 2012 and 2013. The plan shall meet all of the  
17 following requirements:

18 1. 'Basis for distributions.' The plan shall describe the method the department  
19 used to calculate the distributions to counties under the plan.

20 2. 'Across-the-board reduction.' The plan may not be based on  
21 across-the-board reductions to child support incentive payments made in calendar  
22 year 2011.

23 3. 'Performance standards.' The distribution method under the plan may  
24 reward counties that demonstrate proficiency in providing child support  
25 enforcement services. Under the plan, a county's proficiency level may be based on

1 performance standards determined by the department, including the county's rate,  
2 per full-time employee, of establishing child support court orders, establishing  
3 paternity, and collecting current child support.

4 (b) *Implementation of distribution plan.* If the cochairpersons of the joint  
5 committee on finance do not notify the department of children and families that the  
6 committee has scheduled a meeting for the purpose of reviewing the plan submitted  
7 under paragraph (a) within 14 working days after the date the plan is submitted, the  
8 department may implement the plan. If, within 14 working days after the date the  
9 plan is submitted, the cochairpersons of the committee notify the department that  
10 the committee has scheduled a meeting for the purpose of reviewing the plan, the  
11 department may not distribute child support incentive payments after December 31,  
12 2011, unless the distribution is approved by the committee.

13 ~~SECTION 9109. Nonstatutory provisions, Circuit Courts.~~

14 ~~SECTION 9110. Nonstatutory provisions; Commerce.~~

15 (1) HOUSING ASSISTANCE TRANSFER.

16 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
17 liabilities of the department of commerce primarily related to the functions of the  
18 department under subchapter X of chapter 560, 2009 stats., as determined by the  
19 secretary of administration, shall become the assets and liabilities of the department  
20 of administration.

21 (b) *Tangible personal property.* On the effective date of this paragraph, all  
22 tangible personal property, including records, of the department of commerce that  
23 is primarily related to the functions of the department under subchapter X of chapter  
24 560, 2009 stats., as determined by the secretary of administration, is transferred to  
25 the department of administration.

delete  
no striking



1           (c) *Contracts*. All contracts entered into by the department of commerce in  
2 effect on the effective date of this paragraph that are primarily related to the  
3 functions of the department under subchapter X of chapter 560, 2009 stats., as  
4 determined by the secretary of administration, remain in effect and are transferred  
5 to the department of administration. The department of administration shall carry  
6 out any obligations under such a contract until the contract is modified or rescinded  
7 by the department of administration to the extent allowed under the contract.

8           (cg) *Employee transfers*. All positions and all incumbent employees holding  
9 those positions in the department performing duties primarily related to housing  
10 programs, as determined by the secretary of administration, are transferred on the  
11 effective date of this paragraph to the department of administration.

12           (cr) *Employee status*. Employees transferred under paragraph (cg) have all the  
13 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
14 statutes in the department of administration that they enjoyed in the department  
15 of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of  
16 the statutes, no employee so transferred who has attained permanent status in class  
17 is required to serve a probationary period.

18           (2u) TRANSFER OF BUSINESS CERTIFICATION PROGRAMS.

19           (a) *Assets and liabilities*. On the effective date of this paragraph, the assets and  
20 liabilities of the department of commerce primarily related to disabled  
21 veteran-owned business certifications, woman-owned business certifications, or  
22 minority business certifications, as determined by the secretary of administration,  
23 shall become the assets and liabilities of the department of administration.

24           (b) *Employee transfers*. All positions and all incumbent employees holding  
25 those positions in the department of commerce performing duties primarily related

1 to disabled veteran-owned business certifications, woman-owned business  
2 certifications, or minority business certifications, as determined by the secretary of  
3 administration, are transferred on the effective date of this paragraph to the  
4 department of administration.

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

11 (d) *Tangible personal property.* On the effective date of this paragraph, all  
12 tangible personal property, including records, of the department of commerce that  
13 is primarily related to disabled veteran-owned business certifications,  
14 woman-owned business certifications, or minority business certifications, as  
15 determined by the secretary of administration, is transferred to the department of  
16 administration.

17 (e) *Contracts.* All contracts entered into by the department of commerce in  
18 effect on the effective date of this paragraph that are primarily related to disabled  
19 veteran-owned business certifications, woman-owned business certifications, or  
20 minority business certifications, as determined by the secretary of administration,  
21 remain in effect and are transferred to the department of administration. The  
22 department of administration shall carry out any obligations under such a contract  
23 until the contract is modified or rescinded by the department of administration to the  
24 extent allowed under the contract.

1           (f) *Rules and orders.* All rules promulgated by the department of commerce  
2 that relate to disabled veteran-owned business certifications, woman-owned  
3 business certifications, or minority business certifications, that are in effect on the  
4 effective date of this subsection, remain in effect until their specified expiration dates  
5 or until amended or repealed by the department of administration. All orders issued  
6 by the department of commerce relating to such business certifications that are in  
7 effect on the effective date of this subsection remain in effect until their specified  
8 expiration dates or until modified or rescinded by the department of administration.

9           (g) *Pending matters.* Any matter pending with the department of commerce  
10 on the effective date of this paragraph that is primarily related to disabled  
11 veteran-owned business certifications, woman-owned business certifications, or  
12 minority business certifications, as determined by the secretary of administration,  
13 is transferred to the department of administration and all materials submitted to or  
14 actions taken by the department of commerce with respect to the pending matters  
15 are considered as having been submitted to or taken by the department of  
16 administration.

17           (2v) TRANSFER OF CERTAIN GRANT PROGRAMS.

18           (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
19 liabilities of the department of commerce primarily related to diesel truck idling  
20 reduction grants, as determined by the secretary of administration, shall become the  
21 assets and liabilities of the department of safety and professional services.

22           (b) *Employee transfers.* All positions and all incumbent employees holding  
23 those positions in the department of commerce performing duties primarily related  
24 to diesel truck idling reduction grants, as determined by the secretary of

1 administration, are transferred on the effective date of this paragraph to the  
2 department of safety and professional services.

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

9 (d) *Tangible personal property.* On the effective date of this paragraph, all  
10 tangible personal property, including records, of the department of commerce that  
11 is primarily related to diesel truck idling reduction grants, as determined by the  
12 secretary of administration, is transferred to the department of safety and  
13 professional services.

14 (e) *Contracts.* All contracts entered into by the department of commerce in  
15 effect on the effective date of this paragraph that are primarily related to diesel truck  
16 idling reduction grants, as determined by the secretary of administration, remain in  
17 effect and are transferred to the department of safety and professional services. The  
18 department of safety and professional services shall carry out any obligations under  
19 such a contract until the contract is modified or rescinded by the department of safety  
20 and professional services to the extent allowed under the contract.

21 (f) *Rules and orders.* All rules promulgated by the department of commerce  
22 that relate to diesel truck idling reduction grants, that are in effect on the effective  
23 date of this subsection, remain in effect until their specified expiration dates or until  
24 amended or repealed by the department of safety and professional services. All  
25 orders issued by the department of commerce relating to such grants that are in

1 effect on the effective date of this subsection remain in effect until their specified  
2 expiration dates or until modified or rescinded by the department of safety and  
3 professional services.

4 (g) *Pending matters.* Any matter pending with the department of commerce  
5 on the effective date of this paragraph that is primarily related to diesel truck idling  
6 reduction grants, as determined by the secretary of administration, is transferred to  
7 the department of safety and professional services and all materials submitted to or  
8 actions taken by the department of commerce with respect to the pending matters  
9 are considered as having been submitted to or taken by the department of safety and  
10 professional services.

11 (3) TRANSFER OF THE DIVISIONS OF SAFETY AND BUILDINGS AND ENVIRONMENTAL AND  
12 REGULATORY SERVICES.

13 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
14 liabilities of the department of commerce primarily related to the functions of the  
15 division of safety and buildings and the division of environmental and regulatory  
16 services, as determined by the secretary of administration, shall become the assets  
17 and liabilities of the department of safety and professional services.

18 (b) *Employee transfers.* All positions and all incumbent employees holding  
19 those positions in the department of commerce performing duties primarily related  
20 to the functions of the division of safety and buildings and the division of  
21 environmental and regulatory services, as determined by the secretary of  
22 administration, are transferred on the effective date of this paragraph to the  
23 department of safety and professional services.

24 (c) *Employee status.* Employees transferred under paragraph (b) have all the  
25 rights and the same status under subchapter V of chapter 111 and chapter 230 of the

1 statutes in the department of safety and professional services that they enjoyed in  
2 the department of commerce immediately before the transfer. Notwithstanding  
3 section 230.28 (4) of the statutes, no employee so transferred who has attained  
4 permanent status in class is required to serve a probationary period.

5 (d) *Tangible personal property.* On the effective date of this paragraph, all  
6 tangible personal property, including records, of the department of commerce that  
7 is primarily related to the functions of the division of safety and buildings and the  
8 division of environmental and regulatory services, as determined by the secretary of  
9 administration, is transferred to the department of safety and professional services.

10 (e) *Contracts.* All contracts entered into by the department of commerce in  
11 effect on the effective date of this paragraph that are primarily related to the  
12 functions of the division of safety and buildings and the division of environmental  
13 and regulatory services, as determined by the secretary of administration, remain  
14 in effect and are transferred to the department of safety and professional services.  
15 The department of safety and professional services shall carry out any obligations  
16 under such a contract until the contract is modified or rescinded by the department  
17 of safety and professional services to the extent allowed under the contract.

18 (f) *Rules and orders.* All rules promulgated by the department of commerce  
19 that are in effect on the effective date of this paragraph and that are primarily related  
20 to the functions of the division of safety and buildings and the division of  
21 environmental and regulatory services, as determined by the secretary of  
22 administration, remain in effect until their specified expiration dates or until  
23 amended or repealed by the department of safety and professional services. All  
24 orders issued by the department of commerce that are in effect on the effective date  
25 of this paragraph and that are primarily related to the functions of the division of

1 safety and buildings and the division of environmental and regulatory services, as  
2 determined by the secretary of administration, remain in effect until their specified  
3 expiration dates or until modified or rescinded by the department of safety and  
4 professional services.

5 (g) *Pending matters.* Any matter pending with the department of commerce  
6 on the effective date of this paragraph that is primarily related to the functions of the  
7 division of safety and buildings and the division of environmental and regulatory  
8 services, as determined by the secretary of administration, is transferred to the  
9 department of safety and professional services and all materials submitted to or  
10 actions taken by the department of commerce with respect to the pending matters  
11 are considered as having been submitted to or taken by the department of safety and  
12 professional services.

13 (4) TRANSFER OF CERTAIN ADMINISTRATIVE POSITIONS FROM THE DEPARTMENT OF  
14 COMMERCE.

15 (a) The positions, and the incumbent employees holding those positions, in the  
16 division of administrative services in the department of commerce that the secretary  
17 of administration determines shall be transferred to the department of safety and  
18 professional services, are transferred on the effective date of this paragraph.

19 (b) Employees transferred under paragraph (a) have all the rights and the  
20 same status under subchapter V of chapter 111 and chapter 230 of the statutes in the  
21 department of safety and professional services that they enjoyed in the department  
22 of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of  
23 the statutes, no employee so transferred who has attained permanent status in class  
24 is required to serve a probationary period.

25 (6) ECONOMIC DEVELOPMENT TRANSFER.

1           (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
2 liabilities of the department of commerce primarily related to the functions of the  
3 department under subchapters I, II, III, IV, V, VI, VIII, and IX of chapter 560, 2009  
4 stats., as determined by the secretary of administration, shall become the assets and  
5 liabilities of the Wisconsin Economic Development Corporation.

6           (b) *Tangible personal property.* On the effective date of this paragraph, all  
7 tangible personal property, including records, of the department of commerce that  
8 is primarily related to the functions of the department under subchapters I, II, III,  
9 IV, V, VI, VIII, and IX of chapter 560, 2009 stats., except the tangible personal  
10 property, including records, transferred to the department of agriculture, trade and  
11 consumer protection under subsection (7) (a) and except the tangible personal  
12 property, including records, transferred to the department of administration under  
13 subsection (8) (b), as determined by the secretary of administration, is transferred  
14 to the Wisconsin Economic Development Corporation.

15           (c) *Contracts.* All contracts entered into by the department of commerce in  
16 effect on the effective date of this paragraph that are primarily related to the  
17 functions of the department under subchapters I, II, III, IV, V, VI, VIII, and IX of  
18 chapter 560, 2009 stats., as determined by the secretary of administration, remain  
19 in effect and are transferred to the Wisconsin Economic Development Corporation.  
20 The Wisconsin Economic Development Corporation shall carry out any obligations  
21 under such a contract until the contract is modified or rescinded by the Wisconsin  
22 Economic Development Corporation to the extent allowed under the contract.

23           (7) INVESTMENT TAX CREDITS; TRANSFER.

24           (a) *Tangible personal property.* On the effective date of this paragraph, all  
25 tangible personal property, including records, of the department of commerce that



1 is primarily related to the functions of the department of commerce with respect to  
2 sections 560.2056, 560.207, 560.208, and 560.209, 2009 stats., as determined by the  
3 secretary of administration, is transferred to the department of agriculture, trade  
4 and consumer protection.

5 (b) *Rules.* All rules promulgated by the department of commerce under sections  
6 560.2056 (4), 560.207 (4), 560.208 (4), and 560.209 (4), 2009 stats., that are in effect  
7 on the effective date of this paragraph remain in effect until their specified expiration  
8 date or until amended or repealed by the department of agriculture, trade and  
9 consumer protection.

10 (8) RURAL HOSPITAL LOAN GUARANTEE; TRANSFER.

11 (a) *Tangible personal property.* On the effective date of this paragraph, all  
12 tangible personal property, including records, of the department of commerce that  
13 is primarily related to the functions of the department of commerce with respect to  
14 section 231.35, 2009 stats., as determined by the secretary of administration, is  
15 transferred to the department of administration.

16 (b) *Rules.* All rules promulgated by the department of commerce under section  
17 231.35 (7), 2009 stats., that are in effect on the effective date of this paragraph  
18 remain in effect until their specified expiration date or until amended or repealed by  
19 the department of administration.

20 (8q) ELECTRONIC MEDICAL RECORDS CREDIT; TRANSFER.

21 (a) *Tangible personal property.* On the effective date of this paragraph, all  
22 tangible personal property, including records, of the department of commerce that  
23 is primarily related to the functions of the department of commerce with respect to  
24 section 560.204, 2009 stats., as determined by the secretary of administration, is  
25 transferred to the department of revenue.

1           (b) *Rules*. All rules promulgated by the department of commerce under section  
2 560.204 (4), 2009 stats., that are in effect on the effective date of this paragraph  
3 remain in effect until their specified expiration date or until amended or repealed by  
4 the department of revenue.

5           (9u) RELOCATION ASSISTANCE TRANSFER.

6           (a) *Assets and liabilities*. On the effective date of this paragraph, the assets and  
7 liabilities of the department of commerce primarily related to the functions of the  
8 department under sections 32.19 to 32.27, 2009 stats., as determined by the  
9 secretary of administration, shall become the assets and liabilities of the department  
10 of administration.

11           (b) *Employee transfers*. All positions and all incumbent employees holding  
12 those positions in the department of commerce performing duties primarily related  
13 to the functions of the department under sections 32.19 to 32.27, 2009 stats., as  
14 determined by the secretary of administration, are transferred on the effective date  
15 of this paragraph to the department of administration.

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

22           (d) *Tangible personal property*. On the effective date of this paragraph, all  
23 tangible personal property, including records, of the department of commerce that  
24 is primarily related to the functions of the department under sections 32.19 to 32.27,